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A
T A B L E

Containing the TITLES of all

THE STATUTES,

Passed in the THIRD Session of the FIFTH Parliament

OF

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

55 GEORGE III.

PUBLIC GENERAL ACTS.

1. AN Act for the Encouragement and Reward of Petty Officers,
Seamen and Royal Marines, for long and faithful Service,
and for the Consolidation of the Chest at *Greenwich* with the Royal
Hospital there. Page 1
2. An Act for directing the Application of the Residuary Personal
Estate of *Anna Maria Reynolds* Spinster bequeathed by her to the
Use of the Sinking Fund. 4
3. 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 fifteen. 6
4. An Act for raising the Sum of Twelve Millions five hundred
thousand Pounds, by Exchequer Bills, for the Service of *Great*
Britain for the Year One thousand eight hundred and fifteen. 8
5. 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 fif-
teen. Ibid.
6. An Act to continue until the Twenty fifth Day of *March* One
thousand eight hundred and sixteen, an Act for suspending the
Operation of an Act of the Seventeenth Year of His present
Majesty, for restraining the Negotiation of Promissory Notes and
Bills of Exchange under a limited Sum in *England*. Ibid.
7. An Act to repeal an Act of the last Session of Parliament, for
granting Duties of Excise on certain Sorts of Glafs made in *Ire-*
land, and for granting and allowing certain Countervailing Duties
and Drawbacks in respect thereof. 9
8. An Act to continue during the Continuance of the present Hof-
tibilities, and until Six Months after the Ratification of a Definitive
Treaty A 2

- Treaty of Peace, so much of an Act of the Thirtyfourth Year of His present Majesty, as permits the Importation into *Great Britain and Ireland* in Neutral Vessels, from States in Amity with His Majesty, of certain Goods, Wares and Merchandize. Page 11
9. An Act to continue, until the Expiration of Six Months after the Conclusion of the present Hostilities, an Act of the Forty sixth Year of His present Majesty, for authorizing His Majesty in Council to allow the Importation and Exportation of certain Goods and Commodities in Neutral Ships into and from His Majesty's Territories in the *West Indies* and Continent of *South America*. 14
10. An Act to make further Provision respecting the Duties payable upon *East India* Goods, and to allow Bond to be given for Payment of the Duties upon such Goods when imported by Private Traders. *Ibid.*
11. An Act to continue, until Six Months after the Ratification of a Definitive Treaty of Peace, an Act of the Forty fifth Year of His present Majesty, for granting to Foreign Ships put under His Majesty's Protection, the Privileges of Prize Ships; and for allowing Aliens in Foreign Colonies surrendered to His Majesty to exercise the Occupations of Merchants or Factors during the present War. 17
12. An Act to amend several Acts relating to Fines in respect of unlawful Distillation in *Ireland*, to the warehousing of Spirits, and to the securing the Duties of Excise on Spirits distilled, and on Hides and Skins tanned in *Ireland*. *Ibid.*
13. An Act to amend an Act passed in the last Session of Parliament, intituled *An Act to provide for the better Execution of the Laws in Ireland, by appointing Superintending Magistrates and additional Constables in Counties, in certain cases*. 27
14. An Act to impose certain Duties on the Importation, and to allow Drawbacks on the Exportation of certain Sorts of Wood into and from *Ireland*, in lieu of former Duties and Drawbacks on the like Sorts of Wood, and to indemnify Persons who have admitted certain Sorts of Wood to ~~Entry~~ on Payment of a Proportion only of the Duty imposed thereon. 30
15. An Act to amend an Act made in the Fifty second Year of His present Majesty, for making Provision for the better Support of His Majesty's Household, during the Continuance of His Majesty's Indisposition. 37
16. An Act to continue and amend an Act, passed in the Forty eighth Year of the Reign of His present Majesty, intituled *An Act for empowering the Governor and Company of the Bank of England to advance the Sum of Three Millions towards the Supply for the Service of the Year One thousand eight hundred and eight*. 38
17. 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 sixteen; 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 sixteen. 39

18. An Act to settle and secure an Annuity on Lord *Walsingham*, in Consideration of his Services as Chairman of the Committees of the House of Lords. Page 40
19. An Act to grant certain Duties of Excise upon Licences for the Sale of Spirituous and other Liquors by Retail, and upon Licences to Persons dealing in Exciseable Commodities, in *Ireland*, in lieu of the Stamp Duties payable upon such Licences; and to secure the Payment of such Excise Duties, and to regulate the issuing of such Licences; and to discourage the immoderate Use of Spirituous Liquors in *Ireland*. 42
20. An Act for punishing Mutiny and Desertion; and for the better Payment of the Army and their Quarters. 84
21. An Act for regulating of His Majesty's Royal Marine Forces while on Shore. *Ibid.*
22. An Act to repeal the Duties of Customs payable on the Importation of Tobacco, and to grant other Duties in lieu thereof. 85
23. An Act to repeal the Duties of Customs upon the Importation of Citrat of Lime, and to grant other Duties in lieu thereof. 87
24. An Act to grant Duties of Customs on the Exportation of certain Goods, Wares and Merchandize, from *Ir-land*, in lieu of the Duties of Customs heretofore payable on such Exportation. 88
25. An Act for the better Regulation of the Manufacture of Brown Linens in *Ireland*. 93
26. An Act to amend the Laws now in force for regulating the Importation of Corn. *Ibid.*
27. An Act to continue until the Fifth Day of *July* One thousand eight hundred and sixteen, certain Additional Duties of Excise in *Great Britain*. 96
28. An Act for further continuing, until the Fifth Day of *July* One thousand eight hundred and sixteen, an Act of the Forty fourth Year of His present Majesty, to continue the Restrictions contained in the several Acts of His present Majesty on Payments of Cash by the Bank of *England*. 97
29. An Act to regulate the Trade between *Maha* and its Dependancies, and His Majesty's Colonies and Plantations in *America*; and also between *Maha* and the United Kingdom. *Ibid.*
30. An Act for granting to His Majesty, until the Fifth Day of *April* One thousand eight hundred and nineteen additional Duties of Excise in *Great Britain*, on Sweets, Tobacco, Snuff and Excise Licences. 104
31. An Act to amend certain Acts respecting the Exportation and Importation of Sugar, and further to regulate the Importation of Sugar, Coffee and other Articles, from certain Islands in the *West Indies*. 113
32. An Act to rectify a Mistake in an Act of the present Session of Parliament with respect to the Duties on Sugar imported from the *East Indies*; and for further continuing, until the End of Six Weeks from and after the Expiration of any Act or Acts of Parliament, continuing the Temporary or War Duties upon Sugar imported into *Great Britain* certain Countervailing Duties, Drawbacks and Bounties, on Refined Sugar. 117
33. An Act to continue, until the Fifth Day of *July* One thousand eight hundred and sixteen, certain Temporary or War Duties of Customs

- Customs on the Importation into *Great Britain* of Goods, Wares and Merchandize. Page 120
34. An Act to continue, until the Twenty fifth Day of *March* One thousand eight hundred and seventeen, an Act made in the Forty ninth Year of His present Majesty, to permit the Importation of Tobacco into *Great Britain* from any Place whatever. 121
35. An Act to grant to His Majesty an additional Duty of Excise on Tobacco in *Ireland*. Ibid.
36. An Act to grant to His Majesty a Duty of Customs on Tobacco imported into *Ireland*. 125
37. An Act to amend several Acts respecting the Exportation and Importation of Sugar into and from *Ireland*; and further to regulate the Importation into *Ireland* of Sugar, Coffee and other Articles, from certain Islands in the *West Indies*. 127
38. An Act to repeal so much of an Act of the last Session of Parliament, as directs that no Bleaching Powder, made in *Ireland* and brought into *Scotland*, should be removed into *England*. 129
39. An Act to revive and continue, until the Twenty fifth Day of *March* One thousand eight hundred and twenty, several Laws relating to the Encouragement of the *Greenland* Whale Fisheries, and to the allowing Vessels employed in the said Fisheries to complete their full Number of Men at certain Ports. 130
40. An Act for raising the Sum of Two millions three hundred and twenty three thousand seven hundred and fifty Pounds *Irish* Currency, by Treasury Bills, for the Service of *Ireland*, for the Year One thousand eight hundred and fifteen. 131
41. An Act to continue, until Three Months after the ceasing of any Restriction imposed on the Bank of *England* from issuing Cash in Payment, the several Acts for confirming and continuing the Restrictions on Payments in Cash by the Bank of *Ireland*. Ibid.
42. An Act to facilitate the Administration of Justice in that Part of the United Kingdom called *Scotland*, by the extending Trial by Jury to Civil Causes 132
43. An Act for the more effectual Prevention of the Use of false and deficient Measures. 143
44. An Act for the Relief of the Captors of Prizes, with respect to the admitting and landing of certain Prize Vessels and Goods in *Ireland*; to continue in force until the Twenty fifth Day of *March* One thousand eight hundred and sixteen. 146
45. An Act for continuing the Premiums allowed to Ships employed in the Southern Whale Fishery. 153
46. An Act to amend an Act passed in the Forty eighth Year of the Reign of His present Majesty, intituled *An Act for the better Care and Maintenance of Lunatics, being Paupers or Criminals, in England*. 155
47. An Act for procuring Returns relative to the Expence and Maintenance of the Poor in *England*; and also relative to the Highways. 160
48. An Act for enlarging the Powers of Two Acts of His present Majesty, for providing Clergymen to officiate in Gaols and Houses of Correction within *England* and *Wales*. 172
49. An Act to procure Returns of Persons committed, tried and convicted for Criminal Offences and Misdemeanors. 173
50. An

50. An Act for the Abolition of Gaol and other Fees connected with the Gaols in *England*. Page 177
51. An Act to amend an Act of His late Majesty King *George* the Second, for the more easy assessing, collecting and levying of County Rates. 180
52. An Act to revive and continue, until the Twenty fifth Day of *March* One thousand eight hundred and twenty, several Acts for charging additional Duties on Copper imported into *Great Britain*. 191
53. An Act to revive and continue for One Year the Duties and Contributions on the Profits arising from Property, Professions, Trades and Offices in *Great Britain*. 192
54. An Act to repeal an Act of the last Session of Parliament, for establishing Regulations respecting Aliens arriving in this Kingdom, or resident therein; and to establish, for Twelve Months, other Regulations respecting Aliens arriving in this Kingdom, or residing therein, in certain Cases. 195
55. An Act to enable the Commissioners of His Majesty's Woods, Forests and Land Revenues, to contract for the Purchase and Surrender of Crown Leases, and to sell His Majesty's Interest in the *Thornhill* Estate, in the Parish of *Stallbridge*, in the County of *Dorset*, and in certain small Parcels of Land belonging to His Majesty's Subjects within the Royal Forests; and to remove Doubts as to Estates of The Crown, sold by Order of the said Commissioners, being exempted from the Auction Duty. 211
56. An Act to authorize the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich*, to transfer a certain Sum in the Three Pounds *per Centum* Consolidated Annuities, now standing in the Name of the Corporation of the Chest of *Greenwich*, into the Name of the said Commissioners; and also to receive such Dividends as are now due upon such Annuities. 220
57. An Act to repeal the Provisions of former Acts, granting exclusive Privileges of Trade to the *South Sea* Company, and to indemnify the said Company for the Loss of such Privileges. 222
58. An Act for granting Annuities to discharge certain Exchequer Bills. 228
59. An Act for amending an Act of His present Majesty, to insure the proper and careful Manufacturing of Fire Arms in *England*, and for making Provision for proving the Barrels of such Fire Arms. *Ibid.*
60. An Act to repeal several Acts relating to the Execution of Letters of Attorney and Wills of Petty Officers, Seamen and Marines, in His Majesty's Navy, and to make new Provisions respecting the same. 237
61. An Act to grant to His Majesty certain increased Rates, Duties and Taxes in *Ireland*, in respect of Windows, Male Servants, Carriages, Horses and Dogs, in lieu of former Rates, Duties and Taxes in respect of the like Articles. 280
62. An Act to grant to His Majesty certain increased Duties of Excise in *Ireland* on Malt. 291
63. An Act to repeal the additional Duty on *British-made* Wine or Sweets granted by an Act of this Session of Parliament. 295
64. An Act to explain and amend an Act of the Fifty third Year of His

The TITLES of the STATUTES,

- His present Majesty, as far as relates to the granting Gratuities by the *East India Company*. Page 295
65. An Act to amend the Laws relating to the Militia of *Great Britain*. 296
66. An Act for allowing Makers of Oxygenated Muriatic Acid to take Salt Duty-free for making such Acid or Oxymuriate of Lime for bleaching Linen and Cotton; for repealing the Excise Duties on Glauber Salt, and on Bleaching Powder imported from *Ireland*; and to allow a further Drawback on Foreign Brimstone used in making Oil of Vitriol. 300
67. An Act to grant to His Majesty certain Duties and Taxes in *Ireland*, in respect of certain Male Servants, Carriages and Horses kept to be let to Hire. 315
68. An Act to amend an Act of the Thirteenth Year of His present Majesty, for the Amendment and Preservation of the Public Highways, in so far as the same relates to Notice of Appeal against turning or diverting a Public Highway; and to extend the Provisions of the same Act to the stopping up of unnecessary Roads. 321
69. An Act to regulate Madhouses in *Scotland*. 325
70. An Act for better regulating the Formation and Arrangement of the Judicial and other Records of the Court of Session in *Scotland*. 330
71. An Act to regulate Hawkers and Pedlars in *Scotland*. 332
72. An Act to fix the Election for *Glamorganshire* at a central Place within the said County. 340
73. An Act for granting to His Majesty a Sum of Money to be raised by Lotteries. *Ibid.*
74. An Act for granting Annuities to discharge certain Exchequer Bills; and for raising a Sum of Money by Annuities, for the Service of *Great Britain*. *Ibid.*
75. An Act to continue the Encouragement of Persons making Discoveries for finding the Longitude at Sea, or other useful Discoveries and Improvements in Navigation, and for making Experiments relating thereto; and for discharging certain Debts incurred by the Commissioners of the Longitude, in carrying the Acts relating thereto into Execution. *Ibid.*
76. An Act to enable His Majesty, until the First Day of *May* One thousand eight hundred and sixteen, to accept the Services of the Local Militia, either in or out of their Counties, under certain Restrictions. 343
77. An Act to authorize, under present Circumstances, the Drawing out and Embodying of the *British* and *Irish* Militia, or any Part thereof. 344
78. An Act to repeal the several Duties under the Care of the Commissioners for managing the Stamp Duties, in *Ireland*, and to grant new Duties in lieu thereof. 345
79. An Act to regulate the Collection and Management of the Stamp Duties on Law Proceedings, Attornies, Solicitors, Proctors and Corporate Officers in *Ireland*. 399
80. An Act to provide for the Collection and Management of Stamp Duties on Pamphlets, Almanacks and Newspapers, in *Ireland*. 417
81. An Act to repeal the several Acts for the Collection and Management of Stamp Duties in *Ireland*, and to make more effectual Regulations for collecting and managing the said Duties in general. 227
82. An

82. An Act to grant Duties of Customs, and to allow Drawbacks and Bounties on certain Goods, Wares and Merchandize imported into and exported from *Ireland*, in lieu of former Duties, Drawbacks and Bounties; and to make further Regulations for securing the Duties of Customs in *Ireland*. Page 458
83. An Act to regulate the Payment of the Duties of Customs on Foreign Goods imported into *Great Britain* from *Ireland*, or into *Ireland* from *Great Britain*; and of the Drawbacks on the Exportation of Goods the Growth, Produce or Manufacture of *Great Britain* or *Ireland*, having been imported into either Country from the other. 469
84. An Act to amend so much of an Act of the Thirty third Year of His present Majesty, as relates to the fixing the Limits of the Towns of *Calcutta*, *Madras* and *Bombay*; and also so much of an Act of the Thirty ninth and Fortieth Year of His present Majesty, as relates to granting Letters of Administration to the Effects of Persons dying intestate within the several Presidencies in the *East Indies*, to the Registrar of the Ecclesiastical Courts; and to enable the Governor in Council of the said Presidencies to remove Persons, not being *British* Subjects; and to make Provision for the Judges in the *East Indies* in certain Cases. 471
85. An Act to amend and continue for One Year, and until Twelve Months after the Termination of the present War by the Ratification of a Definitive Treaty of Peace, Two Acts of His present Majesty, for enabling Subjects of Foreign States to enlist and serve as Soldiers in His Majesty's Service; and to enable His Majesty to grant Commissions to Subjects of Foreign States to serve as Officers, under certain Restrictions. 479
86. An Act to continue, until the Twenty fifth Day of *March* One thousand eight hundred and twenty, an Act made in the Forty sixth Year of His present Majesty, for permitting the Importation of *Malts*, *Yards*, *Bowsprits* and *Timber* for Naval Purposes, from the *British* Colonies in *North America*. 480
87. An Act to relieve certain Foreign Vessels resorting to the Port of *London*, in respect of Pilotage; and to regulate the Mode of Payment of Pilotage on Foreign Vessels in the said Port. *Ibid.*
88. An Act to amend an Act of the last Session of Parliament, for rendering more easy and effectual Redress for Assaults in *Ireland*. 482
89. An Act to amend an Act of the Fifty third Year of His Majesty's Reign, for making Regulations for the building and repairing of Court Houses and Sessions Houses in *Ireland*. 483
90. An Act to explain an Act made in the Parliament of *Ireland*, in the Thirty second Year of His Majesty's Reign, relative to Inland Navigations there, so far as relates to the Limitation of Actions against Canal Companies and others. 484
91. An Act for the Payment of Costs and Charges to Prosecutors and Witnesses, in Cases of Felony in *Ireland*. 485
92. An Act to amend an Act of the Fiftieth Year of His present Majesty's Reign, relating to Prisons in *Ireland*, so far as concerns Contracts for building or repairing such Prisons. 486
93. An Act to repeal the Duties payable on, and the Permission to enter for Home Consumption, Silk Handkerchiefs imported by the *East India Company*. 488
94. An

The TITLES of the STATUTES,

94. An Act to continue and amend several Acts relating to the *British* White Herring Fishery. Page 490
95. An Act to repeal the Duties payable on the Importation into *Great Britain* of solid Vegetable Extract from Oak Bark, and other Vegetable Substances used in the Tanning of Leather; and to grant a Duty in lieu thereof. 506
96. An Act to grant a further Sum of Money for purchasing an Estate to accompany the Title of Earl *Nelson*, and also to amend Two Acts of the Forty sixth and Fifty third Years of His present Majesty's Reign, for making such Purchase. 507
97. An Act to grant to the Judges of the Commissary Court of *Edinburgh* a fixed Salary in place of their present Salary and certain Fees and Payments. 515
98. An Act to enable the select Committee on the *Downpatrick* Election to re-assemble, and to suspend the Transmission of the Warrants and other Proceedings for the Appointment of Commissioners to examine Witnesses in *Ireland*. 516
99. An Act to make further Provisions for collecting and securing the Duties of Excise on Malt made in *Ireland*. 518
100. An Act to provide for the Collection and Management of Stamp Duties payable on Bills of Exchange, Promissory Notes, Receipts and Game Certificates in *Ireland*. 522
101. An Act to regulate the Collection of Stamp Duties on Matters in respect of which Licences may be granted by the Commissioners of Stamps in *Ireland*. 534
102. An Act to repeal certain Duties on Leather dressed in Oil in *Great Britain*, or imported from *Ireland*. 550
103. An Act to regulate the Postage of Ship Letters to and from *Ireland*. 551
104. An Act to make further Provisions for the issuing of Licences to Persons to deal in, retail, make or manufacture Spirits and other Exciseable Commodities in *Ireland*, and for securing the Duties of Excise payable by the Persons so licensed. 555
105. An Act to make further Provisions for collecting and securing the Duties of Excise on Hides and Skins tanned in *Ireland*. 566
106. An Act to make further Provisions for collecting and securing the Duties of Excise on Paper printed, painted or stained in *Ireland*, to serve for Hangings and other Uses. 568
107. An Act to regulate the Appointment of Governors of the *Richmond* Lunatic Asylum in *Dublin*. 571
108. An Act for punishing Mutiny and Desertion; and for the better Payment of the Army and their Quarters. 574
109. An Act to enable the Sheriff Depute or Substitute and Justices of the Peace of the County of *Clackmanan*, to incarcerate Persons in the Gaol of the Royal Burgh of *Stirling* or the Common Gaol of the County of *Stirling*. 641
110. An Act for charging certain Duties on Sweets or Made Wines in *Ireland* in lieu of former Duties. 642
111. An Act for the better collecting and securing the Duties on Spirits distilled in *Ireland*. 643
112. An Act for the better regulating and securing the Collection of the Duties on Paper made in *Ireland*, and to prevent Frauds therein. 649
113. An Act for altering certain Drawbacks and Grants relating to Duties on Glass; for exempting *Irish* Glass Bottles from the Duty Duty

Duty imposed by an Act of the last Session of Parliament; and for exempting the Leather and Glafs of Carriages belonging to certain Persons imported from *Ireland* for Private Use from Duty.

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114. An Act to augment the Salary of the Master of the Rolls in *Ireland*, and to enable His Majesty to grant an additional Annuity to such Master of the Rolls, on the Resignation of his Office; and to regulate the Disposal of the Offices of the Six Clerks in the Court of Chancery in *Ireland*. 673
115. An Act to carry into effect a Convention made between His Majesty and the King of the *Netherlands* and the Emperor of all the *Russias*. 677
116. An Act to make further Regulations for the Registry of Ships built in *India*. 679
117. An Act to permit, until Six Weeks after the Commencement of the next Session of Parliament, the Importation into *Great Britain* and *Ireland*, in Neutral Vessels from States in Amity with His Majesty, of certain Goods, Wares and Merchandize; and to prohibit the Exportation of Copper; and to permit the Importation, in Neutral Vessels from States not in Amity with His Majesty, of certain Goods, Wares and Merchandize. 683
118. An Act to regulate the Clearance of Vessels, and Delivery of Coast Bonds, at Creeks and Harbours in *Great Britain*; for exempting certain Ships and Vessels from being licensed by the Commissioners of Customs; for authorizing Officers of the Customs to seize Spirits removing without Excise Permits; and for preventing Frauds in overloading Keels and other Carriages used in conveying Coals for Exportation, or to be carried Coastwise. 686
119. An Act to enable the Trustees of Turnpike Roads to abate the Tolls on Carriages, and to allow of their carrying extra Weights in certain Cases. 690
120. An Act to provide for the taking an Account of the Population of *Ireland*, and for the ascertaining the Increase or Diminution thereof. 692
121. An Act to amend and explain an Act, passed in the Fifty fourth Year of His present Majesty, for maintaining and keeping in Repair certain Roads and Bridges made in *Scotland* for the Purpose of Military Communication; and for making more effectual Provision for maintaining and repairing Roads made and Bridges built in *Scotland*, under the Authority of the Parliamentary Commissioners for Highland Roads and Bridges. 697
122. An Act to amend an Act of the Fifty third Year of His present Majesty, for vesting in His Majesty certain Parts of *Windfor* Forest, in the County of *Berks*; and for inclosing the Open Commonable Lands within the said Forest. 700
123. An Act for making Compensation for Lands and Hereditaments taken for erecting Works at and near *Portsmouth* and *Hilsea*, in the County of *Southampton*, in pursuance of an Act made in the last Session of Parliament. 702
124. An Act for raising the Sum of Thirty six Millions by way of Annuities. *Ibid.*
125. An Act to amend an Act of His late Majesty King *George* the Second, for the Relief of the Out Pensioners of the Royal Hospital at *Chelsea*. *Ibid.*
126. An

The TITLES of the STATUTES,

126. An Act to authorize the allowing to Foreign Officers, Allowances equivalent in Amount to the Half Pay given to *British* Officers under the like Circumstances. Page 703
127. An Act to repeal an Act of the Fifty third Year of His present Majesty, for preventing the Embezzlement of Stores; and to extend the Provisions of the several Acts relating to His Majesty's Naval, Ordnance and Victualling Stores, to all other Public Stores. 704
128. An Act to enable His Majesty to acquire Ground necessary for Signal and Telegraph Stations. 706
129. An Act to increase the Drawbacks and Countervailing Duties on Tobacco; and to limit the Tonnage of Ships in which Wine may be exported when Duties are drawn back. 712
130. An Act for further regulating the Issue and Payment of Money to His Majesty's Forces serving Abroad. 715
131. An Act for discontinuing certain Deductions from Half Pay; and for further regulating the Accounts of the Paymaster General. 716
132. An Act to continue, until the End of the next Session of Parliament, an Act of the last Session of Parliament, for regulating the Trade in Spirits between *Great Britain* and *Ireland* respectively. 717
133. An Act to grant further Powers to the Commissioners of *Chelsea* and *Greenwich* Hospitals with respect to Pensions on those Establishments. Ibid.
134. An Act for altering the Rate at which The Crown may exercise its Right of Pre-emption of Ore in which there is Lead. 719
135. An Act to alter the Conditions and Regulations under which Blubber and Train Oil of *Newfoundland* are admitted to Entry. 720
136. An Act for the Relief of the Out Pensioners of the Royal Hospital of *Kilmainham*. 721
137. An Act to prevent Poor Persons in Workhouses from embezzling certain Property provided for their Use; to alter and amend so much of an Act of the Thirty sixth Year of His present Majesty, as restrains Justices of the Peace from ordering Relief to Poor Persons in certain Cases for a longer Period than One Month at a Time; and for other Purposes therein mentioned, relating to the Poor. Ibid.
138. An Act for vesting in His Majesty certain Parts of the Forest of *Exmoor* otherwise *Exmore*, in the Counties of *Somerset* and *Devon*; and for inclosing the said Forest. 727
139. An Act to grant an additional Duty of Excise in *Ireland*, upon Spirits made or distilled from Corn or Grain. 761
140. An Act to make further Provisions for the Collection of certain Duties on Male Servants, Carriages and Horses; and in respect of Houses in *Ireland*. 768
141. An Act to amend an Act made in this Session of Parliament to repeal former Acts granting exclusive Privileges of Trade to the *South Sea* Company, and to indemnify the said Company for the Loss of such Privileges. 769
142. An Act to reduce the Duties on all Sheep Wool: the Growth of the United Kingdom, which shall be sold by Auction for the Growers or first Purchasers. 787
143. An

143. An Act to amend the Acts relating to the building and repairing of County Bridges. Page 772
144. An Act to enable the Commissioners of Customs and Port Duties in *Ireland*, to purchase Premises for the erecting additional Docks, Warehouses and Offices, in *Dublin*. 777
145. An Act to increase the Allowance to the Post Office in *Ireland*, in respect of Packet Boats to *Great Britain*. 781
146. An Act to authorize His Majesty to regulate, until the First Day of *July* One thousand eight hundred and sixteen, the Trade with any *French* Colony which may come into His Majesty's Possession or remain Neutral. *Ibid.*
147. An Act for enabling Spiritual Persons to exchange the Parsonage or Glebe Houses or Glebe Lands, belonging to their Benefices, for others of greater Value, or more conveniently situated for their Residence and Occupation; and for annexing such Houses and Lands, so taken in Exchange, to such Benefices as Parsonage or Glebe Houses and Glebe Lands, and for purchasing and annexing Lands to become Glebe in certain Cases, and for other Purposes. 782
148. An Act for raising the Sum of Four millions five hundred thousand Pounds, by Exchequer Bills, for the Service of *Great Britain*, for the Year One thousand eight hundred and fifteen. 794
149. 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 fifteen. 795
150. An Act for rectifying Mistakes in the Names of the Land Tax Commissioners, and for appointing additional Commissioners and indemnifying such Persons as have acted without due Authority in Execution of the Acts therein recited. *Ibid.*
151. An Act to amend the Laws for imposing and levying of Fines, in respect of unlawful Distillation of Spirits in *Ireland*. 797
152. An Act for granting to His Majesty the Sum of Twenty thousand Pounds, to be issued and applied towards repairing Roads between *London* and *Holyhead*, by *Chester*, and between *London* and *Bangor*, by *Shrewsbury*. 807
153. An Act for granting certain Rates on the Postage of Letters to and from *Great Britain*, *The Cape of Good Hope*, *The Mauritius* and *The East Indies*; and for making certain Regulations respecting the Postage of Ship Letters, and of Letters in *Great Britain*. 813
154. An Act for fixing the Rates of Subsistence to be paid to Innkeepers and others on quartering Soldiers. 825
155. An Act to continue, until the Fifth Day of *July* One thousand eight hundred and sixteen, the Temporary Fourth Part of the Duties payable in *Scotland* upon Distillers Wash, Spirits and Licences imposed by an Act of the Fifty fourth Year of His present Majesty; and for enabling His Majesty by Order in Council to modify the Operations of the said Act, or reduce the Duties thereby imposed. 828
156. An Act to amend the Laws relative to the Transportation of Offenders; to continue in force until the First Day of *May* One thousand eight hundred and sixteen. 829
157. An

157. An Act for the better Examination of Witnesses in the Courts of Equity in *Ireland*, and for empowering the Courts of Law and Equity in *Ireland* to grant Commissions for taking Affidavits in all Parts of *Great Britain*. Page 837
158. An Act to enable Grand Juries to present additional Sums for Constables in *Ireland*, and for the secure Conveyance of Prisoners. 840
159. An Act to amend several Acts relating to Hackney Coaches; for authorizing the licensing of an additional Number of Hackney Chariots; and for licensing Carriages drawn by One Horse. 843
160. An Act for the Encouragement of Seamen, and the more effectual Manning of His Majesty's Navy during the present War. 848
161. An Act to amend and render more effectual an Act of the Fifty second Year of His present Majesty, to amend and regulate the Assessment and Collection of the Assessed Taxes, and of the Rates and Duties on Profits arising on Property, Professions, Trades and Offices, in that Part of *Great Britain* called *Scotland*. 876
162. An Act to repeal the Excise Duties and Drawbacks on *Epsom Salt*. 879
163. An Act to regulate the issuing of Licences to allow Open Boats to proceed to Foreign Parts, and for revoking the same when necessary. *Ibid.*
164. An Act to exonerate, in certain Cases, Foreign Spirits imported during the Suspension of the Spirit Intercourse between *Great Britain* and *Ireland*, from the additional Duty imposed thereon. 881
165. An Act to defray the Charge of the Pay, Clothing and Contingent Expences of the Disabled Militia in *Great Britain*, and of the Miners of *Cornwall* and *Devon*; and for granting Allowances, in certain Cases, to Subaltern Officers, Adjutants, Surgeons' Mates and Serjeant Majors of Militia, until the Twenty fifth Day of *March* One thousand eight hundred and sixteen. 882
166. An Act for defraying the Charge of the Pay and Clothing of the Local Militia in *Great Britain*, to the Twenty fifth Day of *March* One thousand eight hundred and sixteen. 890
167. An Act for defraying, until the Twenty fifth Day of *June* One thousand eight hundred and sixteen, 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. 893
168. An Act to explain and amend the Laws relating to the Militias of *Great Britain* and *Ireland*. 895
169. An Act to provide for the Charge of the Addition to the Public Funded Debt of *Great Britain*, for the Service of the Year One thousand eight hundred and fifteen. 896
170. An Act to amend an Act passed in the last Session of Parliament, for better regulating the Office of Agent General for Volunteers and Local Militia, and for the more effectually regulating the same. 899
171. An Act to continue for One Year certain Acts for the better Prevention and Punishment of Attempts to seduce Persons serving

- in His Majesty's Forces by Sea and Land from their Duty and Allegiance to His Majesty, or to incite them to Mutiny or Disobedience. Page 900
172. An Act to provide for the Support of Captured Slaves during the Period of Abjudication. Ibid.
173. An Act for the better Protection of the Trade of the United Kingdom during the present Hostilities with *France*. 903
174. An Act to extend the Exemption granted by Law on Coals and Culm for which the Coast Duties have been duly paid, on being again exported and carried to any other Place in this Kingdom, to Cinders or Coked Coals burnt from Pit Coal, which has paid the Coast Duties. 909
175. An Act to continue until the First Day of *August* One thousand eight hundred and sixteen, Two Acts of the Fiftieth and Forty fifth Years of His present Majesty, allowing the bringing of Coals, Culm and Cinders to *London* and *Westminster*, by Inland Navigation. 910
176. An Act for allowing certain Tiles to be made Duty-free to serve for Draining. 911
177. An Act for the further Prevention of Frauds in the Manufacture of Sweets. 912
178. An Act to revive and continue, until the Twenty fifth Day of *March* One thousand eight hundred and twenty, an Act of the Twenty eighth Year of His present Majesty, for the more effectual Encouragement of the Manufacture of Flax and Cotton in *Great Britain*. 914
179. An Act to revive, amend and continue, until the Twenty fifth Day of *March* One thousand eight hundred and twenty one, 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; and to repeal certain Laws relating to the Allowance of Salt, Duty-free, for the *North Seas* and *Iceland* Fisheries. Ibid.
180. An Act to revive and continue, until the Fifth Day of *July* One thousand eight hundred and sixteen, an Act of the Forty sixth Year of His present Majesty's Reign, for granting an additional Bounty on the Exportation of the Silk Manufactures of *Great Britain*. 922
181. An Act for charging an additional Duty on certain Seeds imported. Ibid.
182. An Act to authorize the Directors General of Inland Navigation in *Ireland* to proceed in carrying on and completing the Canal from *Dublin* to *Tarmonbury* on the River *Shannon*. 923
183. An Act to repeal the Bounties payable in *Ireland* on the Exportation of certain Calicoes and Cottons. Ibid.
184. An Act for repealing the Stamp Duties on Deeds, Law Proceedings, and other written or printed Instruments, and the Duties on Fire Insurances, and on Legacies and Successions to Personal Estate upon Intestacies, now payable in *Great Britain*; and for granting other Duties in lieu thereof. 924
185. An Act for repealing the Stamp Office Duties on Advertisements, Almanacks, Newspapers, Gold and Silver Plate, Stage Coaches and Licences for keeping Stage Coaches, now payable in *Great Britain*; and for granting new Duties in lieu thereof. 1040
186. An

186. An Act for granting an additional Sum of Money for providing a suitable Residence and Estate for the Duke of *Wellington* and his Heirs, in Consideration of the eminent and signal Services performed by the said Duke to His Majesty and the Public. Page 1049
187. An Act for granting to His Majesty certain Sums out of the respective Consolidated Funds of *Great Britain* and *Ireland*, and for applying certain Monies therein mentioned for the Service of the Year One thousand eight hundred and fifteen; and for further appropriating the Supplies granted in this Session of Parliament. 1052
188. An Act for enabling His Majesty to grant to *John Francis Erskine* of *Mar* Esquire, and His Heirs and Assigns, the Feu Duties and Quit Rents arising in the Lordship of *Stirling*, in Discharge of a Debt of greater Value created upon the said Feu Duties by a grant from His Majesty King *George* the First. 1067
189. An Act for allowing *Henry Meux*, *Thomas Starling Benjon*, *Florance Thomas Young*, *Richard Latham* and *John Newberry*, to brew Duty-free a Quantity of Strong Beer, the Duty on which will be equivalent to the Duty on the Beer lost, and to the Duties on the Malt and Hops expended in the Production of the Beer so lost. 1069
190. An Act to amend an Act made in the Forty eighth Year of His present Majesty, to improve the Land Revenue of The Crown, so far as relates to the Great Forest of *Brecknock*, in the County of *Brecknock*; and for vesting in His Majesty certain Parts of the said Forest, and for inclosing the said Forest. 1070
191. An Act to authorize the Appointment of Commissioners for erecting an Harbour for Ships to the Eastward of *Dunleary*, within the Port and Harbour of *Dublin*. 1105
192. An Act to remove certain Difficulties in the Disposition of Copyhold Estates by Will. 1106
193. An Act to enable His Majesty, until Six Weeks after the Commencement of the next Session of Parliament, to regulate the Trade and Commerce carried on between His Majesty's Subjects and the Inhabitants of the United States of *America*. 1107
194. An Act for better regulating the Practice of Apothecaries throughout *England* and *Wales*. 1108
195. An Act for exonerating the Estates and Effects of the late Sir *James Colebrooke*, the late Sir *George Colebrooke*, *Arnold Nesbit*, Sir *Samuel Fludger*, *Adam Drummond* and *Moses Franks*, and of their Sureties, from all Claims and Demands whatsoever in respect of any Contracts entered into with His Majesty's Government. 1119
196. An Act for enabling His Majesty to raise the Sum of Six Millions for the Service of *Great Britain*. 1120

LOCAL AND PERSONAL ACTS,

DECLARED PUBLIC,

AND TO BE JUDICIALLY NOTICED.

- i. AN Act to continue the Term, and to amend and enlarge the Powers of several Acts passed for repairing the Road from *Cirencester*, in the County of *Gloucester*, to *Birdlip Hill*, in the said County. Page 1121
- ii. An Act to continue the Term, and amend and enlarge the Powers of several Acts passed for repairing the Road from *Cirencester* to *Saint John's Bridge*, in the County of *Gloucester*, and certain other Roads therein mentioned. *Ibid.*
- iii. An Act to amend the several Acts passed 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*; and for raising a further Sum of Money for the Completion of the said Works. *Ibid.*
- iv. An Act for enlarging the Term and Powers of several Acts of His late and present Majesty, for repairing the Roads from *Epsom* through *Ewell* to *Tooting*, and from *Ewell* to *Kingston upon Thames*, and *Thames Ditton*; and across *Ewell* Common Fields, to the *Ryegate* Turnpike Road on *Borough Heath*, all in the County of *Surry*. 1128
- v. An Act for enlarging the Powers of an Act of His present Majesty, for repairing or rebuilding the Parish Church of *Stockport*, in the County Palatine of *Chester*. *Ibid.*
- vi. An Act to enable the Company of Proprietors of the *Wilts and Berks* Canal Navigation to raise Money for discharging the Debts of the said Company. *Ibid.*
- vii. An Act for paving the Footways and Crosspaths, and lighting, watching, cleaning, widening and otherwise improving the Streets, Lanes and other Public Passages and Places, in the Town of *Basingstoke*, in the County of *Southampton*. *Ibid.*
- viii. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Burtryford*, in the County of *Durham*, to *Alston*, in the County of *Cumberland*, and from *Albon* aforesaid, by the *Dyke*, to *Burnstones*, in the County of *Northumberland*. *Ibid.*
- ix. An Act for erecting a Shire Hall, Courts of Justice and other Buildings, for Public Purposes; and for providing suitable Accommodations for His Majesty's Justices of Assize, in and for the County of *Hersford*. 1129
- x. An Act for repairing the Road from the Town of *Stanhope*, by *Edmondbyers*, in the County of *Durham*, to the *Corbridge* Turnpike Road near *Greenhead*, in the Parish of *Sbotley*, in the County of *Northumberland*. 1157
- xi. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Dunchurch* to *Soutbam*, in the County of *Warwick*. *Ibid.*
- xii. An Act for repairing and improving the Roads leading to and from the City of *Buster*, and for keeping in Repair *Enc Bridge* and *Conate's Wear Bridge*. 1158

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xiii. An

- xiii. An Act for making and maintaining a Road from *Elland Bridge*, in the Parish of *Halifax*, to join the *Dewsbury* and *Elland* Turnpike Road, at or near to a certain Obelisk belonging to Sir *George Armytage* Baronet, in the Parish of *Dewsbury*, all in the West Riding of the County of *York*. Page 1158
- xiv. An Act for repairing the Road from *Hastlingen*, through *New Church* and *Bacup*, to *Todmorden*, and for making and maintaining several Branches therefrom, all in the County Palatine of *Lancaster*. *Ibid.*
- xv. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Odibam* to *Alton*, in the County of *Southampton*. *Ibid.*
- xvi. An Act for continuing the Term and altering and enlarging the Powers of several Acts of His late Majesty King *George* the Second, and of His present Majesty, for repairing and widening the Road from the Town of *Mansfield*, in the County of *Nottingham*, to the Turnpike Road leading from *Derby* to *Chesterfield*, in the County of *Derby*. *Ibid.*
- xvii. An Act for more effectually repairing and maintaining certain Roads in the County of *Roxburgh*, and other Roads connected therewith, leading into the Counties of *Berwick*, *Northumberland* and *Durham*. *Ibid.*
- xviii. An Act to amend an Act of His present Majesty, for establishing a Ferry across the River *Thames* at *Woolwich*, in the County of *Kent*. *Ibid.*
- xix. An Act to continue the Term and alter and amend the Powers of Three Acts of His present Majesty, for repairing the Road from *Lawton*, in the County of *Chester*, to *Burslem* and *Newcastle under Lyme*, in the County of *Stafford*, and other Roads therein mentioned; and also to make a new Road from *Burslem* aforesaid to *Cobridge*, and a Branch therefrom to *Burslem Church*. *Ibid.*
- xx. An Act for enlarging the Powers of an Act of His present Majesty, for repairing, enlarging and improving the Parish Church of *Hungerford*, in the Counties of *Berks* and *Wilt.* *Ibid.*
- xxi. An Act to amend an Act of His present Majesty, for building a new Church at *Wakefield*, in the West Riding of the County of *York*. *Ibid.*
- xxii. An Act to light watch, pave, cleanse and improve the Streets, Highways and Places within the Borough of *Preston*, in the County Palatine of *Lancaster*; and to provide Fire Engines and Firemen for the Protection of the said Borough. *Ibid.*
- xxiii. An Act to alter, extend and amend the Powers of Two Acts, passed in the Tenth Year of the Reign of His late Majesty King *George* the Second, and in the Twelfth Year of the Reign of His present Majesty, for better paving, lighting and watching the City of *New Sarum*, in the County of *Wilt.* *Ibid.*
- xxiv. An Act to amend an Act of His present Majesty, for paving and otherwise improving the Town of *Abergavenny*, in the County of *Monmouth*. *Ibid.*
- xxv. An Act for amending Two Acts of His present Majesty, for improving certain Plots of Ground belonging to the Right Honourable *Ann Dowager* Baroness *Southampton*, and other Persons, in the Parish of *Saint Pancras*, in the County of *Middlesex*. *Ibid.*
- xxx. An

- xxvi. An Act for amending and enlarging the Powers of Two Acts of His present Majesty, for paving, lighting, cleansing and improving the Town of *Ipswich*, in the County of *Suffolk*, and removing and preventing Encroachments, Obstructions and Annoyances therein; and for Watching the said Town. Page 1159
- xxvii. An Act for dividing, inclosing and selling the Waste Lands, and Lammas and other Commonable Rights, in the City and County of the City of *Lichfield*; to explain and amend an Act of His present Majesty, for paving, cleansing, lighting, watching and regulating the Streets, Lanes and other Public Places, within the City of *Lichfield*, and the Suburbs thereof; and for better supplying the said City with Water. 1160
- xxviii. An Act for building a Market House in the Borough of *Clifton Dartmouth Hardness*, in the County of *Devon*; and for better paving, lighting, widening and improving the Streets and other Public Places within the said Borough. *Ibid.*
- xxix. An Act to rebuild the Bridge in *Bird Street*, otherwise *Bridge Street*, in the City of *Lichfield*. *Ibid.*
- xxx. An Act for rebuilding *Tempsford Bridge*, in the County of *Bedford*. *Ibid.*
- xxxi. An Act to alter and amend an Act of the Forty seventh Year of the Reign of His present Majesty, for erecting a County Hall and other Offices for the County of *Perth*. *Ibid.*
- xxxii. An Act for making and maintaining a Turnpike Road from or near *Mytholm Royd Bridge*, in the West Riding of the County of *Tork*, to communicate with the Road at or near the Sixth Milestone from *Rochdale*, in the County of *Lancaster*. *Ibid.*
- xxxiii. An Act for enlarging and altering the Term and Powers of an Act of His present Majesty, for repairing the Road leading from the *Cow Cawsey*, near the Town of *Newcastle upon Tyne*, to the Town of *Belford*, and from thence to *Buckton Burn*, in the County of *Northumberland*. *Ibid.*
- xxxiv. An Act for more effectually repairing the Road from *Stirling* to *Dumbarton*, and several other Roads in the Counties of *Stirling*, *Dumbarton* and *Perth*. 1161
- xxxv. An Act for more effectually repairing the Road leading from *Roxton*, in the County of *Hertford*, to *Wandesford Bridge*, and from the Town of *Huntingdon* to *Somersham* in the County of *Huntingdon*, so far as respects the Middle Division and separate District of the said Roads. *Ibid.*
- xxxvi. An Act for enlarging the Term and Powers of Two Acts of King *George the Second*, and Two Acts of His present Majesty, for repairing and widening the Road from *Rochdale*, in the County Palatine of *Lancaster*, to *Halifax* and *Ealand*, in the West Riding of the County of *Tork*. *Ibid.*
- xxxvii. An Act for more effectually repairing the Road leading from *Heron Syke* to *Kirkby* in *Kendal*, and from thence through *Sbap*, to *Eamont Bridge*, in the County of *Westmorland*; and for making a new Road from the said Road, at a Place called *Far Cross Bank*, near *Kirkby* in *Kendal*, to communicate with the intended Canal from *Lancaster* to *Kirkby* in *Kendal*, and to join the said Road at or near a Place called *The Lound*, near *Kirkby* in *Kendal* aforesaid. *Ibid.*
- xxxviii. An

- xxxviii. An Act to continue the Term, and alter and enlarge the Powers of Two Acts of His present Majesty, for amending the Road from the Bottom of *Galley Hill* to the Cross in *Clanfield*, in the County of *Oxford*. Page 1161
- xxxix. An Act to amend several Acts of His present Majesty, for making the *Stratford upon Avon* Canal Navigation. *Ibid.*
- xl. An Act for establishing a Navigable Communication between the *Birmingham* Canal Navigations and the *Worcester* and *Birmingham* Canal, and amending certain Acts passed relative thereto. *Ibid.*
- xli. An Act for enabling the *Gloucester* and *Cheltenham* Railway Company to raise a further Sum of Money for the Completion of their Works. 1162
- xl.ii. An Act to amend and enlarge the Powers and Provisions of an Act of His present Majesty, for erecting a Court House and Prison for the Borough of *Leeds*, in the County of *York*, and other Purposes; to provide for the Expence of the Prosecution of Felons in certain Cases; and to establish a Police and Nightly Watch in the Town, Borough and Neighbourhood of *Leeds* aforesaid. *Ibid.*
- xl.iii. An Act for paving the Foot Ways and Cross Paths, and lighting, watching, cleansing and improving the Streets, Lanes and other Public Passages and Places, in the Borough or Town of *Andover*, in the County of *Southampton*. *Ibid.*
- xl. iv. An Act for taking down and rebuilding the Parish Church of *Saint Thomas*, in the Town of *Dudley*, in the County of *Worcester*. *Ibid.*
- xl. v. An Act to enable the Justices of the Peace for the County of *Surry* to provide a proper Place for the depositing and preserving the Public Records of the said County, together with a Residence for the Clerk of the Peace, for the safe Custody of such Records, and convenient Offices for transacting his Business; and also to settle a Table of Fees to be taken by such Clerk of the Peace. *Ibid.*
- xl. vi. An Act to enable the Union Society for effecting Insurance from Fire, and the Union Life Office for effecting Insurances on Lives and Survivorships, and for granting and purchasing Annuities, to sue and be sued in the Name of the Chairman or Secretary for the time being. 1168
- xl. vii. An Act for making and maintaining a Public Road from or near *Killaganoon Corner*, in the Parish of *Feock*, in the County of *Cornwall*, to the Village of *Flushing*, in the Parish of *Mylor*, in the same County. *Ibid.*
- xl. viii. An Act for repairing the Road from *Sutton*, in the County of *Surry*, through the Borough of *Reigate*, by *Sidlow Mill* to *Povey Cross*, and several other Roads therein mentioned, in the same County. 1169
- xl. ix. An Act for more effectually repairing the Road from *Jesus Lane* in the Town of *Cambridge*, to *Newmarket Heath*, in the County of *Cambridge*. *Ibid.*
- i. An Act for more effectually repairing the Road from *Highbate Gate House*, in the County of *Middlesex*, to the Thirteen Milestone near *Gannick Corner*, in the Parish of *South Mimms*, in the said County. *Ibid.*
- ii. An Act for attending the Road from *Keigley* to *Bradford*, and for

- for making and maintaining a Branch therefrom all in the West Riding of the County of *York*. Page 1169
- lii. An Act for continuing and amending Three Acts, for repairing several Roads in the Counties of *Devon* and *Cornwall*, leading to the Borough of *Launceston*. *Ibid.*
- liii. An Act to continue and amend an Act of His present Majesty, for opening and making a new Road from the Turnpike Road at *Craig Evan Leyson*, in the Parish of *Lanvabon*, to the Confines of the Parish of *Tstrydoduck*, near *Abernant*, in the County of *Glamorgan*. *Ibid.*
- liv. An Act for continuing and amending an Act of His present Majesty, for repairing the Roads from *Uttoxeter* to *Stoke*, near *Stone*, and from *Millwich* to *Sandon*, in the County of *Stafford*. *Ibid.*
- lv. An Act for making and maintaining a navigable Canal from the River *Derwent* at *East Cottingwith*, in the East Riding of the County of *York*, to the Turnpike Road leading from the City of *Tork* to the Town of *Kingston upon Hull*, at a certain Place there, called *Street Bridge*, in the Township of *Pocklington*, in the said Riding. 1170
- lvi. An Act to amend an Act of the Fifty third Year of His present Majesty, for erecting and maintaining a new Gaol for the County and City of *Pertb*; and for other Purposes relating thereto. *Ibid.*
- lvii. An Act for enlarging the Church Yard and providing additional Burying Ground for the Parish of *Saint Helen*, in *Abingdon*, in the County of *Berks*. *Ibid.*
- lviii. An Act for paving or gravelling, watching and lighting certain Places situate on the West Side of the Turnpike Road in *Kentish Town*, in the Parish of *Saint Pancras*, in the County of *Middlesex*, and for preventing Nuisances and Obstructions therein. *Ibid.*
- lix. An Act to repeal an Act of His present Majesty, for repairing the Roads from the *Stones End*, in the Parish of *Saint Leonard Shoreduch*, to the Northern Road, in the Parish of *Enfield*, and from the Place where the Watchhouse in *Edmonton* formerly stood to the Market Place in *Enfield*, and from *Newington Green* to *Bush Hill*, and for the several other Purposes therein mentioned; and to provide for more effectually repairing the said Roads, and for lighting, watching and watering several Parts thereof. *Ibid.*
- lx. An Act for repealing an Act of His present Majesty, for the Repair of several Roads in the Counties of *Somerset*, *Devon* and *Dorset*, leading to the Town of *Chard* in the County of *Somerset*, and for making and repairing a Road from *Chard* to the *Honiton* Turnpike Road, in the Parish of *Uppottery*, in the County of *Devon*, and for more effectually repairing the Residue of the Roads comprised in the said Act. *Ibid.*
- lxi. An Act for more effectually repairing the Roads leading into and through the Town of *Ross*, in the County of *Hereford*, and several Roads communicating therewith. 1171
- lxii. An Act for enlarging the Term and Powers of Four Acts of His present Majesty, for repairing several Roads leading from *Fisherston*, *Willow*, *Heytesbury* and other Places in the County of *Wilt*, and for diversifying the Line of Part of the said Roads. *Ibid.*
- lxiii. An

- lxiii. An Act for continuing the Term, and altering and enlarging the Powers, of an Act of His present Majesty, for repairing the Roads from *Scaddow Gate*, in the Parish of *Ticknall*, to the *Burton upon Trent* and *Ashby de la Zouch* Turnpike Road, and certain Roads therein mentioned, and to make and maintain other Roads to communicate therewith. Page 1171
- lxiv. An Act for making further Provision for the Secretary and Usher to the Vice Chancellor of *England*, and for the Clerks in the Office of the Accountant General of the High Court of Chancery, and for providing additional Clerks for the said Office. Ibid.
- lxv. An Act for making and maintaining a Navigable Canal from *Sheffield* to *Tinsley*, in the West Riding of the County of *York*. 1177
- lxvi. An Act for enabling the Company of Proprietors of the *Worcester* and *Birmingham* Canal Navigation to complete and extend their Works, and for better supplying the said Canal with Water; and also for vesting in Trustees for the said Company of Proprietors, His Majesty's Right and Interest in certain Lands and Hereditaments in the Parishes of *King's Norton* and *Northfield*, in the County of *Worcester*, forfeited to The Crown. 1178
- lxvii. An Act for enabling the Commissioners of the Northern Light Houses to erect Light Houses on the *Isles of Man* and *Galf of Man*. Ibid.
- lxviii. An Act to amend an Act of His present Majesty, for paving, cleansing, lighting, watching and regulating the Streets and Public Places within Part of the Precinct of *Saint Katherine*, in the County of *Middlesex*. 1181
- lxix. An Act for taking down and rebuilding the Parish Church of *Melcombe Regis*, in the County of *Dorset*. Ibid.
- lxx. An Act for establishing a Church or Chapel in *Toxteth Park*, in the Parish of *Walton on the Hill*, in the County of *Lancaster*. Ibid.
- lxxi. An Act for amending and enlarging the Powers and Provisions of Two Acts of His present Majesty, for widening, altering and rebuilding *Ouse Bridge*, in the City of *York*, and for widening certain Streets, and making other Improvements in the said City. Ibid.
- lxxii. An Act to amend an Act of His present Majesty, for erecting a Bridge over the River of *Rofs*, at the Town of *New Rofs*, in the County of *Wexford*. Ibid.
- lxxiii. An Act for erecting and maintaining a Bridewell, Gaol, Court House and Public Offices, for the Burgh of *Paisley* and County of *Renfrew*. Ibid.
- lxxiv. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Roads from *Womborne* to *Princes End*, and from *Gospel End* to the Village of *Over Penn*, and thence to the Turnpike Road leading from *Wolverhampton* to *Stourbridge*, and other Roads therein mentioned, in the County of *Stafford*. Ibid.
- lxxv. An Act for repairing the Road from the Town of *Buckingham* to the Turnpike Road in the Hamlet of *Old Stratford*, and to be continued from the said Turnpike Road at the Town of *Stony Stratford* to the Town of *Newport Pagnell*, in the County of *Buckingham*. 1182
- lxxvi. An

- lxxvi. An Act for amending and enlarging the Powers of an Act of His present Majesty, for repairing the Road from *Southwark* to *Deptford*, and other Roads therein mentioned, and for lighting, watching and cleaning certain Parts thereof, and other Places in the Parish of *Bermondsey*, in the County of *Surry*. Page 1182
- lxxvii. An Act to continue and amend Two Acts of His present Majesty, for amending the Road from *Dundalk* to *Dunleer*, in the County of *Louth*. *Ibid.*
- lxxviii. An Act for establishing and well governing the Charitable Institution called *The Caledonian Asylum*, for supporting and educating Children of Soldiers, Sailors and Marines, Natives of *Scotland*, and of indigent *Scotch* Parents resident in *London*, not entitled to Parochial Relief. *Ibid.*
- lxxix. An Act for defraying the Expence incurred in rebuilding the Parish Church of *Hanworth*, in the County of *Middlesex*. *Ibid.*
- lxxx. An Act for building a Chapel of Ease in the Town of *Rochdale*, in the County Palatine of *Lancaster*. *Ibid.*
- lxxxi. An Act to amend several Acts for the Management and Direction of the *Meath* Hospital, or County of *Dublin* Infirmary, and for the better regulating the same. *Ibid.*
- lxxxii. An Act to explain and amend an Act of His present Majesty, for the more equal Assessment of Money presented to be raised by the Grand Jury of the County of the City of *Cork*, and for a new Valuation of the said City and Survey of the Liberties thereof, and for other Purposes relative to Grand Juries. *Ibid.*
- lxxxiii. An Act to authorize the raising of a further Sum of Money to complete the *Montgomeryshire* Canal, and to extend the Power of deviating from, and making certain Alterations in Part of the original Plan, and for explaining and rendering more effectual an Act of the Thirty fourth Year of His present Majesty for making the said Canal. 1183
- lxxxiv. An Act to alter and amend Two Acts made in the Thirty second and Thirty seventh Years of His present Majesty, for the Support and Maintenance of *Ramsgate Harbour*, in the County of *Kent*. *Ibid.*
- lxxxv. An Act for providing a Market for the Borough of *Bodmin*, in the County of *Cornwall*. *Ibid.*
- lxxxvi. An Act for embanking and inclosing Lands in the Parish of *Benington*, in the County of *Lincoln*. *Ibid.*
- lxxxvii. An Act for more effectually repairing the Roads in and leading through and from the Town of *Warminster*, in the County of *Wills*. *Ibid.*
- lxxxviii. An Act to rectify a Mistake in an Act of this Session of Parliament, for continuing and amending several Acts for repairing the Road from *Mansfield*, in the County of *Nottingham*, to the Turnpike Road leading from *Derby* to *Chesterfield*, in the County of *Derby*. *Ibid.*
- lxxxix. 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* 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

- and *Essex*, and also for making a new Branch of Road from *King David Lane, Shadwell*, to the *Essex Road at Mile End*, in the County of *Middlesex*. Page 1183
- xc. An Act for continuing and amending an Act of His present Majesty, for repairing several Roads leading from *Shenfield to Harwich* and *Rochford*, and other Places in the County of *Essex*, and for extending the said Act to the Road from *Great Hallingbury to Hockerill*, in the County of *Hertford*. 1184
- xc. An Act for enlarging and improving the West End of *Cheapside*, in the City of *London*, also *Saint Martin's le Grand, Aldersgate Street, Saint Anne's Lane* and *Foster Lane*, and for providing a Site for a new Post Office between *Saint Martin's le Grand* and *Foster Lane* aforesaid. *Ibid.*
- xcii. An Act for draining and improving certain Fen Lands, Low Grounds and Marshes, and other Lands and Grounds lying in the Parishes of *Wormegay, Shouldbam, Marham, Middleton, Pentney, East Winch* and *West Bilney*, in the County of *Norfolk*. 1236
- xciii. An Act to enable the Mayor and Commonalty and Citizens of the City of *London*, to provide convenient Courts of Justice in and for the said City. *Ibid.*
- xciv. An Act for taking down and rebuilding the Whole or Part of a certain Bridge across the River *Isis*, in or near the City of *Oxford*, called *Folly Bridge*, otherwise *Friar's Bridge*, and for widening the same Bridge and improving the Approaches thereto. 1246
- xcv. An Act to continue the Term and amend and enlarge the Powers of Two Acts passed for repairing the Road from *Reading to Speenhamland* and *Puntsfield*, in the County of *Berks*, and other Roads in the said County. *Ibid.*
- xcvi. An Act for building a new Church, and also a Workhouse, in the Parish of *Bathwick*, in the County of *Somerset*. *Ibid.*
- xcvii. An Act for improving the Harbour of *Dundee*, in the County of *Forfar*. *Ibid.*
- xcviii. An Act to amend an Act of His present Majesty, for building a new Prison in the City of *London*, and for removing thereto Prisoners confined under Civil Process in the Gaol of *Newgate* and the Two Compters of the said City, and also the Prison of *Ludgate*. *Ibid.*
- xcix. An Act to repeal the Acts now in force relating to Bread to be sold in the City of *London* and Liberties thereof, and within the Weekly Bills of Mortality, and Ten Miles of the *Royal Exchange*; and to prevent the Adulteration of Meal, Flour and Bread, and to regulate the Weights of Bread within the same Limits. 1247
- c. An Act for draining and allotting *Otmoor*, in the County of *Oxford*. 1261

PRIVATE ACTS,

PRINTED BY THE KING'S PRINTER,

AND WHEREOF THE PRINTED COPIES MAY BE GIVEN IN EVIDENCE.

1. AN Act for enclosing Lands in the Parish of *Agmondesham* otherwise *Amerfbam* in the Counties of *Buckingham* and *Heriford*.
Page 1262
2. An Act for inclosing Lands within the Parish of *Headon cum Upton*, in the County of *Nottingham*.
Ibid.
3. An Act for allotting Lands in the Parsh of *Heydon*, in the County of *Effex*.
Ibid.
4. An Act for inclosing Lands in the Parish of *Smallburgh*, in the County of *Norfolk*.
Ibid.
5. An Act for inclosing Lands within the Tithing of *Hawley*, in the Parish of *Tately*, in the County of *Southampton*.
Ibid.
6. An Act for inclosing Lands in the Manor and Township of *Warcop*, in the County of *Westmorland*.
Ibid.
7. An Act for inclosing Lands in the Parishes of *Stoke next Nayland*, *Nayland*, *Wilton* otherwise *Wiffington*, *Affington* and *Polstead* in the County of *Suffolk*.
1263
8. An Act for inclosing Lands in the Parish of *Dundry* in the County of *Somerset*.
Ibid.
9. An Act for inclosing Lands within the Parish of *Manby* in the County of *Lincoln*.
Ibid.
10. An Act for inclosing divers Tracts or Parcels of Moor, Common or Waste Grounds within the Manor and Township of *Caton*, in the Parish of *Lancaster*, in the County Palatine of *Lancaster*.
Ibid.
11. An Act for inclosing Lands in the Parish of *Redgrave* and Hamlet of *Botefdale*, in the County of *Suffolk*.
Ibid.
12. An Act for inclosing Lands in the Parishes of *Rickingball Superior*, *Rickingball Inferior* and *Hinderley*, in the County of *Suffolk*.
Ibid.
13. An Act for inclosing Lands in the Parish of *Weston Market*, in the County of *Suffolk*.
Ibid.
14. An Act for vesting Part of the Residuary Estate of *Hannab Silcock* Widow, deceased, in Trustees, upon Trust to sell and dispose of the same; and to lay out the Money arising therefrom, in the Purchase of other Hereditaments, to be settled in lieu thereof to the same Uses.
Ibid.
15. An Act for vesting the Fee Simple of certain Pieces or Parcels of Ground, Messuages and other Hereditaments, situate in the Parish of *Saint Mary le Strand* otherwise *Strand* otherwise *Savoy*, formerly the Estate of *James Joye* Esquire, deceased, in Trustees, upon the Trusts in an Indenture of Release of the Twentieth Day of *December* One thousand seven hundred and thirty five, declared concerning the same Hereditaments.
Ibid.
16. An Act for inclosing divers Tracts or Parcels of Moor, Common or Waste Grounds, within the Parish of *Burton* in *Kendal*,
in

- in the several Counties of *Westmorland* and *Lancaster*; and for converting the same into Stinted Pasture. Page 1264
17. An Act for dividing and allotting certain Lands and Grounds within the several Tithings of *Bourton*, *Easton*, *Horton*, *Nursted* and *Week*, in the Parish of *Bishops Cannings*, in the County of *Wilts*. Ibid.
18. An Act for inclosing Lands within the Manor and Township of *Shipley*, in the Parish of *Bradford*, in the West Riding of the County of *York*. Ibid.
19. An Act for inclosing, and exonerating from Tithes, Lands in the Parish of *Grasby*, in the County of *Lincoln*. Ibid.
20. An Act for inclosing, and exonerating from Tithes, Lands in the Parish of *Brodsworth*, in the County of *York*. Ibid.
21. An Act for inclosing Lands in the Parish of *Dewlish* in the County of *Dorset*. Ibid.
22. An Act for inclosing Lands in the Manor and Parish of *Meltonsonby*, in the County of *York*. Ibid.
23. An Act for inclosing Lands in the Townships of *Brampton*, *Wath upon Dearne* and *Swinton*, in the West Riding of the County of *York*. Ibid.
24. An Act for inclosing Lands in the Parish of *Neßon* otherwise *Neighton*, in the County of *Norfolk*. Ibid.
25. An Act for inclosing Lands in the Parish of *Corcombé*, in the County of *Dorset*. Ibid.
26. An Act for inclosing Lands in the Parishes of *South Runçon* and *Holme*, otherwise *Runçon Holme*, in the County of *Norfolk*. 1269
27. An Act for inclosing Lands in the Township of *Appletreewick*, in the Parish of *Burnsal*, in the West Riding of the County of *York*. Ibid.
28. An Act for inclosing Lands in the Parishes of *Hilperton* and *Trowbridge*, in the County of *Wilts*. Ibid.
29. An Act for inclosing Lands in the Parish of *Miserden* otherwise *Miserdine*, in the County of *Gloucester*. Ibid.
30. An Act for inclosing the *Marsb Common*, otherwise *Salt Marsb*, in the Parish of *Almondsbury*, in the County of *Gloucester*. Ibid.
31. An Act for inclosing *Horwich Moor*, in the Parish of *Dean*, in the County Palatine of *Lancaster*. Ibid.
32. An Act for inclosing Lands within the Township of *Stansfield*, in the Parish of *Halifax*, in the County of *York*. Ibid.
33. An Act for inclosing Lands in the Manor or Lordship of *Witber Slack*, in the County of *Westmorland*. Ibid.
34. An Act for inclosing Lands in the Township of *Rumworth*, and Parish of *Dean*, in the County Palatine of *Lancaster*. Ibid.
35. An Act for inclosing *Wistwood Common*, in the Parish of *Ecclesfield*, in the County of *York*. Ibid.
36. An Act for inclosing Lands in the Manor of *Thornhill*, in the Parish of *Thornhill*, in the West Riding of the County of *York*. 1266
37. An Act for inclosing Lands in the Parishes of *Llangintwen* and *Lhaubed'r Newborough*, in the County of *Anglesea*. Ibid.
38. An Act to carry into Effect the Contracts made for the Sale of certain Parts of the Estate of the late Noble *Henry Pelham*, Duke of *Newcastle*, situate in the Parish of *Saint Clement Danes*, in

in the County of *Middlesex*, and to supply the Defects occasioned by the Loss of the Conveyances thereof to the Purchasers.

Page 1266

39. An Act for vesting Part of the settled Estates, in the County of *Somerset*, of Sir *Henry Strachey* Baronet, in Trustees upon Trust, to be sold, and for investing the Purchase Monies in the Purchase of Estates to be settled to the former Uses, and for enabling the Trustees to concur in making a Partition of such of the same Estates as are now held by Sir *Henry Strachey* and other Persons in undivided Shares. *Ibid.*
40. An Act for inclosing Lands within the Township of *Sutton*, in the Parish of *Kildwick*, in the West Riding of the County of *Tork*. *Ibid.*
41. An Act for inclosing Lands within the Township of *Hutton Roof*, in the Parish of *Kirkby Lonsdale*, in the County of *Westmorland*. *Ibid.*
42. An Act for inclosing Lands in the Parish of *Breadsall*, in the County of *Derby*. *Ibid.*
43. An Act for inclosing Lands in the Manor of *Hartlebury*, in the Parish of *Hartlebury*, in the County of *Worcester*. 1267
44. An Act for inclosing Lands in *Brampton*, in the County of *Derby*. *Ibid.*
45. An Act for inclosing Lands in the Parish of *Hindringham*, in the County of *Norfolk*. *Ibid.*
46. An Act for inclosing Lands in the Manors of *Aston Rogers* and *Cound*, in the County of *Salop*. *Ibid.*
47. An Act for inclosing Lands in the Township of *Marcham*, in the Parish of *Marcham*, in the County of *Berks*. *Ibid.*
48. An Act for explaining and amending an Act of His present Majesty, for inclosing Lands in the Manors of *Great Chelworth* and *Little Chelworth*, in the Parishes of *Cricklade Saint Sampson* and *Cricklade Saint Mary*, in the County of *Wilts*. *Ibid.*
49. An Act for inclosing the Open and Common Fields, Meadows, Commonable Lands and Waste Grounds, within the Parish of *Willesden*, in the County of *Middlesex*. *Ibid.*
50. An Act for inclosing Lands in the Parish of *Upton Lovell*, in the County of *Wilts*. *Ibid.*
51. An Act for inclosing Lands in the Parishes of *Stoke* otherwise *Stoke Ferry*, *Wretton*, *Wereham*, and Hamlet of *Winnold*, in the County of *Norfolk*. *Ibid.*
52. An Act for amending an Act of His present Majesty for inclosing, and exonerating from Tithes, Lands in the Lordship of *North Kelsey*, in the County of *Lincoln*. *Ibid.*
53. An Act for empowering the Trustees under the Will of *James Milnes* Esquire, deceased, to effect a Partition of the Estates whereof undivided Shares were devised by such Will. 1268
54. An Act to enable the Devises in Trust and Executors named in the Will of *William Nunn* Esquire, deceased, to grant Leases of his Residuary Leasehold Estates. *Ibid.*
55. An Act for dividing and allotting the Common or Commonry of the Lords of *Falkland*, in the Parishes of *Falkland* and *Strathmills*, in the County of *Fife*. *Ibid.*
56. An Act for establishing the Sale of all or any Part of the Stocks already transferred in Redemption of Part of the Annuity of Six thousand

thousand eight hundred and seventy Pounds, payable out of the Consolidated Fund in lieu of the Duties of Prifage and Butlerage of Wines granted by King *Charles* the Second to *Henry* First Duke of *Grafton*, and the Heirs Male of his Body, and the Stocks which shall be transferred in Redemption of the Remainder of the same Annuity, and investing the Money arising from any such Sale in the Purchase of Manors, Lands and Hereditaments and for other Purposes. Page 1268

57. An Act for vesting the Glebe Lands belonging to the Rectory of *Burslem*, in the County of *Stafford*, in Trustees for Sale, and for applying the net Monies thence arising in providing a Parsonage House for the said Rectory, and in the Purchase of other Estates to be settled and annexed thereto. Ibid.
58. An Act for vesting certain Hereditaments devised by the Will of *Thomas Skip Dyot Bucknall* Esquire deceased, called *The Dyot Estate*, in Trustees, 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. Ibid.
59. An Act for uniting the Vicarage and Rectory of *Bishopstone*, in the County of *Wilts*, and within the Diocese of *Salisbury*, into one Rectory, with Cure of Souls. Ibid.
60. An Act for exonerating certain Tithes in the Manor of *Shireoaks*, in the Parish of *Workshop*, in the County of *Nottingham*, from the Payment of Four several Annuities, and from the Repairs of the Chapel of *Shireoaks*, and for charging Freehold Lands and the Tithes thereof, within the same Manor, with the future Payment of the said Annuities, and with the said Repairs. Ibid.
61. An Act to enable the Lord Bishop of *Winchester* to grant Leaves of Lands allotted to him under an Act of the Fiftieth Year of His present Majesty, for disafforesting the Forest of *South* otherwise *East Bere* otherwise *Bier*, in the County of *Southampton*, and for inclosing the Open Commonable Lands within the said Forest. 1269
62. An Act for vesting Part of the Settled Estates of Sir *Francis Boynton* Baronet, in Trustees, to be sold, and for applying the Produce in the Purchase of other Estates to be settled to the same Uses as the Estates so sold. Ibid.
63. An Act for effecting the Sale of certain settled Estates of *Ann Powell*, Widow, and *Elizabeth Parry*, and for laying out the Purchase Money, under the Direction of the High Court of Chancery, in the Purchase of other Estates to be settled to the former Uses. Ibid.
64. An Act for enabling *Nathanael Bishop* Esquire to carry into Execution certain Articles of Agreement for a Building Lease of a Part of his Settled Estate, in the Parish of *Saint Mary Islington*, in the County of *Middlesex*, entered into by him with *Robert Clarke* Gentleman and *Henry Richardson* Gentleman. Ibid.
65. An Act for exchanging certain Fee Simple Estates of the Reverend *John Dampier* Clerk, in the County of *Somerset*, for certain Settled Estates of the said *John Dampier* and *Mary Charlotte* his Wife, in the same County. Ibid.
66. An Act for effectuating an Agreement for Sale of Part of the Glebe Lands belonging to the Rectory of the Parish Church of *Chelsea*, in the County of *Middlesex*, for the Use of the Royal Military Asylum. Ibid.
67. An

67. An Act for inclosing Lands in the Parishes of *Chitterne Saint Mary* and *Chitterne All Saints*, in the County of *Wilts*, and for repealing an Act passed in the Reign of His present Majesty, for inclosing Lands within the Manor and Parish of *Chitterne Saint Mary*, in the County of *Wilts*. Page 1269
68. An Act for enlarging and repairing the Parish Churches of *East* and *West Teignmouth*, in the County of *Devon*, and for authorizing the Sale of divers Hereditaments in *East* and *West Teignmouth*, *Ilstington* and *Highbweek*, in the said County; and for discharging the Expences to be occasioned thereby. Ibid.
69. An Act for better carrying into Execution the Trusts of certain Charity Lands at *Deptford*, in the County of *Kent*. 1270
70. An Act for vesting in a new Trustee upon the subsisting Trusts, certain Estates of *John Masfon* Esquire, deceased, now vested in Infant Trustees. Ibid.
71. An Act for inclosing Lands in the Parish of *Sandburst*, in the County of *Berks*. Ibid.

PRIVATE ACTS,

NOT PRINTED.

72. AN Act for inclosing Lands in the Parishes of *Woolavington* and *Graffham*, in the County of *Suffex*.
73. An Act for inclosing Lands in the Parish of *Cottingham cum Middleton*, in the County of *Northampton*.
74. An Act for inclosing Lands in the Parish of *Ilminster*, in the County of *Somerset*.
75. An Act for inclosing Lands in the Parish of *Packwood*, in the County of *Warwick*.
76. An Act for inclosing Lands in the Parish of *East Bergholt*, in the County of *Suffolk*.
77. An Act for inclosing Lands in the Townships, Hamlets or Manors of *Toulgreave* and *Middleton by Toulgreave*, both in the Parish of *Toulgreave*, in the County of *Derby*.
[And for making Compensation for Tithes.]
78. An Act for inclosing Lands within the Township of *Knock*, in the Parish of *Long Marton*, in the County of *Westmorland*.
[And for making Compensation for Tithes.]
79. An Act for inclosing Lands in the Parish of *Papworth Everard*, in the County of *Cambridge*.
80. An Act for inclosing Lands in the Parishes of *Barstou* and *Beriswell*, in the County of *Warwick*.
81. An Act for inclosing Lands in the Parish of *Gwynnos*, and several other Parishes therein mentioned, and in the Township of *Llanrhyd Mevenidd*, in the County of *Cardigan*.
[Commissioners of His Majesty's Woods, Forests and Land Revenues, or Surveyor General of Land Revenues, to appoint Assistant Commissioner, Allotment to His Majesty, his Heirs and Successors as Lord of the Manor of Mevenidd. His Majesty's Allotment may be sold before execution of Award. Extra^{ts} of Award

Award relating to His Majesty's Allotment to be sent to Commissioners of His Majesty's Woods, Forests and Land Revenues—His Majesty's Rights set forth in Award. Proviso for His Majesty's Right to Mines and Minerals.]

82. An Act for continuing and confirming on Sir *Henry Halford* Baronet, and the Heirs Male of his Body, the Surname and Arms of *Halford* only.
83. An Act for carrying into effect an Agreement between the Right Honourable *Stephen* Earl of *Mount Cashel*, and *John Power* of *Affane*, in the County of *Waterford*, Esquire, for the Surrender to the said Earl of a Lease for Lives, renewable for ever, of certain Lands of *Kilcorroon*, called *Doon*, in the County of *Tipperary*, comprised in the Settlement executed on the Marriage of the said *John Power* with *Ann* his Wife, deceased.
84. An Act for effecting a Partition between *Thomas Coulthard* and *James Battin Coulthard* Esquires, of Estates in the County of *Southampton*.
85. An Act for inclosing Lands in the Parishes of *Isle Abbots*, *Fivehead*, *Swell*, *Curry Mallett*, *Curry Rivell*, *Beercombe*, *Ashill Ilton*, *White Lackington*, and *Isle Brewers*, in the County of *Somerset*.
86. An Act for inclosing Lands in the Manor or Hamlet of *Little Rowsley*, in the Parish of *Darley*, in the County of *Derby*.
87. An Act for inclosing Lands within the Parish of *Freckenbam*, in the County of *Suffolk*,
[*And for making Compensation for Tithes.*]
88. An Act for inclosing Lands in the Parish of *Chard*, in the County of *Somerset*.
89. An Act for inclosing Lands in the Township of *Noneley*, in the Parish of *Loppington*, and County of *Salop*.
90. An Act for inclosing Lands in the Manor of *Chipping Barnet* and *East Barnet*, in the Parish of *Barnet*, in the County of *Hertford*.
[*No Lease of Lands, by Rector of Barnet, without Consent of His Majesty, his Heirs and Successors, as Patrons of the said Rectory.*]
91. An Act for inclosing Lands in the Manors of *Rowington* and *Ryewood*, in the Parishes of *Rowington*, *Old Stratford* and *Lapworth*, in the County of *Warwick*.
[*And for making Compensation for Tithes.*]
92. An Act for inclosing Lands in the Parishes of *Maenclochog*, *Llangolman* and *Llandilo*, in the County of *Pembridge*.
93. An Act for inclosing Lands in the Parishes of *Uffculme*, *Halberton* and *Willand*, in the County of *Devon*.
94. An Act for inclosing Lands in the Parish of *Langham*, in the County of *Norfolk*.
[*And for making Compensation for Tithes.*]
95. An Act for inclosing Lands within the Parish of *Piddletrenthide* otherwise *Golliers Piddle*, in the County of *Dorset*.
[*And for making Compensation for Tithes.*]
96. An Act for inclosing Lands in the Parish of *Thompson*, in the County of *Norfolk*.
[*And for making Compensation for Tithes.*]
97. An Act to exonerate certain Estates and Trust Money from the Payment of a certain Annuity due upon the Right Honourable

- able *Margaret Lady Sommers*, and from Portions settled on the younger Children of the Right Honourable *John Sommers* Lord *Sommers*, by the said *Margaret Lady Sommers*, his Wife, and for charging the same upon other Manors and Estates in the County of *Worcester*, and for confirming a Decree of the Court of Chancery, and other Purposes relative thereto.
98. An Act for vesting a settled Estate of *George Marriott* in him in Fee Simple, and for settling another Estate in lieu thereof.
99. An Act for inclosing Lands in the Parishes of *Collingbourn Kingston*, and *Burbage*, and in the Tithing of *Poulton*, in the Parish of *Mildenball*, in the County of *Wilts*.
100. An Act for inclosing Lands in the Manor or District of *Caerinion Uchoed*, in the County of *Montgomery*.
101. An Act for inclosing Lands in the Parish of *Hepworth*, in the County of *Suffolk*.
102. An Act for inclosing Lands within the Township or Liberty of *Yefley* otherwise *Iffley*, within the Manor and Parish of *Yefley* otherwise *Iffley*, in the County of *Oxford*.
[And for making Compensation for Tithes.]
103. An Act to enable *Abraham Gray Harford* Esquire, and his Heirs, to take the Name and bear the Arms of *Batterby*, pursuant to the Will of *William Batterby* Esquire.
104. An Act to dissolve the Marriage of the Right Honourable *Archibald John* Earl of *Rosebery* with *Harriet* Countess of *Rosebery* his Wife, and to enable him to marry again; and for other Purposes.
105. An Act to enable *Henry Thomas* Esquire, and his Issue, to use and bear the Surname and Arms of *Greene*, pursuant to the Will of his maternal Grandfather *Henry Greene*, Clerk, deceased.
106. An Act for confirming the Inclosure of certain Lands in the Parish of *Bourne*, in the County of *Southampton*, so far as relates to certain Allotments made to *Elizabeth Carter* Widow and *John Carter* deceased.
107. An Act for enabling the surviving Trustee of Part of the Settled Estates of *Sir Samuel Egerton Brydges* Baronet, vested in Trustees by an Act made in the Thirty fifth Year of the Reign of His present Majesty, upon Trust, to be sold or exchanged, to convey the same to the subsisting Uses, discharged of the Trusts of the said Act.
108. An Act for enlarging and rendering more effectual certain Powers granted to the Trustees of the Chapelry of *Smetbwick*, in the County of *Stafford*.
109. An Act for enabling *Charles Newdigate Parker*, calling himself *Charles Newdigate Newdegate* Esquire, to take the Name and Arms of *Newdegate*; and also for extinguishing a certain Rent Charge (subject to a Life Estate in Part thereof) pursuant to certain Conditions contained in the Will and Codicil of *Sir Roger Newdigate* Baronet, deceased.
110. An Act for inclosing Lands in the Parishes of *East Moulsey* and *West Moulsey*, in the County of *Surry*.
[Allotment to His Majesty, his Heirs and Successors as Lords of the Manor of East Moulsey otherwise Moulsey Prior; and for making Compensation for Tithes. Extrañ of Award relating

to His Majesty's Allotment sent to Commissioners of His Majesty's Woods, Forests and Land Revenues, or to the Surveyor General of His Majesty's Land Revenue. His Majesty's Allotment may be sold before Execution of Award. Proviso for His Majesty as Lord of the said Manor.]

111. An Act for dissolving the Marriage of *Charles Christie* Esquire with *Thomafine* his now Wife, and for enabling him to marry again; and for other Purposes therein mentioned.
112. An Act to dissolve the Marriage of *John Difton Powles*, with *Louisa* his Wife, and to enable him to marry again; and for other Purposes therein mentioned.



THE
STATUTES AT LARGE.

Anno Regni GEORGII III. Britanniarum Regis,
Quinquagesimo Quinto.

‘ A T the Parliament begun and holden at *Westminster*, the
‘ Twenty fourth Day of *November*, *Anno Domini* 1812, in
‘ the Fifty third 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 continued, by several Prorogations, to
‘ the Eighth Day of *November* 1814, being the Third Session of
‘ the Fifth Parliament of the United Kingdom of *Great Britain*
‘ and *Ireland*.’

C A P. I.

An Act for the Encouragement and Reward of Petty Officers,
Seamen and Royal Marines, for long and faithful Service,
and for the Consolidation of the Chest at *Greenwich* with the
Royal Hospital there. [26th *November* 1814.]

‘ W H E R E A S it is just that Petty Officers, Seamen and Marines,
‘ should be rewarded for long and faithful Services: And
‘ Whereas Doubts have arisen whether the Commissioners and Go-
‘ vernors of the Royal Hospital for Seamen at *Greenwich*, in the
‘ County of *Kent*, have, by virtue of the several Laws now in force,
‘ Power and Authority to grant Out Pensions for the Relief and
‘ Support of Petty Officers, Seamen and Marines, serving, or who
‘ may have served on board the Ships and Vessels of His Majesty,
‘ who, on account of the Length of their Service and their good
‘ and faithful Conduct, may be deserving thereof, unless such Sea-
‘ men and Marines shall have become worn out or decrepit in His
‘ Majesty’s Service; and it is therefore expedient that such Doubts
‘ should be removed, and effectual Provision made for enabling the
‘ said Commissioners and Governors to grant such Pensions and Re-
‘ wards: And Whereas it is also expedient that the Funds belonging
‘ to the Chest at *Greenwich* should be transferred to and incorporated
‘ with the Funds of *Greenwich* Hospital, and be hereafter administered
‘ by the Commissioners and Governors of the said Hospital, for the
‘ Purposes aforesaid, and the other Purposes of the said Hospital:’
‘ 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 it shall be lawful for the Commis-
‘ sioners and Governors of *Greenwich* Hospital, by and out of their
‘ present Funds, and by and out of any Funds which may be by this
‘ Act, Pensions to Seamen not dis-
‘ abled.

55 G^o. III.

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A^o,

Act, or at any time hereafter, given or transferred to or to the Use of the said Royal Hospital, to grant Pensions, Remunerations or Allowances, to Petty Officers, Seamen and Marines, who on account of the Length of their Services and good and faithful Conduct may be deemed deserving thereof, in like manner as Pensions, Remunerations and Allowances, are now granted to Petty Officers, Seamen and Marines, who have been wounded or become disabled or worn out in His Majesty's Service.

Regulations for Pensions.

II. Provided always, and be it enacted, That the said Commissioners and Governors of *Greenwich* Hospital shall, in granting Pensions, be hereafter guided by such Rules and Regulations, and by such Scale and Proportion, as His Majesty, his Heirs and Successors, shall think fit by any Order in Council from time to time to order, direct or establish for that Purpose.

Chest at Greenwich dissolved.

III. And be it further enacted, That, from and after the First Day of *January* One thousand eight hundred and fifteen, the Body Politic and Corporate of the Supervisors of the Chest at *Greenwich* (a) shall be and the same is hereby declared to be utterly and for ever dissolved and extinguished; any Law, Statute or Charter, to the contrary thereof in any wise notwithstanding; and that all Powers, Authorities and Duties, now existing in or exercised by the Supervisors of the said Chest at *Greenwich*, shall be and are hereby conveyed, transferred and given to and imposed upon the said Commissioners and Governors of the said Royal Hospital.

(a) [See 43 G. 3. c. 119. § 1. 46 G. 3. c. 101.]

Funds of Chest carried to Funds of Hospital.

IV. And be it further enacted, That all Defalcations, Deductions and Abatements, heretofore or at the time of passing this Act made, from and out of the Wages of Mariners, Seamen and others, in His Majesty's Navy, and all Fines and Mulcts imposed by Naval Courts Martial, and the Per Centage from and out of the net Proceeds of all Prizes taken by any Ship or Vessel of War in His Majesty's Pay, and from and out of the Droits of Admiralty, and Bounty Bills, which are now paid and applied to and to the Use of the said Institution, called "The Chest at *Greenwich*," together with all other Arrears, Revenues or Property of any Description belonging to the said Institution, shall, from and after the First Day of *January* One thousand eight hundred and fifteen, be vested in and for ever thereafter belong to the Commissioners and Governors of the said Hospital, as Part of the Funds of the said Hospital, and be paid, transferred and made over to the Treasurer of *Greenwich* Hospital, in Aid of the Purposes of this Act, and the General Funds of the said Hospital.

Stock in Hands of other Persons transferred.

V. And be it further enacted, That all and every Person and Persons in whose Name or Names any Stock, Annuities or other Monies shall, upon the First Day of *January* One thousand eight hundred and fifteen, be standing or being in Trust for or for the Use or Benefit of the said Chest, or in whom any Stock, Annuities or other Monies hath or have been invested for or for the Use or Benefit of the said Chest, and the Survivors and the Survivor of them, or the Executors or Administrators of such Survivor shall, as soon as conveniently may be after the said First Day of *January* One thousand eight hundred and fifteen, assign and transfer such Stocks, Annuities or other Money as aforesaid into the said Commissioners and Governors, to be applied by them for the Use and

of this Act; and the said Stock, Annuities or other Monies when so transferred, and the Person or Persons employed by the said Commissioners and Governors in carrying this Act into Execution, shall be under and subject to the same Checks, Controul and Directions, as the other Funds of the said Hospital now are.

VI. And be it further enacted, That, in order to make Compensation to such Person or Persons as may happen to be removed under and by virtue of this Act from any Offices, Places or Employments in the Affairs of the said Chest, now held and enjoyed by them with Salaries annexed thereto, it shall and may be lawful to and for the said Commissioners and Governors, and they are hereby directed and required, to pay and allow to all and every such Person and Persons (not being again appointed to the like or any other Offices, Places or Employments in the Affairs of the said Hospital under and by virtue of this Act, not vacating such their said Offices, Places or Employments on any account which would have vacated the same before the passing of this Act) such Sum and Sums of Money, and payable at such time or times, as and for Compensation for the Loss of any such Offices, Places or Employments to each of such respective Persons, as to the said Commissioners and Governors, or the major Part of them, in their Discretion shall seem fit; and that all such Allowances shall be defrayed and paid out of the General Funds of the said Hospital.

Compensation to Officers.

VII. And be it further enacted, That one fit and proper Person shall, as soon as conveniently may be after the passing of this Act, be nominated and appointed to be the Accountant and Paymaster of Pensions in the said Royal Hospital, and with such Clerks under him, with such Salaries and subject to such Rules and Regulations as the said Commissioners and Governors shall direct; which said Accountant or Paymaster and Clerks shall be appointed to and removable from their said Offices respectively, under the same Rules and Regulations as at present exist with regard to the other Officers of the said Hospital, except the Governor and Treasurer thereof.

Appointment of Accountant and Paymaster.

VIII. And be it further enacted, That the said Paymaster of Pensions is hereby required, authorized and empowered to do and perform all Acts and Duties relating to or concerning all Out Pensions heretofore or hereafter to be granted from the said Royal Hospital at *Greenwich*, which Acts and Duties are at present performed or required by Law to be performed with regard to such Pensions, or with regard to Pensions now granted from the Funds of the said Chest by the said Treasurer of *Greenwich* Hospital, or the said Accountant of the Chest at *Greenwich* respectively; and that the Signature, Acts and Deeds of the said Paymaster, with regard to all such Pensions as aforesaid, shall be of as full Value and Effect for all Purposes whatsoever, as if such Signature, Act or Deed were the Signature, Act or Deed of the said Treasurer or Accountant respectively.

Duty of Paymaster of Pensions.

IX. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to enable or authorize the said Paymaster to draw any Monies out of the Bank of *England* or to receive or give Receipts or Acquittances for any Monies on Account of the said Hospital, or to exercise any Power or Authority now vested in the said Treasurer for the Receipt and Custody of any Funds belonging to the said Hospital, except as may regard

Paymaster not to draw Money out of Bank, &c.

regard such Sums as may be by the said Treafurer transferred, delivered or paid to the said Paymaster for the Payment or Discharge of the said Out Pensions; for all which Sums of Money the said Paymaster shall be accountable, and shall account in such manner, and according to such Regulations and Restrictions as are at present enforced with regard to Allowances now issued for the said Purposes, or which may be hereafter laid down and established by the said Commissioners and Governors, or other sufficient Authority.

Paymaster's
Letters free.

X. And be it further enacted, That, from and after the passing of this Act, all Letters and Packets addressed to the said Paymaster for the time being, upon any Business or Affairs relating to the said Hospital shall, from and after the passing of this Act, be free from the Duty of Postage; and also, that all Letters or Packets sent by the said Paymaster of the said Hospital, relating to Out Pensions, shall be sent free from the said Duty of Postage, and all Letters and Packets relating to Out Pensions shall be under Cover, with the Words "Out Pensions, pursuant to Act of Parliament Fifty fifth George Third" printed upon the same; and the said Paymaster or his Chief Clerk shall write his Name under the same; and if any such Paymaster or Chief Clerk shall send or convey under any of the Covers aforesaid, any Writing, Paper or Parcel, other than those relating to the Out Pensions of the said Hospital, the Person so offending shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds.

Sending, &c.
other Writing,
&c.

Penalty.

Pension Tickets
called in.

XI. And be it further enacted, That it shall and may be lawful for the Commissioners and Governors of *Greenwich* Hospital, as soon as conveniently may be after the First Day of *January* One thousand eight hundred and fifteen, to call in and retain such Pension Tickets as shall have been granted by the Directors of the Chest, and in lieu thereof grant other Tickets to the same or greater Amount, as the case may require, in the Form now by Law established for the Out Pension Tickets of the said Hospital.

Provisions of
former Acts ex-
tended to Act.

XII. And be it further enacted, That all the Clauses, Provisions, Rules, Regulations, Powers, Pains, as well of Death as otherwise, and all Penalties, Forfeitures, Matters and Things, contained in any Act or Acts now in force relating to Out Pensions granted by the Commissioners and Governors of *Greenwich* Hospital, shall be applied and put in force for the Purposes of this Act, and with respect to the Pensions to be granted in pursuance hereof, and for carrying the same into full Execution and Effect.

Act altered, &c.

XIII. 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.

[See cap. 56. post.]

C A P. II.

An Act for directing the Application of the Residuary Personal Estate of *Anna Maria Reynolds* Spinster, bequeathed by her to the Use of the Sinking Fund.

[26th November 1814.]

WHEREAS *Anna Maria Reynolds*, late of *Cleveland Row*, in the Parish of *Saint James, Westminster*, in the County of *Middlesex*, Spinster, deceased, did, in and by her last Will and Testament

Testament made and published the third Day of *November* in the
 Year One thousand eight hundred and one, among other things,
 bequeath to the Lords of His Majesty's Treasury for the time
 being, and their Successors, all the Rest, Residue and Remainder,
 of her Estates and Effects, after Payment of her Debts and Funeral
 Expences, and certain Legacies bequeathed by the said Will and
 Two Codicils thereto, dated the Twenty fourth Day of *May* in
 the Year One thousand eight hundred and two, and the Twenty
 fourth Day of *May* in the Year One thousand eight hundred and
 three, to be applied by them to the Use of the Sinking Fund, in
 such manner as should be directed by Act of Parliament: And
 Whereas the Sum of Thirty four thousand and Three Pounds
 Thirteen Shillings and Two pence Stock in the Three Pounds
per Centum Consolidated Bank Annuities, Three thousand five
 hundred Pounds Stock in the Five Pounds *per Centum* Navy
 Annuities, and Three hundred Pounds Long Annuities, trans-
 ferrable at the Bank of *England*, Parts of the Residuary Estate
 of the said *Anna Maria Reynolds*, have been transferred in the
 Books of the Bank of *England* into the Names of the Right
 Honourable *Robert Banks* Earl of *Liverpool*, the Right Honour-
 able *Nicholas Vansittart*, the Honourable *Berkeley Paget*, the
 Right Honourable *William Lowther*, commonly called Viscount
Lowther, and *Charles Grant*, junior, Esquire, being Commissioners
 of His Majesty's Treasury; and the Sum of Five thousand and
 sixty six Pounds Thirteen Shillings and Four pence Stock in the
 Old *South Sea* Annuities, other Part of the said Residuary Estate,
 has been transferred in the Books of the *South Sea House* into the
 Names of the Lords Commissioners of His Majesty's Treasury;
 and it is expedient that the manner of applying the said Annuities
 and all other Annuities and Sums of Money which may have been
 or may be derived from the Residuary Estate of the said *Anna
 Maria Reynolds* to the Use of the Sinking Fund should be directed
 by Act of Parliament; 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 the Lord High Treasurer, or the Commissioners
 of His Majesty's Treasury, or any Three of them for the time
 being, and they are hereby respectively required to transfer the
 several Annuities hereinbefore mentioned, and to transfer and pay
 all such further Annuities and Sums of Money as may have been, or
 may hereafter be paid or transferred to them from the Residuary
 Personal Estate of the said *Anna Maria Reynolds*, and all Interest
 and Dividends accrued or which may accrue therefrom, unto the
 Commissioners for the Reduction of the National Debt, and that
 the said last mentioned Commissioners shall apply the said Annuities
 and Monies to the Reduction of the National Debt, in the same
 way and under the same Regulations as any other Funds in their
 Hands may be by Law applicable to that Purpose; provided that it
 shall be lawful for them, with the Consent and Approbation of the
 Lord High Treasurer or Commissioners of the Treasury or any
 Three of them for the time being, to sell and convert into Money
 any of the said Annuities if it shall be more convenient for the public
 Service so to do; and to apply the Money arising from thence to the
 Reduction of the National Debt in manner aforesaid.

Treasury to
 transfer certain
 Annuities to
 Commissioners
 for Reduction of
 National Debt.

Receipts of
Treasury suf-
ficient Discharge
to Executor.

II. And be it further enacted, That any Receipt given or to be hereafter given by the said Lord High Treasurer or Commissioners of His Majesty's Treasury, or any Three of them for the time being, for any Part of the said Residuary Estate of the said *Anna Maria Reynolds*, shall be a valid Discharge in Law to the Executor or other Personal Representative of the said *Anna Maria Reynolds*, for so much Stock or Money as in such Receipt shall be expressed to be received.

C A P. III.

An Act for continuing to His Majesty certain Duties on Malt, Sugar, Tobacco and Snuff, in *Great Britain*; and on Penfions, Offices and Personal Estates, in *England*; for the Service of the Year One thousand eight hundred and fifteen.

[1st December 1814.]

Commissioners
of Land Tax
appointed by
54 G. 3. c. 190.
to put this Act
in Execution.

XIX. AND be it further enacted, That, for the better assessing, ordering, levying and collecting of the several Sums of Money so as last aforesaid limited and appointed to be raised and paid in the aforesaid Part of *Great Britain* called *England*, *Wales* and *Berwick upon Tweed*, in respect of Personal Estates, and in respect of Offices or Employments of Profit and Annuities, Penfions, Stipends and other yearly Payments, and for the more effectual putting this Act in Execution, in reference to the same, all and every the Person and Persons who, in and by an Act of Parliament made and passed in the Fifty fourth Year of His Majesty's Reign, intituled *An Act for appointing Commissioners for carrying into Execution an Act of this Session of Parliament for granting to His Majesty a Duty on Penfions and Offices in England, and an Act made in the Thirty eighth Year of His present Majesty, for granting an Aid to His Majesty by a Land Tax to be raised in Great Britain, for the Service of the Year One thousand seven hundred and ninety eight*; were named and appointed Commissioners for putting in Execution the same Acts within the several Counties, Ridings, Cities, Boroughs, Cinque Ports, Towns, Divisions and Places of *England*, *Wales* and Town of *Berwick upon Tweed*, duly qualifying themselves according to the said Act, passed in the Thirty eighth Year of the Reign of His present Majesty, intituled *An Act for granting an Aid to His Majesty by a Land Tax to be raised in Great Britain, for the Service of the Year One thousand seven hundred and ninety eight*, in that behalf, shall, together with any other Persons that may be appointed by any Act (a) to be made in this Session of Parliament, be Commissioners for putting in Execution this present Act, and the Powers therein contained, within and for all and every the Parishes, Conftablewicks, Divisions, Allotments and Places, situate within the same Counties, Ridings, Cities, Boroughs, Cinque Ports, Towns, Divisions and Places respectively.

38 G. 3. c. 5.

(a) [See post. c. 150.]

38 G. 3. c. 60.
§ 108.

XXXIX. And Whereas by the said Act passed in the Thirty eighth Year of the Reign of His present Majesty, intituled *An Act for making perpetual, subject to Redemption and Purchase in the Manner therein stated, the several Sums of Money now charged in Great Britain, as a Land Tax for One Year, from the Twenty fifth Day of March One thousand seven hundred and ninety eight*, it was enacted, That the several Duties imposed on Sugar by Three

Acts of the Twenty seventh, Thirty fourth and Thirty seventh
 Years of the Reign of His present Majesty, on Malt, by an Act
 made in the Twenty seventh Year of the Reign of His present
 Majesty, and the Duties of Excise on Tobacco and Snuff, by an
 Act made in the Twenty ninth Year of the Reign of His present
 Majesty, should continue in force until the Twenty fifth Day of
 March One thousand seven hundred and ninety nine and no longer,
 but should from thenceforth cease and determine, unless the same
 should be specially continued by Parliament, which said several
 Duties were by an Act made and passed in the Thirty ninth Year
 of the Reign of His present Majesty, intituled *An Act for conti-*
nuing and granting to His Majesty a Duty on Pensions, Offices and
Personal Estates, in England, Wales and the Town of Berwick
upon Tweed, and certain Duties on Sugar, Malt, Tobacco and Snuff,
for the Service of the Year One thousand seven hundred and ninety
nine, further continued until the Twenty fifth Day of March One
thousand eight hundred, and which, by several subsequent Acts,
were farther continued until the Twenty fifth Day of March One
thousand eight hundred and eleven: 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 charge-**
able in Great Britain, and for granting other Duties in lieu thereof,
 the said several Duties on Sugar were repealed, and other Duties
 granted on Sugar in lieu thereof: And Whereas by another Act,
 passed 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, certain of the said
 Duties on Licences to be taken out by Dealers in Tobacco and
 Snuff, and certain Duties on Tobacco, were repealed, and other
 Duties granted in lieu thereof: And Whereas the said Duties
 granted by the said last recited Acts were continued until the
 Twenty fifth Day of March One thousand eight hundred and
 fourteen: And Whereas the said Duties on Sugar, and the said
 Duties relating to Licences and Tobacco, were by an Act passed in
 the Fifty fourth Year of the Reign of His present Majesty, further
 continued until the Twenty fifth Day of March One thousand
 eight hundred and fifteen; Be it further enacted, That the said
 several Duties on Sugar, Malt, Tobacco and Snuff, and the said
 Acts granting and continuing the same, and all the Provisions there-
 of, shall be and the same are hereby severally and respectively further
 continued from and after the Expiration of the time limited as afore-
 said, until the Twenty fifth Day of March One thousand eight
 hundred and sixteen, and all Monies arising thereby which shall be
 paid into the Receipt of the Exchequer, shall be entered separate
 and distinct from all other Monies paid and payable to His Majesty.

27 G. 3. c. 13.

34 G. 3. c. 4.

37 G. 3. c. 15.

27 G. 3. c. 4.

29 G. 3. c. 68.

39 G. 3. c. 3.

49 G. 3. c. 98

§ 1. 7.

43 G. 3. c. 69.

§ 1.

54 G. 3. c. 2.

§ 39.

Duties on Sugar,
&c. continued.Separate
Account.

[See post. c. 32. § 1.]

[This Act, except the Clauses above inserted, is similar to 53 G. 3. c. 15.]

C A P. IV.

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

[1st December 1814.]

“ TREASURY empowered to raise £12,500,000 by Exchequer Bills, in manner prescribed by 48 G. 3. c. 1. — § 1, 2. Treasury to apply Money raised, § 3. Principal of said Bills charged on first Supplies of next Session, § 4. Interest thereon of $3\frac{1}{2}d.$ per Cent. per Diem, § 5. Said Bills to be current at the Exchequer after April 5, 1816, § 6. Bank of *England* empowered to advance £8,000,000 on Credit of Act, notwithstanding 5 & 6 W. & M. c. 20. — § 7. Act altered, &c. this Session, § 8.

C A P. V.

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 fifteen.

[1st December 1814.]

“ TREASURY may issue Exchequer Bills in manner prescribed by 48 G. 3. c. 1. — § 1. Clauses, &c. in recited Act relating to Exchequer Bills extended to Act, § 2. Proviso as to issuing Exchequer Bills on Credit of, c. 3. *ante*, in any other manner than they are authorized by that Act, &c. § 3. Interest of $3\frac{1}{2}d.$ per Cent. per Diem, § 4. Exchequer Bills may, at Expiration of Four Months after Date, be taken in Payment of Revenue, § 5. Bank of *England* authorized to advance £8,000,000 on Credit of Act, notwithstanding 5 & 6 W. & M. c. 20. — § 6.

C A P. VI.

An Act to continue, until the Twenty fifth Day of *March* One thousand eight hundred and sixteen, an Act for suspending the Operation of an Act of the Seventeenth Year of His present Majesty, for restraining the Negotiation of Promissory Notes and Bills of Exchange under a limited Sum, in *England*.

[1st December 1814.]

17 G. 3. c. 30.

“ WHEREAS an Act was passed in the Seventeenth Year of the Reign of His present Majesty for restraining for a limited time the Negotiation of Promissory Notes and Inland Bills of Exchange for Twenty Shillings and under Five Pounds: And Whereas the said Act was by an Act passed in the Twenty seventh Year of the Reign of His present Majesty made perpetual: And Whereas by an Act passed in the Thirty seventh Year of the Reign of His present Majesty the said first recited Act, so far as the same relates to the making void of Promissory Notes, Drafts or Undertakings in Writing, payable on Demand to the Bearer thereof for any Sum less than the Sum of Five Pounds in the whole, and also to the restraining the issuing of altering and

27 G. 3. c. 16.

27 G. 3. c. 32.

negotiating of any such Notes, Drafts or Undertakings as aforesaid, was suspended until the first Day of *May* then next: And Whereas the said Act of the Thirty seventh Year of the Reign of His present Majesty hath by several subsequent Acts (a) been continued until Six Months after the Ratification of a Definitive Treaty of Peace, and amended, 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 the Act of the Thirty seventh Year aforesaid, so far as the same suspends the said Act of the Seventeenth Year aforesaid, shall be and the same is hereby further continued, as amended, until the Twenty fifth Day of *March* One thousand eight hundred and sixteen.

37 G. 3. c. 32.
continued, as
amended.

(a) [See 37 G. 3. c. 61. 120. — 38 G. 3. c. 7. — 39 G. 3. cc. 9. 24. 47. 107. § 8. — 44 G. 3. c. 4. § 1. — 45 G. 3. c. 25.]

C A P. VII.

An Act to repeal an Act of the last Session of Parliament, for granting Duties of Excise on certain Sorts of Glafs made in *Ireland*, and for granting and allowing certain Countervailing Duties and Drawbacks in respect thereof.

[1st December 1814.]

WHEREAS an Act was made in the last Session of Parliament, intituled *An Act to grant Duties of Excise on certain Sorts of Glafs made in Ireland, and to grant and allow certain Countervailing Duties and Drawbacks in respect thereof*; and it is expedient that the same should be repealed; 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 the Duties, as well Internal Duties of Excise as Countervailing Duties or others, and all Drawbacks granted or made payable by the said recited Act, shall cease and determine; and that, from and after the passing of this Act, the said recited Act, and all Clauses, Provisoes and Regulations therein contained, for the securing, collecting and paying the said Duties and Drawbacks, or any of them, shall be and the same is and are hereby repealed.

54 G. 3. c. 87.

II. And be it further enacted, That in case any Person or Persons shall have paid or shall pay any Sum or Sums of Money, for or in respect of any Countervailing Duty imposed by the said recited Act on any Glafs made in *Great Britain*, and liable to such Duty under the said recited Act, or shall have paid or shall pay any Duty or Sum of Money in respect of any estimated Increase in Value of any such Glafs which shall have been or shall be imported into *Ireland* since the Commencement of the said recited Act, and before the Expiration of Ten Days after the passing of this Act, it shall and may be lawful for the Commissioners of Customs and Port Duties in *Ireland*, upon the Application of such Person or Persons, and they are hereby required, out of any Money in their Hands arising from the Duties under their Management, to repay, or cause to be repaid, to such Person

Persons having
paid Duties, re-
paid by Commis-
sioners of
Customs.

Person or Persons, all such Sum and Sums of Money as such Person or Persons shall upon their Oath or otherwise, to the Satisfaction of the said Commissioners, make it appear to the said Commissioners that such Person or Persons shall have actually paid for and in respect of such Countervailing Duties.

Glass imported into Ireland exported back to G. B. or elsewhere, and Drawback allowed.

III. And be it further enacted, That it shall and may be lawful for any Person or Persons, after the Expiration of Ten Days after the passing of this Act, to export from *Ireland* to *Great Britain* or elsewhere, and to import into *Great Britain*, any Spread Window Glass or other Window Glass, or any Plate Glass made in *Great Britain*, and which shall have been imported into *Ireland* at any time between the passing of the said recited Act and the Expiration of Ten Days after the passing of this Act; any Act or Acts to the contrary in any wise notwithstanding; and that every Person who shall so export any such Glass from *Ireland* to *Great Britain* or elsewhere, shall be entitled to and shall receive in *Ireland*, a Drawback equal to the Amount of all Duties which shall have been actually paid under the said recited Act on the Importation of such Glass into *Ireland*, and as shall not have been repaid under the Provisions in this Act before contained: Provided always nevertheless, that nothing in this Act contained shall extend, or be deemed or construed to extend to entitle any Person or Persons whatsoever to any Drawback on Exportation of any *British* Window Glass from *Ireland* to *Great Britain*, unless the said Glass shall at the time of being entered for such Exportation be contained in the original Package in which the same was exported from *Great Britain* to *Ireland*, without the same having been unpacked since the Exportation thereof from *Great Britain*, nor unless the Excise Seals and Fastenings which had been put thereon in *Great Britain*, at the time of the packing thereof for Exportation, shall be remaining on the said Package; any thing in this Act contained to the contrary in any wise notwithstanding; but in case it shall be made appear to the Satisfaction of the Commissioners of Customs and Port Duties in *Ireland*, that such Seals and Fastenings have been injured or defaced by the Transit of any such Package or Packages, or in any other manner without the wilful Default of the Exporter thereof, it shall and may be lawful for the said Commissioners to direct the Payment of such Drawback as is hereinbefore given and allowed by this Act.

Window Glass re-exported to G. B. only in original Package.

Proviso for Seals, &c. injured, &c.

IV. And be it further enacted, That upon the Importation into *Great Britain* from *Ireland* of any such Glass, which, having been made in *Great Britain*, shall have been imported into *Ireland*, and shall have been exported from thence to *Great Britain* under or by virtue of the Provisions in this Act before contained, there shall be paid by the Importer thereof, before the landing thereof in *Great Britain*, the Sums following, being the Amount of the Drawbacks payable by Law on the Exportation of such Glass from *Great Britain* to *Ireland*; that is to say, For every Hundred Weight of *British* Spread Window Glass, commonly called Broad Glass, the Sum of One Pound Ten Shillings; for every Hundred Weight of all other *British* Window Glass (not being Spread Glass) whether flashed or otherwise manufactured, and commonly called or known by the Name of *Crown Glass*, or *German Sheet Glass*, the Sum of Four Pounds Nine Shillings and Three pence; and for every *Foot*

On Importation of Glass into G. B. Importer to pay Drawbacks.

Foot, Superficial Measure, of *British Plate Glass*, the Sum of Six Shillings and Six pence Halfpenny; and that the said several Sums shall be recovered, levied, collected, paid and applied in like manner and under and subject to such Rules, Regulations, Penalties and Forfeitures, in all respects, as any Countervailing or other Duty of Excise on the Importation of Glass into *Great Britain* may be recovered, levied, collected, paid or applied under or by virtue of any Act or Acts relating to the Excise Import Duties on Glass in force in *Great Britain*; and that such Glass shall not be subject or liable on such Importation thereof to any further Countervailing or other Duty whatsoever.

V. And be it further enacted, That the Repayment of any such Duty, and the Payment of any Drawback allowed or made payable by this Act, shall be made at such time, and in such manner, and under such Regulations, as the said Commissioners of Customs and Port Duties in *Ireland*, or any Three of them, by and with the Consent of the Commissioners for executing the Office of Lord High Treasurer of *Ireland*, or any Three of them, shall think fit to make in that behalf.

Repayments and Drawbacks made under certain Regulations.

C A P. VIII.

An Act to continue during the Continuance of the present Hostilities, and until Six Months after the Ratification of a Definitive Treaty of Peace, so much of an Act of the Thirty fourth † Year of His present Majesty, as permits the Importation into *Great Britain* and *Ireland* in Neutral Vessels, from States in Amity with His Majesty, of certain Goods, Wares and Merchandize.

† Sic.

[1st December 1814.]

WHEREAS an Act was passed in the Forty third Year of the Reign of His present Majesty, intituled *An Act to permit during the Continuance of Hostilities, and until Six Months after the Ratification of a Definitive Treaty of Peace, the Importation into Great Britain and Ireland in Neutral Vessels, from States in Amity with His Majesty, of certain Goods, Wares and Merchandize, and to empower His Majesty by Order in Council to prohibit the Exportation of Copper; and to permit the Importation in Neutral Vessels from States not in Amity with His Majesty, of certain Goods, Wares and Merchandize: And Whereas it is expedient, that so much of the said Act as permits the Importation into Great Britain and Ireland in Neutral Vessels, from States in Amity with His Majesty, of the several Goods, Wares and Merchandize in this Act enumerated 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, from and after the passing of this Act, it shall be lawful for any Person to import into any Port or Place in *Great Britain*, all Sorts of Wool, and also Cotton Wool, and to import into that Part of the United Kingdom called *Ireland*, all Sorts of Barilla, Jesuits' Bark, Linen Yarn, Hemp, Indigo, Cochineal, Wool and Cotton Wool, from any Country or Place whatsoever, in any Ship or Vessel belonging to any Kingdom or State in Amity with His Majesty, his Heirs and*

43 G. 3. c. 153.

Wool and certain Goods imported in Neutral Vessel.

and Successors, navigated by Foreign Seamen; any Law, Custom or Usage to the contrary notwithstanding.

Organzined Silk
imported in any
Vessel.
2 W. & M.
Sess. 1. c. 9.

II. And be it further enacted, That, from and after the passing of this Act, it shall be lawful to and for any Person or Persons to import or bring into the United Kingdom from any Port or Place in Amity with His Majesty, in any Ship or Vessel whatsoever, Organzined Thrown Silk of the Growth or Production of *Italy*; any thing contained in an Act made in *England* in the Second Year of the Reign of their late Majesties King *William* and Queen *Mary*, intituled *An Act for discouraging the Importation of Thrown Silk*, or in any other Act or Acts in force in the United Kingdom, or in *Great Britain* or *Ireland* respectively, to the contrary thereof notwithstanding: Provided always, that this Act or any thing herein contained shall not extend to give Liberty to import any *Italian* Thrown Silk that shall be coarser than a Sort thereof known and distinguished by the Name of *Third Bologna*, nor any Sorts of Silks commonly called *Tram*, of the Growth of *Italy*, nor any other Thrown Silk of the Growth or Production of *Turkey*, *Persia*, *East India* or *China*, under the Penalty of forfeiting all such Thrown Silks as shall be brought over and imported contrary to the Purport, true Intent and Meaning of this Act; One Moiety whereof to the use of His Majesty, his Heirs and Successors, and the other Moiety to such Person or Persons who shall seize, inform or sue for the same; to be recovered in such Manner and Form as Goods forfeited may be recovered by any Law relating to His Majesty's Revenue of Customs in *Great Britain* and *Ireland* respectively.

Exception.

Penalty.

Silk brought to
Custom House
on Importation.

III. And, for the better and more effectual Execution of this Act, and to prevent the Importation of any Sort of Thrown Silks not organzined, be it further enacted and declared, That all such Organzined Thrown Silk as is allowed to be imported by this Act, if landed in any Part of *Great Britain*, shall be brought to His Majesty's Custom House at *London*, to the Intent that no other Sort of Thrown Silk may be imported than that allowed by this Act, under the Penalty of forfeiting all such Thrown Silk as shall be imported contrary to the Purport, true Intent and Meaning of this Act; one Moiety whereof shall be to the Use of His Majesty, his Heirs and Successors, and the other Moiety to such Person or Persons who shall seize, inform or sue for the same; to be recovered in such Manner and Form as Goods forfeited may be recovered by any Law relating to His Majesty's Revenue of Customs in *Great Britain* and *Ireland* respectively; any thing herein contained to the contrary hereof in any wise notwithstanding.

Flax or Flax
Seed imported
in like manner.

IV. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful for any Person or Persons to import into the United Kingdom any Sort of Flax or Flax Seed, in any Ship or Vessel belonging to any Kingdom or State in Amity with His Majesty, his Heirs or Successors, navigated by Foreign Seamen, from any Port or Place whatsoever, upon the same Terms and Conditions, and subject to the same Duties, Rules, Regulations and Restrictions in any respect, as such Flax and Flax Seed would be by any Law in force in the United Kingdom, or in *Great Britain* or *Ireland* respectively, have been subject and liable to if the same had been imported in Foreign Ships or Vessels of the Built of the Country or Place of which such Flax or Flax Seed was the Growth

Production or Manufacture; any thing in any Act or Acts of Parliament in force in the United Kingdom, or in *Great Britain* or *Ireland* respectively, to the contrary notwithstanding.

V. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful for any Person or Persons admitted into and made free of the Company of Merchants of *England* trading into the *Levant* Seas, commonly called or known by the Name of *The Turkey Company*, to import into the United Kingdom any Goods or Commodities which have heretofore usually been imported from *Turkey* or *Egypt*, or from any Place within the Dominions of the Grand Seignior within the *Levant* Seas, in any Ship or Vessel built in or belonging to *Great Britain* or *Ireland*, navigated according to Law, or in any Ship or Vessel belonging to any Kingdom or State in Amity with His Majesty, his Heirs or Successors, navigated by Foreign Seamen, from any Port or Place whatsoever, upon Payment of the same Duties, if imported in *British* or *Irish*-built Ships, as the like Goods would be subject and liable to if imported in *British* or *Irish*-built Ships directly from the Place of their Growth, Production or Manufacture; but if such Goods shall be imported in any Foreign-built Ship or Vessel, then and in such case the Goods so imported shall be subject to the Duties which such Goods would have been subject and liable to if this Act had not been made; any thing in any Act or Acts of Parliament in force in the United Kingdom, or in *Great Britain* or *Ireland* respectively, to the contrary notwithstanding.

Persons free of Levant Company may import Goods from Levant in British or Foreign Vessels.

VI. Provided always, and be it further enacted, That no Entry shall be suffered to pass at any Custom House in the United Kingdom for any such Goods of the Growth, Production or Manufacture of *Turkey* or *Egypt*, or of any of the Dominions of the Grand Seignior, as, before the passing of the said recited Act of the Forty third Year of the Reign of His present Majesty, might be imported only from such Ports or Places in the *Strait* or *Levant* Seas, as are within the Dominions of the Grand Seignior, or for any Drugs which would have been liable to the Payment of higher Duties, when not imported directly from the Place of their Growth or Production, and which by the Authority of this Act are permitted to be imported in manner aforesaid, until the Person importing or entering the same shall produce to the Collector or other proper Officer of His Majesty's Customs in *Great Britain*, and to the proper Officer of the Revenue in *Ireland*, at the Port of Importation, a Certificate under the Hand of the Collector of the Duties for the said *Turkey* Company, certifying that such Person is free of the said Company, and that he has paid the Duties imposed on such Goods by the said Company, and has conformed in all respects to the Rules and Regulations of the said Company relative thereto: Provided always, that all Goods, Wares and Merchandize of the Produce of Countries within the *Levant* Seas, imported into *Great Britain* under the Authority of this Act, shall be subject and liable to the Duties payable to the *Levant* Company, in like manner as if such Goods, Wares and Merchandize had been imported into *Great Britain* directly from *Turkey*.

Certificate that Proprietor is free of Levant Company produced before Entry made. 43 G. 3. c. 153.

Proviso for Duties.

VII. Provided always, and be it enacted, That all such Goods as shall in pursuance of this Act be imported into the United Kingdom in any Foreign Ship or Vessel, shall be subject and liable to the Aliens' and

Goods imported in Foreign Vessels to pay Aliens' Duty, &c.

and all other Duties in the same manner as they would be liable to by Law if such Ships were of the Built of the Country of which the Goods are of the Growth, Product or Manufacture.

Goods imported liable to Duties of Customs and Excise, and to Regulations in force.

VIII. And be it further enacted, That all such Goods, Wares and Merchandize, when so imported as aforesaid, shall be liable to all Duties of Customs and Excise, and shall be subject to all Rules, Regulations and Conditions, and to all Penalties and Forfeitures for the Breach thereof, to which they would have been liable and subject if they had been imported into *Great Britain* or *Ireland*, according to any Law or Laws in force at the time of the passing of this Act.

Continuance of Act.

IX. And be it further enacted, That this Act shall be in force during the Continuance of the present Hostilities, and until Six Months after the Ratification of a Definitive Treaty of Peace.

C A P. IX.

An Act to continue, until the Expiration of Six Months after the Conclusion of the present Hostilities, an Act of the Forty sixth Year of His present Majesty, for authorizing His Majesty in Council to allow the Importation and Exportation of certain Goods and Commodities in Neutral Ships into and from His Majesty's Territories in the *West Indies* and Continent of *South America*. [1st December 1814.]

46 G. 3. c. 111.

WHEREAS an Act was passed in the Forty sixth Year of the Reign of His present Majesty, intituled *An Act for authorizing His Majesty in Council to allow, during the present War and for Six Months after the Ratification of a Definitive Treaty of Peace, the Importation and Exportation of certain Goods and Commodities in Neutral Ships into and from His Majesty's Territories in the West Indies, and Continent of South America*: And Whereas the said Act has been found useful and beneficial, and it is expedient that the same 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 Act shall be and the same is hereby continued until the Expiration of Six Months after the Conclusion of the present Hostilities.

continued.

C A P. X.

An Act to make further Provision respecting the Duties payable upon *East India* Goods, and to allow Bond to be given for Payment of the Duties upon such Goods when imported by Private Traders. [1st December 1814.]

54 G. 3. c. 36.

WHEREAS it is expedient to make further Provision for ascertaining and collecting the Duties imposed upon *East India* Goods by an Act passed in the last Session of Parliament, intituled *An Act to repeal the Duties of Customs payable on Goods, Wares and Merchandize imported into Great Britain, from any Part or Place within the Limits of the Charter granted to the United Company of Merchants of England trading to the East Indies*: and to give more Effect to the said Act, and to amend 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 said Act shall be and the same is hereby continued until the Expiration of Six Months after the Conclusion of the present Hostilities.

' further Regulations for the better Security of the Revenue on Goods
' so imported; and to alter the Periods of making up and presenting
' certain Accounts of the said Company to Parliament; to continue in
' force until the Tenth Day of April One thousand eight hundred and
' nineteen; to exempt the Proprietors from paying the new Ware-
' housing Duties, and to reduce the Amount thereof in certain cases;
' and to allow the East India Company to give Bond for Payment
' of the Duties upon Goods, Wares or Merchandize imported into
' the Port of London by Private Traders, in the same manner as for
' Goods, Wares or Merchandize imported on their own Account;'
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 the Warehousing Duties imposed
by Table (A.) of the said recited Act shall be charged upon all
such Goods, Wares and Merchandize, as are therein enumerated or
described, which shall have been or which may hereafter be imported
into Great Britain by the said United East India Company or by
Private Traders from any Ports or Places from whence such Goods,
Wares or Merchandize may lawfully be imported, and which shall
have been or may be sold at their Sales, either before or after the
Tenth Day of April One thousand eight hundred and fourteen;
and such Duties shall be paid by the said United East India Com-
pany, or secured by their Bond in the manner directed by an Act
passed in the Thirty ninth Year of the Reign of His present
Majesty, intituled *An Act for permitting certain Goods imported from
the East Indies to be warehoused; and for repealing the Duties now
payable thereon, and granting other Duties in lieu thereof*; and in
cases where the said Duties are charged not according to the Weight,
Tale, Gauge or Measure, but according to the Value of such Goods,
Wares or Merchandize, such Value shall be ascertained according to
the gross Price at which such Goods shall have been or may be sold
at the Public Sales of the said Company without any Deduction or
Abatement whatsoever; any thing in the said first recited Act or
any other Act or Acts of Parliament to the contrary thereof not-
withstanding.

II. Provided always, and it is hereby further enacted, That in
cases where any such Goods, Wares or Merchandize (except Indigo)
sold at the East India Company's Sales on or before the
Tenth Day of April One thousand eight hundred and fourteen,
shall have been cleared from the Warehouses on or before the First
Day of August One thousand eight hundred and fourteen, no other
Warehousing Duties than were due prior to the Tenth Day of April
One thousand eight hundred and fourteen, shall be held or be-
deemed to have been due and payable thereon; and where any
Goods, Wares or Merchandize, remaining in the Warehouses after
the First Day of August One thousand eight hundred and fourteen,
shall be cleared before the First Day of April One thousand eight
hundred and fifteen, the same shall be charged with the Difference
only (where such Difference shall be an Excess, and not otherwise)
between the Amount of the Warehousing Duties already paid or
secured on such Goods, Wares or Merchandize, and the new and
additional Warehousing Duties chargeable thereon by the said recited
Act, or the Act or Acts of Parliament, and no other Warehousing
Duties.

Warehousing
Duties in Table
(A.) of Act
charged on
Goods imported
either before or
after April 10,
1814, &c.

39 G. 3. c. 59.

How Duties
charged on
clearing Goods
(except Indigo)
at certain
Periods.

Duties; but any such Goods, Wares or Merchandize which shall not be so cleared, shall be also subject and liable to the full Amount of the Warehousing Duties imposed on such Goods, Wares or Merchandize in the Table (A.) of the said recited Act of the last Session of Parliament, in Addition to any former Duties paid or payable thereon.

Indigo how charged.

III. And be it further enacted, That Indigo sold at the Sales of the said United *East India* Company at any time before the said Tenth Day of *April* One thousand eight hundred and fourteen, and which shall have been delivered from the Warehouses either for Exportation or Home Consumption after the said Tenth Day of *April* One thousand eight hundred and fourteen, or delivered from the Warehouses after the passing of this Act, shall not be subject to the Duties charged thereon by the said recited Act of the last Session of Parliament, but shall be deemed and taken to be subject and liable to all the Duties which would have been paid thereon if the same had been delivered from the Warehouses at the time of the Sale of such Indigo, and no other; any thing in the said recited Act to the contrary thereof in any wise notwithstanding.

Goods (Exception) sold since April 10, 1814, charged with Duty.

IV. And be it further enacted, That all Goods, Wares and Merchandize imported into *Great Britain* whether by the Company or Private Traders from Ports and Places within the Limits of the Charter of the said United Company, which shall have been sold at their Sales since the said Tenth Day of *April* One thousand eight hundred and fourteen, although imported before that Day, shall (except as hereinbefore provided) be charged with the Duties imposed by the said recited Act, and no other.

Private Traders to give Bond before Warehousing of Goods in Double the Amount of Duties.
53 G. 3. c. 155.

V. And be it further enacted, That before any Goods, Wares or Merchandize imported into the Port of *London* by any Private Traders, under the Authority of an Act passed in the Fifty third Year of the Reign of His present Majesty, intituled *An Act for continuing in the East India Company for a further Term the Possession of the British Territories in India, together with certain exclusive Privileges; for establishing further Regulations for the Government of the said Territories, and the better Administration of Justice within the same; and for regulating the Trade to and from the Places within the Limits of the said Company's Charter*, and which are not intended to be sold at the Sales of the *East India* Company, shall be lodged in any Warehouse or Warehouses without Payment of the Duties, the Proprietor or Proprietors shall give Bond unto His Majesty, his Heirs and Successors, in a Penalty equal to double the Amount of the said Duties, with Condition for Payment of the same before the Delivery of the said Goods, Wares and Merchandize, from the Warehouses wherein the same shall be deposited under the Authority of the said last recited Act, and at the times and in the manner required by any Act or Acts of Parliament in force on or before the Tenth Day of *April* One thousand eight hundred and fourteen: Provided always, that it shall be lawful for the said United *East India* Company, upon the Application of the Proprietor or Proprietors of such Goods, Wares or Merchandize, to give Bond for the Duties payable thereon, at the times and in the manner directed by the said recited Acts of the last and present Session of Parliament, as to Goods imported by or on account of the said Company; and that such Bond shall be in lieu of the same before required of the Proprietors of such Goods, Wares or Merchandize.

East India Company may give Bond for Duties.

VI. And be it further enacted, That in all cases where any of the Goods, Wares or Merchandize, enumerated or described in the Table (B.) of the said recited Act of the last Session of Parliament (except Indigo sold at the Company's Sales before the Tenth Day of April One thousand eight hundred and fourteen), shall be entered for Home Consumption, the Proprietor or Proprietors shall pay the Duties respectively charged thereon by the said Table (B.), although such Goods may have been imported and sold at the Company's Sales before the Tenth Day of April One thousand eight hundred and fourteen, or have been imported and sold before the passing of this Act.

Goods entered for Home Consumption to pay Duties in Table (B.) of Act.

C A P. XI.

An Act to continue, until Six Months after the Ratification of a Definitive Treaty of Peace, an Act of the Forty fifth Year of His present Majesty, for granting to Foreign Ships put under His Majesty's Protection, the Privileges of Prize Ships; and for allowing Aliens in Foreign Colonies surrendered to His Majesty to exercise the Occupations of Merchants or Factors during the present War.

[1st December 1814.]

WHEREAS an Act was passed in the Forty fifth Year of the Reign of His present Majesty, intituled *An Act for granting to Foreign Ships put under His Majesty's Protection the Privileges of Prize Ships, under certain Regulations and Restrictions; and for allowing Aliens in Foreign Colonies surrendered to His Majesty to exercise the Occupations of Merchants or Factors during the present War, and until Six Months after the Ratification of a Definitive Treaty of Peace*: And Whereas the said Act has by Experience been found useful and beneficial, and it is expedient that the same 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 Act shall be and the same is hereby continued until Six Months after the Ratification of a Definitive Treaty of Peace.

continued.

C A P. XII.

An Act to amend several Acts relating to Fines in respect of unlawful Distillation in Ireland, to the Warehousing of Spirits, and to the securing the Duties of Excise on Spirits distilled, and on Hides and Skins tanned in Ireland.

[1st December 1814.]

WHEREAS in and by an Act made in the last Session of Parliament, intituled *An Act to consolidate and amend the Regulations contained in several Acts of Parliament, for imposing and levying of Fines upon Parishes, Townlands and other Places in respect of the unlawful Distillation of Spirits in Ireland, the several Fines or Sums of Twenty five Pounds, Forty Pounds and Sixty Pounds in the said Act mentioned are respectively directed*

§ 5.

55 Geo. III.

‘ to be imposed upon Parishes, Places, Districts or Divisions, on account of any unlicensed Still, or Part of a Still, or Appendage to a Still, or any Worm or other Utensil for distilling of Spirits, or any Wash, Pot Ale, Low Wines or Singlings having been found or used in any Place therein as in the said Act mentioned :
 ‘ And Whereas it is by the said Act provided, that the Court which shall impose any such Fine shall direct the Treasurer of the County, County of the Town or City, to issue his Warrant for levying the said Sums or Fines of Forty Pounds and Sixty Pounds, but by Mistake the said Sum or Fine of Twenty five Pounds is omitted in the said Provision; 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 when any Court shall impose any such Fine of Twenty five Pounds, or direct the same to be levied on any Parish (a), Townland, Quarterland, Ballyhow, Manor or Lordship, or other Place, District or Division whatsoever, such Court shall direct the Treasurer of the County, County of the Town or City, to issue his Warrant to levy such Fine or Sum of Twenty five Pounds in the same manner as the Court is by the said recited Act required to direct such Treasurer to issue his Warrant to levy the said Fines or Sums of Forty Pounds and Sixty Pounds respectively as in the said recited Act mentioned and directed to be levied; and every such Treasurer shall issue his Warrant for the levying of every such Fine or Sum of Twenty five Pounds accordingly.

Fine of 25l. under Act levied in like manner as other Penalties.

Justices receiving Information to give Notice to Clerk of Crown.

Penalty.

(a) [See *post. c. 151. § 1.*]
 II. And be it further enacted, That every Justice of the Peace who shall, from and after the passing of this Act, take or receive any Information for any Offence, whereby or in respect whereof any Parish, Place, District or Division shall under the Provisions of the said Act be subject or liable to any of the Fines or Penalties inflicted by the said Act, shall, and such Justice is hereby required to deliver One Day at the least previous to the Commission Day of any Assizes, or first Day of any Presenting Term respectively to the Clerk of The Crown all such Informations so taken and received by him; and if any such Justice shall omit or neglect to deliver any such Information, every such Justice shall forfeit and pay the Sum of Twenty five Pounds for each and every such Information which such Justice shall omit or neglect so to deliver within the time aforesaid to the Clerk of The Crown; such Sum, Fine or Penalty, to be recovered by Action of Debt, Bill, Plaint or Information in any Court of Record in Ireland, or by Civil Bill in the Court of proper Jurisdiction, and which is hereby fully authorized to take Cognizance of the same by any Person or Persons who shall sue for the same; and in such Proceedings no Essoin, Protection, Wager of Law, nor more than One Imparance shall be allowed; and the Money recovered by such Action or other Proceeding shall be applied as to One Half thereof to and for the Use of the Person suing for the same, and the other Half to and for the Use of the Infirmary of the County or County of the City or Town, as the case may be.

Regulations under Act respecting Discharge of ac-

III. And be it further enacted, That, from and after the passing of this Act and during the time that any Treasurer of any County, County of a Town or City, or any Collector of Grand Jury Cess, shall be authorized, empowered and required to levy and collect any such

such Fine or Fines, all and every the Regulations, Provisions, Restrictions, Exceptions, Matters and Things in the said recited Act contained, whereby any Court or Judge of Assize, at any Assizes or Presenting Term, is required not to order the Discharge of any accounting Affidavit, or to fiat or otherwise authorize the Payment or Application of any Sum of Money as therein mentioned, shall be and the same are hereby applied to and shall extend to Courts of Quarter Sessions (a), as fully and effectually, to all Intents and Purposes, as if such Court of Quarter Sessions had been expressly mentioned in the said Act; and that all and every such Regulations, Provisions, Restrictions, Exceptions, Matters and Things, shall be applied and put in Practice with respect to all such Fine or Fines which shall have been imposed since the passing of an Act made in the Fifty third Year of His present Majesty's Reign, intituled *An Act to provide for the more effectually preventing the illicit Distillation of Spirits in Ireland.*

counting Affidavit, or Payment or Application of any Sum, to extend to Quarter Sessions as well as Assizes.

53 G. 3. c. 148.

(a) [See *post*. c. 151. § 2.]

Where Fines have not been levied, Court may give further Order.

IV. Provided always, and be it further enacted, That when it shall appear to the Satisfaction of any such Court or Judge, that although the Fine or Fines which shall have been imposed at any former Assizes or Presenting Term, upon any Parish, Townland, Place, District or Division, have not been levied, it has not been by the Default or Neglect of the Treasurer or Collector of Grand Jury Cefs, or other Person employed to collect such Fines, that the same have not been levied upon and off such Parish, Townland, Place, District or Division, it shall and may be lawful for the said Court or Judge to order the Discharge of any accounting Affidavit, or to fiat or otherwise authorize the Payment or Application of any Sum upon or in pursuance of any such Affidavit, for the making or repairing any Road, or for building or repairing any Bridge, or for the building or repairing any Sessions House or other Public Building, or for the performing or carrying on any Public Building or other Public Work in any Barony or Half Barony, or in any City or Town within which such Parish, Townland, Place, District or Division, shall be situate; any thing in the said recited Act to the contrary notwithstanding.

V. And Whereas in consequence of the Neglect and Delay which have in many Instances occurred in the Collection and Distribution of Fines which have been imposed under the Acts for the preventing the illicit Distillation of Spirits in *Ireland*, it may hereafter be deemed expedient that the Collectors or other Persons empowered to collect the Grand Jury Cefs should not be employed in the levying, collecting or receiving of any such Fines; Be it therefore further enacted, That when it shall appear expedient to the Commissioners of Inland Excise and Taxes in *Ireland* to appoint other Persons for the collecting and levying such Fines in all or any of the Counties, Counties of Towns or Cities in *Ireland*, it shall and may be lawful for the said Commissioners so to do, and for that Purpose from time to time to give Notice under the Signature of the said Commissioners or any Three of them, by Publication in the *Dublin Gazette*, that it has been deemed expedient by the said Commissioners to appoint other Persons for the levying and collecting of such Fines within any such County or Counties, County or Counties of Towns or Cities, as shall be mentioned in such Notice; and the said Commissioners shall, by such Notice, require the Treasurer or Treasurers of

Commissioners of Inland Excise and Taxes may appoint Persons for levying Fines.

Treasurers to deliver up Warrants.

of any such Counties, Counties of Towns and Cities, which shall be mentioned in such Notice, and the several Collectors or other Persons empowered to levy any such Fine, to deliver up (a) within such time as shall be mentioned in such Notice, all and every the Warrant and Warrants which shall not at such time have been fully executed to the Person or Persons who shall be nominated and appointed by the said Commissioners of Inland Excise and Taxes, or any Three of them, under their Hands, to receive and execute such Warrants, and upon Demand made to him or them for that Purpose by the Person or Persons, or any of them so nominated and appointed by the said Commissioners as aforesaid, such Treasurer or Collector or other Person shall deliver up all such Warrants accordingly, upon Pain of forfeiting the Sum of Two hundred Pounds for each Warrant which such Treasurer or Collector or other Person shall not on such Demand made so deliver up, and every such Person and Persons so nominated and appointed by the said Commissioners or any Three of them, to receive and execute the said Warrants, shall and they are hereby, respectively authorized, empowered and required to levy all and every the Fine and Fines which shall be mentioned in any such Warrant or Warrants, and to execute or complete the Execution of the said Warrant or Warrants, with like Powers and Authorities, and in like manner to all Intents and Purposes as the Collectors of Grand Jury Cefs, or other Person to whom such Warrants had been originally granted were empowered to exercise, and might or could have executed the same, and with all the like Remedies in case of Nonpayment thereof, or of any Part thereof, as are prescribed by Law with respect to any Money to be levied under any Presentment of Grand Jury; and every such Fine, Penalty or Sum of Two hundred Pounds shall and may be recovered by Action of Debt, Bill, Plaint or Information in any Court of Record in *Ireland*, or by Civil Bill in the Court of proper Jurisdiction, and which is hereby fully authorized to take Cognizance of the same by any Person or Persons who shall sue for the same; and in such Proceedings no Effoin, Protection, Wager of Law nor more than One Imparlance shall be allowed; and the Money recovered by such Action or other Proceeding shall be applied as to One Half thereof to and for the Use of the Person suing for the same, and the other Half to and for the Use of the Infirmary of the County or County of the City or Town, as the case may be. (a) [See *post*. c. 151. § 6.]

Penalty.

How applied.

Attested Copy
of Entry of
Appointment of
Collectors by
Commissioners'
Evidence.

VI. And be it further enacted, That on the Trial of any Action, Information, Indictment, Suit or Prosecution for or concerning any Matter or Thing done by or against any Person or Persons who shall be so nominated and appointed as aforesaid by the said Commissioners of Inland Excise and Taxes when acting in the Execution of any of the Powers and Authorities given by this Act, where it may be necessary to prove the Nomination or Appointment of any Person or Persons acting as aforesaid, an attested Copy of the Registry or Entry of the Nomination or Appointment, of such Person or Persons in any of the Books of or belonging to the said Commissioners, or in any of the Books of the Collector of Excise for the District within which such Person or Persons shall have so acted, shall be admitted as Evidence that such Person or Persons was or were legally appointed and authorized to act in the Execution of this Act, without producing the Nomination or Appointment by which such

such Person or Persons was or were appointed: Provided always, that nothing herein contained shall affect the Apportioning and Applotment of any Fine imposed on any Parish, Townland, Place, District or Division, and that every such Fine shall and may be apportioned and applotted under the Provisions of the said recited Act, save only that every Applotment shall be delivered to the Collector of Excise of the District in which the Place upon which the Fine shall be directed to be levied shall be situate, and not to the Collector of the Grand Jury Cefs, as is required by the said recited Act, and thereupon every such Fine shall be levied agreeably to such Applotment, in the same manner in every respect as the Collector of Grand Jury Cefs was in and by the said Act directed to levy the same in cases of Applotment made under the said Act; and in case no such Applotment shall be made and delivered to the Collector of Excise, then the Fine shall and may be levied in the same manner in all respects as every such Fine is by the said Act required to be levied where no Applotment has been made under the said Act.

Apportioning,
&c. of Fines not
affected.

54 G. 3. c. 150.
§ 23.

Collection of
Fines may be
again transferred
to Treasurer.

VII. And be it further enacted, That if at any time after the levying and collecting of such Fines shall have been transferred under the Provisions of this Act, it shall be deemed expedient by the said Commissioners of Inland Excise and Taxes in *Ireland*, that the levying and collecting of such Fines should again be transferred to and made by the Treasurers of Counties, Counties of Towns or Cities, and Collectors of Grand Jury Cefs, it shall and may be lawful for the said Commissioners to give Notice under the Signature of any Three of them, by Publication in the *Dublin Gazette*, that it has been deemed advisable and expedient by the said Commissioners that the levying and collecting of such Fines shall be again had and made by the Treasurers of Counties, Counties of Towns and Cities, and by the Collectors of the Grand Jury Cefs, from such Day as shall be specified in such Notice; and thereupon all and every the Warrant and Warrants which shall not at such time have been executed shall be delivered up to the respective Treasurers, who shall thereupon issue and deliver the said Warrants to the Person or Persons to whom the same had been originally directed; and all and every such Fine and Fines which shall be mentioned in such Warrant or Warrants shall be levied in like manner, and with the like Powers and Authorities and Remedies, in case of Nonpayment thereof, or of any Part thereof, as are provided by Law with respect to any Money to be levied under the Presentment of a Grand Jury, and as the same might and should have been levied under the said Warrants as originally directed.

VIII. And be it further enacted, That the *Dublin Gazette* importing to contain a Copy of any Notice or Notices which shall have been issued under the said recited Act, or which shall hereafter be issued under this Act, shall be deemed and taken to be and shall be conclusive Evidence in all Courts of Civil or Criminal Jurisdiction in *Ireland*, of all such Matters as shall be contained in such Notices respectively; and every such Notice shall be deemed and taken by all such Courts respectively to have been issued in conformity to the several Provisions of the said recited Act and this Act, as the case may be.

Notice in *Dublin*
Gazette conclu-
sive Evidence.

IX. And Whereas in and by an Act made in the Fifty second Year of His present Majesty's Reign, intituled *An Act to provide*

52 G. 3. c. 30.

for

§ 1.

Regulations made for ascertaining Strength at which Spirits warehoused.

‘ for regulating the warehousing of Spirits distilled from Corn in Ireland for Exportation, without Payment of the Duty of Excise chargeable thereon ; and to transfer the Custody of Spirits so warehoused from the Commissioners of Customs and Port Duties in Ireland and their Officers, to the Commissioners of Inland Excise and Taxes in Ireland and their Officers, it is enacted, that it shall be lawful for Distillers to warehouse Spirits for Exportation, subject to such Rules and Regulations as the Commissioners of Excise shall from time to time direct or order ; and Doubts may be entertained whether the Strength of such Spirits so to be warehoused may be ascertained in and by such Rules and Regulations ;’ For the obviating of such Doubts, be it declared and enacted, That in and by any Rules and Regulations made or to be made by the said Commissioners of Excise, it shall and may be lawful to specify and ascertain the Strength at which any such Spirits may be warehoused, not being less than the Strength at which the same are allowed to be warehoused under the said recited Act ; and that any Rules and Regulations which shall have been or shall be made by the said Commissioners for such Purpose shall be good, valid and effectual, to all Intents and Purposes whatever.

54 G. 3. c. 88.

§ 6.

Time of giving in Account of Quantity of Malt permitted to Mash Kieve, &c.

Deficiency, and not delivering in Account.

‘ X. And Whereas by one other Act made in the last Session of Parliament, intituled *An Act to amend the several Acts for regulating and securing the Collection of the Duties on Spirits distilled in Ireland*, it is, amongst other things, enacted, that every Distiller from Corn or Grain shall, within Seven Days next after the *Wednesday* in the Fourth Week of the respective Periods of Four Weeks in the said Act mentioned, produce and deliver, or cause to be produced and delivered, to the Officer in charge of the Distillery of such Distiller, an Account of the Quantity of Malt actually permitted to the Mash Kieve of such Distiller within the Four Weeks ending on and including such *Wednesday* ; and that if it shall appear that the Quantity of Malt so permitted shall be less than after the Rate of One Barrel of Malt for every Twenty four Gallons of Spirits which such Distiller shall distil, or shall be charged or chargeable with from all Wash brewed or made by him within such last mentioned Period of Four Weeks or Twenty eight Days, ending on such *Sunday*, then in such case every such Distiller shall for every Barrel of such Deficiency forfeit as in the said last recited Act is mentioned : And Whereas it is expedient that instead of the Account by the said Act directed, that every Distiller should be required to deliver an Account of the Quantity of Malt actually permitted to the Mash Kieve of such Distiller in every such Period of Four Weeks as in the said Act mentioned, ending on *Tuesday* instead of *Wednesday*, as is directed by the said Act ;’ Be it therefore enacted, That, from and after the passing of this Act, every Distiller shall, within Seven Days next after the *Tuesday* in every Fourth Week of the Period of Four Weeks or Twenty eight Days during which any Still or Stills of such Distiller shall be chargeable as working, produce and deliver, or cause to be produced and delivered, to the Officer in charge of the Distillery of such Distiller, an Account of the Quantity of Malt actually permitted to the Mash Kieve of such Distiller, within the Four Weeks ending on and including such *Tuesday* ; and if upon such Account, and the Permits which shall have been granted for the permitting of such Quantity of Malt

Malt into the Mash Kieve of such Distiller, it shall appear that the Quantity of Malt so permitted shall be less than after the Rate of One Barrel of Malt for every Twenty four Gallons of Spirits which such Distiller shall have distilled or shall be charged or chargeable with by Law in the Period of Four Weeks or Twenty eight Days, ending on the *Sunday* next succeeding such *Tuesday* (being the Period of Four Weeks or Twenty eight Days within which the Still of such Distiller shall be chargeable as working), then in such case every such Distiller shall for every Barrel of such Deficiency of Quantity of Malt forfeit and pay the Sum of Nineteen Shillings and Six pence *British* Currency; and if any Distiller shall not produce and deliver or cause to be produced and delivered any such Account to such Officer within the time aforesaid, every such Distiller shall for every Twenty four Gallons of Spirits which such Distiller shall have distilled, or shall be charged or chargeable with by Law within such Period of Four Weeks or Twenty eight Days, ending on such *Sunday*, forfeit and pay the Sum of Nineteen Shillings and Six pence *British* Currency; which said several Sums or Penalties shall be paid, distributed, remitted and applied in the same manner in all respects as the several Sums, Penalties and Forfeitures of Nineteen Shillings and Six pence *British* Currency mentioned in the said recited Act are thereby directed to be paid, distributed, remitted or applied.

Penalty.
Not producing
Account.

Penalty.

XI. And be it further enacted, That all and every the Regulations, Provisions, Matters and Things contained in the said recited Act with respect to the Payment by any Distiller of the Duty on a Quantity of Malt equal to the Quantity which should appear deficient under the said Act, shall be applied and put in Practice with respect to any Deficiency of Malt which shall appear in any Period of Four Weeks or Twenty eight Days under this Act; and that if any Distiller shall in the Account hereby required to be delivered insert a greater Quantity of Malt as having been mashed, used or consumed by such Distiller within the Period mentioned in such Account than such Quantity as shall appear to have been decreased within the said Period in the Stock Account of Malt made or received by such Distiller, every such Distiller shall, for every Barrel of such Excess of Malt, forfeit the Sum of Forty Shillings; and that every Collector or Person in charge of the Collection of the District shall within Seven Days next after the *Tuesday* in every such Period of Four Weeks or Twenty eight Days require such Distiller to take and subscribe in manner by the said Act directed the Oath or Affirmation of the Tenor and Purport therein set forth; and that in every such Oath or Affirmation *Tuesday* shall be inserted instead of *Wednesday*; any thing in the said Act contained to the contrary notwithstanding; and every such Oath or Affirmation shall be administered and attested as in the said Act is mentioned; and if any Distiller being thereto required shall neglect or refuse to take and subscribe such Oath or Affirmation, such Distiller shall be subject to the like Penalty as any Distiller would by the said Act be subject to for neglecting or refusing to take and subscribe the Oath or Affirmation therein mentioned.

54 G. 3. c. 88.
§ 8.
extended to
Act.

Penalty.

54 G. 3. c. 88.
§ 10.
Oath by whom
administered.
Neglecting to
take Oath.

54 G. 3. c. 88.
§ 13.

XII. And be it further enacted, That so much of the said last mentioned Act made in the last Session of Parliament, as repeals such Part or Parts of an Act made in the Fifty third Year of His present Majesty's Reign, intituled *An Act to amend the several Acts for regulating the Distillation of Spirits in Ireland*, as empower the

repealed.

Allowance to
Distiller for Loss
from Accident,
subject to Ap-
probation of
Irish Treasury.

Stills set up in
Place of licensed
Stills, though not
previously
lodged in Excise
Office.

48 G. 3. c. 81.
§ 2.

Licence taken
out for Stills if
required.

Second Still.

Proviso.

Former Stills
removed before
others set up.

Commissioners of Inland Excise and Taxes in *Ireland*, to make any Allowance to any Distiller, or to abate the Quantity of Spirits wherewith any Distiller may be chargeable by Law in any Period of Four Weeks in Consideration of any Loss by any Fatality or Accident, shall be and the same is and are hereby repealed; and that, from and after the passing of this Act, it shall and may be lawful for the said Commissioners to make any Allowance to any Distiller, or to abate the Quantity of Spirits wherewith any Distiller may have been or shall be chargeable in Consideration of any Loss by Fatality or Accident, in the same manner and upon the like Terms and Conditions, and subject to the Approbation of the Commissioners for executing the Office of Lord High Treasurer of *Ireland*, as the said Commissioners are authorized to do by the said recited Act of the Fifty third Year of His present Majesty's Reign; any thing in the said recited Act of the last Session of Parliament to the contrary notwithstanding.

XIII. And be it further enacted, That it shall and may be lawful for every Distiller who shall have been or shall be licensed to keep any Still to set up or erect any other Still (*a*) in the Place and Stead of the Still which such Distiller shall have been or shall be licensed to keep, although such Still so to be set up and erected may not have been previously lodged in the Excise Office of the District; any thing in an Act made in the Forty eighth Year of His present Majesty's Reign, intituled *An Act to amend the several Acts for the regulating and securing the Collection of the Duty on Spirits distilled in Ireland*, to the contrary notwithstanding; and that in every such case every such Distiller who shall so set up or erect, or shall have set up or erected any such Still, shall be deemed to have been chargeable, and such Distiller shall be and continue chargeable in all respects as if the Still which had been licensed had continued at Work; and every such Distiller and his Sureties shall be subject and liable accordingly; and it shall not be necessary for any such Distiller to take out a Licence for such Still which shall be so set up or erected in the Place and Stead of the Still which shall have been or shall be licensed, unless such Distiller shall be required by the Commissioners of Inland Excise and Taxes, or any Three of them, to take out a Licence for such second or other Still, and which the said Commissioners are hereby authorized and empowered to require, whensoever they shall think it expedient; and every such Distiller, when so required, shall be bound to take out a Licence for such second or other Still, and in Default of so doing, shall be deemed and taken to be to all Intents and Purposes an unlicensed Distiller, and liable to all Penalties and Forfeitures accordingly as such: Provided always, that it shall and may be lawful for the said Commissioners to reduce or abate any Charge against such Distiller, in the like Manner and on the like Accounts as such Commissioners are by Law allowed to reduce or abate any Charge of Duty against any Distiller.

(*a*) [See *post*. c. 111. § 6.]

XIV. Provided also, and be it further enacted, That nothing herein contained shall extend, or be construed to extend, to authorize any Distiller to receive into, or have or keep in his Distillery, any such second or other Still, until such Distiller shall have removed and sent away out of his Distillery and Premises in any manner connected therewith, such former Still, in the Place and Stead of which such second or other Still shall be intended to be set up or erected.

XV. And be it further enacted, That Spirits made or distilled in *Ireland*, and which shall have been or shall be secured according to Law in any of His Majesty's Warehouses or Stores in *Ireland*, without Payment of the Duty of Excise payable thereon in *Ireland*, shall not be delivered out of or removed from any such Warehouse or Stores for Exportation, at any time of the Day before the Hour of Nine in the Forenoon, or after the Hour of Two in the Afternoon, nor at any Hour upon any Excise Office or Custom House Holyday; any Law or Usage to the contrary notwithstanding.

Time of Removal of Spirits from Warehouse for Exportation.

XVI. And Whereas in and by an Act made in the last Session of Parliament, intituled *An Act to amend 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*, it is, amongst other things, enacted, that if upon the Account taken by the Officer in charge of the Distillery of any Distiller of any Wash, Pot Ale or Singlings, brewed or made or found in such Distillery within any Period of Four Weeks, such Distiller shall be chargeable by Law with a greater Quantity of Spirits than such Distiller is by the said recited Act authorized or allowed to make or distil within such Period, the Officer shall charge Double Duty for every Gallon of such Excess of Spirits, and that such Distiller shall pay the said Duty, and also forfeit the Sum of Five hundred Pounds; And Whereas Distillers are by Law allowed a certain time for the distilling of Wash or Pot Ale after the Day the same shall have been brewed, by reason whereof they may within any Period of Four Weeks have in their Distilleries Quantities of Wash or Pot Ale intended for and applicable to the making of Spirits to be distilled in the subsequent Period of Four Weeks; Be it therefore enacted, That it shall not be lawful for any Officer to include in any such Account any Wash, Pot Ale or Singlings, which shall not have been respectively decreased within such Period of Four Weeks in which he shall have taken such Account; any thing in the said recited Act to the contrary notwithstanding. [See as to

54 G. 3. c. 120. § 20.

Regulation respecting Account of Wash delivered in.

Excess of Spirits arising from Accident not liable to Penalty.

Single Duty.

54 G. 3. c. 149. 25.

XVII. Provided always, and be it enacted, That in case any Distiller shall in any Period of Four Weeks or Twenty eight Days make or distil any greater Quantity of Spirits than such Distiller is by the said last recited Act respectively authorized and allowed to make or distil in such Period, and that it shall appear to the Satisfaction of the said Commissioners of Inland Excise and Taxes, that such Excess of Spirits was accidental, or was occasioned by circumstances against which such Distiller could not reasonably have provided; then and in such case it shall and may be lawful for the said Commissioners to order that such Distiller shall not be liable to the Penalty of Five hundred Pounds in the said Act mentioned for such Excess, who shall thereupon be freed and discharged from the said Penalty, and the Single Duty by Law chargeable on Spirits, and no more, shall be payable on such Excess; any thing in the said recited Act to the contrary notwithstanding.

XVIII. And Whereas by an Act passed in the last Session of Parliament to regulate the Trade in Spirits between *Great Britain* and *Ireland* respectively, certain Compensations are given to the Proprietors of Spirits distilled in *Ireland*, which having been ware-

housed

‘ housed at the time in the said Act mentioned in any of His Majesty’s Warehouses in *Ireland*, should be taken out either for Home Consumption or for Exportation to *Great Britain* before the First Day of *November* next after the passing of the said Act : And Whereas in consequence of Difficulties having occurred several Proprietors of such Spirits were prevented from so taking out the same before the said First Day of *November*; and the Commissioners for executing the Office of Lord High Treasurer of *Ireland* did by their Orders, bearing Date the Twenty fourth Day of *October* and First Day of *November* One thousand eight hundred and fourteen, made on the Memorial of several of such Proprietors, direct that the said Compensations should be paid on all such Spirits which should be taken out of His Majesty’s Warehouses for the Purposes in the said Act mentioned, before the First Day of *December* One thousand eight hundred and fourteen; and it is expedient that such Orders should receive the Sanction and Confirmation of Law;’ Be it therefore enacted, That such Orders are hereby declared to be valid to all Intents and Purposes as if the same had been made pursuant to the Authority of any Act of Parliament, and to be a good and sufficient Warrant and Authority for the Payment of the said Compensation.

Compensations
for Spirits taken
out of Ware-
houses before
Dec. 1, 1814,
confirmed.

Duties payable
by Tanners,
&c. secured by
distraint
Hides or Skins.

XIX. And, for the more easy Collection of the Duties payable to His Majesty, his Heirs and Successors, upon Hides and Skins tanned and upon Hides and Skins dressed in Oil, and on Vellum and Parchment made in *Ireland*, be it enacted, That in all cases where any Duties payable by any Tanner, Basil Tanner, Currier, *Spanish* Leather Dresser, or other Dresser of Hides or Skins, or by any Maker of Vellum or Parchment, shall be unpaid at the time when such Duties are by Law made due and payable (as well such Duties as shall have been incurred before as such Duties which shall be incurred after the passing of this Act), it shall be lawful for the Collector of Excise or other Officer in Charge of the District in which such Duties shall be charged and payable, by Warrant under his Hand and Seal to empower any Person or Persons to take and distrain all or any Hides and Skins, and Pieces of Hides and Skins, whether the same shall have been tanned or dressed or not, and all or any Vellum and Parchment in any Tan Yard, Tan House, or other Yard or Workhouse, Mill, Store, or other Place used by any such Tanner or other Person respectively, for the tanning, dressing, drying or keeping any Hides or Skins, or any Pieces thereof, or for making or keeping any Vellum or Parchment, and to cause the same to be sold by Public Auction, giving Six Days’ previous Notice thereof, and if after the Payment of all Duties and Arrears of Duties due from such Tanner, Basil Tanner or Currier, *Spanish* Leather Dresser or other Dresser of Hides or Skins, or from any such Maker of Vellum or Parchment, together with the Costs and Expenses of such Taking, Distraining and Sale, there shall be any Surplus of the Produce arising from the Sale thereof, such Surplus shall be forthwith tendered and paid to such Person or his Representatives: Provided always, that when any of the Articles aforesaid shall be so taken and distrained, it shall and may be lawful for such Person or his Representatives, at any time or times before the Day appointed for the Sale thereof, to require the same to be delivered up to him or them upon his or their paying to the Collector or

Proviso.

other Officer in Charge as aforesaid, towards discharging the Duties so due and payable, the real Value of such Articles as he or they shall desire to have delivered up, and the same may be delivered up accordingly.

XX. And be it further enacted, That all and every the Fines, Penalties and Forfeitures inflicted by this Act, save as otherwise directed by this Act, shall be paid and recovered in *British* Currency, and shall and may be sued for and recovered, levied and applied except as herein otherwise is provided, in such Manner and Form, and by such ways and means, and with such Powers and Authorities as are prescribed, directed and appointed in and by an Act of Parliament made in *Ireland* in the Fourteenth and Fifteenth Years of the Reign of His late Majesty King *Charles the Second*, intituled *An Act for the settling of the Excise or new Impost upon His Majesty, his Heirs and Successors, according to the Book of Rates therein inserted*; or in or 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 His Majesty's Revenue of Excise, as fully and effectually to all Intents, Construtions and Purposes as if the same were particularly mentioned and expressed and re-enacted in this Act, with like remedy of Appeal to and for the Party or Parties who shall think him, her or themselves aggrieved or injured as in and by the said Acts, or any Act or Acts in force in *Ireland* relating to His Majesty's Revenue of Excise is provided.

Penalties how levied.

14 & 15 Car. 2.
(1.) Sess. 4. c. 8.

46 G. 3. c. 106.
&c.

Appeal

XXI. 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 altered, &c.

[See post. c. 151.]

C A P. XIII.

An Act to amend an Act passed in the last Session of Parliament, intituled *An Act to provide for the better Execution of the Laws in Ireland, by appointing Superintending Magistrates and additional Constables in Counties, in certain Cases.*

[1st December 1814.]

WHEREAS an Act was passed in the last Session of Parliament, intituled *An Act to provide for the better Execution of the Laws in Ireland, by appointing Superintending Magistrates and additional Constables in Counties, in certain Cases*; and it is expedient to amend 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 when and as often as by and under any one or more Proclamation or Proclamations, issued in manner in the said recited Act mentioned, and whether such Proclamations, if more than one, shall have been issued at one and the same time or at different times, any Two adjoining Counties, whether One of them be a County of a City or County of a Town or not, or any Districts situate in Two adjoining

54 G. 3. c. 131.

Lord Lieutenant may appoint Superintending Magistrate, &c. for Counties or Districts, on Proclamation of

being in disturbed State.

adjoining Counties in *Ireland*, or any County, County of a City or County of a Town, and any District in any adjoining County, shall appear to be in a State of Disturbance at one and the same time, whether any such District or Districts shall consist of One or more Barony or Baronies, Half Barony or Half Baronies, or of both, then and in every such case it shall and may be lawful to and for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, if he or they shall think proper so to do, to appoint in manner in the said Act mentioned, One Person to be Chief Magistrate of such Two or more Counties or Districts, or of such County and District; and also to appoint for the Aid and Support of such Chief Magistrate, either One Clerk for each County or District, or One for both, and either One Chief Constable for each County or District, or One for both, and either One Set of Sub Constables for each County or District, or One Set for both; and that every such Chief Magistrate, Clerk, Chief Constable and Sub Constable, shall be subject to all and every the Clauses and Provisions in the said Act contained, in the same manner in all respects as if appointed altogether under the said Act; save as herein is otherwise provided.

Lord Lieutenant may, by Proclamation, declare Part of County, &c. in State of Disturbance, requiring extra Police.

II. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful to and for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, by the Advice of the Privy Council of *Ireland*, to declare by Proclamation or Proclamations, that any Part or Parts of any County or Counties, or of any County of a City or County of a Town, in such Proclamation or Proclamations to be specified, is or are in a State of Disturbance, and requires or require an extraordinary Establishment of Police in like manner as by the said recited Act of the last Session of Parliament is provided and enacted with respect to any Barony or Baronies, or Half Barony or Half Baronies, in any County at large, and thereupon all the Powers and Provisions of the said recited Act and this Act shall be applied and put in Execution within such Part or Parts of any County or Counties, or County of a City or County of a Town, as shall be specified in such Proclamation or Proclamations, in like manner as under the said recited Act and this Act is directed with respect to any Barony or Baronies, Half Barony or Half Baronies, or District or Districts respectively; and all Sums to be presented by any Grand Jury according to the Directions of the said recited Act shall in such case be raised off such Part or Parts of such County or Counties, or County of a City or County of a Town respectively, as shall be specified in such Proclamation or Proclamations in like manner as is directed by the said recited Act with respect to any Barony or Half Barony.

Lord Lieutenant shall appoint in which of Counties, &c. Magistrate, &c. shall reside.

III. And be it further enacted, That it shall and may be lawful to and for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, from time to time to appoint in which of the Counties, if more than one, for which or for any Part of which, any such Chief Magistrate or Clerk, or Chief or Sub Constable shall be so appointed, he or they respectively shall reside; and in what Proportions their respective Salaries and other Expences shall be borne by the respective Counties in or for which they shall be so respectively appointed.

IV. And

IV. And be it further enacted, That every Chief Magistrate who shall be appointed under the said recited Act; or under this Act; shall, before he shall proceed to act in Execution of the said recited Act or this Act, take the Oath required to be taken by Justices of the Peace in Ireland, before any Justice of the Peace of any County for which or any Part of which he shall be appointed Chief Magistrate as aforesaid; which Oath such Justice of the Peace is hereby, on Demand made to him, authorized and required to administer; and on being so duly sworn, such Chief Magistrate shall be to all Intents and Purposes a Justice of the Peace in and for each County for which or for any Part of which he shall be so appointed, and in and for each and every County adjoining to such County or Counties; and such Chief Magistrate as shall be appointed under this Act shall be constantly present in one or the other of the said Counties for which he shall be so appointed, save when he shall be authorized by the Permission of the Lord Lieutenant or other Chief Governor or Governors of Ireland for the time being, to depart therefrom.

Magistrate sworn before Justice of Peace of One of Counties, &c. for which appointed and reside constantly in one.

V. And be it enacted, That every Chief and Sub Constable who shall be appointed either under the said former Act or under this Act, shall, before he shall do any Act in his said Office, take the Oath following:

Oath of Chief and Sub Constable.

‘ I *A. B.* do swear, That I will well and truly serve our Sovereign Lord The King in the Office of Constable, in the County [*or, Counties, as the case shall be,*] of _____; that I will see and cause His Majesty’s Peace to be kept and preserved therein according to the best of my Power, without Favour or Affection, Malice or Evil Will; and that I will well and truly execute according to Law, all Warrants and Precepts to me directed from *C. D.* Chief Magistrate of the said County [*or, Counties, as the case may be,*] or from any other Person who may be appointed such Chief Magistrate for the said County [*or, for the said Counties, or either of them, as the case may be,*] in the Place and Stead of the said *C. D.* and I will well and truly, according to my Power, Knowledge and Ability, do and execute all other Things belonging to the Office of a Constable, appointed to assist such Chief Magistrate, as long as I shall continue in the said Office.’

And every such Oath shall be administered by the Chief Magistrate under whose Orders such Chief or Sub Constable shall be placed, which Chief Magistrate is hereby authorized and required to administer the same; and thereupon every such Chief and Sub Constable shall have all the Powers of a Constable, and be to all Intents and Purposes a Constable of and in the County, and of and in each and every County (if more than one) for which or for any Part of which such Chief or Sub Constable shall have been so appointed.

By whom administered.

‘ VI. And Whereas by the said Act of the last Session of Parliament the several Grand Juries of Counties divided into Districts under the Provisions of an Act passed in the Parliament of Ireland in the Twenty seventh Year of His present Majesty’s Reign, intituled *An Act for the better Execution of the Law and Preservation of the Peace within Counties at large*, are empowered to appoint Constables for the several Baronies therein, in manner therein mentioned, notwithstanding such Division into Districts; and the Grand Juries of such Counties so districted, or some of them,

54 G. 3. c. 13. § 17.

When Grand Juries have not appointed Constables in Districts, Constables under 27 G. 3. (L.) c. 40. to continue until ensuing Assizes.

‘ them, may have omitted to appoint Constables at the last Assizes, pursuant to the Power vested in them by the said Act: And Whereas the Grand Juries of the said districted Counties, or of several of them, may not have an Opportunity of appointing Constables for the said Counties, or several of them, before the Expiration of the said recited Act of the Twenty seventh Year of His Majesty’s Reign, to wit, the Twenty fifth Day of *March* next; by reason whereof the said Counties may be for a certain Period without any legal Constable;’ Be it therefore enacted, That in every such County where Constables have not been appointed under the Powers of the said recited Act of the last Session of Parliament, the Constables who have been appointed under the said recited Act of the Twenty seventh Year of His Majesty’s Reign shall continue to be Constables, and to use and exercise all the Powers and Authorities of Constables, until the End of the next ensuing Assizes for such County, but no longer, in the same manner in all respects, and to be paid in the same manner in all respects, as if the said Act of the Twenty seventh Year of His Majesty’s Reign had continued in force till such time.

C A P. XIV.

An Act to impose certain Duties on the Importation, and to allow Drawbacks on the Exportation of certain Sorts of Wood into and from *Ireland*, in lieu of former Duties and Drawbacks on the like Sorts of Wood; and to indemnify Persons who have admitted certain Sorts of Wood to Entry on Payment of a Proportion only of the Duty imposed thereon.

[1st December 1814.]

54 G. 3. c. 129. Sch. (A.)

‘ WHEREAS by an Act made in the last Session of Parliament, intituled *An Act to grant to His Majesty Rates and Duties, and to allow Drawbacks and Bounties on Goods, Wares and Merchandize imported into and exported from Ireland, in lieu of former Rates and Duties, Drawbacks and Bounties*, and the Schedule thereto annexed, certain Duties were granted and made payable on certain Sorts of Wood in the said Schedule mentioned; and it is expedient to grant other Duties in lieu of some of the said Duties;’ 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 One Calendar Month after 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, in ready Money (except as hereinafter is provided) without any Discount whatever, upon the Importation of the several Sorts of Wood mentioned and set forth in the Schedule (a) hereunto annexed marked (A.) † 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 also respectively inserted, described and set forth in Figures in the said Schedule marked (A.) † in lieu and full Satisfaction of all Duties and Drawbacks payable in *Ireland* upon the Importation and Exportation of Wood of the like Sorts under any by

New Duties and Drawbacks on Wood.

† Sic.

† Sic.

value

virtue of the said recited Act of the last Session of Parliament, or of any Act or Acts of Parliament in force in *Ireland* at the time of the passing of this Act.

(a) [Schedule not marked (A.)]
 II. And be it further enacted, That the several and respective Duties by this Act granted on the Importation into *Ireland* of the several Sorts of Wood in the said Schedule mentioned, shall be charged and payable on all such Wood of the said several Sorts as shall not be entered on or before the Expiration of One Calendar Month after the passing of this Act, or on which the Duties due and payable on the Importation thereof shall not have been then paid, notwithstanding such Wood may have been imported into *Ireland* before the Expiration of One Calendar Month after the passing of this Act.

Duties paid on Wood not entered :

III. Provided always, and be it enacted, That in all cases where the whole or any Part of the Duties on the Importation of any such Wood 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 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.

Duties secured by Bond :

IV. And be it further enacted, That all the Duties and Drawbacks in this Act, and 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*.

Duties, &c. British Currency. Consolidated Fund.

V. And be it further enacted, That whenever it shall happen that any of the Duties of Customs in *Great Britain* granted or made payable by any Act in force in *Great Britain* at the time of the passing of this Act, upon any Articles on which any Duty is imposed by this Act, or the Schedule hereunto annexed, or any Part of such Duties in *Great Britain*, shall cease or determine, or be repealed, or be or become no longer payable in *Great Britain*, Provision shall be made that so much of the Duties of Customs granted by this Act and made payable in *Ireland* as shall be equal to the Duties which shall so cease or determine, or be repealed as aforesaid in *Great Britain*, shall in like manner cease or determine, or be repealed, and shall not be payable in *Ireland* at any time after the time when such Duties of Customs shall cease or determine or be repealed, or be or become no longer payable in *Great Britain*, and the Duties of Customs made payable by this Act shall be reduced accordingly.

When Duties on Wood shall cease, &c. in G. B. Provision made that corresponding Duty taken off in *Ireland*.

VI. And be it further enacted, That the several Rates and Duties and Drawbacks hereby 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 Directions, and under such Penalties and Forfeitures as are appointed, directed and expressed for the raising, collecting, levying, 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 Impost upon His Majesty, his Heirs and Successors, according to the Book of Rates therein inserted*, or in and by any other Act or Acts in force in *Ireland* relating to the

Duties and Drawbacks how levied and paid.

14 & 15 Car. 2. (1.) Sess. 4. c. 2. &c.

Appeal.

the Revenues 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.

54 G. 3. c. 129.

VII. And Whereas upon Representations made to the Commissioners for executing the Office of Lord High Treasurer of *Ireland*, from several Merchants and others, concerned in the Trade between *Norway* and *Ireland*, respecting the Difficulties to which they were subjected from the Duties imposed on certain Sorts of Wood called Battens, Deals and Staves, according to the Dimensions thereof, under an Act made in the last Session of Parliament, and which could not be known in *Norway* and other Parts of the North of *Europe*, so as to enable the Merchants there to make an Assortment of such Sorts of Wood in time to import the same at the lower Duties imposed by the said Act, it was deemed expedient by the said Commissioners to give Directions to the Commissioners of Customs and Port Duties in *Ireland*, that certain Sorts of Battens, Deals and Staves, shipped from the North of *Europe* before the First Day of *October* One thousand eight hundred and fourteen, should be admitted to entry in *Ireland* on Payment of certain Sums in that behalf specified, being a Part or Proportion only of the Duties imposed by the said recited Act: And Whereas the said Commissioners of Customs and Port Duties in *Ireland*, and their Officers, in pursuance of the said Directions, have permitted and may continue to permit the Admission of a Quantity of such Battens, Deals and Staves to Entry accordingly, and it is expedient that such Proceeding should be sanctioned by Parliament, and that all Persons issuing, giving or advising such Directions, or concerned in the issuing, giving or advising any such Directions, and also all Persons acting under or in pursuance thereof, should be respectively indemnified; Be it therefore enacted, That all Persons issuing, giving or advising any such Directions as aforesaid, or concerned in the issuing, giving or advising any such Directions, and also all Persons acting or who may act under or in pursuance of the said Directions, shall be, and they are hereby indemnified for and on Account of the same, and of any Act, Matter or Thing done in pursuance of or in obedience to or in conformity with such Directions as aforesaid, as fully and effectually to all Intents and Purposes whatever, as if the same Directions had been given, and such Acts, Matters and Things had been done in pursuance of any Act or Acts of Parliament.

Indemnity.

Act amended,
&c.

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

SCHE-

SCHEDULE to which this Act refers.

WOOD; videlicet,	Duty.			Drawback.		
	£.	s.	d.	£.	s.	d.
Battens, being not above 7 Inches in Width, and not exceeding 3½ Inches in Thickness,						
- - - - if 8 Feet in Length, and not exceeding 12 Feet in Length,						
- - - imported in a British-built Ship, the 120	8	6	3	4	9	0
- - - not imported in a British-built Ship, the 120	8	12	4	4	9	0
- - - exceeding 12 Feet in Length, and not exceeding 14 Feet in Length,						
- - - imported in a British-built Ship, the 120	9	14	0	5	3	10
- - - not imported in a British-built Ship, the 120	10	1	2	5	3	10
- - - exceeding 14 Feet in Length, and not exceeding 16 Feet in Length,						
- - - imported in a British-built Ship, the 120	11	1	8	5	18	8
- - - not imported in a British-built Ship, the 120	11	9	8	5	18	8
- - - exceeding 16 Feet in Length, and not exceeding 18 Feet in Length,						
- - - imported in a British-built Ship, the 120	12	9	4	6	13	6
- - - not imported in a British-built Ship, the 120	12	18	4	6	13	6
- - - exceeding 18 Feet in Length, and not exceeding 20 Feet in Length,						
- - - imported in a British-built Ship, the 120	13	17	2	7	8	4
- - - not imported in a British-built Ship, the 120	14	7	2	7	8	4
- - - exceeding 20 Feet in Length,						
- - - imported in a British-built Ship, the 120	34	6	1	14	8	10
- - - not imported in a British-built Ship, the 120	35	4	0	14	8	10
Batten Ends, being under 8 Feet in Length, not exceeding 7 Inches in Width, and not exceeding 3½ Inches in Thickness,						
- - - imported in a British-built Ship, the 120	4	14	5	1	19	9
- - - not imported in a British-built Ship, the 120	4	18	2	1	19	9
- - - under 8 Feet in Length, not above 7 Inches in						

WOOD, Battens— <i>continued.</i>	Duty.			Drawback.		
	£.	s.	d.	£.	s.	d.
Width, and exceeding 3½ Inches in Thick- ness,						
- - - imported in a British- built Ship, the 120 -	9	3	1	3	17	1
- - - not imported in a British- built Ship, the 120 -	9	10	0	3	17	1
— Battens and Batten Ends of all Sorts, of the Growth and Production of the British Colonies or Plan- tations in America, and im- ported directly from thence, the 120 -	0	8	3	—		
— Deals, being above 7 Inches, and not ex- ceeding 12 Inches in Width, and not exceeding 3½ Inches in Thick- ness; videlicet,						
- - - if 8 Feet in Length, and not exceed- ing 12 Feet in Length,						
- - - imported in a British-built Ship, the 120 -	12	9	5	5	5	0
- - - not imported in a British- built Ship, the 120 -	12	18	6	5	5	0
- - - exceeding 12 Feet in Length, and not exceeding 14 Feet in Length,						
- - - imported in a British-built Ship, the 120 -	14	11	0	6	2	6
- - - not imported in a British- built Ship, the 120 -	15	1	7	6	2	6
- - - exceeding 14 Feet in Length, and not exceeding 16 Feet in Length,						
- - - imported in a British-built Ship, the 120 -	16	12	6	7	0	0
- - - not imported in a British- built Ship, the 120 -	17	4	8	7	0	0
- - - exceeding 16 Feet in Length, and not exceeding 18 Feet in Length,						
- - - imported in a British-built Ship, the 120 -	18	14	1	7	17	6
- - - not imported in a British- built Ship, the 120 -	19	7	8	7	17	6
- - - exceeding 18 Feet in Length, and not exceeding 20 Feet in Length,						
- - - imported in a British-built Ship, the 120 -	20	15	7	8	15	0
- - - not imported in a British- built Ship, the 120 -	21	10	8	8	15	0
— Deals, being above 7 Inches in Width, and not exceeding 12 Inches in Width, not exceeding 30 Feet in Length						

WOOD, Deals—*continued.*

	Duty.			Drawback.		
	£.	s.	d.	£.	s.	d.
and exceeding 3½ Inches in Thickness,						
- - - imported in a British-built Ship, the 120 - - -	41	11	3	17	10	0
- - - not imported in a British-built Ship, the 120 - - -	43	1	4	17	10	0
- - - being above 7 Inches in Width and not exceeding 12 Inches in Width, exceeding 20 Feet in Length, and not exceeding 4 Inches in Thickness,						
- - - imported in a British-built Ship, the 120 - - -	51	9	2	21	13	4
- - - not imported in a British-built Ship, the 120 - - -	52	16	1	21	13	4
- - - being above 7 Inches in Width and not exceeding 12 Inches in Width, exceeding 20 Feet in Length and exceeding 4 Inches in Thickness,						
- - - imported in a British-built Ship, the 120 - - -	100	6	1	42	4	8
- - - not imported in a British-built Ship, the 120 - - -	101	17	9	42	4	8
Deal Ends; videlicet,						
above 7 Inches in Width, and not exceeding 12 Inches in Width, being under 8 Feet in Length, and not exceeding 3½ Inches in Thickness,						
- - - imported in a British-built Ship, the 120 - - -	7	1	8	2	19	8
- - - not imported in a British-built Ship, the 120 - - -	7	7	3	2	19	8
- - - above 7 Inches in Width, and not exceeding 12 Inches in Width, being under 8 Feet in Length, and exceeding 3½ Inches in Thickness,						
- - - imported in a British-built Ship, the 120 - - -	13	14	8	5	15	8
- - - not imported in a British-built Ship, the 120 - - -	14	5	0	5	15	8
Deals and Deal Ends of all Sorts, of the Growth and Production of the British Colonies or Plantations in America, and imported directly from thence, the 120	0	8	3			
And further on all Deals and Deal Ends of the aforesaid Lengths and Thicknesses, but of the following Widths, the						
D 2						

WOOD, Deals and Deal Ends— <i>continued.</i> following additional Duties and Drawbacks following, videlicet,	Duty.	Drawback.
	£. s. d.	£. s. d.
- - - - - if exceeding 12 Inches in Width, and not exceeding 15 Inches in Width, Twenty five per Cent. or One Fourth of the aforesaid Rates.		
- - - - - if exceeding 15 Inches in Width, and not exceeding 18 Inches in Width, Fifty per Cent. or One Half of the aforesaid Rates.		
- - - - - if exceeding 18 Inches in Width, and not exceeding 21 Inches in Width, Seventy five per Cent. or Three Fourths of the aforesaid Rates.		
- - - - - if exceeding 21 Inches in Width, One hundred per Cent. or an additional Duty and Drawback equal to the aforesaid Rates re- spectively.		
----- Staves, not being the Growth or Production of the British Colonies or Plan- tations in America; videlicet,		
- - - - - not exceeding 36 Inches in Length, and not exceeding 4 Inches in Breadth:		
- - - - - if not exceeding 1 Inch in Thickness, - - - imported in a British-built Ship, the 120 - - -	0 5 0	0 2 6
- - - not imported in a British-built Ship, the 120 - - -	0 5 2	0 2 6
- - - if exceeding 1 Inch in Thickness, and not exceeding 2 Inches in Thickness, - - - imported in a British-built Ship, the 120 - - -	0 10 0	0 5 0
- - - not imported in a British-built Ship, the 120 - - -	0 10 4	0 5 0
- - - if exceeding 2 Inches in Thickness, or 4 Inches in Breadth, such Staves shall pay the several Duties, and receive the several Drawbacks set forth in 54 Geo. 3. cap. 129. Schedule (A.)		

C A P. XV.

An Act to amend an Act made in the Fifty second Year of His present Majesty, for making Provision for the better Support of His Majesty's Household, during the Continuance of His Majesty's Indisposition.

[23d March 1815.]

WHEREAS by an Act passed in the Fifty second Year of His present Majesty, intituled *An Act for making Provision for the better Support of His Majesty's Household, during the Continuance of His Majesty's Indisposition*, it is, among other things, enacted, that whenever the Deficiency of the Civil List Revenues should exceed a certain Sum therein mentioned, the Lord High Treasurer, or Lords Commissioners for executing the Office of Lord High Treasurer for the time being, should cause an Account of such Deficiency of the Civil List Revenues to be laid before Parliament within One Month after the same should have arisen, if Parliament should be then sitting; or if Parliament should not be then sitting, within One Month after the next Sitting of Parliament: And Whereas it is expedient that the Accounts of His Majesty's Civil List Revenues should for the Purposes of the said Act, and the more effectual Execution of the Provisions thereof, be made up and completed to a fixed and certain Period in each Year, during the Continuance of the said Act; and that the said Accounts should be laid before Parliament, in conformity to the Provisions of the said Act, at an earlier Period of the Year than has hitherto taken place; 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 Accounts of His Majesty's Civil List Revenues shall, for the Purposes of the said Act, be hereafter made up and computed to the Fifth Day of *January* in each Year, for the Year preceding the said Fifth Day of *January* One thousand eight hundred and sixteen; and that in case any Deficiency shall appear to have taken place in the Year preceding such Fifth Day of *January*, whereof, according to the Provisions of the said recited Act, an Account is required to be laid before Parliament, in manner therein directed, that then and in that case the several Accounts of the said Civil List Revenues, made up as aforesaid for One Year to the Fifth Day of *January* then last preceding, shall, as required by the said recited Act, be laid before Parliament on or before the Twenty eighth Day of *February* in each Year, if Parliament shall be then sitting; and in case Parliament shall not be then sitting, within Twenty Days after the then next Meeting of Parliament.

52 G. 3. c. 6.

§ 3.

Accounts of Civil List Revenues made up and computed to certain Period in each Year; and in case of Deficiency, laid before Parliament.

C A P. XVI.

An Act to continue and amend an Act, passed in the Forty eighth Year of the Reign of His present Majesty, intituled *An Act for empowering the Governor and Company of the Bank of England to advance the Sum of Three Millions towards the Supply for the Service of the Year One thousand eight hundred and eight.* [23d March 1815.]

Most Gracious Sovereign,

48 G. 3. c. 3.

WHEREAS an Act passed in the Forty eighth Year of the Reign of His present Majesty, intituled *An Act for empowering the Governor and Company of the Bank of England to advance the Sum of Three Millions towards the Supply for the Service of the Year One thousand eight hundred and eight*: And Whereas the Governor and Company of the Bank of England are willing and have agreed to continue the Loan of the said Sum of Three Millions advanced under the Provisions of the said recited Act until the Fifth Day of *April* One thousand eight hundred and sixteen, without Interest: Now, therefore, We Your Majesty's most dutiful and loyal Subjects the Commons of the United Kingdom of *Great Britain and Ireland*, in Parliament assembled, 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 it shall be lawful for the Governor and Company of the Bank of *England* to continue the Advance and Loan to His Majesty, made in pursuance of the said recited Act, upon the Credit of Exchequer Bills authorized to be issued, and issued under the said Act, of the Sum of Three Millions, without Interest, until the Fifth Day of *April* One thousand eight hundred and sixteen; any thing contained in any Act or Acts of Parliament to the contrary notwithstanding.

Bank to continue Loan under Act.

No Alteration made in Usage at Exchequer of permitting Bank to withdraw Monies on Security of Exchequer Bills, &c.

II. Provided always, and be it further enacted, That during the Period the said Sum of Three Millions shall continue so advanced by the said Governor and Company no Alteration shall be made in the Usage established at the Exchequer of permitting the said Governor and Company to withdraw the Monies in the Receipt of the Exchequer upon the Security of Exchequer Bills or Notes of the said Governor and Company of the Bank of *England*, to the full Amount of such Monies so withdrawn being deposited in the Chests of the Tellers of the Exchequer by the said Governor and Company, nor shall any of the Accounts now by Law directed to be kept at the Bank of *England* be withdrawn from thence during the above Period.

Exchequer Bills made out under Act to remain as Security for Repayment of Money advanced.

III. And be it further enacted, That the Exchequer Bills made out under the Provisions of the said recited Act for securing the said Advance of Three Millions shall remain and continue as a Security for the Repayment of the said Sum of Money at the Period by this Act specified, in like manner in every respect as if new Exchequer Bills were made out for that Purpose, payable on the Fifth Day of *April* One thousand eight hundred and sixteen, and shall, together with

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with all Charges incident to or attending the same, be and are hereby charged and chargeable upon and shall be repaid or borne by or out of the Aids or Supplies which shall be granted by Parliament for the Service of the Year One thousand eight hundred and sixteen; and in case sufficient Aids or Supplies for that Purpose shall not be granted before the said Fifth Day of *April* One thousand eight hundred and sixteen, then all the said Exchequer Bills, with the Charges incident to or attending the same, shall be and are hereby charged and chargeable upon such Monies as at any time or times at or after such Period shall be or remain in the Receipt of the Exchequer of the said Consolidated Fund (except such Monies of the said Consolidated Fund as shall then be 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 as soon as the same can be regularly stated and ascertained for and towards paying off, cancelling and discharging such Exchequer Bills 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.

IV. 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 then after granted by Parliament; any thing herein contained to the contrary notwithstanding.

Money issued out of Consolidated Fund replaced.

V. Provided also, and be it further enacted, That no Interest shall be payable or paid upon or in respect of the said Exchequer Bills: Provided always, that in case Provision shall not be made by Parliament for Payment of the said Exchequer Bills, so that the same shall be fully paid and discharged on or before the said Fifth Day of *April* One thousand eight hundred and sixteen, then and in such case the said Exchequer Bills, or such Part thereof as shall then remain unpaid, shall, from and after the said Fifth Day of *April* One thousand eight hundred and sixteen, bear Interest at and after the Rate of Four Pounds Ten Shillings *per Centum per Annum*, and such Interest is hereby made chargeable and charged upon and shall be borne and paid by and out of the same Fund as the principal Money payable in respect of the said Exchequer Bills is by this Act charged and chargeable upon; any thing in this Act or any other Act or Acts of Parliament contained to the contrary thereof notwithstanding.

No Interest payable on Exchequer Bills, till after April 5, 1816.

C A P. XVII.

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 sixteen; 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 sixteen.

[23d March 1815.]

[This Act is in the Dates is similar to, 54 G. 3. c. 5.]

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C A P.

C A P. XVIII.

An Act to settle and secure an Annuity on Lord *Walsingham*, in Consideration of his Services as Chairman of the Committees of the House of Lords. [23d March 1815.]

‘ Most Gracious Sovereign,

‘ **W**HEREAS His Royal Highness the Prince Regent, acting
 ‘ in the Name and on the Behalf of Your Majesty, by His
 ‘ most Gracious Message to Your Majesty’s faithful Commons, hath
 ‘ been pleased to declare, that having taken into His serious Consi-
 ‘ deration the Ability, Integrity, Impartiality and indefatigable
 ‘ Industry, with which the Lord *Walsingham* has discharged the
 ‘ weighty and important Duties of Chairman of the Committees
 ‘ of the House of Lords, and of the Private Committees of the same,
 ‘ for these Twenty Years last past, and regretting the Misfortune of
 ‘ his Lordship’s Inability from Infirmary any longer to execute the
 ‘ Duties of that important Office, recommended to Your faithful
 ‘ Commons to consider of a proper Method of enabling Your
 ‘ Majesty to grant to the Lord *Walsingham* an Annuity of Two
 ‘ thousand Pounds:’ Now We Your Majesty’s most dutiful and
 ‘ loyal Subjects, the Commons of the United Kingdom in Parliament
 ‘ assembled, duly considering Your Majesty’s most Gracious Intention,
 ‘ 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 Author-
 ‘ rity of the same, That one Annuity or yearly Rent or Sum of Two
 ‘ thousand Pounds of lawful Money of *Great Britain* shall be issuing
 ‘ and payable out of and charged and chargeable upon the Consolidated
 ‘ Fund of *Great Britain*, (after paying or reserving sufficient to pay all
 ‘ such Sum and Sums of Money as have been directed by any former
 ‘ Act or Acts of Parliament to be paid out of the same, but with
 ‘ Preference to all other Payments which shall or may hereafter be
 ‘ charged upon or payable out of the said Fund,) and the same shall
 ‘ from time to time be paid Quarterly, free and clear of all Taxes and
 ‘ Deductions whatsoever, to the said Lord *Walsingham*, for and during
 ‘ his natural Life; which said Annuity or Yearly Rent or Sum shall
 ‘ commence and take effect from the Tenth Day of *October* One thou-
 ‘ sand eight hundred and fourteen; the First Payment to be computed
 ‘ from the said Tenth Day of *October* One thousand eight hundred
 ‘ and fourteen, until the Fifth Day of *January* One thousand eight
 ‘ hundred and fifteen, and from thenceforth shall be paid and payable at
 ‘ the Four usual Days of Payment in the Year; that is to say, the
 ‘ Fifth Day of *April*, the Fifth Day of *July*, the Tenth Day of *Octo-
 ‘ ber* and the Fifth Day of *January*, in each and every Year, by even
 ‘ and equal Portions.

Annuity of
2,000l. to Lord
Walsingham for
Life.

Commence-
ment.

Payable
Quarterly.

Warrants issued
by Treasury for
Payment.

II. And it is hereby further enacted, That it shall and may be
 lawful to and for the Commissioners of His Majesty’s Treasury now
 being, and the High Treasurer and Under Treasurer of the Exche-
 quer, and Commissioners of the Treasury for the time being, and
 they are hereby authorized and required by Warrant under their
 Hands, to direct the Auditor of the Receipt of the Exchequer now
 and for the time being to make forth and make Debentures from time
 to time, for paying the said Annuity or yearly Rent or Sum of Two
 thousand

thousand Pounds in manner as aforesaid, and as the same shall from time to time become due and payable, without any Fees or Charges to be demanded or taken for paying the same or any Part thereof; which said Warrant and the Debentures to be made forth and passed thereupon, shall be a sufficient Authority to the several and respective Officers of the Receipt of the Exchequer now and for the time being, for the Payment of the said Annuity or yearly Rent or Sum to the said Lord *Walsingham* at the respective quarterly Feast Days in this Act before appointed for Payment thereof, without any further or other Warrant to be sued for, had or obtained in that behalf.

III. And it is hereby further enacted, That after signing of such Warrant the same shall be good, valid and effectual in Law according to the Purport and true Meaning thereof and of this Act, and shall not be determinable or revocable by or upon the Demise of His Majesty, (whom God long preserve!) or of any of his Heirs or Successors, or by or upon the Death or Removal of any of the said Commissioners of the Treasury, or the Lord High Treasurer, or by or upon the Determination of the Power, Office or Offices of them, or any of them.

Not revocable.

IV. And be it further enacted, That the Commissioners of the Treasury, now being, and the High Treasurer of the Treasury for the time being, Chancellor and Under Treasurer, Chamberlains and Barons of the Exchequer, and all other the Officers and Ministers of the Court of Exchequer and of the Receipt thereof, now and for the time being, shall, and they are hereby authorized and strictly enjoined and required to do without Fee or Reward all such Acts, Matters and Things as are hereinbefore directed and required, or shall be necessary to be done and performed by them, or any or either of them, in order to render this Act and the several Payments hereby directed effectual.

No fees charged.

V. And be it enacted, That the Acquittance or Acquittances, Receipt or Receipts of the said Lord *Walsingham* shall be a good and sufficient Discharge for the Payment of the said Annuity or yearly Sum, without any further or other Warrant to be sued for or obtained in that behalf; and that the said Annuity or yearly Rent or Sum, and every Part thereof, shall be free and clear from all Taxes, Impositions and other Charges whatsoever; And in case any of the Officers of the Receipt of His Majesty's Exchequer shall refuse or neglect to pay the said Annuity or yearly Rent or Sum, or any Part thereof, according to the true Intent and Meaning of this Act, or to do any Act necessary to enable the said Lord *Walsingham* to receive the same, then the said Lord *Walsingham* may from time to time sue, prosecute and implead such Officers, or any of them, their Heirs, Executors or Administrators, by Bill, Plaint or Action of Debt, and shall and may recover Judgment, and sue out Executions thereupon, against such Officers respectively, their Heirs, Executors or Administrators, for so much of such Sum or Sums of Money then due and owing upon the said Annuity, yearly Rent or Sum, or any Part thereof, as shall have been in the Hands of the Officer or Officers of the Receipt of the Exchequer at the time or times when Demands shall have been legally made of the Payment of the said Annuity, yearly Rent or Sum, or any Part thereof as aforesaid, or for the Refusal or Neglect to do any Act necessary to be done by such Officer or Officers respectively.

Acquittances of Lord Walsingham sufficient Discharge.

Annuity Tax free. How Annuity recovered.

C A P.

C A P. XIX.

An Act to grant certain Duties of Excise upon Licences for the Sale of Spirituous and other Liquors by Retail, and upon Licences to Persons dealing in Exciseable Commodities, in *Ireland*, in lieu of the Stamp Duties payable upon such Licences; and to secure the Payment of such Excise Duties, and to regulate the issuing of such Licences; and to discourage the immoderate Use of Spirituous Liquors in *Ireland*.

[23d *March* 1815.]

‘ WHEREAS it is expedient to repeal certain Stamp Duties payable upon the several Licences hereinafter mentioned and heretofore granted to His Majesty, his Heirs and Successors, and to grant certain Duties of Excise in lieu thereof, and to consolidate and simplify the Laws relating to the granting and issuing of such Licences:’ 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 Twenty fifth Day of *March* One thousand eight hundred and fifteen, there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, upon and in respect of the several Licences mentioned, set forth, expressed, enumerated and described in the Schedule hereunto annexed, the several Sums of Money and Duties of Excise, as they are respectively described and set forth in the said Schedule; and the said Schedule and all the Matters therein contained shall be deemed and taken to be Part of this Act to all Intents and Purposes whatsoever; and the said several Duties of Excise shall be in lieu and in full Satisfaction of all Duties granted by any former Act or Acts of Parliament on or in respect of any of the Licences in the said Schedule mentioned, except such Duties as have been or shall or may be granted or imposed for certain Local Purposes in *Ireland*, by any Act or Acts of Parliament, and which Duties are or may be appropriated to such Local Purposes by the Act or Acts by which the said Duties are or shall be granted or imposed, or by any other Act or Acts; and that, from and after the Twenty fifth Day of *March* One thousand eight hundred and fifteen, all Duties of Stamps imposed by an Act of Parliament made in the Fifty second 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 Duties in lieu thereof; and for transferring the Management of the Duties on Playing Cards and Dice from the Commissioners of Inland Excise to the Commissioners of Stamp Duties*, on any Licences which are subjected to any Duty under this Act and the Schedule hereunto annexed, shall cease and determine, and be no longer paid or payable; and that the Duties on such Licences in the said Schedule to this Act annexed, mentioned and contained, shall be paid and payable, in lieu and instead of the said Duties of Stamps on such Licences under and by virtue of the said repealed Act, or of an Act made in the Fifty third Year of His Majesty’s said Majesty’s

Duties of Excise in Schedule to Act in lieu of Stamp Duties on such Licences.

Exception.

Stamp Duties granted on Licences by 52 G. 3. c. 87.;

53 G. 3. c. 137. repealed.

An Act to amend the several Acts for regulating Licences for the Sale of Spirituous Liquors, Wine, Beer, Ale and Cyder, by Retail, in Ireland; and that all and every such Licence and Licences, from and after the said Twenty fifth Day of March One thousand eight hundred and fifteen, shall and may be granted on unstamped Vellum, Parchment or Paper; any thing in any Act or Acts to the contrary notwithstanding.

Licences granted on unstamped Paper, &c.

II. And be it further enacted, That all and every the Duties in this Act and the Schedule hereunto annexed specified, mentioned and contained, shall be paid and payable, and received and receivable in British Currency; and all and every the said Duties, the necessary Charges of raising and accounting for the same being deducted, shall be carried to and shall be made Part of the Consolidated Fund of Ireland.

Duties paid in British Currency.

Consolidated Fund.

III. And be it further enacted, That, from and after the Twenty fifth Day of March One thousand eight hundred and fifteen, the several Acts hereinafter mentioned (except as is hereinafter provided) shall cease and determine, and shall be and the same are hereby repealed; that is to say, an Act made in the Forty fifth Year of His present Majesty's Reign, intituled *An Act for regulating Licences for the Sale of Spirituous Liquors, Wine, Beer, Ale and Cyder by Retail; and for discouraging the immoderate Use of Spirituous Liquors in Ireland; and also an Act made in the Forty seventh Year of His present Majesty's Reign, intituled An Act to secure the Payment of the Duties on Licences granted to Persons in Ireland, dealing in Excisable Commodities; and also an Act made in the Forty seventh Year of His said Majesty's Reign, intituled An Act to make further Regulations with respect to Licences for the Sale of Spirituous and other Liquors by Retail in Ireland; and also an Act made in the Fifty third Year of His said Majesty's Reign, intituled An Act to amend the several Acts for regulating Licences for the Sale of Spirituous Liquors, Wine, Beer, Ale and Cyder by Retail in Ireland; and also that so much and such Parts of the several Acts hereinafter mentioned (except as is hereinafter provided) as relate to the applying for, obtaining, granting and issuing of any Licence or Licences for the Sale of Spirituous Liquors, Wine, Beer, Ale and Cyder by Retail in Ireland; or as relate to Retailers of Spirituous Liquors or other Liquors, shall in like manner cease and determine, and shall be and the same are hereby repealed; that is to say, so much and such Parts as aforesaid of an Act made in the Forty eighth Year of His said Majesty's Reign, intituled *An Act for the making perpetual several Acts, for the better Collection and Security of the Revenues of Customs and Excise in Ireland, and for preventing Frauds therein; and to make further Provision for the Security of the said Revenues, and for the Execution of the several Acts relating thereto; and also of an Act made in the Forty ninth Year of His said Majesty's Reign, intituled An Act to amend the several Acts, for the regulating and securing the Collection of the Duties on Spirits distilled in Ireland; and for the regulating the Sale of such Liquors by Retail; and also of the hereinbefore recited Act made in the Fifty second Year of His said 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 Duties in lieu thereof; and for transferring the Management of the Duties on Playing Cards and Dice from the**

45 G. 3. c. 50.

47 G. 3. Sess. 1. c. 35.

47 G. 3. Sess. 2. c. 12.

53 G. 3. c. 137. repealed.

48 G. 3. c. 62.

49 G. 3. c. 99.

54 G. 3. c. 87.

§ 4. and Sch. (A.) No. VI. in part.

Com-

52 G. 3. c. 126.

52 G. 3. c. 97.
in part repealed.

Commissioners of Inland Excise to the Commissioners of Stamp Duties and also of an Act made in the said Fifty second Year of His Majesty's Reign, intituled *An Act to repeal the several Acts for the Collection and Management of the Stamp Duties in Ireland, and to make more effectual Regulations for collecting and managing the said Duties*; and also of another Act made in the said Fifty second Year of His said Majesty's Reign, intituled *An Act to amend several Acts relating to the Revenue of Inland Excise and Taxes in Ireland* save and except such Clauses, Regulations and Provisions in the said several Acts or any of them as shall be in force immediately before the passing of this Act, in any way relating to or concerning Persons licensed in *Ireland* as Grocers, with respect to their having or obtaining Licences to sell Spirituous or other Liquors by Retail, all which said last mentioned Clauses, Regulations and Provisions shall be and continue in force as to such Grocers, and shall be applied to such Grocers with respect to the Duties and Regulations in this Act contained, as if the same were repeated and re-enacted in this Act; save also and except so far as the said several Acts or any of them may relate to or concern the prosecuting, suing for and recovering of any Fine, Penalty and Forfeiture for any Offence against the said Acts or any of them which shall have been or shall be committed on or before the said Twenty fifth Day of *March*; and save and except that all Licences granted under the said recited Acts respectively or any of them, before the said Twenty fifth Day of *March*, shall be and continue in force and effect according to the Terms and Nature thereof, and the Provisions of the said several Acts respectively, as if this Act had not been made.

Exception.

Exception.

Who may grant
Licences.

‘ IV. And Whereas it is expedient to make Provision for the securing the Payment of the Duties by this Act granted on the several Licences hereinafter mentioned, and to regulate the granting and issuing of such Licenses in manner hereinafter mentioned; Be it therefore further enacted, That, from and after the said Twenty fifth Day of *March* One thousand eight hundred and fifteen, it shall and may be lawful for the Commissioners of Inland Excise and Taxes in *Ireland* or for any One of them, or for any Person or Persons to be for that Purpose appointed by the said Commissioners, or by any Three of them, or for the Collectors of Excise in their respective Districts, or other Officer of Excise in Charge of any such District, to grant any Licence or Licences to any Person or Persons in *Ireland* for any of the respective Purposes hereinafter mentioned; that is to say:

To sell, by Retail, Spirituous Liquors, Wine, Beer, Porter, Ale, Cyder or Perry, Metheglin or Mead:

To sell Spirituous Liquors on Commission or otherwise in Quantities not less than Fifty Gallons in any Place in *Ireland*, the Person so selling not being a licensed Distiller or an Importer of Spirits:

To keep a Malt House and to make Malt for Sale therein, or for the Purpose of being used in any Brewery or Distillery: (a)

To sell Malt, the Party selling the same not being licensed to make Malt:

To brew Strong Beer, Porter or Ale, or Small Beer, for Sale:

To manufacture Tobacco in any manner:

(a) [See ante, p. 99.]

To

To deal in unmanufactured Tobacco, except as a Wholesale Importer only:

To sell by Retail or otherwise deal in Coffee, except Importers thereof, or Persons licensed to sell Tea or Groceries:

To manufacture Candles and Soap or either of them for Sale:

To manufacture Paper Hangings: (a)

To sell Paper Hangings not being the Manufacturer thereof:

To keep a Mill or Mills for making Paper: (b)

To brew or make for Sale any Liquor called Sweets or Made Wines:

To make Metheglin or Mead for Sale:

To make Vinegar for Sale:

To sell by Retail, Tea, Sugar, Groceries or any of them, (including Foreign Grapes, Foreign Currants, Raisins and Figs):

To sell or make any Gold or Silver Plate:

To keep a Tan Yard or Tan Pit or to Tan Leather: (c)

To dress Hides or Skins in Oil:

To make Vellum or Parchment:

To exercise the Trade or Business of a Brazier or Worker in Brass, Tin, Copper or other Metal for making Stills, Still-Heads or Worms of Stills:

To keep a Tavern, Hotel, Club House or Coffee House:

To sell by Auction:

To make Glass Bottles or other Vessels or Utensils of Common Bottle Metal:

To exercise the Trade or Calling of a Hawker, Pedlar, Petty Chapman or other trading Person going from Place to Place in *Ireland*, and travelling either on Foot or with Horse or other Beast of Burthen, or otherwise carrying to sell or exposing to Sale any Goods, Wares or Merchandise; and also to travelling Tinkers and Casters of Iron and Metal, and to Persons hawking about Tea or Coffee for Sale:

To carry on the Trade of a Coachmaker or Maker of any Carriage chargeable with Duty:

To carry on the Trade of selling Carriages chargeable with Duty or way of by Auction or on Commission:

To let to hire any Horse for the Purpose of travelling Post by the Mile or from Stage to Stage:

And the several Collectors of Inland Excise and Taxes in *Ireland* in their respective Districts, or other Officer in Charge of the Collection of any such District, or any other Person or Persons appointed for that Purpose by the said Commissioners of Inland Excise and Taxes in *Ireland*, or by any Three of them, shall and may, upon the Payment of the Duty payable by Law on such Licences, together with the further Sum of One Shilling in the Pound on the Amount of such Duty, sign and grant such Licences in such manner as the said Commissioners, or any Three of them, shall from time to time direct, to the Person paying the said Duty, and the said Sum of One Shilling in the Pound thereon without any further Fee or Reward whatsoever.

Collectors may sign, &c.
Licences on Payment of Duty, &c.

(a) [See post. c. 106.]
(c) [See post. c. 105.]

(b) [See post. c. 112. § 6.]

V. And

Licences to rectify, &c. Spirits who signed by Collectors, &c. on Payment of Duty, &c. may issue Licences.

Contents of Licences.

Licences granted after March 25, 1815, in force until 5th Jan. 1816, and Licences granted after that Day in force until 5th Jan. following.

Collectors to keep Account of Poundage, and Commissioners may distribute same, or Part thereof, among Collectors, &c.

V. And be it further enacted, That it shall and may be lawful for the Commissioners of Inland Excise and Taxes in *Ireland*, or any Three of them, to sign any Licence or Licences to any Person or Persons in *Ireland*, to keep a Still or Stills to rectify or compound Spirits or Strong Waters; and that the several Collectors or other Officers in Charge as aforesaid, or other Person or Persons appointed as aforesaid, shall and may upon the Payment of the Duty payable by Law on Licences, to keep any Still or Stills to rectify or compound Spirits or Strong Waters, together with the further Sum of One Shilling in the Pound on the Amount of such Duty, issue such Licences signed by the Commissioners of Inland Excise and Taxes or any Three of them, to the Person or Persons paying the said Duty and the said Sum of One Shilling in the Pound thereon, without any further Fee or Reward whatever.

VI. And be it further enacted, That in all and every the Licence and Licences mentioned in this Act, there shall be contained and set forth the Purpose of such Licence, the Name and Residence of the Person or Persons to whom the same shall be granted, with the Date of issuing the same, and the time for which the same shall be in force; and the House or Place, or Houses or Places, and the Number thereof respectively, if such House or Place be numbered, in which the Business for which such Licence is granted is to be carried on, so far as the Nature of the Business will allow it to be confined to any House or Houses, Place or Places, capable at the time of being specified or described in such Manner and Form as may from time to time be for that Purpose directed by the said Commissioners of Inland Excise and Taxes in *Ireland*, or any Three of them.

VII. And be it further enacted, That all and every Licence and Licences in this Act mentioned, which shall be granted after the Twenty fifth Day of *March* One thousand eight hundred and fifteen, and before the Fifth Day of *January* One thousand eight hundred and sixteen, shall continue in force, from the Date of such Licence respectively, until and upon the said Fifth Day of *January* One thousand eight hundred and sixteen, and no longer; and shall be charged with, and pay such Duties only, as are mentioned and expressed with respect to the said Licences in the Schedule to this Act annexed; and that all and every the Licence and Licences in this Act mentioned, which shall be granted after the said Fifth Day of *January* One thousand eight hundred and sixteen, shall continue in force until and upon the Fifth Day of *January* next after the Date of such Licences respectively, and no longer.

VIII. And be it further enacted, That every Collector, and other Officer or Person respectively, by this Act authorized to grant or issue such Licences, and to receive the said Sum of One Shilling in the Pound on the Amount of the Duty payable in respect of such Licence as aforesaid, shall keep a separate Account thereof, and shall account for, and shall remit and pay the Amount of the said Sum of One Shilling in the Pound at the same time and in like manner, as by Law such Collector, or other Officer or Person, ought to account for, remit and pay the said Duty; and it shall and may be lawful for the said Commissioners of Inland Excise and Taxes, from time to time, to direct that the Amount of the said Sum of One Shilling in the Pound, or so much thereof as they shall think

proper, shall be paid to or distributed between the Collector, or other Officer or Officers, in such Proportion and at such time, and in such manner and under such Regulations, as the said Commissioners, or any Three of them, shall order and appoint, towards rewarding such Collector or other Officer for their Exertions in the due Collection of the Duties payable upon Licences in *Ireland*; and if there shall be any Surplus or Excess of the said Sum of One Shilling in the Pound remaining after such Payment or Distribution as aforesaid, all and every such Surplus or Excess shall from time to time be carried to and placed to the Account of Excise Duties payable upon Licences in *Ireland*.

Surplus, if any, placed to Account of Duties.

IX. And be it further enacted, That every Person who shall deal in, retail, make, manufacture, sell or keep for Sale, or expose to Sale any Articles, Matters or Things, or shall exercise or carry on any Business, Occupation, Trade or Calling on the Licence in respect whereof any Duty is by this Act imposed, shall take out such Licence before such Person shall deal in, retail, make, manufacture, sell or keep for Sale, or expose to Sale any such Articles, Matters or Things, and before such Person shall exercise or carry on any such Business, Occupation, Trade or Calling; and if any Person shall deal in, retail, make, sell or keep for Sale, or expose to Sale any of the said respective Articles, Matters or Things, or shall exercise or carry on any such Business, Occupation, Trade or Calling, without having taken out such Licence respectively, and having the same in force, every such Person shall, for every such Offence, forfeit the Sum of Fifty Pounds.

Exercising Trade, without being licensed.

Penalty.

X. Provided always, and be it enacted, That Persons in Partnership (except in cases of Auctioneers hereinafter mentioned) and carrying on Trade or Business in one House or Shop only, shall not be obliged to take out more than one Licence; and that no One Licence which shall be granted by virtue of this Act shall authorize any Person or Persons to whom the same shall be granted to deal in, retail, make, manufacture, sell or keep for Sale any of the Articles or Things hereinbefore mentioned in any other House or Place than the House or Place mentioned in such Licence as the House or Place wherein he, she or they respectively did deal in, retail, make or manufacture, or sell or keep the said respective Articles or Things at the time of granting such Licence and described therein; and every such Person who shall deal in, retail, make or manufacture sell or keep for Sale, any of the Articles or Things hereinbefore mentioned, in any other House or Place shall, as to every such other House or Place, be considered as unlicensed, and shall be subject to all Pains, Penalties and Forfeitures as such, save as herein otherwise is particularly provided.

Licences to Partners.

Licences shall only extend to House or Place mentioned therein, &c.

XI. Provided always, That every person carrying on the Trade or Business of an Auctioneer, whether alone or in Partnership with any other Person or Persons, shall be obliged to take out a separate and distinct Licence to sell by Auction.

Auctioneers to take out distinct Licences.

XII. Provided also, That any Licence to sell by Auction the Duty whereon shall be of the highest Amount payable by Law on any such Licence shall authorize the Person licensed thereby to sell by Auction in any Part of *Ireland* whatever without any further or other Licence; and any Licence to sell by Auction the Duty whereon shall be of less Amount than aforesaid, shall authorize the Person

Amount of Duty on Auctioneers' Licence to regulate Places of Sale.

Person licensed thereby to sell by Auction in any Part of *Ireland*, save and except such Parts or Places the Duty payable on any Licence to sell by Auction wherein shall be of higher Amount.

Minors taking Licences liable to Penalties.

XIII. And be it further enacted, That this Act and all Regulations therein contained, shall extend and be construed to extend to any Person under the age of Twenty one Years to whom, or in whose Name or for whose Use or Benefit any Licence in this Act mentioned shall be granted; and such Person shall be chargeable with all Duties of Excise on Account of such Licence; and shall be subject and liable to all the Provisions, Regulations, Penalties and Forfeitures of and under this Act, as fully, to all Intents and Purposes, as if such Person were adult and of full Age.

Benefit of Licence to Survivors.

XIV. And be it further enacted, That where any Licence shall be granted to Two or more Persons, and any or either of them shall die before the Expiration thereof, every such Licence shall nevertheless continue in force for the Benefit of the Survivor or Survivors during the time for which the same shall have been granted.

Persons requiring to be licensed shall deliver a Note of Names, &c.

XV. And be it further enacted, That every Person requiring any Licence in this Act mentioned, except Licences to sell Spirituous and other Liquors by Retail in respect whereof other Provision is hereinafter made, shall, in order to entitle him to the same, deliver to the said Commissioners of Inland Excise and Taxes, or to the Person or Persons authorized to grant such Licences, a Note in Writing, setting forth his, her or their Name or Names, and Place or Places of Abode, specifying the House or other Place, if the Nature of the Trade admit thereof, and the Situation thereof, and also the Number of such House or Place, if the same shall have been or shall be numbered, where such Person or Persons is or are desirous to be licensed.

Parties licensed to put up Boards importing Trade.

XVI. And be it further enacted, That every Person in *Ireland* who shall deal in, retail, sell, make or manufacture any Article, or keep any Manufactory, Place or Thing, or exercise or carry on any Trade, Business or Calling, or do any Matter or Thing in this Act mentioned, and for which a Licence is required by Law, shall cause to be painted on a Board with Letters publicly visible and legible at least One Inch long in White upon a Black ground, or Black upon a White Ground, his, her or their Name or Names respectively at full Length, and after such Names the Words, Licensed, adding thereto to sell, or to retail, or to manufacture, or to deal in, or to brew, or to make the Article or Thing, or to keep the Manufactory, Place or Thing, or to carry on and exercise the Trade, Business, Occupation or Calling on Account of which the Party shall be so licensed, as the case may require, specifying the Article, Thing, Manufactory, Trade, Place, Business, Occupation or Calling which such Person shall by such Licence be empowered to deal in, retail, sell, manufacture, make, brew, keep or carry on or exercise respectively, and such Person shall also cause the said Board to be affixed in some conspicuous Place on the Outside of the Front of his or her House, Shop or Manufactory respectively, not more than Three Feet from the Top of the Shop Door or Front or Outside Door of such House or Manufactory, and every such Person shall preserve and keep up such Board so painted during the Continuance of such Licence, or in Default of affixing such Board or keeping the same so affixed, every such Person shall forfeit respectively, for every such Offence the Sum of Ten Pounds.

Penalty.

XVII. And be it further enacted, That if any Person on or before whole House or other Place any Board shall be affixed or erected, importing that such Person deals in, retails, sells, makes or manufactures any Article or Thing, or exercises or carries on any Trade, Business, Occupation or Calling as in this Act mentioned, or importing that such Person is licensed so to do, shall not at the time be licensed to deal in, retail, sell, make or manufacture any such Article or Thing, or to exercise or carry on any such Trade, Business, Occupation or Calling which such Board shall so import, every such Person shall, for every such Offence, forfeit the Sum of Ten Pounds.

Unlicensed Persons affixing Boards, &c.

Penalty.

XVIII. And be it further enacted, That if any Person who shall have obtained any such License as is in this Act mentioned (except a License to sell Spirituous Liquors by Retail) shall be minded to remove from the Place mentioned in such License for carrying on such Business, and to carry on the same in any other House or Place in the same Town or City, then and in every such case it shall and may be lawful to and for such Person with the Leave or Permission of the said Commissioners of Inland Excise and Taxes, or any Three of them, to carry or send such License to the Collector or other Officer or Person who shall be then appointed under the Provisions of this Act for granting or issuing Licences in the District, and such Collector or other Officer or Person shall by Indorsement on such License without Fee or Reward, describe the Situation of the House or Place to which such Person shall be so desirous of removing, and shall date the time of making such Indorsement, and shall sign his Name thereto and thereupon, and from thenceforth such License shall be good, valid and effectual according to the Contents thereof, and of the said Indorsement in the same manner to all Intents and Purposes as if such House or Place so indorsed had been mentioned in the Body of such License for carrying on such Business, instead of the House or Place mentioned therein and not otherwise; and every such Person upon whose License any such Indorsement shall be made shall be chargeable with Duty, and shall be subject and liable to all such Penalties and Forfeitures, to all Intents and Purposes whatsoever, as if such House or Place mentioned in such Indorsement had been the House or Place mentioned in the Body of such License; and every such Person, and also every Surety and Sureties of such Person shall be subject and liable accordingly; any thing in this Act or any other Act or Acts contained to the contrary in any wise notwithstanding: Provided always, that it shall not be lawful for any such Collector or other Officer or Person to make any such Indorsement on any such License, unless and until all Duties which shall have been or shall be incurred by such Person so desirous of removing from the House or Place for which such License shall be or shall have been originally granted, shall be fully paid and satisfied.

Persons may remove from licensed Places to other Places in same City or Town with Leave of Commissioners, &c.

Duties due from Party removing paid.

XIX. And be it further enacted, That if any Person shall forge, counterfeit, alter or erase, or shall cause to be forged, counterfeited, altered or erased, any License for any of the Purposes aforesaid, or any such Indorsement on any such License as aforesaid, or shall produce or make use of, or cause to be produced or made use of, as a true License, any such forged, counterfeited, altered or erased License, or shall produce or make use of, or cause to be produced or made

Forging, &c. Licences.

made use of, any Licence with any forged, counterfeited, altered or erased Indorsement thereon, purporting to be a true Indorsement made thereon pursuant to the Provisions of this Act, or shall produce or make use of, or cause to be produced or made use of any Vellum, Parchment or Paper, purporting to be a Licence in force, and not being such Licence in force, every such Person shall, for every such Offence, forfeit the Sum of One hundred Pounds.

Penalty.

Proof of Licence shall lie on Person charged with Offence.

XX. And be it further enacted, That whenever any Complaint or Information shall be had or prosecuted against any Person or Persons for carrying on any Trade, Business or Calling, or dealing in, retailing, manufacturing or selling, or exposing to Sale, or having, using or keeping in his Possession any Article, Matter or Thing, for the dealing in, retailing, manufacturing or selling, having, using or keeping, whereof a Licence is or shall be required by Law, without having a Licence for so doing in manner required by Law, the Proof that such Person hath obtained such Licence, and had the same in force at the time of the Offence charged in such Complaint or Information, shall lie on the Party against whom such Complaint or Information shall be had or prosecuted, and it shall not be necessary for the Officer or Person complaining or prosecuting such Information, to prove that the Person or Persons so complained of, had not such Licence; any Law or Usage to the contrary notwithstanding.

Collector, &c. to keep Accounts of Licences granted, an attested Copy whereof Evidence of granting Licences.

XXI. And be it further enacted, That the several Collectors of Excise or other Officer or Person or Persons appointed under the Provisions of this Act, for granting or issuing Licences, shall enter or cause to be entered in a Book or Books to be kept for that Purpose, a true and accurate List or Account of all Licences granted by or issued by them respectively, and the Import and Dates of such Licences, the times for which such Licences shall respectively be in force, the Name of the Person licensed, and the Places where they shall be licensed, to deal in, retail, make, manufacture or keep for Sale any of the said respective Articles or Things, or to carry on any Business, Occupation, Trade or Calling, and also such Particulars as shall be contained (if any) in any Indorsement made on such Licence pursuant to the Provisions of this Act, and that on the Trial of any Action, Information, Indictment, Suit or Prosecution, for or relating to any Matter or Thing touching or concerning any such Licence or Licences where it may be necessary to prove the granting or issuing of any such Licence or Licences an attested Copy signed by the Collector or other Officer in Charge of the Collection of the District of the Entry of such Licence or Licences so kept as aforesaid, in any of the said Books, shall be admitted as Evidence that such Licence or Licences was or were granted and issued to the Person or Persons, and for the House or Place mentioned therein, or in the Indorsement thereon, as the case may be, without producing or requiring the Production of the original Licence or Licences which had been granted to such Person or Persons; any Law, Usage or Custom to the contrary notwithstanding.

Officer shall not grant Permits out of Stock of unlicensed Persons without Sanction of Commissioners.

XXII. And be it further enacted, That it shall not be lawful for any Officer of Excise, without the Sanction, Direction or Authority of the Commissioners of Inland Excise and Taxes in Ireland, or any three of them, to grant to any Person or Persons who is or are required to take out a Licence for selling or keeping any Goods or Articles

Articles any Permit for the Conveyance of the same out of the Stock of such Person, unless such Person or Persons shall have obtained and have in force a Licence for selling or keeping such Article.

XXIII. And be it further enacted, That if any Person shall deal in, retail, make, sell or keep or expose to Sale any such respective Articles or Things, or shall exercise or carry on any Trade, Occupation or Calling, for which any Licence is by this Act required, every such Person shall forfeit the Sum of Ten Pounds, unless a Licence in force to such Person for dealing in, retailing, making, selling or keeping the respective Articles or Things, or for exercising or carrying on the Trade, Occupation or Calling, shall be produced and delivered to be read to any Officer of Excise or Customs, within a reasonable time after such Officer shall demand the Production of such Licence.

Not producing
Licence on
Demand of
Officer.
Penalty.

XXIV. And, for the more easy and prompt Collection of the Duties payable upon Licences in *Ireland*, be it further enacted, That it shall and may be lawful for any Officer of Excise to enter in the Day Time into any House, Shop, Storehouse, Workhouse, Manufactory or other Place whereon or before which shall be affixed any Board importing the Occupier thereof to be licensed to deal in, retail, make, sell or keep for Sale any of the respective Articles or Things in this Act mentioned, or to exercise or carry on any Trade, Occupation or Calling, for the exercising or carrying on of which a Licence is by this Act required, and to demand the View of the proper Licence to such Person; and if a proper Licence in force shall not be produced, such Officer shall report the same to the Collector of Excise of the District, or other Officer in Charge of the Collection of such District, and thereupon and if such Person shall not have applied for and obtained a Licence pursuant to the Provisions of this Act, when such Demand shall have been made, it shall and may be lawful to and for such Collector or other Officer so in Charge as aforesaid, to issue his Warrant, under his Hand and Seal, to empower any Person or Persons to take and distrain all Goods and Chattels found in such House, Shop, Storehouse, Workhouse, Manufactory or other Place belonging to such Person, and to cause the same to be sold by Public Auction, giving Six Days' previous Notice thereof; and if, after the Payment of such Sum as the Duty on such Licence would amount to, together with the Sum of One Shilling in the Pound thereon, and the Costs and Expences of such taking, distraining and Sale thereof, there shall be any Surplus of the Produce arising from the Sale thereof, such Surplus shall be forthwith tendered and paid to such Person or his Representatives, and thereupon the Collector or other Officer aforesaid shall, if the Party against whom such Warrant shall have been issued, desire the same, and shall be duly entitled thereto, grant him a Licence for carrying on such Trade, without further Request: Provided always, that whenever any of the Articles aforesaid shall be so taken and distrained, it shall and may be lawful for such Person or his Representatives, at any time or times before the Day appointed for the Sale thereof, to require the same to be delivered up to him or them, upon his or their paying to the Collector or other Officer in Charge as aforesaid, towards discharging the Duties so due and payable, the

Collectors may
issue Warrants
and distrain for
Amount of
Licence Duty.

Provido.

real Value of such Articles as he or they shall desire to have delivered up, and the same may be delivered up accordingly.

Licences renewed annually.

XXV. And be it further enacted, That every Licence granted under the Authority of this Act shall be renewed annually Ten Days at least before the Expiration thereof; and if any Person or Persons having had or who shall have any such Licence, and shall have omitted to renew the same within the time aforesaid, shall continue to carry on the Trade or Business for which any such Licence shall have been or shall be granted after the Expiration of such Licence, every such Person shall, for every such Offence, forfeit the Sum of Ten Pounds: Provided always, that every such renewed Licence, which shall be granted within such Ten Days respectively, and which shall be taken out to be in force at any time after the Fifth Day of *January* One thousand eight hundred and sixteen, shall bear Date on the Day when the same shall be signed, and shall and may be granted, to be and continue in force from the Fifth Day of *January* next after the Date thereof, until and upon the Fifth Day of *January* in the Year next following, and no longer: Provided nevertheless, that nothing herein contained shall extend or be construed to extend to prevent or disqualify any Person or Persons who shall have omitted to renew his, her or their Licence within the Space of Ten Days aforesaid, from taking out or obtaining a Licence or Licences at any time during the Course of any Year ending on the Fifth Day of *January*; and if any such Licence shall be taken out at any time after the Fifth Day of *January* in any Year, the same shall be granted to continue in force from the Date thereof respectively, until and upon the Fifth Day of *January* next after such Date, and no longer.

Penalty.

Provide.

Rectifiers, &c. of Spirits Security not to distil any Wash, &c. nor sell any Spirits not rectified, &c. in Still.

XXVI. And be it further enacted, That no Licence shall be granted to any Person to keep any Still or Stills to rectify or compound Spirits or Strong Waters, unless and until the Person applying for the same shall have entered into a Bond to His Majesty, his Heirs and Successors, in the Sum of Five hundred Pounds, with Two sufficient Sureties in the Sum of Two hundred and fifty Pounds each, in case such Person shall apply to be licensed to keep a Still or Stills to rectify Spirits or Strong Waters, or in the Sum of Two hundred Pounds, with Two sufficient Sureties in the Sum of One hundred Pounds each, in case the Person shall apply to be licensed to keep a Still or Stills to compound Spirits and Strong Waters, conditioned that the Party so to be licensed respectively shall not by himself or herself or themselves, or by any Person for his, her or their Use, Benefit, Account or Profit, use or cause or permit or suffer any such Still or Stills to be used in distilling any Worts, Wash, Pot Ale, Low Wines or Singlings whatever; and that such Rectifier and Compounder respectively shall not sell or deliver any Spirits or Strong Waters which shall not have been actually rectified or compounded, as the case may be, in such Still or Stills so to be licensed.

Rectifiers, &c. of Spirits not to sell any Spirits not rectified, &c.

XXVII. And be it further enacted, That it shall not be lawful for any such Rectifier or Compounder to sell any Spirits or Strong Waters, except such Spirits or Strong Waters as shall have been rectified or compounded, as the case may be, in some Still or Stills of such Rectifier or Compounder and licensed according to Law; and if any such Rectifier or Compounder shall sell any Spirits or Strong

Strong Waters which shall not have been so rectified or compounded as aforesaid, such Rectifier or Compounder shall, for every such Offence, forfeit the Sum of One hundred Pounds. Penalty.

XXVIII. And Whereas it is expedient that the Power of making Orders for the issuing of Licences for the Sale of Spirituous Liquors, Wine, Beer, Porter or Ale, Cyder, Perry, Metheglin and Mead by Retail in Ireland, should be vested in the Magistrates of the several Counties; Be it further enacted, That it shall and may be lawful for the Justices of the Peace assembled at any Sessions of the Peace, or at any Adjournment thereof within their respective Counties, to fix upon Persons proper to be entrusted with the Sale of such Spirituous and other Liquors by Retail, within any Barony or Half Barony, Town or City, except the City of Dublin, within their respective Counties, and to order Licences to be issued accordingly, and such Justices so assembled are hereby authorized and required to order the same accordingly.

Magistrates at Sessions shall fix on proper Persons to be licensed to retail Spirits.

XXIX. And be it further enacted, That no Licence as aforesaid shall be ordered or issued to any Person, unless the Person applying for such Licence to retail Spirituous or other Liquors, shall have delivered a Note in Writing to the acting Clerk of the Peace of his Christian and Sirname and Place of Abode, specifying the House, Town or Townland, Parish, Barony or Half Barony; and if in the County of a Town or City, the Road, Street, Square, Lane or other Description of Place, together with the Number of such House or Place, if such House or Place shall have been or shall be numbered where such Person desires to be licensed to sell in, and the Names and Places of Abode of the Persons whom such Person requiring such Licence proposes as Sureties, not being Distillers or Publicans.

Retailers applying for Licences to deliver Note of Names to Clerk of Peace.

XXX. And be it further enacted, That the Justices at any such Sessions or Adjournment thereof as aforesaid shall, previous to ordering a Licence as aforesaid to be issued to any Person, enquire, and they are hereby authorized and directed to enquire in open Court, and upon Oath if they shall see Occasion, into the Character of such Person so applying for a Licence, and whether the House wherein such Person proposes to sell Spirituous Liquors, Wine, Beer, Porter or Ale, Cyder or Perry, Metheglin or Mead by Retail, is conveniently situated for the Purpose, and capable of and convenient for the Sale of Victuals, and the Accommodation of Travellers or Persons resorting thereto for Food and Provisions; and they shall also enquire whether the Sureties proposed by such Person be good and sufficient for the Sums they are to be bound in, and their Approbation of any such Person, and of the Sureties offered, and of the Place and House or Houses whereat such Person desires to be licensed, shall be immediately entered in open Court in The Crown Book thereof, by the acting Clerk of the Peace, and be signed by at least Two Justices attending at such Sessions or Adjournment thereof; and it shall thereupon be lawful for such Clerk of the Peace and he is hereby required to give or cause to be given to the Person entitled thereto, a Certificate in the Form following:

Justices to enquire into Character of Party and Sufficiency of Sureties, Approbation entered in The Crown Book.

I A. B. Clerk of the Peace of do certify that
C. D. (or C. D. and E. F.) is (or are) duly entitled to receive
a Licence for selling Spirituous Liquors, Wine, Beer, Ale or Porter,

Certificate.

‘ Porter, Cyder or Perry, Metheglin or Mead, by Retail at
 ‘ in the Parish of (or, if extra
 ‘ Parochial in the Townland of) in this
 ‘ County, (County of a Town or City or District of the Metropolis,
 ‘ as the case may be,) until and upon the Fifth Day of January
 ‘ One thousand eight hundred and (mentioning the
 ‘ Year). Dated this Day of One
 ‘ thousand eight hundred and
 ‘ A. B. Clerk of the Peace for ,’

Dublin.

And in every Certificate which shall be given by a Clerk of the Peace within the District of the Metropolis of *Dublin*, the following Words shall be added immediately before the Date thereof, *videlicet*, “ and “ that the Lord Mayor and one or more of the Police Magistrates “ of the District or Division of (*stating the District or Division to “ which such Magistrate or Magistrates shall belong*), have certified “ that the said *C. D.* (or *C. D.* and *E. F.*) is (or are) a proper “ Person (or Persons) so to be licenced;” and every such Clerk of the Peace shall for the issuing of such Certificate be entitled to demand and receive the Sum of Two Shillings and Six pence *British* Currency as a Fee, before he shall sign or deliver such Certificate.

Fee.

[See Certificate as to *Dublin*, *post*, c. 104. § 4.]

Parties applying for Licence to Sessions more than Seven Miles distant to produce Certificate of Two nearest Magistrates.

XXXI. Provided always, and be it further enacted, That if any Person shall apply for a Licence to sell Spirituous and other Liquors by Retail under the Provisions of this Act, at any Sessions or Adjournment thereof, which shall be held at any Place more than Seven Miles distant from the Place of Abode of such Person, such Person shall produce and deliver to the Court a Certificate under the Hands of Two Magistrates both residing within Seven Miles of such Person so applying or residing nearest to the Place of Abode of such Person, stating that such Person is in the Opinion of the said Magistrates a fit and proper Person to be intrusted with the Sale of Spirituous Liquors, Wine, Beer, Porter or Ale, Cyder, Perry, Metheglin or Mead, by Retail, at such Place as shall be mentioned in such Certificate, and that such Place is a proper Place for the Sale of such Spirituous and other Liquors, or in Default thereof no Order shall be then made by the Justices for a Licence to the Person so applying.

Persons refused Licences may appeal to General Sessions.

XXXII. And be it further enacted, That if any Person shall apply in manner hereinbefore directed for any Order for issuing a Licence as aforesaid, and the Justices assembled at the Sessions shall refuse to grant such Order, and the Person so applying shall think himself or herself aggrieved by such Refusal, it shall and may be lawful for every such Person to appeal to the next General Sessions of the Peace, to be held in such City, Town or County in *Ireland*; and in case the Justices at such Sessions shall think such Person proper and qualified to be licenced, and shall approve of the Sureties to be named by such Person, it shall be lawful for them to order a Licence to be issued forthwith under the like Securities, Terms and Regulations respectively, as are hereinbefore directed.

Retail Spirit Licences granted on Orders, &c. fraudulently obtained void.

XXXIII. And be it further enacted, That if any Licence shall be granted to any Person to sell Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead, by Retail, on any Order or Certificate fraudulently obtained or procured from any Justice

Justices or Clerk of the Peace, or not made pursuant to the Directions of this Act, every such Licence shall be void, and the Person to whom such Licence shall have been granted shall be deemed a Retailer of Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead, without Licence, and shall be subject to the same Penalties as Persons selling such Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead by Retail without Licence, are by this Act subject to.

XXXIV. And be it further enacted, That if any Clerk of the Peace shall enter in The Crown Book any Order contrary to or inconsistent with the Order of the Justices or any Provisions in this Act contained, or shall issue any Certificate not authorized by the Provisions of this Act, he shall for every Order so entered, or Certificate so issued, forfeit the Sum of One hundred Pounds; and every such Order and Certificate, and any Licence granted upon or in pursuance of such Order or Certificate, shall be, and is hereby respectively declared to be null and void.

Clerk of Peace entering Orders, &c. not warranted.

Penalty.

XXXV. And be it further enacted, That if any Clerk of the Peace shall neglect to attend at any Sessions at which any Act is to be done towards carrying any Part of this Act into Execution, unless prevented by Sickness or sudden Accident, sufficient in the Opinion of the Court to justify his Absence, and verified on Oath, or shall neglect to provide a proper and sufficient Person, in case of such his necessary Absence therefrom, to act there for him, and for whom he shall be answerable, it shall be lawful for the Justices, or for any Justice attending, if there shall be only one, to fine such Clerk of the Peace for every such Neglect or Omission in the Sum of Twenty Pounds *British* Currency, which Fine shall be immediately estreated into the Court of Exchequer in *Ireland*.

Clerk of Peace, non-attending, &c.

Fine.

XXXVI. And be it further enacted, That it shall be lawful for every Clerk of the Peace to appoint One or more Deputy or Deputies to act for him in the Execution of this Act, each resident within the County of which he shall be Clerk of the Peace, and for whom such Clerk of the Peace shall be answerable; and the Act of each and every such Deputy or Deputies shall be deemed the Act of the Clerk of the Peace by whom he or they is or are appointed, and shall subject such Clerk of the Peace to all Penalties and Disabilities for any Act, Matter or Thing done or neglected to be done by such Clerk of the Peace; and every such Deputy shall be deemed the acting Clerk of the Peace in the Absence of the Clerk of the Peace.

Clerk of Peace may appoint Deputy.

XXXVII. And be it further enacted, That upon any such Order made by the Justices of the Peace pursuant to this Act for issuing a Licence to retail Spirituous or other Liquors, the Person applying and the Sureties approved of for such Person shall enter into a Bond, the Person applying in the Sum of Fifty Pounds, and the Sureties each in the Sum of Twenty five Pounds, to His Majesty, his Heirs and Successors, which Bond shall be entered into before the Collector or other Officer or Person in charge of the Collection of the said District in which such Person shall require to be licensed; and the said Collector, or other Officer or Person in charge of the Collection is and are hereby respectively authorized and required to take such Bond, and the Condition of every such Bond shall be, that the Person so to be licensed shall keep a Victualling House, Inn or Tavern

Bond entered into by Parties licensed and Sureties before Collector.

Condition of Bond.

vern during the time such Licence shall be in force, and shall be constantly provided with Strong Beer, Ale or Porter, and Victuals of good and sound Quality for Sale by Retail, and shall supply all Travellers who shall require it, with such Victuals, and Beer, Ale or Porter at reasonable Rates, and shall not sell Spirituous Liquors on or during a *Sunday*; nor Wine, Ale, Beer, Porter or Cyder, Perry, Metheglin or Mead on a *Sunday* before Two of the Clock in the Afternoon, except to Travellers or Inmates; nor any Liquors at unseasonable Hours, on any Day of the Week to any Person, Travellers always excepted; nor to any Tradesman or Labourer resorting to such House for the Purpose of receiving Wages, or of entering into any Combination; and shall not knowingly or wilfully entertain any Persons assembling for the Purpose of entering into an unlawful Association or Combination therein, or Persons in Arms who are not by Law qualified to carry the same; and that such Persons to be licensed respectively shall not at any time receive into his or her House, or permit or suffer to be sold therein or thereout any Spirituous Liquors upon which, to the best of his or her Knowledge and Belief, His Majesty's full Duties have not been fully paid, and which shall not have been duly and legally attended with proper Permits, to such Person for conveying the same; and that all such Permits shall be duly delivered or returned to the proper Officer, in order to obtain Certificates thereon pursuant to Law.

Distillers or Publicans not to be Sureties.

XXXVIII. Provided always, and be it enacted, That no Distiller or Publican shall be allowed to become Surety in any Bond to be taken on the issuing or granting any such Licence to retail Spirituous or other Liquors as aforesaid; and if any Publican or Distiller shall become Surety, or enter into any such Bond as Surety, the Licence granted in consequence thereof shall be void and of none Effect.

Who incapable of being licensed to retail Spirits.

XXXIX. Provided always, and be it further enacted, That no Distiller, Rectifier or Compounder of Spirits, Bailiff, Gaoler, Turnkey, Constable, Sheriff, Sub Sheriff, Sheriff's Officer, Peace Officer, Keeper of any Turnpike Gate, Officer of Customs or Excise, nor any Person licensed to sell any Spirituous Liquors on Commission or otherwise in Quantities not less than Fifty Gallons, nor any Person who shall not be a Victualler, Innkeeper or Tavern Keeper (other than a Grocer, capable by Law of receiving such Licence), shall be capable of receiving or holding a Licence to sell Spirituous Liquors, Wine, Beer, Porter or Ale, Cyder or Perry, Metheglin or Mead, by Retail, nor any Person who shall not previously take and subscribe the Oath of Allegiance, and likewise take and subscribe an Oath, that he is not a Member of or connected with or belonging to any Society or Meeting formed or appointed for any treasonable, seditious or unlawful Purpose; and that he or she shall not at any time receive into his or her House, or permit or suffer to be sold in any House, Building, Outhouse, Tent, Field or other Place, for his or her Account or Profit, or during the Continuance of his or her Licence, any Spirituous Liquors which shall not have been duly and legally permitted and attended with proper Permits to him or her, and that all such Permits shall be duly returned or delivered to the proper Officer in order to obtain Certificates thereon pursuant to Law, and upon which Spirituous Liquors, to the best of his or her Knowledge or Belief, the full Duties payable to His Majesty thereon have not been paid, and every Licence which shall

Oath.

Licence in what case void.

be issued to any Person declared by this Act not to be capable of receiving the same, or to any Person or Persons in Trust, or to the Use or Benefit of such Person or Persons so declared incapable, shall be and the same is hereby declared to be void to all Intents and Purposes, and the Person whose Licence shall so become null and void shall be deemed an unlicensed Retailer of Spirituous Liquors, and be subject to such Penalties, Forfeitures and Disabilities as Retailers of Spirituous Liquors without Licence are subject to; and every Person requiring any such Licence shall take and subscribe the Oath
Oath.
aforesaid, before the Collector or other Officer or Person in Charge of the Collection of the District within which such Person shall require to be licensed, and such Person shall leave the same with such Collector or other Officer who shall transmit the same when required to the Commissioners of Inland Excise and Taxes in *Ireland*; and if any such Licence shall be granted or issued to any Person without such Oath or Affidavit being so made and subscribed as aforesaid, such Licence shall be and the same is hereby declared to be null and void to all Intents and Purposes, and the Person whose Licence shall so become null and void, shall be deemed an unlicensed Retailer of Spirituous Liquors, and shall be subject to such Penalties, Forfeitures and Disabilities, as Retailers of Spirituous Liquors without Licence are subject to.

“Orders for Licences to sell Spirituous or other Liquors by Retail in *Dublin*, issued by Lord Mayor, and One or more Police Magistrates, § 40.

[*Repealed, c. 104. § 3. post.*]

XL I. And be it further enacted, That every Person or Persons who shall sell, by himself, or herself, or themselves, or by any Person employed by him, her or them, or acting for his, her or their Benefit, either within his, her or their House, Outhouse or Building, or within any Hut, Tent or other Place whatever, or to be consumed elsewhere, Spirituous Liquors in less Quantity at one time than Twenty five Gallons, mixed or unmixed with Water, Sugar or other Ingredients; or Beer, Ale or Porter, or Cyder or Perry, or Metheglin or Mead, in less Quantity than a Quarter of a Barrel; or Wine in less Quantity than One Gallon (Sellers of Bottled Porter, Beer, Ale, or of Bottled Cyder, Perry, Metheglin or Mead excepted, who shall send the same Abroad, and not sell any to be consumed in their own Houses), shall be deemed to be Retailers, and to sell the same by Retail within the Meaning of this Act, and if not duly licensed, shall be subject to all and singular the Penalties, Forfeitures and Disabilities enacted against Persons selling the same without Licence.

Persons selling in Quantities less than Twenty five Gallons deemed Retailers of Spirituous and other Liquors.

XLII. And be it further enacted, That if any Person licensed to sell by Retail Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead in *Ireland*, shall assign the House or Place in which such Person shall have been licensed to sell such Liquors, to any Person, or shall die during the Continuance of the Licence granted to such Person, the Assignee of such Person assigning his Interest, or the Heir, Executors or Administrators of the Person so dying, or his or their Assignee, who shall become possessed of such House or Place, may lawfully sell Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead, therein; until the Expiration of the Term for which such Licence shall have been granted; provided such Assignee of such Person so assigning,

Assignees, Heirs and Executors of Licensed Retailers to have Benefit of Licences, &c.

assigning, or such Heir, Executors or Administrators, or his or their Assignee, shall have obtained the Certificate of the Two next resident Justices of the Peace, or any Two Justices resident within Five Miles thereof, that he, she or they is or are a proper Person or Persons to be licensed to sell such Spirituous or other Liquors by Retail, and shall, together with Two sufficient Sureties approved of by such Justices, have executed such Bond, and shall have taken and subscribed such Oath, as are hereinbefore respectively required to be executed, taken and subscribed, on granting a Licence to sell such Spirituous or other Liquors by Retail.

Victualler, &c. defined.

XLIII. And be it further enacted, That no Person shall be deemed a Victualler, Inn Keeper or Tavern Keeper, within the Meaning of this Act, who shall not furnish or sell Victuals to be consumed in the House of such Person.

Proviso for Apothecaries, &c.

XLIV. And be it further enacted, That nothing in this Act contained shall extend to subject any Apothecary or Druggift to any Penalty for selling Cordial or Medicinal Waters in the way of his Business as an Apothecary or Druggift.

Quantities which Retailers authorized to sell under Licences.

XLV. And be it further enacted, That, from and after the Fifth Day of *January* One thousand eight hundred and sixteen, any Licence to sell Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead, by Retail, the Duty whereon shall amount to the Sum of Twenty two Pounds or upwards, shall authorize the Person licensed thereby to sell Spirituous Liquors in any Quantity whatever, not greater than Twenty five Gallons at any one time, and no more; and any Licence to sell Spirituous or other Liquors by Retail, the Duty whereon shall be Eleven Pounds only, shall authorize the Person licensed thereby to sell Spirituous Liquors in any Quantity whatever, not exceeding Ten Gallons at any one time, and no more: Provided always, that if any such Person on whose Licence a Duty of Eleven Pounds shall be paid or payable, shall pay such additional Sum or Duty as shall make the whole Duty paid by such Person amount to Fifteen Pounds *British* Currency, such Person shall in such case be authorized to sell Spirituous Liquors in any Quantity not exceeding Twenty Gallons at any one time, and no more.

Persons not licensed to distil, &c. on Commission, selling Spirits in any Quantities.

XLVI. And be it further enacted, That, from and after the Fifth Day of *January* One thousand eight hundred and sixteen, it shall not be lawful for any Person in *Ireland* (other than a licensed Retailer of Spirituous Liquors, or a Distiller who shall be licensed to keep a Still of or under One hundred Gallons Content) to sell any Spirituous Liquors in any Quantity less than Twenty five Gallons, nor for any Person (other than a licensed Distiller) to sell Spirituous Liquors in any Quantity exceeding Twenty five Gallons, and not exceeding Fifty Gallons, nor for any Person (other than a licensed Distiller, Rectifier or Compounder of Spirituous Liquors, or a Person licensed to sell Spirituous Liquors in Quantities not less than Fifty Gallons) to sell Spirituous Liquors in any Quantity greater than Fifty Gallons; and that if any Person not being so respectively licensed as aforesaid, shall sell any Spirituous Liquors in any such Quantities as aforesaid, every such Person respectively shall, for every such Offence, forfeit the Sum of One hundred Pounds.

Penalty.

Persons in Places where Duty 21l. only,

XLVII. Provided always, and be it enacted, That, from and after the said Fifth Day of *January* One thousand eight hundred and sixteen,

teen, it shall and may be lawful for any Person in any Place in *Ireland*, where the Duty on a Licence to retail Spirituous and other Liquors is Eleven Pounds only (such Place not being situate within any Market Town, or within One Mile thereof), to have and obtain at his Desire a Licence to sell Spirituous and other Liquors by Retail, in such Place not being situated as aforesaid, on Payment of the Sum of Seven Pounds only; provided that no such Person who shall be so licensed in such Place, on the Payment of the Sum of Seven Pounds only, shall on any account be entitled to sell or deliver any such Liquors in any Quantity exceeding One Gallon at any one time.

not being in Market Town may obtain Licence to sell not exceeding one Gallon on Payment of 7*l*.

XLVIII. And be it further enacted, That it shall not be lawful for any Person licensed to sell Spirituous or other Liquors by Retail, to receive or have, during the Continuance of such Licence, any Licence to sell Spirits on Commission or otherwise, in Quantities not less than Fifty Gallons; nor for any Person licensed to sell Spirits on Commission or otherwise, in Quantities not less than Fifty Gallons, to receive or have during the Continuance of such Licence, any Licence to sell Spirituous or other Liquors by Retail.

Retailers not to be licensed to sell on Commission, &c.

XLIX. And be it further enacted, That if any Person licensed to retail Spirituous Liquors, shall be desirous to sell Spirituous Liquors, Wine, Beer, Porter or Ale, Cyder or Perry, Metheglin or Mead, in any Hut, Tent or Booth, or in any Street, Road or open Place at any Fair, and shall apply for a Liberty or Permission to do so to any Magistrate of the County or County of a Town or City resident within Five Miles of such Fair; it shall be lawful for such Magistrate to endorse upon the Licence of such Person a Liberty or Permission so to do with the Consent of the Proprietor of the Tolls of such Fair, specifying the Day or Days of the Fair which such Person shall be permitted to sell at.

How Spirit Licences may be made applicable to selling Spirituous Liquors at Fairs;

L. And be it further enacted, That if any Officer of His Majesty's Regular or Militia Forces, commanding any Encampment of Troops, shall recommend any Person licensed to retail Spirituous Liquors for the Sale of either Spirituous Liquors, Wine, Beer, Porter or Ale, Cyder or Perry, Metheglin or Mead, or all or any of them at such Encampment, it shall be lawful for any two Magistrates within their Jurisdiction to endorse on the Licence of such Person so recommended, a Liberty or Permission to sell such Articles as aforesaid, specified in such Recommendation, at such Encampment for One Month, and to order the same to be renewed from Month to Month during the Continuance of such Encampment, and no longer.

or at Encampments of Troops.

LI. Provided, That no such Liberty or Permission so given on the Recommendation of the Commanding Officer of any Encampment shall be of force after such Officer or any other Commanding Officer thereof shall revoke the same, and give Notice in Writing of such Revocation to either of the Two Justices who signed such Liberty or Permission, or to the Collector of Excise, or other Officer in Charge of the Collection of the District.

How such Camp Licences revoked.

LII. And be it further enacted, That as often as any Officer of Excise shall have entered into any Warehouse, Shop, Cellar, Store or other Place belonging to any Dealer in or Retailer of Spirituous Liquors, such Dealer or Retailer, or some Person employed on behalf of such Dealer or Retailer, shall on Demand of any such Officer show or cause to be shown to such Officer the full and entire Quantity

Retailers to declare Stock to Officer on Demand.

tity of Spirituous Liquors in the Custody or Possession of such Dealer or Retailer, and shall give or cause to be given to such Officer a Declaration that the Quantity of Spirituous Liquors so shewn is the full and entire Quantity of Spirituous Liquors in the Custody or Possession of such Dealer or Retailer; and if such Dealer or Retailer, or some Person on his or her behalf shall not on Demand made by any such Officer forthwith shew or cause to be shewn such Quantity of Spirituous Liquors, or shall make any false or untrue Declaration of the Quantity of Spirituous Liquors then being in the Custody or Possession of such Dealer or Retailer, then and in every such of the respective cases aforesaid, such Dealer or Retailer shall forfeit the Sum of Twenty Pounds; and if any Officer of Excise shall discover any Spirituous Liquors in the Custody or Possession of any such Dealer or Retailer which shall not have been duly shewn or declared, then all such Spirituous Liquors shall be forfeited and may be seized, and such Dealer or Retailer shall forfeit the Sum of Ten Shillings for every Gallon of the Spirituous Liquors which shall be so discovered.

Penalty.

Penalty.

Retailers, &c.
to shew and
count Casks
to Officer.

Penalty.

Casks found to
contain any
Thing but
Spirits.

Penalty.

Persons selling
Spirits on which
Duty not paid.

Penalty.

Notice of Penalties
advertised.

Unlicensed
Persons selling.

Penalty.

Onus probandi.

LIII. And be it further enacted, That every Dealer in or Retailer of Spirituous Liquors or Person in his or her Employment who shall shew the Spirituous Liquors of such Dealer or Retailer to any Officer of Excise, shall count all the Casks containing Spirituous Liquors and declare the Number thereof to such Officer, and in case such Dealer or Retailer, or other Person shall refuse or neglect so to do, such Dealer or Retailer shall, for every such Offence, forfeit the sum of Twenty Pounds; and if any of the Casks which shall have been declared or represented to contain Spirituous Liquors, shall be found to be empty or to contain any other Liquor or Thing, save only Spirituous Liquors, every such Cask and the Contents thereof shall be forfeited, and may be seized, and such Dealer or Retailer shall forfeit for every such Cask so found the Sum of Ten Pounds.

LIV. And be it further enacted, That if any Person licensed to sell in any manner Spirituous Liquors shall knowingly receive or have in his or her Custody or Possession, or sell or permit or suffer to be received or sold for his or her Use or Benefit, Account or Profit, or in his or her House or Premises, any Spirits, the full Duties chargeable whereon shall not have been paid, or which shall not have been duly and legally permitted and attended with proper Permits, such Person shall forfeit the Sum of One hundred Pounds, and any Licence before such time granted to such Person shall upon Conviction for such Offence become absolutely void and null; and it shall and may be lawful for the said Commissioners of Inland Excise and Taxes to cause to be inserted in the *Dublin Gazette* and in such Provincial Paper or Papers in *Ireland* as they shall think proper, Notice of the Penalties inflicted for such Offence by this Act, and also from time to time to cause to be inserted in such Gazette and Provincial Papers the Name and Names of all Parties whose Licences shall have become void in consequence of any such Conviction; and if any Person so licensed shall sell any Spirituous or other Liquors after such Licence shall have become void in manner aforesaid, such Person shall be liable to all such Penalties and Forfeitures as are by Law inflicted on Persons selling Spirituous or other Liquors without Licence; and upon the Trial of any Information for the said Penalty the Defendant or Defendants shall be convicted, and the Burden shall be made

by such Defendant or Defendants that the full Duty on such Spirits has been duly paid, and Proof of the Nonpayment of such Duty shall not lie on the Officer or Person prosecuting such Information.

L.V. And be it further enacted, That if any Distiller or other Dealer in Spirits, or any Brewer of Beer, Ale or Porter, shall knowingly sell any Spirits, Beer, Ale or Porter, to an unlicensed Retailer, or to any Person for the Use of an unlicensed Retailer; or if any Person whatever in *Ireland* shall knowingly buy or receive, or permit or suffer to be bought or received for his, her or their Use, any Spirits in any Quantity whatever, the full Duties chargeable whereon shall not have been paid, or any Spirits in any Quantity exceeding One Gallon which shall not have been duly and legally permitted and attended with proper Permits to him, her or them, every such Distiller or Dealer in Spirits or Brewer, or other Person aforesaid, shall, for each and every such Offence, forfeit the Sum of One hundred Pounds to the Use of the Informer or Person suing for the same.

Distillers or Dealers in Spirits selling Spirits to unlicensed Retailers.

Penalty.

L.VI. And be it further enacted, That it shall and may be lawful for any Justice of the Peace and for any Chief or High Constable, and for the Commissioners of Customs and Port Duties, and for the Commissioners of Inland Excise and Taxes in *Ireland*, and for any Officer appointed by or acting under the said Commissioners of Customs or Excise respectively, and every such Justice, Chief or High Constable, and every such Commissioner and Officer, is and are hereby authorized and required from time to time and at all times in the Day Time to enter into and upon any House, Shop, Store Room or other Building, or any Booth or Shed, Hut, Tent, Stall or Place, in which or where any Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead, shall be sold by Retail or on or before which shall be affixed any Board importing that Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder, Perry, Metheglin or Mead, or any of them are sold, and there to demand a View of the Licence for such Sale, and if the Occupier of such House, Shop, Store Room, Building, Booth, Shed, Hut, Tent, Stall or Place, shall not on Demand produce a Licence in force for the Sale by Retail of such Spirituous or other Liquors, all Spirituous and other Liquors which shall be found in or at such House, Shop, Store Room, Building, Booth, Shed, Hut, Tent, Stall or Place, and all Vessels containing the same, and all Vessels used for measuring or drinking the same, shall be forfeited, and the same shall and may be seized by such Justice of the Peace, Chief or High Constable, Commissioner or Officer respectively; and the Occupier of such House, Shop, Store Room, Building, Booth, Shed, Hut, Tent, Stall or Place, shall be deemed an unlicensed Retailer of Spirituous Liquors, and shall be liable to all Penalties to which Persons are subject under this Act, for retailing Spirituous or other Liquors without Licence.

Justices of Peace, &c. may enter Houses and require to see Licences for retailing, and seize Liquors, &c.

Penalty.

Who deemed unlicensed Retailers.

L.VII. And be it further enacted, That it shall and may be lawful for any Magistrate, Justice of the Peace or other Peace Officer or any Officer of the Revenue of Customs or Excise in *Ireland*, to seize and take away, or to destroy, or cause to be seized, taken away or destroyed, all such Spirituous Liquors which shall be hawked about or exposed to sale in any Street, Pathway, Road, Field, or in any Booth, Tent, Stall, Shed or Bulk, or by any Person not licensed to sell the same in such Place, and the Vessels containing the same, and

Magistrates, &c. may seize, &c. Spirits hawked or sold by unlicensed Persons.

and all Vessels and Utensils used for measuring or drinking the same, found therewith, and it shall be lawful for any Magistrate or Justice of the Peace, for the City or Place in *Ireland* wherein such Offence shall be committed, on his or their own View, or on Confession of the Party, or by Proof of such Offence by the Oath of One or more credible Witnesses or Witnesses to convict any Person so offending, and to order him, her or them to be put in the Stocks for the Space of One Hour, and the Justice or Justices by whom such Person shall have been so convicted, shall by Warrant or Warrants under his or their Hand and Seal, or Hands and Seals, commit the Offender or Offenders to Gaol, there to remain for any time not exceeding One Calendar Month from the Day of such Commitment.

Stocks.

Imprisonment.

Selling Spirituous Liquors on Sundays, or Beer, &c. before Two o'Clock on Sundays, &c.

LVIII. And be it further enacted, That no Person in *Ireland* shall sell any Spirituous Liquors by Retail, between the Hours of Twelve of the Clock on *Saturday* Night and Twelve of the Clock on *Sunday* Night, nor shall sell by Retail any Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead on a *Sunday* before Two of the Clock in the Afternoon, except to Inmates or Travellers; and if any Spirituous or other Liquors shall be sold on a *Sunday* contrary to this Act, every Person selling the same, or on whose behalf such Spirituous or other Liquors shall be sold, shall, for every such Offence, forfeit and pay the Sum of Five Pounds, to be paid One Moiety to the Use of the Prosecutor, and the other Moiety to the Churchwardens of the Parish in which the Offence shall have been committed, for the Use of the Poor of such Parish.

Penalty.

Magistrates, &c. may remove Persons drinking after certain Hour.

LIX. And, for preventing drinking at unseasonable Hours, and the harbouring of suspected Persons in Houses where Spirituous or other Liquors shall be sold, be it further enacted, That it shall be lawful for any Magistrate, Chief or High Constable, to enter any House or Place, and to remove all Persons drinking therein, not being Travellers, between the Hours of Twelve of the Clock at Night and Five of the Clock in the Morning, on any Day of the Week, or drinking Spirituous Liquors therein at any Hour whatever on a *Sunday*, or drinking any Liquor whatever therein, before the Hour of Two in the Afternoon on a *Sunday* (not being Inmates or Travellers); and if any Person selling Spirituous or other Liquors by Retail shall not on Demand of Entrance by knocking or otherwise admit such Magistrate, Chief or High Constable into such House, or, after Admittance, shall obstruct any of them in removing Persons drinking therein as aforesaid, such Person upon Proof thereof to the Satisfaction of any Magistrate upon Oath or upon View thereof by such Magistrate, shall forfeit for every such Offence the Sum of Five Pounds *British* Currency, to be paid to the Informer or Prosecutor, and in Default of Payment thereof, the Person so offending shall be committed to Gaol until such Fine shall be paid.

Selling Spirituous Liquors, and not admitting Magistrates, &c.

Penalty.

Imprisonment.

Parishioners may appoint Overseers of Public Houses, and Overseers to have same Powers as Peace Officers.

LX. And be it further enacted, That it shall be lawful for the Parishioners of the several Parishes in *Ireland*, at Vestry assembled, Twice in every Year, or oftener if necessary, to appoint such Number of Persons as to them shall seem meet, to be Overseers of Persons and Houses licensed for Sale of Spirituous or other Liquors within every such Parish respectively, and every Overseer so appointed shall have like Powers and Authorities for keeping the Peace as any Constable or other Officer of such Parish as any Constable or other

Peace

Peace Officer hath or may have by virtue of this Act, and every Person not admitting any such Overseer, shall be subject to the like Penalties as Persons not admitting any Magistrate or High Constable are subject to by this Act; and in case any Overseers shall find any Persons, not being Travellers, drinking therein between the Hours of Twelve at Night and Five in the Morning, on any Day of the Week except *Sunday*, or drinking Spirituous Liquors therein at any time whatever on a *Sunday*, or drinking any Liquor whatever therein at any time before the Hour of Two in the Afternoon on a *Sunday* (not being Inmates or Travellers), any such Overseer may proceed to remove such Persons in such manner as any Magistrate, Constable or other Peace Officer is by this Act empowered so to do; and every such Overseer shall certify under his Hand and Seal to a Justice of the Peace having Jurisdiction within the Place in which such House shall be situate, that Persons were drinking in such House contrary to the Provisions aforesaid, or any of them, and thereupon such Justice shall summon the Party or Parties accused, and unless the Party or Parties summoned shall make it appear to the Satisfaction of such Justice of the Peace, that the Parties found therein were Inmates of the House where they were so found, or Travellers, and as such not prohibited as herein provided from drinking in such House or Place where they were so found, such Certificate shall be conclusive Evidence to subject the Person or Persons licensed for the Sale of Spirituous or other Liquors, to a Penalty of Forty Shillings *British* Currency for the First Offence, and for the Second Offence to a Penalty of Five Pounds *British* Currency; and in Default of Payment of such Penalty, such Justice of the Peace may issue his Warrant for the Distress and Sale of the Goods of the Person or Persons on whom such Penalties shall be imposed; provided, that no Person dealing in Spirituous Liquors shall vote at any such Vestry, nor be appointed an Overseer.

Penalty.
Persons not
Travellers
drinking, Pro-
ceedings.

First Offence.
Second Offence.

Proviso.

LXI. And be it further enacted, That whenever any Justice of the Peace or Chief or High Constable, or any Officer appointed by or acting under the Commissioners of Customs or Excise respectively, shall find any Person drinking in any House, Shop, Storehouse or other Building, or any Booth or Shed, Hut, Tent, Stall or Place in which or where any Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder, Perry, Metheglin or Mead shall be sold by Retail, and the Licence for such Sale shall not upon Demand be produced to such Justice of the Peace, Constable or Officer, according to Law, it shall and may be lawful for such Justice of the Peace, Constable or Officer to apprehend all such Persons so found drinking there; and every such Person so found drinking, shall, upon the View of such Justice, or upon Conviction before any Justice of the Peace, be subject and liable to a Fine or Penalty not exceeding Twenty Shillings, and not less than Five Shillings, in the Discretion of such Justice, One Moiety thereof to be paid to the Informer, and the other Half to the Poor of the Parish where such Conviction shall be had; and if such Conviction shall be had upon the View of the Justice, then the whole of such Penalty shall be paid to the Churchwardens for the Poor of such Parish; and in case such Penalty shall not be paid by the Offender immediately upon Conviction, such Offender shall be committed to Gaol by such

Persons drinking
in unlicensed
Houses appre-
hended and fined
if Licence not
produced.

Penalty.

Imprisonment.

such Justice for any time not exceeding One Calendar Month, in the Discretion of such Justice.

Magistrates to certify Persons twice convicted to Commissioners of Excise.

LXII. And be it further enacted, That every Justice of the Peace, before whom any Person licensed for the Sale of Spirituous Liquors, Wine, Beer, Ale and Porter, Cyder or Perry, Metheglin or Mead, shall be a Second time convicted of entertaining Persons in his or her House not being Inmates of such House, or Travellers, at unseasonable Hours, shall certify under his Hand and Seal to the said Commissioners of Excise, that such Person has so been a Second time convicted, and upon the Receipt of such Certificate, the said Commissioners shall cause the Bond entered into by such Person so licensed to be put in Suit, and such Certificate shall, if produced on any Trial relative to such Bond, be conclusive Evidence of the Breach of the Condition of such Bond.

Buying less than Twenty five Gallons of Spirits or Beer less than Quarter of Barrel in any House not having a Board.

LXIII. And be it further enacted, That if any Person shall buy or obtain for any Consideration given or to be given, any Spirituous Liquors in any less Quantity than Twenty five Gallons in any House in *Ireland*, not having affixed thereon such Board so painted, and in such manner as is prescribed by this Act, or if any Person shall buy or obtain for any Consideration given or to be given, any Beer or Ale, in less Quantity than One Quarter of a Barrel in any House not having affixed thereon such Board so painted and in such manner as by this Act directed (unless such House be the House of a Seller of Bottled Beer, Ale or Porter, or of Bottled Cyder, Perry, Metheglin or Mead, who shall send the same abroad, and shall not sell any to be consumed in his or her House), every such Person shall, for every such Offence, upon being convicted thereof before any Magistrate, upon the Oath of One credible Witness, or by his own Confession, or on the View of such Magistrate, forfeit the Sum of Two Pounds *British* Currency; and in case of Nonpayment thereof, shall be committed to Gaol, there to remain for One Calendar Month, or until the said Penalty shall be paid.

Penalty.

Agreeing to pay Servants or Workmen partly in Money and partly in Spirits.

LXIV. And be it further enacted, That if any Person in *Ireland* shall agree to pay, or shall pay any Journeyman, Workman, Servant or Labourer, or other Person employed by or working under him or her, or under his or her Direction, so much Money for Wages, or any Part thereof, which shall be ordinarily and usually paid for the Work which such Journeyman, Servant, Labourer or other Person shall be employed in, or shall agree to pay or shall pay such Wages partly in Money and partly in or by Spirituous Liquors, or shall set off, stop or deduct all or any Part of the Wages or Hire due to any Journeyman, Workman, Servant or Labourer, for any Spirituous Liquors delivered or sold to or drank by him or her, every such Person so offending shall, for every such Offence, upon being convicted thereof before any Magistrate or Justice of the Peace, forfeit the Sum of Forty Shillings *British* Currency, and every Person giving or procuring Credit to be given for Spirituous Liquors sold or drank as aforesaid, shall forfeit the Sum of Five Pounds *British* Currency.

Penalty.

Penalty.

Paying Servants or Workmen in Public Houses.

LXV. And be it further enacted, That no Person in *Ireland* employing Journeymen, Workmen, Servants or Labourers, shall by himself or herself, or by any other Person, pay any Journeyman, Workman, Servant or Labourer, employed by him or her, the Whole or any Part of the Wages due to such Journeyman, Work-

man, Servant or Labourer, in or at any House in which any Spirituous Liquors, Wine, Beer, Ale, Porter or Cyder, or Perry, Metheglin or Mead shall be sold by Retail, and every Person so offending shall, for every such Offence, upon being convicted thereof before any Magistrate or Justice of the Peace forfeit the Sum of Ten Pounds *British* Currency, and all Payments of all Wages made in manner aforesaid shall be null and void.

Distillers or Dealers in Spirits not to recover from unlicensed Retailers.

LXVI. And be it further enacted, That no Distiller or Dealer in Spirits or any other Person shall be entitled to maintain any Cause, Action or Suit, to recover either in Law or Equity any Sum of Money or Demand for or on Account of any Spirituous or other Liquors sold to any Person selling Spirituous or other Liquors by Retail without Licence in *Ireland*; and in case such Distiller or Dealer in Spirits or other Person shall sell any Spirituous or other Liquors to such unlicensed Retailer knowing him to be such, such unlicensed Retailer may recover back all such Money as he shall have paid for any such Spirituous or other Liquors so sold by Civil Bill or otherwise from such Distiller or Dealer, or other Person.

LXVII. And be it further enacted, [That no Person shall be entitled unto or shall maintain any Cause, Action or Suit for or recover either in Law or Equity, any Sum of Money or Demand for or on account of any Spirituous Liquors sold in *Ireland* in any Quantity less than One Pint at any one time, nor for or on account of any particular Item or Article in any Account or Demand for Spirituous Liquors so sold, where the Quantity shall be less than One Pint;] and in case any Person shall take or receive any Pawn or Pledge from any Person by way of Security for the Payment of any Sum or Sums of Money owing by such Person for Spirituous Liquors, every such Person so offending and being convicted hereof before any Magistrate or Justice of the Peace, shall forfeit the Sum of Forty Shillings *British* Currency for every Pawn or Pledge so taken in or received by him or them, and the Person or Persons to whom any such Pawn or Pledge shall belong, shall have the same remedy for recovering such Pawn or Pledge, or the Value hereof, as if it had not been given as a Pledge.

Taking, &c. Pawns, &c. as Security for Spirits.

Penalty.

[Words in brackets repealed, post. c. 104. § 14. see § 15. of that Act.]

LXVIII. And be it further enacted, That no Person shall have any remedy for or recover any Sum of Money on account of any spirituous Liquors, Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead, sold knowingly to an unlicensed Retailer of spirituous or other Liquors in *Ireland*, nor shall any such unlicensed Retailer have any remedy for or recover from any Person any Sum of Money on account of any Spirituous or other Liquors sold by such unlicensed Retailer; and all Contracts, Bills, Promissory Notes, Bonds or other Writings, given as a Security for the Payment of Debts contracted for any Spirituous or other Liquors so sold to or by an unlicensed Retailer, shall be and are hereby declared to be null and void.

Money for Liquors sold to or by unlicensed Persons not recoverable.

LXIX. And be it further enacted, That it shall and may be lawful for the Commissioners of Inland Excise and Taxes in *Ireland*, or any Three of them, or for the Justices of the Peace assembled at any Quarter Sessions or Adjournment thereof, or the Mayor of the City of *Dublin*, within his Jurisdiction, or any five or more of the Police Magistrates of the District or Division

Commissioners of Excise or Magistrates may annul Licences to Spirit Retailers.

in which such Person shall reside, to annul any Licence granted to any Person or Persons for retailing Spirituous and other Liquors in *Ireland*; and if any Person whose Licence shall be so annulled, on whom a Notice shall have been served, of the same being annulled, signed by such Commissioners, or any Three of them, or by the Justices of the Peace assembled at any Quarter Sessions or Adjournment thereof, or by the Lord Mayor of the City of *Dublin*, within his Jurisdiction, or by such Police Magistrates as aforesaid, shall retail any such Spirituous or other Liquors, every such Person shall be subject to the same Penalties as Persons selling Spirituous or other Liquors without having obtained a Licence for that Purpose are liable to under this Act. [In part repealed, post. c. 104. § 5. see § 6, 7. of that Act.]

Penalties.

Bond of Parties licensed to sell Spirits in Quantities not less than Fifty Gallons.

LXX. And be it further enacted, That no Licence shall be granted to any Person to sell any Spirituous Liquors in any Quantities whatever, not less than Fifty Gallons, unless the Person applying for the same shall have entered into Security by Bond to His Majesty, his Heirs and Successors, in the Sum of Five hundred Pounds, with Two sufficient Sureties in the Sum of Two hundred and fifty Pounds each, which Sureties respectively shall be approved of by the Person granting such Licence, and which Bond the Person granting such Licence is hereby empowered to take for the Use of His Majesty, his Heirs and Successors; conditioned that the Party so to be licensed, shall not sell or deliver out any Spirituous Liquors in any Quantity at one time less than Fifty Gallons; and that such Person so to be licensed shall not sell any Liquors to be used or consumed in his or her House or Premises; and that such Person so to be licensed shall not knowingly receive or sell, or permit or suffer to be received or sold for his or her Use or Benefit, Account or Profit, any Spirits the full Duties chargeable whereon have not been paid, or which shall not have been duly and legally permitted and attended with proper Permits to him or her; and that such Person so to be licensed shall not nor will knowingly sell or deliver any Spirits to any Person selling Spirits by Retail, unless such Person shall be duly licensed thereto: Provided always, that no Person shall be received as a Surety in any such Bond, unless he shall prove upon Oath to the Satisfaction of the Person granting such Licence, that he is an Householder, and worth the Sum in which he shall be Surety, above all his just Debts.

Proof of Surety being Householder.

Brewing Strong Beer, &c. without Licences.

LXXI. And be it further enacted, That if any Person shall brew Strong Beer, Porter or Ale, or Small Beer for Sale, without having taken out such Licence as by this Act is directed, or without having a Licence for that Purpose in force, every such Person or Persons besides forfeiting the Sum of Fifty Pounds, shall forfeit all Coppers, Vessels, Utensils and Materials for Brewing, and all Porter or Strong Beer, or Ale or Small Beer found in the Possession of such Person, which accordingly shall and may be seized by any Officer of Excise.

Penalty.

Bond entered into by Brewers.

LXXII. And be it further enacted, That no Licence shall be given to any Person to brew Strong Beer, Porter or Ale, or Small Beer for Sale, unless such Person shall have first entered into a Bond to His Majesty, his Heirs and Successors, in the Sum of Two hundred Pounds, with Two sufficient Sureties in the Sum of One hundred and fifty Pounds each, which Sureties respectively shall be approved of by the Person granting such Licence, and which Bond the Person granting such Licence is hereby empowered to take for the Use of His Majesty, his Heirs and Successors; conditioned that the Party so to be licensed, shall not sell or deliver out any Spirituous Liquors in any Quantity at one time less than Fifty Gallons; and that such Person so to be licensed shall not sell any Liquors to be used or consumed in his or her House or Premises; and that such Person so to be licensed shall not knowingly receive or sell, or permit or suffer to be received or sold for his or her Use or Benefit, Account or Profit, any Spirits the full Duties chargeable whereon have not been paid, or which shall not have been duly and legally permitted and attended with proper Permits to him or her; and that such Person so to be licensed shall not nor will knowingly sell or deliver any Spirits to any Person selling Spirits by Retail, unless such Person shall be duly licensed thereto: Provided always, that no Person shall be received as a Surety in any such Bond, unless he shall prove upon Oath to the Satisfaction of the Person granting such Licence, that he is an Householder, and worth the Sum in which he shall be Surety, above all his just Debts.

such Licence, conditioned that such Brewer shall not use any raw Condition of
or unmaltd Corn, nor any Vitriol, Quassia, Coculus Indicus, Grains Bond.
of Paradise, Guinea Pepper, Opium, or any other Ingredient what-
soever, which shall possess any deleterious or unwholesome Quality
in Brewing any Strong Beer, Porter, Ale or Small Beer, and shall
not let out to hire, or lend any Brewhouse, Brewing Pan or Utenfil
for brewing, for the Purpose of brewing Beer, Porter or Ale, or
suffer any Person to use the Brewhouse of such Person, or any
brewing Pan or other Utenfil for brewing therein.

LXXIII. And be it further enacted, That if any Person licensed Lending, &c.
to brew Strong Beer, Porter or Ale or Small Beer for Sale, shall Brewhouse, &c.
let out to hire or lend any Brewhouse, Brewing Pan or Utenfil for or Utenfils.
brewing, for the Purpose of brewing Strong Beer, Porter, or Ale
or Small Beer, or shall suffer any Person to use his or her Brew-
house, or any Brewing Pan or other Utenfil for brewing therein,
every such Person so letting out to hire, or lending or suffering to
be used, any such Brewhouse, Brewing Pan or Utenfil, and the
Person to whom the same shall be let out to hire or lent, or by whom
the same shall be used, shall respectively forfeit the Sum of Ten Penalty.
Pounds, and every Brewing Pan or other Utenfil which shall be so
let, lent or used shall be forfeited and may be seized; and it shall
and may be lawful for the Person or Persons so letting out to hire,
or lending or suffering to be used any Brewhouse, Brewing Pan or
Utenfil, or for the Person or Persons to whom the same shall be let
out to hire or lent, or who shall make use of the same, as the case
may be, if summoned as a Witness on the Part of the Informer (or
if the Person or Persons so letting out to hire or lending such
Brewhouse, Brewing Pan or Utenfil, or the Person or Persons to
whom the same shall be so let out to hire or lent, or by whom the
same shall be used, shall be the Informer or Informers), to give Evi- Evidence.
dence upon the Trial of any Suit upon any such Bond, or any In-
formation for any such Penalty or Forfeiture; and in case of
Judgment upon any such Bond, or Conviction upon such Informa-
tion, the Person or Persons so giving Evidence shall be discharged
of and from the Penalties by him or her incurred.

LXXIV. Provided always, That it shall and may be lawful to Licensed Brew-
and for the Commissioners of Inland Excise and Taxes in *Ireland*, or ers may lend to
any Three of them, upon Application made to them for that Pur- each other, with
pose, to authorize any such licensed Brewer to let out to hire or Consent of
lend his, her or their Brewhouse, Brewing Pan or Utenfils for brew- Commissioners
ing to any other Person being duly licensed to brew Strong Beer, of Excise.
Porter or Ale, or Small Beer for Sale, and to suffer the same to be
used by such Person; any thing hereinbefore contained to the con-
trary notwithstanding; and such Brewer so letting to hire, or
ending or suffering to be used his, her or their Brewhouse, Brew-
ing Pan or Utenfils for brewing, with the Consent of the said
Commissioners, or any Three of them, shall not for so doing be
deemed guilty of a Breach of the Condition of his, her or their Bond,
or shall either of the Parties be liable to the aforesaid Penalty of
Ten Pounds.

LXXV. And be it further enacted, That it shall and may be Collectors to
lawful for the several Collectors of Excise, or other Persons, who receive Amount
all take any Bonding Law required to be entered into, to receive of Stamp Duties
the Use of His Majesty the Amount of the Stamp Duty on such on Bonds.

Bond, if such Collector or other Person shall have supplied the stamped Paper for such Bond, and the Party entering into such Bond is hereby required and directed to pay the Amount of such Stamp Duty to such Collector or other Person.

Hawkers and Pedlars previous to being licensed to give Notice of Business to Person empowered to licence, who shall keep Account thereof.

LXXVI. And be it further enacted, That no Licence shall be given to any Person as a Hawker, Pedlar or Petty Chapman, or other trading Person going from Place to Place in *Ireland*, travelling either on Foot or with a Horse or other Beast of Burthen, or otherwise carrying to sell, or exposing to sale, any Goods, Wares or Merchandize, or to any travelling Tinker, or Caster of Iron and Metal, or to any Person hawking about Tea or Coffee for Sale, unless such Hawker, Pedlar or Petty Chapman shall at the time of applying for such Licence, declare to the Person, to whom such Hawker, Pedlar or Petty Chapman shall apply, his or her Name or Names, Age, and Place and Places of Abode, and also how and in what manner such Hawker, Pedlar or Petty Chapman intends to hawk, travel and trade, whether on Foot, or with One Horse, or how many Horses or other Beast or Beasts of Burthen, and whether with One or more and how many Servant or Servants, or Person or Persons employed in carrying the Goods of such Hawker, Pedlar or Petty Chapman, and if any such Declaration or any Part thereof shall be false or untrue, the Party making the same shall forfeit the Sum of Twenty Pounds, and the Person granting such Licence is hereby required to insert in such Licence, or to indorse thereon, the Age, Place or Places of Abode, and particular Description of such Hawker, Pedlar or Petty Chapman, to whom and the Date when such Licence shall be granted, and no such Licence shall be valid or be deemed a Licence within the meaning of this Act, unless such Indorsement thereon, or Entry therein shall be respectively made in manner aforesaid, or if any such Indorsement or Entry shall be made in consequence of any such false or untrue Declaration as aforesaid.

Penalty.

Goods carried or sold by Hawkets without Licence forfeited; Hawker not producing Licence.

LXXVII. And be it further enacted, That all Goods, Wares and Merchandize in respect whereof, or of any of them, any Person or Persons is or are required to take out a Licence which shall be carrying or carried about for Sale, or sold or exposed to sale by any Person who shall not have a Licence, or who shall not on Demand of any Justice of the Peace or any Officer of Excise, produce a Licence in Force shall be forfeited and may be seized by any such Justice or Officer; and if any Hawker, Pedlar or Petty Chapman, or other Person shall not on Demand of any Peace Officer, or Officer of Excise, produce or shew immediately unto such Officer demanding the same, his or her Licence or Licences for trading in Force, every such Hawker, Pedlar, Petty Chapman or other Person being thereof duly convicted before any One of His Majesty's Justices of the Peace for the County or Place in which such Offence shall be committed, shall forfeit the Sum of Forty Shillings, to be levied by Distress and Sale of the Offender's Goods, by Warrant under the Hand and Seal of any such Justice of the Peace, and the same to be paid to the Informer, and for Nonpayment thereof, such Offender shall be committed to the Common Gaol or House of Correction for any time not exceeding Three Weeks, nor less than Ten Days.

Penalty.

Imprisonment.

Proviso for Persons (except Tinkers, &c.) selling Articles

LXXVIII. Provided always, and be it enacted, That nothing in this Act contained shall extend or apply to any Person or Persons (other than hawkers and pedlars, tinkers, casters of iron and metal)

from carrying abroad, exposing to Sale and felling any Goods or Wares made or manufactured by him or her, or his or her Husband, or Wife, or Child, or Apprentice, Journeyman or Journeymen, Master or Mistress, at any Public Fair, Market, or elsewhere; nor to prevent any Cooper, Glazier, Plumber, Tinker or Harness Maker, from going about in order to exercise their proper Trades, or from carrying with him or them proper Materials for exercising the same; nor to prohibit any Person or Persons from carrying about manufactured or unmanufactured Wool, Woollen or Worsted Goods, or from exposing the same to Sale in any Fair, Market, or other Place; nor to prohibit or restrain any Person or Persons from felling or exposing to Sale in any Place or Places whatsoever, any Flax, Tow, Hemp, Flaxen Yarn or Thread, or any Manufacture or Article made in *Ireland* of Flax or of Cotton, or of both, or either mixed or unmixed, so as such Person or Persons shall not at the same time carry or expose to Sale any other Goods, Wares or Merchandize, other than such as they are hereby allowed to carry and expose to Sale respectively.

LXXIX. And be it further enacted, That if any Question shall arise whether any Goods, Wares or Merchandize, seized by virtue of this Act, are of the Growth or Manufacture of *Ireland*, the Proof that they were of such Growth or Manufacture shall lie upon the Owner or Claimer of such Goods, and not on the Officer who shall seize the same. Onus probandi.

LXXX. Provided also, and be it enacted, That this Act or any thing herein contained shall not extend or be construed to extend, to give any Power for licensing any Hawker, or Pedlar, or Petty Chapman, to sell or expose to Sale any Wares or Merchandize in any City, Borough, Town Corporate or Market Town in *Ireland*, otherwise than such Hawker, Pedlar or Petty Chapman might have done before the passing of this Act; any thing herein contained to the contrary notwithstanding. Act not to prejudice Corporations, &c.

LXXXI. And be it further enacted, That all and every Person and Persons who shall convey Goods, Wares or Merchandize in respect whereof Hawkers, Pedlars or Petty Chapmen would under the Provisions of this Act require to be licensed, and shall sell and expose the same in Shops, Rooms, Warehouses or other Places in Cities, Towns and Places where they are not usually resident, and all and every Person and Persons who shall carry and convey such Goods, Wares or Merchandize, to Public Streets and Places in the Cities, Towns Corporate and other Places in *Ireland*, where they respectively reside, not adjoining to their Dwelling Houses or other Apartments, and shall sell and expose the same to Sale, upon Stalls, Stands, Sheds, Booths, Bulks or other Places, and also Persons under the Denomination of Leather Sellers or Leather Cutters, who hawk about from Town to Town, or sell or expose in Cities or Towns Corporate, and in Fairs, Markets or other Places, any Parcel or Parcels of Leather in Booths, Stalls, Standings or otherwise, and all and every Person and Persons who shall in any Place in *Ireland*, except in the City of *Dublin* or within Five Miles thereof, hawk about old Cloaths, or sell or expose to Sale old Cloaths, in any Stall, Shed, Booth, Shop, or other Place, shall be deemed Hawkers, Pedlars or Petty Chapmen, and shall be subject and liable to all and every Selling elsewhere than within own House deemed Hawkers.

every the Provisions, Penalties and Forfeitures by Law enacted or to be enacted respecting Hawkers, Pedlars, or Petty Chapmen.

Hawkers and Pedlars to pay further Duty for each Person or Horse employed.

Licences what to contain.

LXXXII. And be it further enacted, That every Hawker, Pedlar or Petty Chapman, who shall employ any other Person (not being his Wife) in Company with such Hawker, Pedlar or Petty Chapman, to carry any Boxes, Bundles, or Parcels of Goods, Wares or Merchandize, shall, on applying for a Licence, pay the further Duty by this Act granted for and in respect of every such Person; and every Hawker, Pedlar or Petty Chapman who shall use any Horse or other Beast or Beasts of Burthen, shall also, on applying for a Licence, pay the further Duty by this Act granted, for or in respect of each such Horse or other Beast of Burthen; and in every such Licence respectively shall be mentioned and set forth the Number of Persons, Horses or other Beasts of Burthen, which such Hawker, Pedlar or Petty Chapman shall so employ or use, as the case may be; and every Hawker, Pedlar or Petty Chapman, who shall so employ or use any greater Number of Persons or Horses, or other Beasts of Burthen, than the Number which shall be so mentioned and set forth in such Licence, shall be subject and liable to all and every the Penalties and Forfeitures by this Act inflicted upon Hawkers, Pedlars and Petty Chapmen, trading without Licence.

Hawkers lending Licence.

LXXXIII. And be it further enacted, That if any Licence to any Hawker, Pedlar, Petty Chapman, or other trading Person shall be lent to any Person, or be used by any Person, other than the Person to whom the same shall be granted, such Licence from thenceforth shall be void and of no effect, and all Goods, Wares and Merchandize, found in the Possession of the Person using the same shall be forfeited, and may be seized by any Justice of the Peace or any Officer of Excise.

Penalty.

Penalties not exceeding 20l. how recovered.

LXXXIV. And be it further enacted, That whenever any pecuniary Penalty or Forfeiture not exceeding Twenty Pounds *British* Currency shall be incurred under the Provisions of this Act, it shall and may be lawful for any Justice of the Peace in *Ireland* within his Jurisdiction to hear and determine any Information or Complaint for the Recovery of any such Penalty, and also to hear and determine any Complaint or Information for Recovery of any Penalty against any Person for having sold any Spirituous Liquors, Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead, by Retail, without Licence, or for dealing in, retailing, making, manufacturing or keeping for Sale or exposing to Sale any of the respective Articles or Things in this Act mentioned, or for carrying on any Business, Trade, Occupation or Calling for which a Licence is by this Act required, without having taken out such Licence respectively, and having the same in force, and in every such respective case and cases, to convict the Party offending on his or her own Confession, or on the Oath of any One credible Witness; and such Justice of the Peace is hereby authorized and required, upon Complaint or Information made in that behalf within Three Months after the Offence committed, to summon the Party accused, and also the Witnesses or Witnesses on either Side; and if upon the Confession of the Party accused, or Examination of any Witness or Witnesses on Oath, which shall be taken in the presence of the Justice, such Party shall be convicted of the Offence, and the same may be proved in such manner as shall be hereby required, to award and issue out a Warrant

under his Hand and Seal for levying the Penalty or Forfeiture incurred on the Goods of the Offender, and to cause Sale to be made thereof in case the same shall not be redeemed within Six Days, rendering to the Party the Overplus (if any) after Payment of the Penalty, and after deducting the Expence of such Sale, and for Want of sufficient Distress, it shall be lawful for such Justice, and he is hereby required to commit such Offender to Gaol until such Penalty or Forfeiture shall be paid; and if any Person shall find himself or herself aggrieved by the Judgment of the said Justice, then such Person shall and may complain or appeal to the Justices of the Peace at the next General Quarter Sessions for the County which shall be held after Fourteen clear Days from the Day when such Conviction shall have been made in the District in which such Offence shall have been committed if such County shall be divided into Districts, or if not so divided, then at the General Sessions of the County, or County of a Town or City, which shall happen next after Fourteen clear Days after such Conviction shall have been made, of which Appeal Notice in Writing shall be given to the adverse Party Ten clear Days previous to the First Day of such Quarter Sessions respectively; and such Justices are hereby empowered to summon and examine Witnesses upon Oath, and finally to hear and determine the Complaint or Appeal; and in case the Conviction of the Party shall be affirmed, such Justices shall issue Warrants for levying the Penalty or Forfeiture as aforesaid, and also for levying on the Goods of the Appellants such Sum, not exceeding Forty Shillings, as the said Justices shall appoint for the Costs of such Appeal, to be paid to the Informer; and where any such pecuniary Penalty or Forfeiture shall exceed the Sum of Twenty Pounds, the same may be sued for and recovered by any Person who shall sue for the same, by Action of Debt, Bill, Plaint or Information, or by Civil Bill, in any of the Courts of Record in Dublin, or at the Quarter Sessions of the Justices of the Peace, or at the Assizes, in any County, or County of a Town or City, in Ireland, and it shall be lawful for the Court before whom any such Penalty shall be recovered, to order the Offender to be committed to Gaol in case of Nonpayment thereof, there to remain until such Fine or Forfeiture be fully paid and satisfied.

Imprisonment.

Appeal.

Notice.

Penalties exceeding 20l. how recovered.

Imprisonment.

LXXXV. And be it farther enacted, That it shall and may be lawful for any Justice of the Peace or other Magistrate to summon any Person to appear before him to give Evidence for any Offence under this Act; and if any Person who shall be summoned as a Witness for the Purpose aforesaid, shall neglect or refuse to appear to such Summons, or, appearing, shall refuse to give his or her Testimony, every such Person shall, for every such Neglect or Refusal, forfeit the Sum of Ten Pounds *British* Currency, and in case of Nonpayment thereof, such Justice or Magistrate shall issue a Warrant under his Hand and Seal to levy such Sum by Distress and Sale of the Goods and Chattels of such Person, and for want of Effects sufficient to answer such Sum, shall issue a like Warrant to commit the Person so offending, to the House of Correction or County Gaol until Payment of the said Sum or Penalty.

Magistrates may summon Witnesses, who not appearing, or refusing to give Evidence.

Penalty

Imprisonment.

LXXXVI. And be it farther enacted, That it shall and may be lawful for any Justice of the Peace within his Jurisdiction to administer any Oath or Oaths prescribed or required by this Act.

One Justice may administer Oaths.

Justices to certify to Clerks of Peace when Conditions of Bonds violated.

LXXXVII. And be it further enacted, That if any Justice of the Peace in *Ireland* shall certify to the Clerk of the Peace, by sending the Record of the Conviction, that Proof has been made before him that any Condition in any of the Bonds hereinbefore required, to be entered into by any Person licensed to sell Spirituous Liquors, Wine, Beer, Ale, Porter, Cyder or Perry, Metheglin or Mead, has been violated, specifying such Condition and the Violation thereof; such Clerk of the Peace shall thereupon transmit such Certificate, together with a Copy of the Conviction, and the Bond of the Person offending to the Commissioners of Inland Excise and Taxes in *Ireland*, and the said Commissioners shall forthwith put or cause such Bond to be put in Suit.

Magistrates neglecting to enforce Provisions of Act. Penalty.

LXXXVIII. And be it further enacted, That any Justice of the Peace or Magistrate in *Ireland* who shall neglect or refuse in any Instance to carry this Act into Execution upon a proper Application made to him, shall forfeit the Sum of One hundred Pounds *British* Currency, for every such Neglect or Refusal, to be recovered by Action of Debt, Bill, Complaint or Information, in any Court of Record in *Ireland*, by the Person who shall have made such Application, in which no Essoin, Protection, Wager of Law, nor more than One Imparance shall be allowed, the Money recovered by such Action to be applied to the Use of the Person suing for the same.

Proceedings not removable by Certiorari, &c.

LXXXIX. And be it further enacted, That no Conviction made or alleged to be made by any Justice or before any Justices of the Peace at the Quarter Sessions, nor any Sentence or Order given or made, or alleged to be given or made by any such Justice or Justices under or by virtue of this Act, shall be removed by Writ of *Certiorari*, out of the County, City, Town or Place, wherein such Conviction or Proceeding shall have been had or made into any Court whatsoever, and that no Writ of *Certiorari* shall supersede Execution or other Proceedings upon any Conviction, Order or Sentence made or given in pursuance of this Act, but that Execution and other Proceedings shall be had and made thereupon, any such Writ of *Certiorari* or Allowance thereof notwithstanding.

Appeal by unlicensed Spirit Retailer not to stay Execution unless Security given to abide Event of Appeal.

XC. And be it further enacted, That where any Person shall be convicted of any Offence against this Act, as an unlicensed Retailer of Spirituous or other Liquors, no Appeal to be brought by any such Person shall stay or prevent the Execution of any Warrant or Process for the distraining of any Goods or Chattels in the Use, Custody or Possession of such Person, or for the Committal of such Person, unless and until such Person shall with Two sufficient Sureties have entered into Bond to His Majesty, his Heirs and Successors, in a penal Sum equal to double the Amount of the Fine or Penalty so incurred, conditioned to pay the said Penalty so imposed in case the Judgment of Conviction for the same shall be wholly affirmed, with all Costs attending such Appeal; and if only affirmed in Part, then conditioned to pay so much of the said Penalty and Costs as aforesaid, as such Person shall, on such Appeal, be adjudged to have forfeited, which Bond shall be entered into before the Clerk of the Peace, if the Conviction shall be had before a Justice of Peace; and if such Conviction shall be had before the Commissioners of Inland Excise and Taxes, or their Sub Commissioners, then such Bond shall be entered into before the Collector of Excise, or other Officer in charge of the District in which such Conviction shall be had, and the Person

Person tendering any such Appeal shall lodge the Certificate of such Collector or other Officer of having taken such Bond with the Register of the Commissioners of Appeals before such Appeal shall be received, in case the Conviction shall be had before the said Commissioners of Excise, or their Sub Commissioners, and which Certificate every such Collector or other Officer before whom such Bond shall be entered into, is hereby authorized and required to give without Fee or Reward.

XCI. And be it further enacted, That upon any Information, Action, Suit or Prosecution, for the Recovery of any Fine, Penalty or Forfeiture under this Act, and on any Trial or Proceeding on such Information, Action, Suit or Prosecution, the Informer or Prosecutor shall in all cases be a competent Witness.

Informers, &c. competent Witnesses.

XCII. And be it further enacted, That every Fine or Penalty of or under Ten Pounds, which shall be imposed under the Authority of any Justice of the Peace under this Act, shall be applied, deducting the Expences of levying the same, as to One Half thereof, to the Informer, and as to the other Half, to the Churchwardens of the Parish wherein the Offence for which such Fine or Penalty shall be imposed shall have been committed, for the Use of the Poor of such Parish.

Application of Penalties of or under 10l. imposed by Justices of Peace.

XCIII. And be it further enacted, That it shall and may be lawful for the Commissioners of Inland Excise and Taxes in *Ireland*, or any Three of them, to abate, reduce or mitigate any Fine, Penalty or Forfeiture, which shall at any time be imposed under the Authority of any Justice of the Peace under this Act; any thing in any Act to the contrary notwithstanding: Provided, that every such Abatement, Reduction and Mitigation shall be under and subject to all such Rules and Regulations as, by any Act or Acts now or hereafter to be in force in *Ireland*, any Fine, Penalty or Forfeiture, incurred for any Offence against any Act or Acts relating to the Revenue of Excise, shall or may be abated, reduced or mitigated.

Commissioners of Excise may abate Fines imposed by Magistrates subject to Approbation of Treasury.

XCIV. And be it further enacted, That if any Person who shall take any Oath or make any Affirmation by this Act required to be taken or made, shall wilfully or knowingly swear or affirm falsely therein, any such Person being duly convicted thereof shall suffer the Pains and Penalties to which Persons guilty of wilful or corrupt Perjury are or shall be subject by any Law in force in *Ireland*; and if any Person shall corruptly procure or suborn any other Person or Persons to swear or affirm falsely in any such Oath or Affirmation, any such Person being duly convicted of such procuring or suborning shall, for every Offence, incur and suffer such Penalties, Forfeitures, Pains and Disabilities as Persons convicted of Subornation of Perjury are respectively liable unto by any Law in force in *Ireland*.

Perjury.

Subornation of Perjury.

XCv. And be it further enacted, That all and every the Fines, Penalties and Forfeitures which shall be incurred under this Act, shall be paid and payable and received and receivable in *British* Currency, and that such Part, Share and Proportion as shall be payable to His Majesty, his Heirs and Successors, of any Fine or Penalty which shall be incurred under this Act, and which shall be imposed by any Justice of the Peace in *Ireland*, shall, within One Calendar Month next after the same shall be levied or received, be paid by the Justice of the Peace or other Person by whom the same shall have been levied or received, to the Collector of Excise of the District in which the Offence was committed; and if any such Justice of the

Penalties to be paid in British Currency, and King's Share paid over by Justice to Collector of Excise.

Penalty.

Justices of Counties may act in Counties of Cities (save Dublin) on Offences for selling Spirituous Liquors without Licence.

Limitation of Actions.

General Issue.

Treble Costs.

Form of Conviction.

the Peace or other Person shall neglect or omit so to pay over the same, he shall, for every such Offence, forfeit and pay a Sum equal to double the Sum which shall be so omitted to be paid over.

XCVI. And be it further enacted, That all Justices of the Peace for any County in *Ireland* adjoining to or within which any County of a City is situated, shall be empowered, and they are hereby authorized and enabled to act in such County of a City (save and except the City and County of the City of *Dublin*), as fully to all Intents and Purposes as if they were Magistrates within such County of a City, so far only as shall relate to convicting and levying the Penalties inflicted by this Act on all Persons who shall sell Spirituous or other Liquors without Licence in *Ireland*, contrary to the Intent and Meaning of this Act.

XCVII. And be it further enacted, That in case any Action or Suit shall be brought or commenced against any Person or Persons for any Matter or Thing by him or them done or executed by virtue of or in pursuance of this Act, such Action or Suit shall be commenced within Three Months next after the alleged Cause of Action shall accrue, and shall be laid in the proper County where such alleged Cause of Action shall have arisen or begun; and the Defendant or Defendants in such Action 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 of and by the Authority of this Act; and if a Verdict shall pass for the Defendant or Defendants, or the Plaintiff or Plaintiffs shall become nonsuited, or discontinue his, her or their Action or Prosecution, or Judgment shall be given against him, her or them upon Demurrer or otherwise, then such Defendant or Defendants shall have Treble Costs awarded to him, her or them, against such Plaintiff or Plaintiffs.

XCVIII. And be it further enacted, That the Justice of the Peace before whom any Offender shall be convicted of any Offence under this Act shall cause the said Conviction to be made out in Manner and Form following, or in any other Form of Words to the like Effect *mutatis mutandis*; which Conviction shall be good and effectual to all Intents and Purposes, without setting forth the Evidence or stating the case, in any more particular manner; that is to say,

BE it remembered, That on the _____ Day of _____ in the Year of our Lord _____ A. B. of _____ in the County of _____ [or, County of the City or Town of _____ as the case may be], was convicted before me C. D. One of His Majesty's Justices of the Peace for the said County of _____ [or, County of a City _____] for that the said A. B. on the _____ Day of _____ now last past, at _____ in the said County of _____ did, [here state the Offence] contrary to the Statute in that case made and provided; and I do therefore adjudge the said A. B. to have forfeited the Sum of _____ British Currency. Given under my Hand and Seal the _____ Day of _____

Conviction returned to Clerk of Peace.

Which Conviction such Justice shall cause to be written fairly upon parchment, and returned within Ten Days from the date of such Conviction to the Clerk of the Peace for the County, or City, or Town...

a City, or County of a Town [*as the case may be*], or Place where such Conviction was made, to be filed by him, and to remain and be kept among the Records of the same County or Place; and if any such Justice shall neglect or omit so to do, he shall, for every such Neglect or Omission, forfeit Ten Pounds.

Penalty.

XCIX. And be it further enacted, That any Warrant to be issued by such Justice of the Peace for levying any Penalty under any such Conviction from the Goods of such Offender, shall be in the Form following, or in some other Form of Words to that or the like Effect; which Form shall be good and valid to all Intents and Purposes; that is to say,

Form of Warrant for levying Penalties.

County of } To M. and N. and each of them, and their and each of
to wit. } their Assitants.

‘ WHEREAS on the Day of now last past,
‘ E. F. of was duly convicted before me C. D. One
‘ of His Majesty’s Justices of the Peace for the said County of
‘ , for that he, [*or, she,*] on the Day of
‘ then last past, at in the said County of or, Coun-
‘ ty of the City or Town of [*as the case may be*], did [*here*
‘ *set out the Offence*], and thereupon the said E. F. hath become
‘ liable to a Fine or Penalty of British Currency; I do
‘ therefore by these Presents authorize and command you and each
‘ of you to take into your Possession the Goods of the said E. F. or
‘ a Sufficiency thereof for levying the said Sum thereout, wherever
‘ you shall find the said Goods in the County aforesaid; and if the
‘ said Goods shall not be redeemed by the Payment of the said
‘ Sum within Six Days from the Day of taking the same, you
‘ are by Public Sale thereof to levy the said Sum, rendering
‘ to the said E. F. the Overplus, if any; and the said Sum so levied
‘ you shall bring to me without Delay, to be disposed of accord-
‘ ing to Law. Given under my Hand and Seal this Day
‘ of .’

And if Goods sufficient cannot be found to answer such Penalty, a Warrant shall be thereupon issued for committing such Offender or Offenders, and the same shall be in the same Form as the said Warrant last mentioned to the Words, ‘ I do therefore by these Presents;’ which Words and all from thence to the Words, ‘ disposed of according to Law’ inclusive, shall be omitted, and this Form following, or some other Form of Words to that or the like Effect, shall be inserted in their Places; to wit,— ‘ And Whereas on the Day of a Warrant was issued to levy the said Sum from the Goods of the said Offender, and such Goods could not be found sufficient to answer the said Sum; I do therefore hereby authorize and command you and each of you to take the Body of the said B. F. wheresoever you shall find him in the said County, and bring him before me the said C. D. or any other Magistrate of the said County:’

Form of Warrant of Committal.

And the Form of Committal for committing any such Offender to Prison shall follow the Form of such Warrant, save only that the Directions thereof shall be to the proper Gaoler; and that from and after the Words, ‘ I do therefore hereby authorize and command you, there shall follow these Words, ‘ to receive into your Custody’

Form of Committal.

‘ Custody the Body of the said *E. F.* and him [*or her*] safely to
 ‘ keep for _____ from the Date hereof, unless the
 ‘ said Sum shall be sooner paid. Given under my Hand and Seal
 ‘ this _____ Day of _____ ;’

And each and every of the said Forms, or any Form of Words to the like Effect respectively, shall be good and valid in Law to all Intents and Purposes.

Form of Warrants.

C. And be it further enacted, That if any such Conviction as aforesaid shall be affirmed at the Sessions, the Warrant or Warrants, Committal or Committals, for carrying the same into Execution, shall be granted by the Justice or Justices so affirming the same, or any of them, and shall be in the Forms here following respectively, or some other Form of Words of the same Import respectively ;

County of } ‘ To *M.* and *N.* and each of them, their and each of their
 to wit. } ‘ Assistants.

‘ **W**HEREAS on the _____ Day of _____
 ‘ _____ in the Year _____
 ‘ *E. F.* was duly convicted before a Justice of the
 ‘ Peace for the said County, for that he [*or she*] on the
 ‘ _____ Day of _____ then last past, at
 ‘ _____ in the said County of _____
 ‘ did [*here set out the Offence*], and there-
 ‘ upon the said *E. F.* became liable to a Fine or Penalty of
 ‘ _____ *British* Currency: And Whereas the said *E. F.* appealed
 ‘ from the said Conviction to the Sessions which hath affirmed the
 ‘ same, with _____ Costs, making together with
 ‘ the said Fine or Penalty the Sum of _____
 ‘ These are therefore to authorize and command you and each of
 ‘ you to take into your Possession the Goods of the said *E. F.* or a
 ‘ Sufficiency thereof for levying the said last mentioned Sum there-
 ‘ out, wherever you shall find the said Goods in the County afore-
 ‘ said; and if the said Goods shall not be redeemed by the Payment
 ‘ of the said Sum within Six Days from the Day of taking the
 ‘ same, you are by Public Sale thereof to levy the said Sum, ren-
 ‘ dering to the said *E. F.* the Overplus (if any); and the said Sum
 ‘ so levied you shall bring to us, or to One of us, [*or to me, as*
 ‘ *the case may be*] without Delay, to be disposed of according to
 ‘ Law. Given under our Hands and Seals [*or my Hand and Seal*]
 ‘ this _____ Day of _____ ;’

And if Goods sufficient cannot be found to answer such Penalty, and a Warrant shall thereupon be issued for committing such Offender or Offenders, the same shall be in the same Form as the said Warrant last mentioned, to the Words ‘ these are therefore to authorize and command you ;’ which Words and all from thence to the Words ‘ disposed of according to Law’ inclusive, shall be omitted, and this Form following, or some other Form of Words to that or the like Effect, shall be inserted in their Place; to wit,— ‘ And

Form of Warrant of Committal.

‘ Whereas on the _____ Day of _____ a Warrant
 ‘ was issued to levy the said Sum from the Goods of the said
 ‘ Offender, and such Goods could not be found sufficient to answer
 ‘ the said Sum, We [*or I*] do therefore hereby authorize and com-
 ‘ mand you and each of you to take the Body of the said _____
 ‘ _____

' wheresoever you shall find him in the said County, and bring him before us [or me]:'

And the Form of Committal for committing any such Offender to Prison shall follow the Form of such Warrant, save only that the Direction thereof shall be to the proper Gaoler; and that from and after the Words, ' We [or I] do therefore hereby authorize and command you' there shall follow these Words, ' to take into your Custody the Body of the said E. F. and him [or her] safely to keep from the Date hereof, unless the said Sum shall be sooner paid. Given under our Hands and Seals [or my Hand and Seal] this Day of

Form of Committal.

And each and every of the said Forms, or any Form of Words to the like Effect respectively, shall be good and valid in Law to all Intents and Purposes.

CI. And be it further enacted, That every Clerk of the Peace in Ireland shall within One Calendar Month after any such Conviction shall have been returned to his Office, furnish to the Collector of Excise or other Officer in Charge of the District in and for the County in which such Conviction shall have been made, a Copy of such Conviction signed by himself, for which he shall receive from such Collector or other Officer in Charge as aforesaid the Sum of One Shilling and no more; and every such Collector or other Officer in Charge shall forthwith transmit such Copy so signed to the said Commissioners of Excise and Taxes; and if any such Clerk of the Peace or Collector, or other Officer in Charge as aforesaid, shall neglect or omit so to do respectively, he or they shall, for every such Offence, forfeit the Sum of Ten Pounds.

Clerk of Peace to send Copies of Conviction to Collectors of Excise, who shall transmit them to Commissioners.

Penalty.

CII. And be it further enacted, That the several Duties by this Act and the Schedule hereunto annexed granted and made payable, and all Penalties and Forfeitures under this Act, shall and may be raised, levied, collected, paid, sued for and recovered in the same 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, levying, collecting, paying, managing and levying of any Duties 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 of the Excise or New Impost 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 the several and respective Acts in force in Ireland relating respectively to the several and respective Duties in the Schedule to this Act mentioned and expressed, or in and by any other Act or Acts which may be in force in Ireland, relating to the Revenues of Excise and Customs, or either of them, as fully and effectually to all Intents and Purposes as if the same 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 Acts, or any of them, or any other Act

Jurisdiction of Excise applied to Recovery of Duties, &c.

14 & 15 Car. 2. (1.) Sess. 4. c. 8.

46 G. 3. c. 106. &c.

Appeal

or

Penalties, &c.
how disposed of.

or Acts, is or shall be provided: Provided always, that all and every the Fines, Penalties and Forfeitures by this Act enforced, unless where otherwise directed by the same, shall be disposed of and applied One Moiety of each of them to His Majesty, and the other Moiety to the Informer or Profecutor.

Act altered, &c.

CHII. 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.

[See as to Stamp Duties generally, c. 87. *post*.]

SCHEDULE to which this Act refers.

A.

A SCHEDULE of the Sums of Money or Duties to be payable in Ireland, on the several Licences hereinafter mentioned.

	If such Licences respectively shall be respectively taken out,		
	After 25 March 1815, & before 29 Sept. 1815, inclusive.	After 29 Sept. 1815, & before 5 Jan. 1816, inclusive.	After 5 Jan. 1816.
	£. s. d.	£. s. d.	£. s. d.
Any Licence to any Person to sell Spirituous Liquors, Wine, Beer, Porter, Ale, Cyder or Perry, Metheglin or Mead, by Retail in the City of Dublin, and within the Circular Road surrounding the said City, or within the Walls of His Majesty's Park the Phoenix, or within the City of Cork, or the City of Waterford, or the City of Limerick, including all Places surrounded by the said Cities respectively, and that Part of Limerick called Saint Francis's Abbey, or within the Town of Belfast	30 0 0	10 0 0	40 0 0
Any Licence to any Person to sell Spirituous Liquors, Wine, Beer, Porter, Ale, Cyder or Perry, Metheglin or Mead, by Retail, within the rest of the respective Counties of the said Cities of Cork, Waterford and Limerick, or within One Mile thereof respectively, or in any Place beyond the Circular Road surrounding the said City of Dublin, and the Wall of His Majesty's Park the Phoenix, and not more than Two Miles distant therefrom, or within One Mile of the Town of Belfast, or of the Public Lamps therein	24 15 0	8 5 0	33 0 0
Any Licence to any Person to sell Spirituous Liquors, Wine, Beer, Porter, Ale, Cyder or Perry, Metheglin or Mead, by Retail:			
In any other Place within the District of the Excise Office is			

Licence for Malt House—*continued.*

Dublin, beyond the Circular Road and the Wall of His Majesty's Park the Phoenix, distant more than Two Miles, and not distant more than Five Miles therefrom, and within the Cities of Armagh, Londonderry and Kilkenny, and the Towns of Athlone, Ballinasloe, Bandon, Carlow, Cahell, Castlebar, Clonmell, Coleraine, Drogheda, Dundalk, Ennis, Enniskillen, Galway, Kinfale, Lisburn, Longford, Mallow, Newry, New Ross, Sligo, Tipperary, Tralee, Wexford and Youghall, and within One Mile of the Market House or Market Place therein respectively

Any Licence to any Person to sell Spirituous Liquors, Wine, Beer, Porter, Ale, Cyder or Perry, Metheglin or Mead, by Retail:

In any other Part of Ireland than those Parts before described

Any Licence to any Person to keep a Malt House, the working or drying Floor or Floors whereof shall not exceed 1,400 square Feet, and to make Malt for Sale therein, or for the Purpose of being used in any Brewery or Distillery; for each and every Malt House in which such Business shall be carried on

Any Licence to any Person to keep a Malt House of any other Size or Dimension, and make Malt for Sale, or to be used in any Brewery or Distillery; for each and every Malt House in which such Business shall be carried on in the following Places; videlicet,

In the City of Dublin, and within the Circular Road surrounding the said City, or within the Wall of His Majesty's Park the Phoenix, and in any Place beyond the said Circular Road and the Wall of His Majesty's Park the Phoenix, not more than Two Miles distant therefrom, or within the City of Cork, or the City of Waterford, or the City of Limerick, including

If such Licences respectively shall be respectively taken out,

After 25 March 1815, & before 29 Sept. 1815, inclusive.	After 29 Sept. 1815, & before 5 Jan. 1816, inclusive.	After 5 Jan. 1816.
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£. s. d.	£. s. d.	£. s. d.
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16 10 0	5 10 0	22 0 0
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8 5 0	2 15 0	11 0 0
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4 10 0	1 10 0	6 0 0
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	If such Licences respectively shall be respectively taken out,		
	After 25 March 1815, & before 29 Sept. 1815, inclusive.	After 29 Sept. 1815, & before 5 Jan. 1816, inclusive.	After 5 Jan. 1816.
	£. s. d.	£. s. d.	£. s. d.
Licence for Malt House— <i>continued.</i> all Places furrounded by the said Cities respectively, and that Part of Limerick called Saint Francis's Abbey, or within the Town of Belfast	23 12 6	7 17 6	31 10 0
Within the rest of the respective Counties of the said Cities of Cork, Waterford and Limerick, and within One Mile thereof, respectively, or in any other Place within the District of the Excise Office of Dublin, beyond the Circular Road and Wall of His Majesty's Park the Phoenix, not distant more than Five Miles therefrom, or within One Mile of the Town of Belfast, or of the Public Lamps therein, or within the Cities of Armagh, Londonderry and Kilkenny, or the Towns of Athlone, Balinasloe, Bandon, Carlow, Cashell, Castlebar, Clonmell, Coleraine, Drogheda, Dundalk, Ennis, Enniskillen, Galway, Kinsale, Lisburn, Longford, Loughrea, Mallow, Newry, New Ross, Sligo, Tipperary, Tralee, Wexford and Youghall, and within One Mile of the Market House or Market Place therein, respectively	15 15 0	5 5 0	21 0 0
In any other Parts of Ireland than those Parts before described	11 16 3	3 18 9	15 15 0
Any Licence to any Person to sell Malt, the Party selling the same not being licensed to make Malt	15 15 0	5 5 0	21 0 0
Any Licence to any Person to brew Strong Beer, Porter or Ale, or Small Beer, for Sale, for each and every Brew House in the following Places; videlicet, In the City of Dublin, and within the Circular Road furrounding the said City of Dublin, or within the Wall of His Majesty's Park the Phoenix, or beyond the said Circular Road and the Wall of His Majesty's Park the Phoenix, not more than Two Miles distant			

Licence for Brew House— <i>continued.</i> therefrom, or within the City of Cork, or the City of Waterford, or the City of Limerick, including all Places surrounded by the said Cities respectively, and that Part of Limerick called Saint Francis's Abbey, or within the Town of Belfast	If such Licences respectively shall be respectively taken out,					
	After 25 March 1815, & be- fore 29 Sept. 1815, inclusive.		After 29 Sept. 1815, & before 5 Jan. 1816, inclusive.		After 5 Jan. 1816.	
	£.	s. d.	£.	s. d.	£.	s. d.
Within the rest of the respective Counties of the said Cities of Cork, Waterford and Limerick, or with- in One Mile thereof respectively, or within One Mile of the Town of Belfast, or of the Public Lamps therein, or in any Place within the District of the Excise Office in Dublin, beyond the Circular Road, and the Wall of His Majesty's Park the Phoenix, distant more than Two Miles therefrom, and not distant more than Five Miles therefrom	39	7 6	13	2 6	52	10 0
Within the Cities of Armagh, Lon- donderry and Kilkenny, and the Towns of Athlone, Ballinasloe, Bandon, Carlow, Cashell, Castle- bar, Clonmell, Coleraine, Drog- heda, Dundalk, Ennis, Enniskillen, Galway, Kinsale, Lisburn, Long- ford, Loughrea, Mallow, Newry, New Ross, Sligo, Tipperary, Tra- lee, Wexford and Youghall, and within One Mile of the Market House or Market Place therein respectively	23	12 6	7	17 6	31	10 0
In any other Part in Ireland	19	13 9	6	11 3	26	5 0
Any Licence to any Person, to keep a Tan Yard or Tan Pit, or to Tan Leather	15	15 0	5	5 0	21	0 0
Any Licence to any Person, to dress Hides or Skins in Oil	0	15 9	0	5 3	1	1 0
Any Licence to any Person, to make Vellum or Parchment	0	15 9	0	5 3	1	1 0
Any Licence to any Person, to keep a Still or Stills to rectify or compound Spirits and Strong Waters, for every Gal- lon which such Still or Stills is or are ca- pable of containing	0	15 9	0	5 3	1	1 0
	0	7 10 $\frac{1}{2}$	0	2 7 $\frac{1}{2}$	0	10 6

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	If such Licences respectively shall be taken out,					
	On or after 25 Mar. 1815, and before 5 Jan. 1816, inclusive.			After 5 Jan. 1816.		
	£.	s.	d.	£.	s.	d.
Any Licence to any Person to sell Spirituous Liquors on Commission or otherwise, in Quantities not less than Fifty Gallons in any Place in Ireland, the Person so selling not being a licensed Distiller or an Importer of Spirits; provided that any such Importer shall not be authorized to sell any Spirits not imported by himself without taking out such Licence	15	15	0	21	0	0
Any Licence to any Person to manufacture Tobacco in any manner	6	6	0	8	8	0
And further for and upon every Tobacco Table exceeding One Table, which any Person manufacturing Tobacco shall be licensed to keep	3	3	0	4	4	0
Any Licence to any Person to deal in unmanufactured Tobacco, except as a wholesale Importer only	7	17	6	10	10	0
Any Licence to any Person to sell by Retail or otherwise deal in Coffee, except Importers thereof, or Persons licensed to sell Tea or Groceries	0	15	9	1	1	0
Any Licence to any Person to manufacture Candles and Soap, or either of them for Sale; videlicet, In the City of Dublin or within the Circular Road surrounding the same, and in any City or Town in Ireland sending a Member or Members to serve in Parliament, or within Two Miles of the Sessions House, or Market House, or Market Place thereof	3	3	0	4	4	0
In any other Part of Ireland	1	11	6	2	2	0
Any Licence to any Person to manufacture Paper Hangings	3	18	9	5	5	0
Any Licence to any Person to sell Paper Hangings, not being the Manufacturer thereof; videlicet, In the City of Dublin or within the Circular Road surrounding the same, and in any City or Town in Ireland sending a Member or Members to serve in Parliament, or within Two Miles of the Sessions House, or Market House, or Market Place thereof	1	11	6	2	2	0
In any other Part of Ireland	0	15	9	1	1	0
Any Licence to any Person to keep a Mill or Mills for making Paper, for each Mill	1	11	6	2	2	0
Any Licence to any Person to brew or make for Sale any Liquor called Sweets or Made Wines	3	18	9	5	5	0
Any Licence to any Person to make Methelin or Mead for Sale	1	11	6	2	2	0
Any Licence to any Person to make Vinegar for Sale	3	18	9	5	5	0
Any Licence to any Person to sell Tea or Groceries, or either of them, including Foreign Grapes, Foreign Currants, Raisins and Figs by Retail; videlicet,						

Licence for Tea, &c. — <i>continued.</i>	If such Licences respectively shall be taken out,	
	On or after 25 Mar. 1815, and before 5 Jan. 1816, inclusive.	After 5 Jan. 1816.
	£. s. d.	£. s. d.
In the City of Dublin or within the Circular Road surrounding the same, and in every City, Town and Place, returning a Member or Members to serve in Parliament, or within Two Miles of the Sessions House, or Market House, or Market Place of any such City, Town or Place	3 18 9	5 5 0
In any other Part of Ireland	2 7 3	3 3 0
Any Licence to any Person to sell or make any Gold or Silver Plate; videlicet,		
In the City of Dublin, or within the Circular Road surrounding the same, and in any City or Town in Ireland sending a Member or Members to serve in Parliament, or within Two Miles of the Sessions House, or Market House, or Market Place thereof		
In any other Part of Ireland	3 18 9	5 5 0
Any Licence to any Person to exercise the Trade or Business of a Brazier, or Worker in Bras, Copper, Tin or other Metal, for making of Stills, Still Heads, and Worms of Stills; videlicet,	1 11 6	2 2 0
In the City of Dublin, or within the Circular Road surrounding the same, and in any City or Town in Ireland sending a Member or Members to serve in Parliament, or within Two Miles of the Sessions House, or Market House, or Market Place thereof		
In any other Part of Ireland	4 14 6	6 6 0
Any Licence to any Person to keep a Tavern, Hotel, Club House or Coffee House, the Person keeping the same not being a licensed Retailer of Spirituous Liquors	2 7 3	3 3 0
Any Licence to any Person to sell by Auction; videlicet,	1 11 6	2 2 0
Within the District of the Metropolis, or within Six Miles of the Castle of Dublin, or within the City of Cork, or the City of Waterford, or the City of Limerick, including all Places surrounded by the said Cities respectively, and that Part of Limerick called Saint Francis's Abbey, and within the rest of the respective Counties of the said Cities, and in the Town of Belfast		
In any other Part of Ireland	7 17 6	10 10 0
Any Licence to any Person to make Glass Bottles, and other Vessels or Utensils, of common Bottle Metal	3 18 9	5 5 0
Any Licence to any Person to exercise the Trade or Calling of a Hawker, Pedlar, Petty Chapman, or other trading Person going from Place to Place in	0 15 9	1 1 0

	If such Licences respectively shall be taken out,			
	On or after 25 Mar. 1815, and before 5 Jan. 1816, inclusive.		After 5 Jan. 1816.	
	£.	s. d.	£.	s. d.
Ireland, and travelling either on Foot or with a Horse or other Beast of Burthen, or otherwise, carrying to sell, or exposing to Sale, any Goods, Wares or Merchandize; also Licences to travelling Tinkers and Casters of Iron and Metal, and to Persons hawking about Tea or Coffee for Sale	1	11 6	2	2 0
And further for every Servant, or other Person employed in carrying Goods of any such Hawker, Pedlar or Chapman, and for every Horse or other Beast bearing or drawing burthen, which such Person shall so travel with, or cause to be used for the Purpose of carrying or drawing his, her or their Goods, Wares and Merchandize	1	11 6	2	2 0
Any Licence to any Person to carry on the Trade of a Coachmaker, or Maker of any Carriage chargeable with Duty	0	3 9	0	5 0
Any Licence to any Person to carry on the Trade of selling Carriages chargeable with Duty, by way of Auction or on Commission	0	3 9	0	5 0
Any Licence to any Person to let to Hire any Horse for the Purpose of travelling Post by the Mile, or from Stage to Stage	1	11 6	2	2 0

C A P. XX.

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

[23d March 1815.]

EXP.

“ Number of Forces, 204,386, exclusive of Forces employed in the
 “ Territorial Possessions of the East India Company, and of Foreign
 “ Corps in British Pay.

[See post. c. 108.]

C A P. XXI.

An Act for the regulating of His Majesty's Royal Marine Forces while on Shore.

[23d March 1815.]

No Paymaster &c. to make Deductions out of Officers' or Private Men's Pay.

XXXV. AND be it further enacted, That, from and after the Twenty fifth Day of March One thousand eight hundred and fifteen, no Paymaster or other Officer or Person whatsoever, shall receive any Fees, or make any Deductions whatsoever, out of the Pay of any Marine, either Officer or Private Man, in His Majesty's Service; or from their Agents, which shall grow due from and after the said Twenty fifth Day of March One thousand eight hundred and fifteen, other than the usual Deductions for Clothing and Twelve pence in the Pound to be deducted of an Officer's Pay, and the One Day's Pay of the Private Men, paid to the said Officers and

Widows' Pensions, and such other necessary Deductions as shall from time to time be directed by the said Lord High Admiral, or Three or more of the Commissioners for executing the Office of Lord High Admiral for the time being, to be signified by their Secretary for the time being under his Hand.

C A P. XXII.

An Act to repeal the Duties of Customs payable on the Importation of Tobacco, and to grant other Duties in lieu thereof.
[23d March 1815.]

WHEREAS it is expedient that the several and respective Duties of Customs payable on the Importation of Tobacco into Great Britain, and the several and respective Drawbacks of such Duties on the Exportation of Tobacco from Great Britain, should be repealed, and that other Duties and Drawbacks 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 Twenty first Day of February One thousand eight hundred and fifteen, the several and respective Duties of Customs payable on the Importation of Tobacco into Great Britain, and the several and respective Drawbacks of the said Duties allowed on the Exportation of Tobacco from Great Britain shall cease, determine and be no longer paid or allowed, save and except in all cases relating to the recovering, paying or allowing any Arrears thereof which may remain unpaid or allowed, or to any Fine, Penalty or Forfeiture relating thereto, which shall have been incurred at any time before the said Twenty first Day of February One thousand eight hundred and fifteen; and that from and after the said Day, in lieu and instead of the Duties and Drawbacks hereby repealed, there shall be raised, levied, collected and paid, unto His Majesty, his Heirs and Successors, the Duties and Drawbacks as the same are inserted, described and set forth in Figures in the Table hereunto annexed marked (A.): Provided always, that if any Tobacco legally imported into Great Britain shall be deposited in Warehouses according to the Directions of the several Acts of Parliament in force on and immediately before the passing of this Act, relating to the Importation and Warehousing of Tobacco in Great Britain, then and in such case the Duties of Customs hereby imposed upon the Importation thereof shall not be paid or payable until such Tobacco shall be delivered for Home Trade, Consumption or Manufacture, out of the Warehouse in which the same may be deposited, lodged or secured according to the Directions of the said Acts respectively.

II. And be it further enacted, That no Tobacco which shall have been lodged and deposited in any such Warehouse previous to the said Twenty first Day of February One thousand eight hundred and fifteen, and on which the Duties due on the Importation thereof shall not have been paid, shall be taken out of such Warehouse for Home Trade, Consumption or Manufacture, until the Duties granted by this Act shall have been fully paid, notwithstanding such Tobacco had been imported on or before the said Twenty first Day of February One thousand eight hundred and fifteen.

47 G. 3. c. 98.
Sch. A.

Duties &c.
made to cease.

Exception.

New Duties, &c.

Duties not payable on warehouse Tobacco till delivered out for Home Trade.

Tobacco not taken out of Warehouse till new Duty paid.

Duties under
Management of
Commissioners
of Customs.

III. 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 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 how
levied.

IV. 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 of any Act or Acts of Parliament 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.

Penalties, &c. of
former Acts in
Force.

V. 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, under the Title and Description of Permanent Duties, are directed to be appropriated and applied.

Duties paid into
Exchequer.

49 G. 3. c. 98.
§ 47.

TABLE (A.) to which this Act refers.

A TABLE of the Duties of Customs payable on the Importation of Tobacco into Great Britain, and of the Drawbacks of the said Duties allowed upon the Exportation of Tobacco from Great Britain.

TOBACCO.	Permanent.	
	Duty.	Drawback.
Imported into Great Britain, or when taken out of the Warehouse for Home Trade, Consumption or Manufacture, for every Pound Weight -	£. s. d. 0 1 0	£. s. d. — —
Having been delivered out of the Warehouse for Home Trade, Consumption or Manufacture, in Great Britain, and afterwards manufactured according to Law,		
— Into Short Cut Tobacco, Shag Tobacco or Roll Tobacco, for every Pound Weight -	— —	0 0 8
— Into Carrot Tobacco, for every Pound Weight -	— —	0 0 9

C A P. XXIII.

An Act to repeal the Duties of Customs upon the Importation of Citrat of Lime, and to grant other Duties in lieu thereof.

[23d March 1815.]

WHEREAS it is expedient that the Duties of Customs now payable upon the Importation into *Great Britain* of Citrat of Lime 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 Tenth Day of *April* One thousand eight hundred and fifteen, the Duties of Customs payable by Law upon the Importation into *Great Britain* of Citrat of Lime shall cease and determine, save and except in all cases relating to the Recovery 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 Tenth Day of *April* One thousand eight hundred and fifteen; 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, for every Pound Weight Avoirdupois of Citrat of Lime imported into *Great Britain* the Sum of One Shilling and Six pence.

49 G. 3. c. 98. Sch. A.

Duties made to cease.

Exception.

New Duty.

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 Management of Commissioners of Customs.

III. 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.

Duties how levied.

Penalties, &c. of former Acts in force.

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 repealed by this Act are directed to be appropriated and applied.

Duties paid into Exchequer.

C A P. XXIV.

An Act to grant Duties of Customs on the Exportation of certain Goods, Wares and Merchandize from *Ireland*, in lieu of the Duties of Customs heretofore payable on such Exportation. [23d March 1815.]

45 G. 3. c. 18.

Sch. (C.)

WHEREAS by an Act, made in the Forty fifth Year of the Reign of His present Majesty, intituled *An Act for granting to 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 by the Schedule marked (C.) to the said Act annexed, certain Duties of One Pound Ten Shillings and of Four Pounds for every One hundred Pounds of the Value of Goods, Wares and Merchandize of the Growth, Produce or Manufacture of *Ireland* (except as in the said Act and Schedule mentioned) were imposed upon the Exportation of such Goods, Wares and Merchandize from *Ireland*, and which said Duties were equal in Amount to like Duties imposed on Goods of the Growth, Produce or Manufacture of *Great Britain* exported from *Great Britain*; but Part of which said Duties in *Great Britain*, being Temporary or War Duties, have expired; and it is therefore just and reasonable that such Duties only should be imposed in *Ireland* on the Exportation from thence of Goods, Wares and Merchandize, the Growth, Produce or Manufacture of *Ireland*, as shall not exceed the Duties now existing in *Great Britain* on the Exportation from thence of Goods, Wares and Merchandize, the Growth, Produce or Manufacture of *Great Britain*: 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 Eighteenth Day of *December* One thousand eight hundred and fourteen, there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, upon the Exportation from *Ireland* of all Goods, Wares and Merchandize, the Growth, Produce or Manufacture of *Ireland*, the several Duties of Customs for every One hundred Pounds of the true and real Value thereof as are mentioned and set forth in the Schedule marked (A.) to this Act annexed, (except as in the said Schedule is excepted) in lieu and full Satisfaction of the several Duties of One Pound Ten Shillings and Four Pounds payable in *Ireland* upon the Exportation of such Goods, Wares and Merchandize, for every One hundred Pounds of the true and real Value thereof, under or by virtue of the said recited Act of the Forty fifth Year of His present Majesty's Reign, or the Schedule marked (C.) to the said recited Act annexed, or of any Act or Acts for continuing the said Act in force in *Ireland* at the time of the passing of this Act; but in Addition to the several Duties charged on certain Goods, Wares and Merchandize, of the Growth, Produce or Manufacture of *Ireland*, enumerated in the Schedule marked (C.) annexed to the said recited Act of the Forty fifth Year of His

Certain Duties on Exportation of Goods from *Ireland* paid according to Schedule (A.) annexed, in lieu of Duties granted by 45 G. 3. c. 18. Sch. (C.)

Majesty's Reign; and that the Duties of One Pound Ten Shillings and Four Pounds payable under the said recited Act of the Forty fifth Year of His present Majesty's Reign, and the said Schedule marked (C.) to the said Act annexed, upon any such Goods, Wares and Merchandize in respect of the Value thereof, shall, from and after the passing of this Act, cease and determine, and be no longer paid or payable.

II. And Whereas by an Act made in the last Session of Parliament, intituled *An Act to grant to His Majesty Rates and Duties, and to allow Drawbacks and Bounties on certain Goods, Wares and Merchandize imported into and exported from Ireland in lieu of former Rates and Duties, Drawbacks and Bounties*; it is, amongst other things, provided, that whenever it shall happen that any of the Duties of Customs or Excise in *Great Britain* granted or made payable by any Act in force in *Great Britain* at the time of the passing of the said recited Act, upon any Articles on which any Duty is imposed by the said Act, or the Schedule to the said Act annexed, or any Part of such Duties, in *Great Britain*, shall cease or determine, or be repealed, or be or become no longer payable in *Great Britain*, Provision shall be made that so much of the Duties of Customs granted by the said recited Act and made payable in *Ireland* as shall be equal to the Duties which shall so cease or determine or be repealed as aforesaid in *Great Britain*, shall, in like manner, cease or determine or be repealed, and shall not be payable in *Ireland* at any time after the time when such Duties of Customs or Excise shall cease or determine or be repealed, or be or become no longer payable in *Great Britain*, and that the Duties of Customs made payable by the said recited Act shall be reduced accordingly: And Whereas certain Temporary or War Duties on the Exportation from *Great Britain* of certain of the Articles, Matters and Things mentioned and set forth in the Schedule marked (B.) annexed to the said recited Act of the last Session of Parliament, have ceased and determined, and are no longer payable; Be it therefore enacted, That, from and after the Eighteenth Day of *December* One thousand eight hundred and fourteen, there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, upon the Exportation from *Ireland* to any Country or Place, except *Great Britain*, of the several Goods, Wares and Merchandize mentioned, expressed and set forth in the Schedule marked (B.) to this Act annexed, the several Duties and Sums of Money in the said Schedule to his Act annexed, mentioned, set forth and expressed, in lieu and full Satisfaction of all Duties payable in *Ireland* on the Exportation from hence of Goods, Wares and Merchandize of the like Sorts, under or by virtue of the said recited Act of the last Session of Parliament, or of the said Schedule marked (B.) to the said recited Act annexed; and that, from and after the passing of this Act, all Duties payable under the said recited Act of the last Session of Parliament, or the said Schedule marked (B.) thereto annexed, upon the Exportation of the several Goods, Wares and Merchandize mentioned, specified and expressed in the Schedule marked (B.) to this Act annexed, shall cease and determine and be no longer paid or payable.

III. And be it further enacted, That all the Duties in this Act mentioned in the respective Schedules hereunto annexed, specified 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

54 G. 3. c. 129.

§ 32.

Instead of Duties payable under

54 G. 3. c. 129. Sch. (B.)

Duties specified in Schedule (B.) hereto annexed paid.

Duties payable in *British* Currency.

Consolidated
Fund.
Duties paid ac-
cording to
Tale, &c

and made Part of the Consolidated Fund of Ireland; and that all the said Duties in the said Schedules specified, mentioned and contained, shall be paid and received upon the several Articles and Things in this Act and the respective Schedules 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 how
levied.

IV. And be it further enacted, That the several Rates and Duties by this Act granted and made payable, shall be raised, levied, collected, paid and applied, in the same Manner and under such Powers and Authorities, Penalties and Forfeitures, and by such ways and methods, and under such Rules and Directions, as are appointed, directed and expressed for the raising, collecting, levying and paying, and managing of Duties payable on Goods, Wares and Merchandize imported into and exported from Ireland, or for the levying and applying any Fines, Penalties or Forfeitures in and by an Act of Parliament made in Ireland in the Fourteenth and Fifteenth Years of the Reign of His late Majesty King Charles the Second, intituled *An Act for settling the Excise or new Impost 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 Revenues of Customs and Excise, or either of them, as fully and effectually to all Intents and Purposes as if the same 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.

14 & 15 Car. 2.
(1.) Sess. 4. c. 8.

46 G. 3. c. 106,
&c.

Appeal.

SCHEDULES to which this Act refers.

Schedule (A.)

DUTIES payable upon the Exportation of Goods, Wares and Merchandize of the Growth, Produce or Manufacture of Ireland.

In addition to the specific Duties charged on certain Goods, Wares and Merchandize of the Growth, Produce or Manufacture of Ireland, enumerated in Schedule (C.) of the Act 45 Geo. III. c. 18. and in lieu of the Duties of £1 10 0 and £4 0 0 in the said Schedule mentioned in respect of the Value of any such Goods, Wares and Merchandize.

All Goods, Wares and Merchandize of the Growth or Manufacture of Ireland, except as hereinafter mentioned, exported to any Port of Europe, or to any Port or Place within the Streights of Gibraltar, for every £100 of the true and real Value thereof	£. s. d. 0 10 0
Except, Linen of the Manufacture of Ireland. Bullion.	

Schedule (A.)—*continued.*

<p>Except,</p> <p>— Goods, Wares or Merchandize, exported from Ireland to the Isle of Man, which may be legally exported to the said Island.</p> <p>— Cotton Yarn, and all other Cotton Manufactures, being of the Manufacture of Ireland.</p> <p>— Corn or Grain.</p> <p>— Refined Sugar in Loaf complete and whole, or Lump duly refined, or any refined Sugar called Bastards, or ground or powdered Sugar, or refined Sugar broken in Pieces, or any Sugar called Candy, or Molasses made from Sugar of the British Plantations.</p> <p>All Goods, Wares or Merchandize of the Growth, Produce or Manufacture of Ireland (except as hereinafter mentioned), exported to any Port or Place whatever, not being in Europe or within the Streights of Gibraltar, or within the Limits of the Charter granted to the United Company of Merchants of England trading to the East Indies, for every £100 of the true and real Value thereof</p>	<p>£. s. d.</p>
<p>Except,</p> <p>— Linen of the Manufacture of Ireland.</p> <p>— Bullion.</p> <p>— Corn or Grain.</p> <p>— Cotton Yarn, or other Cotton Manufactures, being of the Manufacture of Ireland.</p> <p>— All Sort of Craft, Food, Victuals, Clothing or Implements or Materials fit or necessary for the British Fisheries established in the Island of Newfoundland, for the Use and Support of the Mariners or other Persons employed on board the Vessels or on Shore in carrying on the said Fishery, exported from Ireland to the said Island.</p> <p>— All refined Sugar in Loaf complete and whole, or Lump duly refined, and all refined Sugar called Bastards, and ground or powdered Sugar, and refined Sugar broken in Pieces, and all Sugar called Candy, and Molasses made from Sugar of the British Plantations.</p>	<p>I 0 0</p>

Schedule (B.)

DUTIES payable on the Exportation of Foreign Merchandize from Ireland to any Country or Place except Great Britain in lieu of the Duties on the like Articles under Schedule (B.) of the Act 45 (a) Geo. III. c. 129.
 (a) [54 G. 3. c. 129.]

Agaric; videlicet,			
— rough or untrimmed, the lb.	-	£.	s. d.
— trimmed or pared, the lb.	-	0	0 ½
Ammoniacum Sal.— <i>See</i> Sal Ammoniacum.	-	0	0 4½
Annatto, the lb.	-		
Antémonium Crudum, the cwt.	-	0	0 ½
Aquafortis, the Gallon	-	0	0 4½
Arabic, Gum.— <i>See</i> Gum.	-	0	0 4½
Argol, the cwt.	-	0	0 9

Schedule (B.)—continued.

	£.	s.	d.
Arfenic, the cwt.	0	4	9
Bayberries, the cwt.	0	0	3
Beaver Skins, the Skin or Piece of Skin	0	0	9
— Wool.— See Wool.			
Brazil Wood.			
Braziletto or Jamaica Wood.			
Calaminaris Lapis.— See Lapis Calaminaris.			
Cochineal, the lb.	0	0	4½
Cream of Tartar, the cwt.	0	1	3
Fustic.— See Wood.			
Galls, the cwt.	0		3
Gem Sal.— See Sal.			
Guinea Wood.— See Red Wood in Wood.			
Gum; videlicet,			
— Arabic, the cwt.	1	16	9
— Senega, the cwt.	0	6	6
— Stic Lac, the cwt.	0	4	9
Jamaica Wood.— See Braziletto Wood in Wood.			
Indigo of the East Indies, the 100lbs.	0	10	9
Iringlafs, the cwt.	0	1	0
Lapis Calaminaris, for every £100 of the Value	6	0	0
Litmus, the cwt.	0	0	9
Madder, the cwt.	0	1	0
— Root, the cwt.	0	4	9
Nicaragua Wood.— See Wood.			
Orchal, the cwt.	0	1	3
Orchelia, the cwt.	0	0	9
Pomegranate Peels, the cwt.	0	0	6
Red or Guinea Wood.— See Wood.			
Safflower, the lb.	0	0	1½
Sal; videlicet;			
— Ammoniacum, the cwt.	0	4	9
— Gem, the cwt.	0	4	9
Sapan Wood.— See Wood.			
Saunders red, the cwt.	0	0	10½
Senega Gum.— See Gum.			
Shumac or Sumach, the cwt.	0	0	6
Stick Lac.— See Gum.			
Tornfal or Turnfole, the cwt.	0	4	9
Valonia, the cwt.	0	4	6
Verdigris, the lb.	0	0	1½
Wood; videlicet,			
— Brazil Wood, the cwt.	0	1	3
— Braziletto or Jamaica Wood, the cwt.	0	0	9
— Fustick, the cwt.	0	0	3
— Logwood, the cwt.	0	1	3
(If exported in British Ships Duty-free.)			
— Nicaragua Wood, the Ton containing 20 cwt.	0	5	0
— Red or Guinea Wood, the cwt.	0	1	0
— Sapan Wood, the cwt.	0	0	6
— Wool; videlicet,			
— Sapan Wood, the lb.			

C A P. XXV.

An Act for the better Regulation of the Manufacture of Brown Linens in Ireland. [23d March 1815.]

‘WHEREAS the Manufacture of Linen Webs at or under the Set of Six Hundred has greatly increased, and it would greatly tend to encourage that Branch of the Manufacture if proper Regulations were made concerning it: And Whereas also it would be expedient to regulate generally the Lengths and Breadths of the Denomination of Linen called *Three Quarter Wides*.’ 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 no Person shall sell or expose for sale any Piece of Brown Linen in any of the Linen Markets of Ireland of the Denomination called *Three Quarter Wides*, being of or under the Set of Six Hundred, which shall not be fully Twenty eight Inches broad, and if exceeding Fifty two Yards in Length, which shall not be Seventy Yards long, under the Penalty of forfeiting every such Piece so sold or offered for sale.

Brown Linens of certain Breadth and Length.

Penalty.

II. And be it further enacted, That no Seal Master of Brown Linen shall seal any Piece of Brown Linen of the Denomination called *Three Quarter Wides*, which shall not be of the Width of Twenty eight Inches at least, and without concealed Damages, and of equal Fineness and Thickness throughout, or any Piece exceeding in Length Fifty two Yards, unless the Piece shall be Seventy Yards long, under the Penalty of forfeiting Forty Shillings for each Piece.

Sealing Piece not of proper Dimensions.

Penalty.

III. And be it further enacted, That no Person shall pack up or enter for Exportation any Piece of *Three Quarter-wide* Linen which shall not be fully Twenty eight Inches wide if Brown, or Twenty seven Inches wide if White, under the Penalty of forfeiting every such Piece so packed up or entered for Exportation.

Packing up for Exportation Linen not of proper Width. Penalty.

IV. And be it further enacted, That all Offences which shall or may be committed against this Act shall and may be heard and determined, and all Penalties and Forfeitures which shall or may be incurred or imposed by virtue of this Act, shall and may be sued for, recovered and disposed of in like manner and by the same ways and methods as are directed by any Act or Acts now in force relating to the Linen Manufacture of Ireland.

Penalties how recovered and applied.

C A P. XXVI.

An Act to amend the Laws now in force for regulating the Importation of Corn. [23d March 1815.]

‘WHEREAS it is expedient to amend the Laws now in force, relating to the Importation of and Trade in Corn;’ 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, all Corn, Meal or Flour, the Growth, Produce or Manufacture of any Foreign Country, which may now by Law be imported into the United Kingdom,

Corn at all times imported and warehoused.

Kingdom, shall and may at all times be allowed to be brought to the said United Kingdom, and to be warehoused there, under the Regulations and Provisions of the Laws now in force relating to Corn, without Payment of any Duty whatever; and that such Corn, Meal and Flour, so warehoused, may at all times be taken out of Warehouse, under the Regulations and Provisions now by Law in force, and be exported according to such Laws, without Payment of any Duty whatever.

Corn taken out of Warehouse for Home Consumption.

II. And be it further enacted, That such Corn, Meal or Flour, may be taken out of Warehouse, and be entered for Home Consumption, in the said United Kingdom, under and subject to the Regulations and Provisions now in force, without Payment of any Duty whatever, whenever Foreign Corn, Meal or Flour of the same Sort, shall or may by Law be admissible into the said United Kingdom, for Home Consumption.

Prices at which Corn imported for Home Consumption.

III. And be it further enacted, That such Foreign Corn, Meal or Flour, shall and may be permitted to be imported into the said United Kingdom, for Home Consumption, under and subject to the Provisions and Regulations now in force, without Payment of any Duty whatever, whenever the Average Prices of the several Sorts of *British* Corn, made up and published in the manner now by Law required, shall be at or above the Prices hereafter mentioned; that is to say, whenever Wheat shall be at or above the Price of Eighty Shillings *per* Quarter; whenever Rye, Pease and Beans, shall be at or above the Price of Fifty three Shillings *per* Quarter; whenever Barley, Beer or Bigg, shall be at or above the Price of Forty Shillings *per* Quarter; and whenever Oats shall be at or above the Price of Twenty seven Shillings *per* Quarter.

When British Corn is below Prices before mentioned, no Corn imported or taken out of Warehouse.

IV. And be it further enacted, That whenever the Average Prices of *British* Corn so made up and published, shall respectively be below the Prices hereinbefore stated, no Foreign Corn, or Meal, or Flour, made from any of the respective Sorts of Foreign Corn hereinbefore enumerated, shall be allowed to be imported into the United Kingdom, for the Purpose of Home Consumption, or taken out of Warehouse for that Purpose.

Times for taking Average Prices of British Corn.

V. And be it further enacted, That the Average Price of the several Sorts of *British* Corn, by which the Importation of Foreign Corn, Meal or Flour, into the United Kingdom, shall be regulated and governed, shall continue to be made up and published in any manner now required by Law; but that if it shall hereafter at the time after the Importation of Foreign Corn, Meal or Flour shall be permitted, under the Provisions of this Act, appear that the Average Prices of the different Sorts of *British* Corn respectively, in the Six Weeks immediately succeeding the Fifteenth Day of *February*, the Fifteenth Day of *May*, the Fifteenth Day of *August* and the Fifteenth Day of *November* in each Year, shall have fallen below the Prices at which Foreign Corn, Meal or Flour, may be, under the Provisions of this Act, allowed to be imported for Home Consumption, no such Foreign Corn, Meal or Flour, shall be allowed to be imported into the United Kingdom for Home Consumption, from any Place between the Rivers *Essex* and *Widford*, both inclusive, until a new Average shall be made up, and published in the said manner, and until the Importation into the United Kingdom, of such Foreign Corn, Meal or Flour, shall be permitted, under the Provisions of this Act.

VI. And be it further enacted, That such Corn, Meal or Flour, being the Growth, Produce or Manufacture of any *British* Colony or Plantation in *North America*, as may now by Law be imported into the United Kingdom, may hereafter respectively be imported for Home Consumption, without Payment of any Duty, whenever the Average Prices of *British* Corn, made up and published as now by Law required, shall respectively be at or above the Prices hereafter specified; that is to say, whenever the Price of Wheat shall be at or above Sixty seven Shillings *per* Quarter; whenever the Price of Rye, Pease and Beans, shall be at or above Forty four Shillings *per* Quarter; whenever the Price of Barley, Beer or Bigg shall be at or above Thirty three Shillings *per* Quarter; and whenever the Price of Oats shall be at or above Twenty two Shillings *per* Quarter.

Prices at which Corn from *British* Colonies in *North America* imported.

VII. Provided always, and be it further enacted, That whenever the Prices of *British* Corn respectively shall be below the Prices herein specified, Corn, or Meal, or Flour made from any of the respective Sorts of Corn herein enumerated, the Growth, Produce or Manufacture of any *British* Colony or Plantation in *North America*, shall no longer be allowed to be imported into the United Kingdom for Home Consumption.

When Corn below. Prices mentioned, no Corn from *North America* imported.

VIII. And be it further enacted, That such Corn, Meal or Flour, the Growth, Produce or Manufacture of any *British* Colony or Plantation in *North America*, as may now by Law be imported into the United Kingdom, shall at all times be permitted to be imported into the United Kingdom, and warehoused according to the Laws now in force, without Payment of any Duty whatever; and be taken out of the Warehouse, and exported according to the Laws now in force, without Payment of any Duty whatever.

North American Corn imported and warehoused, according to Laws in force.

IX. And be it further enacted, That such Corn, Meal or Flour, to be warehoused, may be taken out of Warehouse, and entered for Home Consumption in the United Kingdom, whenever Corn, Meal or Flour, of the like Description, imported direct from any such Colony or Plantation, shall be admissible by Law for Home Consumption, but not otherwise.

Corn taken out of Warehouse whenever Corn of similar Description imported.

X. Provided always, That nothing in this Act contained shall extend or be construed to extend to repeal or any wise alter the Duties of Package, Scavage, Baillage 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 *Great Britain*, or any other 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: Provided always, that nothing in this Act shall extend or be construed to extend to repeal or alter the Payments to be made to the Inspector of Corn Returns, as directed by an Act made in the Forty third † (a) Year of the Reign of His present Majesty, respecting Corn brought into the Port of *London*.

Proviso for Rights of Corporation of *London*, or other Corporations.

† *Sic.*

XI. And be it further enacted, That every Act of Parliament in force on and immediately before the passing of this Act, by which any Rules, Regulations or Conditions were made, established or directed, regulating the Importation and Exportation of Corn, Meal and Flour, or for ascertaining the Average Prices, except where any

Provisions of former Acts extended to Act.

any Alteration is expressly made by this Act, and all Provisions, Clauses, Matters and Things relating thereto, shall and are hereby declared to be and remain in full Force and Effect, and shall be applied to this Act, as fully and effectually as if they had been repeated and re-enacted in this present Act.

Act varied, &c.

XII. Provided always, and be it further enacted, That this Act may be varied, altered or repealed during this present Session of Parliament.

C A P. XXVII.

An Act to continue until the Fifth Day of *July* One thousand eight hundred and sixteen, certain Additional Duties of Excise in *Great Britain*. [23d *March* 1815.]

43 G. 3. c. 81.

WHEREAS several of the Additional Duties of Excise granted by an Act made in the Forty third Year of the Reign of His present Majesty, 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 certain Additional Duties of Excise on Tobacco and Snuff imported into *Great Britain*, granted by an Act made in the

46 G. 3. c. 39.

46 G. 3. c. 102.

Forty sixth Year of His said Majesty's Reign, and the Duties inserted, described and set forth in the Schedule marked (B.), annexed to another Act made in the Forty sixth Year of His said Majesty's Reign, and certain Additional Duties of Excise on Brandy, Spirits, *Aqua Vita* or Strong Waters, imported into

47 G. 3. Sess. 1. c. 27.

Great Britain, granted by another Act made in the Forty seventh Year of His said Majesty's Reign, would have expired at certain limited times after the Ratification of the Definitive Treaty of Peace, had not the same been continued: And Whereas the same

54 G. 3. c. 73.

were and are, by an Act made in the Fifty fourth Year of His said Majesty's Reign, continued until and upon the Fifth Day of *July* One thousand eight hundred and fifteen, and it is expedient further to continue the same 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 such of the said Duties of Excise by the said Acts granted as are not repealed nor made perpetual, and would expire before the said Fifth Day of *July* One thousand eight hundred and fifteen, and are by the said Act made in the Fifty fourth Year of the Reign of His said Majesty continued until and upon the said Fifth Day of *July* One thousand eight hundred and fifteen, shall be and the same respectively are hereby further continued until and upon the Fifth Day of *July* One thousand eight hundred and sixteen.

Duties of Excise continued.

C A P. XXVIII.

An Act for further continuing, until the Fifth Day of July One thousand eight hundred and sixteen, an Act of the Forty fourth Year of His present Majesty, to continue the Restrictions contained in the several Acts of His present Majesty on Payments of Cash by the Bank of England.

[23^d March 1815.]

WHEREAS an Act was passed in the Forty fourth Year of the Reign of His present Majesty, intituled *An Act to continue, until Six Months after the Ratification of a Definitive Treaty of Peace, the Restrictions contained in several Acts made in the Thirty seventh, Thirty eighth, Forty second and Forty third Years of the Reign of His present Majesty on Payments of Cash by the Bank of England*; which Act has by several subsequent Acts (a) been continued until the Twenty fifth Day of March One thousand eight hundred and fifteen: And Whereas it is highly desirable that the Bank of England should as soon as possible return to the Payment of its Notes in Cash, but it is expedient that the Provision of the said Act 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 Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act shall be and the same is hereby further continued until the Fifth Day of July One thousand eight hundred and sixteen.

44 G. 3. c. 1.

continued.

(a) [Only One Act, namely 54 G. 3. c. 99.]
[See as to Bank of Ireland, post. c. 41.]

C A P. XXIX.

An Act to regulate the Trade between *Malta* and its Dependencies, and His Majesty's Colonies and Plantations in *America*; and also between *Malta* and the United Kingdom.

[23^d March 1815.]

WHEREAS it is expedient to grant further Facilities to the Trade between *Malta* and its Dependencies, and His Majesty's Sugar Colonies and Plantations in *America*, as well as between *Malta* and its Dependencies, and 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, from and after the passing of this Act, it shall be lawful for any of His Majesty's Subjects to ship, in any of His Majesty's Sugar Colonies or Plantations in *America*, any of the Articles enumerated in the Schedule hereunto annexed, marked (A.), being of the Growth and Produce of any such Colony or Plantation, or any such Articles as may now or may hereafter be by Law imported into the said Colonies, and to export the same direct to the Island of *Malta* or the Dependencies thereof, in such Ships or Vessels, and under such Licences, Entries, Securities, Regulations, Penalties and Forfeitures, as are hereinafter particularly mentioned or described.

Goods in Sch. (A.) shipped from Sugar Colonies in America to Malta.

55 Geo. III.

H

II. And

Shipped in
British-built
Ships;

and by Licence.

Notices.

Oath.

Bond.

Certificate.

Vessels convey-
ing other Arti-
cles than al-
lowed.

Penalty.

II. And be it further enacted, That no Articles so allowed to be laden and exported from His Majesty's Sugar Colonies or Plantations aforesaid, shall be shipped or laden in any of the said Colonies or Plantations, for the Purpose of being carried to the said Island of *Malta* or the Dependencies thereof, except in *British*-built Ships, owned, navigated and registered according to Law; nor unless a Licence shall have been first taken out for that Purpose, under the Hands and Seals of the Collector and Comptroller of the Customs at the Port at which any of the said Articles is or are intended to be shipped or laden, and which Notice must be first given in Writing, by the Master of such Ship or Vessel, or the Person intending to ship any of the said Articles, to the Collector and Comptroller of such Port, of such Intention, and that such Ship or Vessel shall, when laden, proceed direct to the Island of *Malta* or the Dependencies thereof; and the Owner or Proprietor, or the Person or Persons intending to ship any of the Articles aforesaid, shall then make Oath before the Collector and Comptroller of the said Port (which Oath they are hereby authorized and required to administer) that it is his or their full Intention and Resolution to load such Ship or Vessel with Articles enumerated in the said Schedule marked (A.) for Exportation, direct to the Island of *Malta* or the Dependencies thereof, and to no other Place whatever: And the Master of the Ship or Vessel, together with the Owner or Proprietor, or Person intending to ship the said Articles, shall thereupon enter into Bond, to the Use of His Majesty, his Heirs and Successors, in Treble the Value of such Goods, with Condition that in case a Licence shall be granted giving Liberty to such Ship or Vessel to lade and carry the said Articles from any of His Majesty's Sugar Colonies or Plantations in *America*, to the said Island of *Malta* or its Dependencies, that such Ship or Vessel shall proceed direct to the said Island or its Dependencies, and that no Goods whatever, except such as shall be included in the Licence before mentioned, and except such as may now by Law be exported from the said Colonies or Plantations to *Malta*, shall be taken on board such Ship or Vessel; and also, that before the Expiration of Two Years from the Date of such Licence, the same shall be given up to the Collector and Comptroller of the Customs at the Port where the said Articles were shipped and laden, together with a Certificate signed and sealed by the Governor or Deputy Governor of the said Island, or by the principal Officer of the Customs there, certifying the landing of the said Articles, together with the Contents, Weight or Quantity, and the Marks and Number of the Casks or other Packages of such Articles so landed, together with the Name of the Ship and Master thereof from which such Goods were so landed.

III. And be it further enacted, That in case any Ship or Vessel, licensed by virtue of this Act, shall take on board, in any of the said Sugar Colonies or Plantations, or on her Voyage from thence, any other Articles than such as are allowed to be taken on board and exported by virtue of this Act, all such Articles so taken or laden on board such Ship or Vessel shall be forfeited and lost, and the Master and Skipper of any such Goods shall severally forfeit Double the Value of the Goods so laden or taken on board contrary to the Direction of this Act, to be recovered in any Court of Vice Admiralty held in any of His Majesty's Plantations.

in any other Court of Record in any of His Majesty's Plantations in America, at the Election of the Informer or Prosecutor; One Third Part to be for the Use of His Majesty, his Heirs and Successors, One Third Part to the Governor of the Colony, and the other Third Part to the Informer or Prosecutor.

IV. And be it further enacted, That before any of the Articles enumerated in Schedule (A.) shall be laden or put on board any Ship or Vessel in the said Colonies or Plantations, or any of them, by virtue of a Licence to be granted under the Authority of this Act, to be carried to the said Island of *Malta* or the Dependencies thereof, the Merchant or other Person intending to export the said Articles in such Ship or Vessel, shall make an Entry or Entries of all such Articles in Writing, with the Collector and Comptroller of His Majesty's Customs, expressing the Name of the Ship, and of the Master of the Ship, on board of which the Articles are to be laden, and where she lies, and also the Place, Quay or Wharf where the same is or are to be laden, or first water-born in order to be laden, which shall be within such Port only where a Custom House is established, and where an Officer or Officers are or shall be appointed to attend the lading and shipping thereof, or at such Place or Places as shall be mentioned in a Sufferance or Warrant, to be taken out from the Collector and Comptroller for that Purpose; and shall take out from the said Collector and Comptroller for that Purpose, or Warrant accordingly, whereon shall be indorsed by the Exporter, the particular Weight and Quantity, with Marks, Numbers and Contents, Sorts or proper Denomination of such Articles, and shall deliver the Cocquet or Warrant so indorsed to the Searcher or other Officer appointed for the examining and shipping thereof, and shall ship or lade the said Articles in the Presence of such Officer or Officers, and at such Place or Places as shall be mentioned in the said Sufferance or Warrant, that the proper Officer or Officers may attend the shipping thereof; and such Officer or Officers are hereby empowered to examine the same, before they are put on board; and if upon examining the Articles which shall be shipped or brought to be shipped by virtue of such Cocquet or Warrant, either before or after the Shipping thereof, the Weight or Quantity of the Goods, or the Number of Casks or Packages shall be greater than is indorsed thereon; or if any other Articles of the Description mentioned in Schedule (A.) but such as shall be so indorsed on such Cocquet or Warrant taken out and delivered as aforesaid, shall be discovered to have been laden or put on board any Ship or Vessel having Liberty to trade to the said Island of *Malta* or the Dependencies thereof, by virtue of this Act, or shall be brought to be shipped on board such Ship or Vessel, or shall be put into any Hoy, Lighter, Boat or other Vessel, in order to be put on board such Ship or Vessel, before such Entry or taking out such Cocquet or Warrant, indorsing and delivering of the same, and not being shipped in the manner aforesaid, but shall be put on board, or attempted to be put on board, contrary to the Directions of this Act; all such Articles so shipped or brought to be shipped, in any of the cases aforesaid, shall be forfeited and lost, and also the Hoy, Lighter, Boat or other Vessel or Carriage wherewith employed in shipping or attempting to ship any Goods other than those enumerated in the Schedule marked (A.) together with the Ship or Vessel on which such Goods shall be so laden; and

Entry made on Goods.

Name of Ship, &c.

Cocquet.

Officers examining.

Penalty.

the Owner shall forfeit double the Value thereof, to be recovered in any Court of Vice Admiralty held in any of His Majesty's Plantations in *America*, or in any other Court of Record in any of His Majesty's Plantations in *America*, at the Election of the Informer or Prosecutor, One Third Part to be to the Use of His Majesty, his Heirs and Successors, One Third Part to the Governor of the said Colony, and the other Third Part to the Informer or Prosecutor:

Ship departing from Colonies Licence.

And before such Ship or Vessel shall depart from the said Colonies, with any of the Articles enumerated in the Schedule marked (A.) laden as aforesaid, the Master or other Person having or taking Charge thereof, shall receive the said Licence from the Collector or Comptroller, with a Certificate indorsed thereon or affixed thereto, under their Hands and Seals of Office, who are to make Two Copies of such Licence, Indorsements and Certificates; for all which Entries, Coquets, Indorsements and Certificates or Copies, no more shall be taken by the said Officers than the legal and accustomed Fees; and the Master or other Person having or taking Charge of such Ship, shall, before he receives the said Licence, attest the said Copies under his Hand, which are to be left with the Collector and Comptroller, who are hereby required as soon as conveniently they can, to transmit One of the said Copies of the Licence, Indorsements and Certificates, to the Commissioners of the Customs in *England*, and record in a Book to be kept for that Purpose, the Notice in Writing of the Owner or Owners of the Ship or Vessel, the Affidavit of the Shipper, the Licence granted for the Exportation of the Articles, together with the Clearance; but in case any of the Articles enumerated in Schedule (A.) shall be found on board, or carried by any such Ship or Vessel to the said Island of *Malta* or the Dependencies thereof, other than such as are mentioned in the said Licence, then the Liberty granted by such Licence shall cease and become void and of none Effect; and such Ship or Vessel, and also the Master or other Person having or taking the Charge of such Ship or Vessel, and all others concerned, shall be subject and liable to all and every the same Penalties and Forfeitures as they would have been subject and liable to in case this Act had not been made.

Fee.

In what case Licence void.

V. And be it further enacted, That it shall and may be lawful for such Ship or Vessel, or any other Ship or Vessel being *British*-built, owned, navigated and registered according to Law, to load at the said Island of *Malta* or any of the Dependencies thereof, any of the Articles enumerated in the Schedule marked (B.) hereunto annexed, for Exportation direct to any of His Majesty's Sugar Colonies or Plantations in *America*, and any such Article may be landed in any such Colony or Plantation, being first duly entered with the proper Officers of the Customs there; any thing contained in an Act made in *England*, in the Fifteenth Year of the Reign of His Majesty King *Charles* the Second, intituled *An Act for the Encouragement of Trade*, or any other Act or Acts in force in the United Kingdom, or in *Great Britain* or *Ireland* respectively, to the contrary notwithstanding: Provided always, that the said Articles, Goods, Wares and Merchandize (Wine excepted), shall, upon Importation into any of the said Colonies or Plantations, be subject and liable to the Payment of such Duties as Goods of the like Denomination or Description are or may be subject and liable to, upon being imported into the said Colonies or Plantations from *Great Britain* and from

Ships to load at Malta certain Articles for Colonies.

15 Car. 2. c. 7.

Duties.

higher Duties; any thing in any Act or Acts of Parliament to the contrary notwithstanding.

VI. Provided always, and be it further enacted, That any Sort of Wine which by virtue and in pursuance of this Act shall be imported or brought into any of His Majesty's Sugar Colonies or Plantations in *America*, from the Island of *Malta* or the Dependencies thereof, shall be subject and liable to the Payment of such and the like Duties, and no other, as are due and payable on *Madeira* Wine when imported into any of the said Colonies or Plantations directly from the Island of *Madeira*.

Wine imported into Colonies to pay like Duties as payable on *Madeira* Wine.

VII. And be it further enacted, That upon such Licence being returned to the Collector and Comptroller of the Customs of the Port where the Articles enumerated in Schedule (A.) were shipped, and an Account of the lading being indorsed thereon or annexed thereto, and also upon such Certificate of the Governor or Deputy Governor or Principal Officer of the Customs, being produced as aforesaid, and the several other Matters and Things required by this Act being duly complied with, within Two Years from the Date of such Licence, the Bond given before granting such Licence shall be discharged and delivered up; any thing in the said Bond or in this Act contained to the contrary thereof in any wise notwithstanding; otherwise such Bond shall be forfeited, and shall and may be prosecuted in the manner directed by this Act.

When Bonds discharged.

VIII. And be it further enacted, That it shall and may be lawful to export from *Newfoundland*, the Island of *Bermuda*, or any of His Majesty's Colonies or Plantations in *North America*, any Articles of the Growth, Production or Manufacture of such Colony or Plantation, or any Articles which have been legally imported into such Colony or Plantation direct to the Island of *Malta*, or the Dependencies thereof, in such Ships and Vessels, and under such Licences, Entries, Securities, Regulations, Penalties and Forfeitures, as are hereinbefore mentioned and described, as to Exportation from His Majesty's Sugar Colonies or Plantations in *America*.

Goods exported from Colonies to *Malta* direct.

IX. And be it further enacted, That it shall and may be lawful to import from the Island of *Malta*, or any of the Dependencies thereof, direct into *Newfoundland*, the Island of *Bermuda*, or any of His Majesty's Colonies or Plantations in *North America*, any of the Articles enumerated in the Schedule hereunto annexed marked (B.) in such Ships and Vessels, and under such Regulations and Restrictions as are hereinbefore mentioned and described, as to the Importation of the said Articles into any of His Majesty's Sugar Colonies or Plantations in *America*.

Certain Goods imported from *Malta* direct to Colonies.

X. And Whereas by the Laws now in force, Goods and Commodities of the *Streights* or *Levant* Seas may be imported into the United Kingdom in *British*-built Ships, and navigated and registered according to Law, from the usual Ports or Places for landing them heretofore within the said *Streights* or *Levant* Seas, though the said Commodities be not of the very Growth of the said Places: And Whereas it is expedient that such Goods should be allowed to be in like manner imported from the Island of *Malta* and the Dependencies thereof; Be it therefore enacted, That, from and after the passing of this Act, it shall be lawful for any Person or Persons to import from the Island of *Malta* or the Dependencies thereof into the United Kingdom, any Goods, Wares

Goods of *Levant* brought from *Malta*.

Duties. or Merchandize, not prohibited to be imported, being of the Growth, Produce and Manufacture of any Country or Place within the *Streights* or *Levant Seas*, in *British*-built Ships or Vessels, owned, navigated and registered according to Law, and in no other Ship or Vessel whatever, on Payment of such Duties as now are or hereafter may be due and payable on such Goods, Wares or Merchandize when imported into *Great Britain* or *Ireland* respectively; any Law, Custom or Usage to the contrary notwithstanding: Provided always, that all such Goods, Wares and Merchandize, being of the Growth, Produce or Manufacture of any Place within the Dominions of the Grand Signior, within the *Levant Seas*, so imported under the Authority of this Act, shall be subject and liable to the Payment of the same Duties, to the Company of Merchants of *England* trading into the *Levant Seas*, commonly called or known by the Name of *The Turkey Company*, as shall be payable on the like Articles when imported direct from *Turkey* by Persons being Members of the said Company.

Persons free of Turkey Company, to import Raw Silk from Malta.

XI. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful for any Person or Persons admitted into and made free of the said Company of Merchants of *England* trading into the *Levant Seas*, to import into the United Kingdom from the said Island of *Malta* or the Dependencies thereof, in *British*-built Ships or Vessels, owned, navigated and registered, according to Law, any Raw Silk or Mohair Yarn, being the Growth or Production of any Place within the Dominions of the Grand Signior, within the *Levant Seas*; any Law, Custom or Usage to the contrary notwithstanding: Provided always, that all such Raw Silk and Mohair Yarn so imported into the United Kingdom under the Authority of this Act, shall be subject and liable to the Duties due and payable to the said *Turkey Company*, in like manner as if such Raw Silk or Mohair Yarn had been imported into the United Kingdom directly from *Turkey*.

Proviso.

XII. And Whereas it is expedient, that Thrown Silk of the Production of *Italy*, *Sicily* or the Kingdom of *Naples*, should be permitted to be imported into the United Kingdom directly by Sea from the Island of *Malta* and the Dependencies thereof; Be it therefore enacted, That, from and after the passing of this Act, it shall and may be lawful for any Person or Persons to import from the said Island of *Malta* or the Dependencies thereof, into the United Kingdom directly, any Thrown Silk being of the Production of *Italy*, *Sicily* or of the Kingdom of *Naples*, in *British*-built Ships or Vessels, owned, navigated and registered according to Law, and in no other Ship or Vessel whatever, on Payment of such and the like Duties as now are or hereafter may be payable in *Great Britain* or *Ireland* respectively on such Thrown Silk when imported directly by Sea from the Place of its Production; any Law, Custom or Usage to the contrary notwithstanding.

Thrown Silk imported from Malta.

Recovery of Penalties.

XIII. And be it further enacted, That all Penalties and Forfeitures incurred by this Act (except where it is otherwise provided) shall and may be prosecuted in any of His Majesty's Courts of Record at *Westminster* or *Dublin*, or the Court of *Exchequer* in *Scotland*: one Moiety whereof to be for the Use of His Majesty, his Heirs and Successors, and the other Moiety to him or them who will sue for, prosecute and recover the same, within no Effort, Execution

tion or Wager of Law shall be allowed, nor any more than One Imparance.

XIV. And be it further enacted, That if any Person or Persons shall be sued or prosecuted for any thing done or to be done in pursuance of this Act, such Person or Persons may plead the General Issue, and give this Act and the Special Matter in Evidence; and if the Plaintiff or Plaintiffs, Prosecutor or Prosecutors shall become Nonsuit, or forbear the Prosecution, or discontinue his, her or their Action, or if a Verdict shall pass against him, her or them, the Defendants shall have Treble Costs, and shall have the like remedy for the same as in cases where Costs are by Law given to Defendants.

XV. And be it further enacted, That if any Person or Persons shall grant a false Certificate, or counterfeit, erase or alter any Licence, Oath or Certificate, which shall be made or given pursuant to this Act, or shall knowingly or wittingly publish or make use thereof, such Person or Persons shall forfeit Five hundred Pounds, to be recovered and disposed of in the manner directed by this Act; and such Licence, Oath or Certificate so falsified, counterfeited, erased or altered, shall be invalid and of none effect.

General Issue.

Treble Costs.

Counterfeiting, &c. Licences, &c.

Penalty.

SCHEDULES to which this Act refers.

SCHEDULE (A.)

Sugar.
Coffee.
Cocoa.
Rum.
Molasses.

Pimento.
Indigo.
Ginger.
Fustic, or other Dying Wood.

SCHEDULE (B.)

Dry and Wet Fruit in Brandy and Sugar, in Jars and Bottles.
Pickles - - in ditto.
Olives.
Figs.
Raisins.
Currants.
Pistaccio Nuts.
Almonds.
Dates.
Capers.
Wine.
Brandy.
Oil of Olives.
Oil of Almonds.
Gum Arabic.
— Mastic.
— Myrrh.
— Sicily.
— Ammoniac.
Opium.
Manna.
Senna.
Cantharides.

Oris Root.
Rhubarb.
Jalap.
Scamony.
Quicksilver.
Sarsaparilla.
Saffron.
Safflower.
Musk.
Incense.
Essence of Bergamot.
Do. of Citron.
Do. of Lemon.
Do. of Orange.
Do. of Lavender.
Do. of Roses.
Do. of Rosemary.
Marble, }
Alabaster, } Rough and Worked.
Brimstone.
Cork.
Aniseed.
Cumminseed.
Ostrich Feathers.

H 4

Honey.

Honey.
Sponges.
Amber.
Coral.
Mill Timber.
Box Wood.
Argol.
Vermillion.
Ochres.
Cinnabar.
Orange Buds and Peel.
Juniper Berries.
Punk.
Pumice Stone.
Emery Stone.
Whetstone.
Paintings and Prints.
Mosaic Works.
Medals.

Lava, and Malta Stone for building.
Pozzolana.
Bullion.
Precious Stones.
Pearls.
Corn.
Grain.
Meal or Flour.
Beans.
Peafe.
Lentils.
Rice.
Macaroni or Vermicelli.
Cafcafoo.
Parmesan Cheefe.
Bologna and other Sauages.
Anchovies.
Caviar.
Botarga.

C A P. XXX.

An Act for granting to His Majesty, until the Fifth Day of April One thousand eight hundred and nineteen, additional Duties of Excise in *Great Britain* on Sweets, Tobacco, Snuff and Excise Licences. [23d March 1815.]

‘ Most Gracious Sovereign,

‘ **W**E, 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 necessary Supplies to defray Your Majesty’s Public Expences, and making an Addition to the Public Revenue, have freely and voluntarily resolved to give and grant unto Your Majesty the several additional Rates and Duties of Excise hereinafter respectively 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 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 throughout *Great Britain*, to and for the Use of His Majesty, his Heirs and Successors, upon the several Goods, Wares, Merchandize, Matters and Things mentioned and described in the Schedule marked (A.) hereunto annexed, the several Sums of Money and additional Duties of Excise as they are respectively inserted, described and set forth in the said Schedule; and that there shall be made, allowed and paid for or in respect of Goods, Wares and Merchandize for or in respect whereof any additional Duty of Excise by this Act imposed shall have been paid, the several Drawbacks of Excise as the same are also respectively inserted, described and set forth in the Schedule (a) marked (B.) hereunto annexed; and also all such special Allowances as are particularly directed by any Act or Acts of Parliament in force at and un-

Additional Duties in Schedule (A.) and Drawbacks in Schedule (B.) paid.

(10) [See Note to Schedule (B.)]

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diately before the passing of this Act; and the same respectively shall commence and take effect from and after the Eighteenth Day of February One thousand eight hundred and fifteen.

II. 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 *Scotland* shall be under the Management of the Commissioners of Excise in *Scotland* for the time being.

Duties under Management of Commissioners of Excise.

III. Provided always, and be it further enacted, That the additional Duties of Excise, granted by this Act on Tobacco and Snuff respectively, shall be charged on all Tobacco and Snuff imported into *Great Britain*, which shall have been warehoused and shall have remained on the Twentieth Day of February One thousand eight hundred and fifteen, in any Warehouse or Warehouses under His Majesty's Locks, in pursuance or by the Authority of any Act or Acts of Parliament, or other special Authority in force on or immediately before the said Twentieth Day of February One thousand eight hundred and fifteen, although such Tobacco or Snuff may have been imported before the said Twentieth Day of February One thousand eight hundred and fifteen: Provided always, that such Duties shall not be payable on any such Tobacco or Snuff unless and until any such Tobacco or Snuff respectively shall be taken out of any such Warehouse for the Purpose of being used or consumed in *Great Britain*.

Duties paid on Tobacco warehoused before Feb. 20, 1815, if taken out for Home Consumption.

Provido.

IV. And be it further enacted, That the several Sums of Money respectively inserted, described and set forth in the said Schedule hereunto annexed marked (A.) as the Duties of Excise, and the Drawbacks of the Duties of Excise set forth in the said (a) Schedule marked (B.) upon the several Goods, Wares, Merchandize, Matters and Things inserted therein shall and may be respectively raised, levied, collected, answered, paid, recovered, adjudged, mitigated and allowed, 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 and Drawbacks of Excise respectively upon Goods, Wares, Merchandize, Matters and Things of the same Sorts or Kinds respectively were or might be raised, levied, collected, answered, paid, recovered, adjudged, mitigated or allowed; and the Goods, Wares and Merchandize so by this Act respectively made liable to the Payment of, or chargeable with, Duties of Excise, or entitled to Drawbacks of Excise, as respectively inserted, described and set forth in the said Schedules hereunto annexed, shall be and the same are hereby made subject to all and every the Conditions, Regulations, Rules, Restrictions and Forfeitures, to which Goods, Wares and Merchandize in general and also to all and every the special Conditions, Rules, Regulations, Restrictions and Forfeitures respectively, to which the like Goods, Wares or Merchandize respectively were subject or liable by any Act or Acts of Parliament in force immediately before the passing of this Act, relating to the Duties of Excise, and all and every Pain, Penalty, Fine or Forfeiture of any Nature or Kind whatever, for any Offence whatever committed against or in Breach of any Act or Acts of Parliament in force immediately before the passing of this Act, made for securing the Revenue of

Duties, &c, how levied.

(a). [See Note to Sch. (B.)]

Excise.

Excise or for the Regulation or Improvement thereof, and the several Clauses, Powers and Directions therein contained, shall and 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 Duties of Excise and Drawbacks of Duties of Excise hereby charged and allowed in as full and ample manner to all Intents and Purposes whatever, as if all and every the said Acts, Clauses, Provisions, Powers, Directions, Fines, Pains, Penalties or Forfeitures were particularly repeated and re-enacted in the Body of this Act.

Duties in Pro-
portion to
greater or less
Quantity.

V. And be it further enacted, That in all cases where Duties are imposed or Drawbacks allowed by this Act on any specific Quantity of Goods, Wares or Merchandize, the same shall in every case be understood, deemed and taken to apply in the same Proportion and after the same Rate to any greater or less Quantity than such specific Quantity.

Prize Tobacco
and Snuff liable
to Duty.

VI. And be it further enacted, That all Tobacco and Snuff respectively taken and condemned as Prize, and sold by the Captors or their Agents, and which shall from or after the said Twentieth Day of *February* One thousand eight hundred and fifteen, be taken out of any Warehouse wherein the same shall have been secured, to be consumed in this Kingdom, shall be subject and liable to the Additional Duties respectively by this Act imposed, for or in respect of Tobacco or Snuff as the case may require, respectively imported, and such additional Duty shall be paid and payable by such Persons and in such manner as the Duties on such Tobacco or Snuff respectively are now payable by Law.

Duty added to
Contract Prices.

VII. And Whereas Contracts or Agreements may have been made before the passing of this Act, by Dealers in Tobacco or Snuff, upon which additional Duties are by this Act imposed for such Tobacco or Snuff respectively delivered after the said Twentieth Day of *February* One thousand eight hundred and fifteen; Be it therefore enacted, That such Dealers delivering such Tobacco or Snuff respectively, after the Day and Year last aforesaid, in pursuance of such Contracts or Agreements, shall be allowed to add so much Money as will be equivalent to the Duties by this Act imposed, and paid or actually charged by any Officer of Excise, for or in respect of such Tobacco or Snuff respectively, to the Price thereof, and shall be entitled by virtue of this Act to be paid for the same accordingly.

Obstructing, &c.
Officers.

VIII. 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 Excise in the due Execution of the Powers or Authorities by this Act granted or any or either of them, every Person so offending shall, for every such Offence, forfeit and lose the Sum of Two hundred Pounds.

Penalty.
Recovery, &c.
of Penalties.

IX. 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 Month of every such Fine, Penalty or Forfeiture shall be to His Majesty, his Heirs and Successors, and the other Month to him or them who shall inform, discover or sue for the same.

X. And be it further enacted, That all the 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 the said Money so paid into the Receipt of Exchequer as aforesaid, shall be carried to and made Part of the Consolidated Fund of Great Britain.

Duties paid into Exchequer.

Consolidated Fund.

Separate Accounts of Duties kept and laid before Parliament pursuant to 42 G. 3. c. 70.

XI. Provided always, and be it enacted, That 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, shall, during the Continuance of this Act, cause a separate and distinct Account of the additional Duties granted by this Act 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, intitled *An Act for directing certain Public Accounts to be laid annually before Parliament, and for discontinuing certain other Forms of Account now in Use*; and the Monies arising from the said additional Duties shall be deemed a permanent Increase to the Public 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 of Parliament passed or to be passed in the present Session of Parliament.

XII. 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 Session of Parliament. [Additional Act altered, &c.]

XIII. And be it further enacted, That the Duties granted by this Act shall continue in force until the Fifth Day of April One thousand eight hundred and nineteen. Continuation of Duties.

SCHEDULE to which this Act refers.

SCHEDULE (A.) — DUTIES.

SWEETS.		£.	s.	d.
For every Barrel of Liquor which shall be made in Great Britain for Sale, by Infusion, Fermentation or otherwise, from Fruit or Sugar, or from Fruit or Sugar mixed with any other Ingredients or Materials whatsoever, commonly called Sweets, or called or distinguished by the Name of Made Wines - - -	- - -	0	11	7½
[Duty on Sweets repealed, post. c. 63.]				
TOBACCO AND SNUFF.				
For every Pound Weight of Tobacco imported into Great Britain - - -	- - -	0	0	3
For every Pound Weight of Snuff imported into Great Britain - - -	- - -	0	0	3
LICENCES.				
For and upon all Licences to be taken out according to the Laws in each case made and provided by the Makers, Manufacturers, Traders, Dealers, Retailers and other Persons hereinafter mentioned, within Great Britain, to be paid by such Makers, Manufacturers, Traders, Dealers, Retailers or others				

SCHEDULE (A.)—DUTIES, <i>continued.</i>		£.	s.	d.
Persons respectively, the several annual additional Sums hereinafter mentioned; that is to say,				
By every Person exercising the Trade or Business of an Auctioneer, for every such Licence	-	0	6	0
Every Common Brewer of Table Beer, not being a Common Brewer of Strong Beer, for every such Licence	-	1	0	0
Every Common Brewer who shall brew any Strong Beer, for every such Licence,	-			
If the Quantity of Beer brewed by such Common Brewer within the Year ending the Fifth Day of July in each Year previous to taking out the Licence shall not exceed One thousand Barrels	-	0	15	0
If the same shall exceed One thousand Barrels and shall not exceed Two thousand Barrels	-	1	0	0
If the same shall exceed Two thousand Barrels and shall not exceed Five thousand Barrels	-	2	10	0
If the same shall exceed Five thousand Barrels and shall not exceed Seven thousand five hundred Barrels	-	3	15	0
If the same shall exceed Seven thousand five hundred Barrels and shall not exceed Ten thousand Barrels	-	5	0	0
If the same shall exceed Ten thousand Barrels and shall not exceed Twenty thousand Barrels	-	10	0	0
If the same shall exceed Twenty thousand Barrels and shall not exceed Thirty thousand Barrels	-	15	0	0
If the same shall exceed Thirty thousand Barrels and shall not exceed Forty thousand Barrels	-	20	0	0
Or if the same shall exceed Forty thousand Barrels	-	25	0	0
Every Person who shall first become a Common Brewer of Strong Beer, for every such Licence 15s.; and within Ten Days after the Fifth Day of July next after taking out such Licence, such further additional Sum as with the said 15s. shall amount to the Duty hereinbefore directed to be paid, according to the Number of Barrels of Strong Beer brewed within the preceding Year	-	0	15	0
Every Person who shall make any Liquor commonly called or known by the Name of Beer Colouring, for every such Licence	-	5	0	0
Every Person who shall sell Beer or Ale by Retail, or who shall sell Cyder or Perry to be drank or consumed in his, her or their House or Premises, for every such Licence	-	2	2	0
Every Maker of Wax Candles or Spermaceti Candles for Sale, for every such Licence	-	6	0	0
Every Dealer in or Seller of Wax or Spermaceti Candles, not being a Maker of such Candles, for every such Licence	-	0	10	6
Every Chandler or Maker of Candles, other than Wax or Spermaceti Candles, for Sale, for every such Licence	-	1	0	0
Every Person trading in, vending or selling Coffee, Tea, Cocoa Nuts or Chocolate, for every such Licence	-	0	5	6
Every Glass Maker for a Licence for each and every Glass House	-	10	0	0
Every Tanner within the Limits of the Weekly Bills of Mortality for every such Licence	-	5	0	0

SCHEDULE (A.) — DUTIES, *continued.*

	£	s.	d.
Every other Tanner for every such Licence	-	-	-
Every Tawer for every such Licence	2	10	0
Every Dresser of Hides and Skins in Oil, for every such Licence	1	0	0
Every Currier, for every such Licence	2	0	0
Every Maker of Vellum or Parchment, for every such Licence	2	0	0
Every Maltster or Maker of Malt for Sale, for every such Licence,	0	0	0
If the Quantity of Malt made by such Maltster or Maker of Malt within the Year ending the Fifth Day of July in each Year previous to taking out the Licence shall not exceed Fifty Quarters	-	-	-
If the same shall exceed Fifty Quarters and shall not exceed One hundred Quarters	0	2	6
If the same shall exceed One hundred Quarters and shall not exceed One hundred and fifty Quarters	0	5	0
If the same shall exceed One hundred and fifty Quarters and shall not exceed Two hundred Quarters	0	7	6
If the same shall exceed Two hundred Quarters and shall not exceed Two hundred and fifty Quarters	0	10	0
If the same shall exceed Two hundred and fifty Quarters and shall not exceed Three hundred Quarters	0	12	6
If the same shall exceed Three hundred Quarters and shall not exceed Three hundred and fifty Quarters	0	15	0
If the same shall exceed Three hundred and fifty Quarters and shall not exceed Four hundred Quarters	0	17	6
If the same shall exceed Four hundred Quarters and shall not exceed Four hundred and fifty Quarters	1	0	0
If the same shall exceed Four hundred and Fifty Quarters and shall not exceed Five hundred Quarters	1	2	6
If the same shall exceed Five hundred Quarters and shall not exceed Five hundred and fifty Quarters	1	5	0
Or if the same shall exceed Five hundred and fifty Quarters	1	7	6
Every Person who shall first become a Malster or Maker of Malt for Sale, for every such Licence 2s. 6d.; and within Ten Days after the Fifth Day of July next after taking out such Licence, such further additional Sum as with the said 2s. 6d. shall amount to the Duty hereinbefore directed to be paid according to the Quantity of Malt made within the preceding Year	0	2	6
Every Maker of Metheglin or Mead for Sale, for every such Licence	1	10	0
Every Maker of Paper or Pasteboard, and every Paper Stainer, for every such Licence	1	0	0
Every Person trading in, vending or selling any Gold or Silver Plate, or any Goods or Wares in which any Quantity of Gold exceeding Two Penny Weights and under Two Ounces in Weight, or any Quantity of Silver exceeding Five Penny Weights and under Thirty Ounces in Weight in any one separate and distinct Ware or Piece of Goods, is or are, or shall be manufactured, for every such Licence	2	0	0
Every Person trading in, vending or selling any Gold or Silver Plate; or any Goods or Wares in which any Quantity of Gold	2	6	0

SCHEDULE (A.)—DUTIES, *continued.*

	£.	s.	d.
of the Weight of Two Ounces or upwards, or any Quantity of Silver of the Weight of Thirty Ounces or upwards in any one separate and distinct Ware or Piece of Goods is or shall be manufactured; and every Pawnbroker trading in, vending or selling Gold or Silver Plate, or Goods or Wares in which any Quantity of Gold or Silver is or shall be manufactured, or taking in or delivering out Pawns of such Plate, Goods or Wares, and every Refiner of Gold or Silver, for every such Licence			
Every Calico Printer, and every Printer, Painter or Stainer of Silks, Linens, Cottons or Stuffs, for every such Licence	5	15	0
Every Maker of Soap for Sale, for every such Licence	10	0	0
Every Distiller or Maker of Low Wines or Spirits for Sale or for Exportation within that Part of Great Britain called England, for every such Licence	2	0	0
Every Rectifier of Spirits within that Part of Great Britain called England, for every such Licence	10	0	0
Every Dealer in Brandy or other Spirituous Liquors, or Strong Waters, not being a Retailer, in any Part of Great Britain, or not being a Wholesale Seller or Dealer in plain <i>Aqua Vite</i> only, distilled from Malt, Corn, Grain, Barley, Beer, Bigg or other British Materials, in that Part of Great Britain called Scotland, for every such Licence	5	0	0
Every Person in that Part of Great Britain called Scotland who shall by Wholesale sell or deal in Spirits made and distilled from Malt, Corn, Grain, Barley, Beer, Bigg or other British Materials, and commonly called or known by the Name of <i>Aqua Vite</i> , in that Part of the United Kingdom, not being a licensed Distiller, Rectifier, Compounder or Retailer of Spirits, not being a Dealer in Brandy or other Spirituous Liquors duly licensed for that Purpose, in manner above mentioned, for every such Licence to sell plain <i>Aqua Vite</i> only by Wholesale	5	0	0
Every Retailer of distilled Spirituous Liquors or Strong Waters in Great Britain, not being a Retailer of plain <i>Aqua Vite</i> only, made or distilled from British Materials, in that Part of Great Britain called Scotland, for every Licence to be taken out as aforesaid,	3	0	0
If the Dwelling House in which such Retailer shall reside or retail such distilled Spirituous Liquors or Strong Waters at the time of taking out such Licence shall not, together with the Offices, Courts, Yards and Gardens therewith occupied, be rated under the Authority of any Act or Acts of Parliament for granting Duties on inhabited Houses, at a Rent of Fifteen Pounds per Annum or upwards	2	7	0
If rated as aforesaid at Fifteen Pounds per Annum or upwards, and under Twenty Pounds	2	11	0
If at Twenty Pounds per Annum or upwards, and under Twenty five Pounds	2	15	0
If at Twenty five Pounds per Annum or upwards, and under Thirty Pounds	2	19	0

SCHEDULE (A.)—DUTIES, *continued.*

	£.	s.	d.
Retailer of Spirituous Liquors, &c. Licence— <i>continued.</i>			
If at Thirty Pounds per Annum or upwards, and under Forty Pounds			
If at Forty Pounds per Annum or upwards, and under Fifty Pounds	3	3	0
Or if at Fifty Pounds per Annum, or upwards	3	7	0
Every Person who, within the Limits of any Royal Burgh of Barony or Regality in any Part of Scotland, or in any Place in any other Part of Scotland, other than within the Highlands of Scotland, limited and described in the Acts in that case made and provided, shall retail any Spirits made or distilled from Malt, Corn, Grain, Barley, Beer, Bigg or other British Materials, and commonly called or known by the Name of <i>Aqua Vite</i> in that Part of the United Kingdom, for every such Licence to retail plain <i>Aqua Vite</i> only	3	11	0
Every Person who shall retail such Spirits within the several Counties and Districts of the Highlands of Scotland, the Royal Burghs, Burghs of Barony or Regality therein excepted, for every such Licence	2	0	0
Every Starch Maker, for every Licence to be taken out as aforesaid	1	0	0
Every Maker of any Kind of Sweets or Made Wines, other than Mead for Sale, for every such Licence	5	0	0
Every Retailer of British-made Wines or Sweets, for every such Licence	5	0	0
Every Manufacturer of Tobacco or Snuff, for every such Licence,	2	4	0
If the Tobacco and Snuff Work, weighed by such Person for Manufacture within the Year ending on the Tenth Day of October previous to taking out the Licence, shall not have exceeded Twenty thousand Pounds Weight	1	0	0
If the same shall have exceeded Twenty thousand Pounds, and shall not have exceeded Thirty thousand Pounds Weight	1	10	0
If the same shall have exceeded Thirty thousand Pounds, and shall not have exceeded Forty thousand Pounds, and	2	0	0
If the same shall have exceeded Forty thousand Pounds, and shall not have exceeded Fifty thousand Pounds, and	2	10	0
If the same shall have exceeded Fifty thousand Pounds, and shall not have exceeded Sixty thousand Pounds, and	3	0	0
If the same shall have exceeded Sixty thousand Pounds, and shall not have exceeded Seventy thousand Pounds, and	3	10	0
If the same shall have exceeded Seventy thousand Pounds, and shall not have exceeded Eighty thousand Pounds, and	4	0	0
If the same shall have exceeded Eighty thousand Pounds, and shall not have exceeded Ninety thousand Pounds, and	4	10	0
If the same shall have exceeded Ninety thousand Pounds, and shall not have exceeded One hundred thousand Pounds Weight	5	0	0
If the same shall have exceeded One hundred thousand Pounds, and shall not have exceeded One hundred and twenty thousand Pounds Weight	6	0	0

SCHEDULE (A.)—DUTIES, *continued.*

	£.	s.	d.
Manufacturer of Tobacco or Snuff, Licence—<i>continued.</i>			
If the same shall have exceeded One hundred and twenty thousand Pounds, and shall not have exceeded One hundred and fifty thousand Pounds Weight	7	10	0
If the same shall have exceeded One hundred and fifty thousand Pounds Weight	10	0	0
Every Person who shall first become a Manufacturer of Tobacco or Snuff, for every Licence £1. ; and within Ten Days after the Tenth Day of October next after taking out such Licence, such further additional Sum as with the said £1. shall amount to the Duty hereinbefore directed to be paid, according to the Quantity of Tobacco and Snuff Work weighed for Manufacture within the preceding Year	1	0	0
Every Dealer in or Seller of Tobacco and Snuff within the Limits of the Chief Office of Excise, in London, or of the Chief Office of Excise, in Edinburgh, for every such Licence	0	5	0
Every Dealer in or Seller of Tobacco or Snuff in any other Part of Great Britain, out of the said Limits, for every such Licence	0	2	6
Every Maker of Vinegar, for every such Licence	10	0	0
Every Retailer of Foreign Wine in that Part of Great Britain called England, who shall not have an Excise Licence for retailing distilled Spirituous Liquors or Strong Waters, or a Licence for the retailing of Beer, Ale or other Exciseable Liquors, for every such Licence to retail Foreign Wine	5	4	0
Every Retailer of Foreign Wine in that Part of Great Britain called England, who shall have taken out a Licence for retailing Beer, Ale and other Exciseable Liquors, but shall not have an Excise Licence for retailing distilled Spirituous Liquors or Strong Waters, for every such Licence to retail Foreign Wine	4	4	0
Every Retailer of Foreign Wine in that Part of Great Britain called England, who shall have an Excise Licence for retailing distilled Spirituous Liquors or Strong Waters, for every such Licence to retail Foreign Wine	2	4	0
Every Retailer of Foreign Wine in that Part of Great Britain called Scotland, who shall not have an Excise Licence for retailing distilled Spirituous Liquors or Strong Waters, or a Licence for retailing Beer, Ale or other Exciseable Liquors, for every such Licence to retail Foreign Wine	3	6	8
Every Retailer of Foreign Wine in that Part of Great Britain called Scotland, who shall have taken out a Licence for retailing Beer, Ale or other Exciseable Liquors, but shall not have an Excise Licence for retailing distilled Spirituous Liquors or Strong Waters, for every such Licence to retail Foreign Wine	2	13	4
Every Retailer of Foreign Wine in that Part of Great Britain called Scotland, who shall have an Excise Licence for retailing distilled Spirituous Liquors or Strong Waters, for every such Licence to retail Foreign Wine	1	6	8
Every Wire Drawer or other Person who shall draw or cause to be drawn any Gilt or Silver Wire, commonly called Big Wire, in Great Britain, for every Licence to be taken out as aforesaid	1	0	0

SCHEDULE (B.)—DRAWBACKS (a).

TOBACCO.	
For every Pound Weight of Short Cut Tobacco manufactured at any of the Ports of Great Britain into which Tobacco may lawfully be imported, or within Two Miles thereof, from Tobacco for which the Duties imposed in respect thereof shall have been paid and exported as Merchandize by the Manufacturer thereof, from such Ports to Foreign Parts	A Farthing and Two fifth Parts of a Farthing.
For every Pound Weight of Shag Tobacco so manufactured, and exported	A Farthing and One fifth Part of a Farthing.
For every Pound Weight of Roll Tobacco so manufactured, and exported	A Farthing and Two fifth Parts of a Farthing.
For every Pound Weight of Carrot Tobacco so manufactured, and exported	A Farthing and One fifth Part of a Farthing.

(a) [See as to Drawbacks, post. c. 129. § 1—5.]

C A P. XXXI.

An Act to amend certain Acts respecting the Exportation and Importation of Sugar, and further to regulate the Importation of Sugar, Coffee and other Articles from certain Islands in the *West Indies*.

[2d May 1815.]

WHEREAS it is expedient that the Schedule and Table of Drawbacks, Bounties and Duties annexed to an Act passed in the last Session of Parliament, intituled *An Act to repeal the Schedule annexed to an Act of the Forty fifth Year of His present Majesty, by which the Drawbacks and Bounties on Sugar exported are to be ascertained, and substituting another in lieu thereof; and to permit the Importation of Sugar, Coffee and other Articles, the Produce of Martinique, Mariegalante, Saint Eustatia, Saint Martin and Saba, under the same Duties and Regulations as similar Articles of British Plantations, to continue until the Fifth Day of April One thousand eight hundred and fifteen*, should be repealed, and that another Schedule and Table should be enacted in lieu thereof; and it therefore please Your Majesty that it may be enacted; and enacted by The King's Most Excellent Majesty, by and with Advice and Consent of the Lords Spiritual and Temporal, and by the Authority of the Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the Fifth Day of April One thousand eight hundred and fifteen, the Schedule annexed to the recited Act shall be and the same is hereby repealed; and that and in lieu thereof the Schedule to this Act annexed shall, from and after the said Fifth Day of April One thousand eight hundred and fifteen, be construed and taken to be the Schedule according to which the Drawbacks and Bounties on Sugar exported from *Britain* shall be paid or allowed, except as hereinafter is provided.

54 G. 3. c. 57. Schedule.

repealed.

Proviso for Schedule to Act.

55 Geo. III.

I

II. Pro-

Refined Sugar
exported after
April 5,
Bounty.

II. Provided always, and be it further enacted, That the Bounty by this Act granted on Refined Sugar exported from *Great Britain*, shall not take Effect, or be paid or allowed on any such Sugar which shall be shipped for Exportation on or before the Fifth Day of *April* One thousand eight hundred and fifteen, but that the said Bounty on Refined Sugar exported from *Great Britain* shall be paid or allowed on such Sugar only as shall be entered and shipped for Exportation after the said Fifth Day of *April* One thousand eight hundred and fifteen; any thing contained in this Act or in the Schedule hereunto annexed, to the contrary notwithstanding.

49 G. 3. c. 98.

§ 8.

49 G. 3. c. 43.

During Suspension of Duty on Sugar, Countervailing Duties on Sugar imported from *Ireland* suspended, &c.

Proviso.

‘ 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: Provided always, that nothing in this Act contained shall extend or be construed to extend to alter, vary or repeal the additional Bounty payable on the Exportation from *Great Britain* of Sugar being Double Refined, or to repeal the additional Bounties payable on the Exportation from *Great Britain* of Refined Sugar, on account of the Temporary

War Duties imposed on Sugar : Provided always, that the last mentioned additional Bounties shall be calculated on the Amount of the Bounty to be paid or allowed under the Directions of this present Act, and according to the Schedule hereunto annexed, and not otherwise.

IV. And Whereas an additional Bounty on Double Refined Sugar was granted and allowed by an Act passed in the Forty seventh Year of 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;* and which said additional Bounty on Double Refined Sugar has been by several subsequent Acts continued until the Twenty fifth Day of *March* One thousand eight hundred and fifteen: And Whereas it is expedient, that the said additional Bounty should be further continued; Be it therefore enacted, That the said additional Bounty on Double Refined Sugar shall be further continued until the Fifth Day of *April* One thousand eight hundred and sixteen.

Bounty on Double refined Sugar granted by 47 G. 3. Sess. 1. c. 22. continued.

V. And be it further enacted, That, from and after the First Day of *June* One thousand eight hundred and fifteen, so much of the said recited Act passed in the Forty seventh Year of the Reign of His present Majesty as relates to the allowing or paying any Bounty on refined Sugar deposited in Warehouses under the Regulations of the said recited Act before the Exportation of such Sugar, shall be and the same is hereby repealed.

47 G. 3. Sess. 1. c. 22. § 11. in part repealed.

VI. And be it further enacted, That nothing in this Act contained all extend or be construed to extend, to alter or repeal the Deduction heretofore made from the Bounty or Drawback to be paid Sugar when exported from *Great Britain*, in any other than a *British* Vessel, owned, navigated and registered according to Law, directed by an Act passed in the Forty third Year of the Reign 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 Fifteenth Day of January One thousand eight hundred and four.*

Deduction heretofore made from Bounty on Sugar exported in Vessels not to be affected. 43 G. 3. c. 11. § 3.

VII. And be it further enacted, That the several Drawbacks Bounties hereby granted shall be paid or allowed in such and like manner in every respect, and subject and under and according to the like Rules, Regulations, Restrictions, Penalties and Forfeitures (except where any Alteration is made by this present Act), as any Drawbacks or Bounties on Sugar were paid or allowed before the said Fifth Day of *April* One thousand eight hundred and fifteen.

Drawbacks, &c. paid subject to existing Regulations.

VIII. And be it further enacted, That any Sugar, Coffee or other Articles, being of the Growth, Production or Manufacture of either of the Islands of *Martinique, Mariegalante and Guadalupe*, which have been or may be secured in Warehouses in *Great Britain* on or before the First Day of *June* One thousand eight hundred and fifteen, and on which the Home Consumption Duty shall not have been paid, shall and may be delivered from any

Sugar, &c. of Martinique, &c. warehoused before June 1st, delivered out on Payment of Duties payable on Sugar of British Planta-

tions, and exported on like Conditions.

Sugar, &c. of *Sr. Eustatia*, &c. admitted to Entry on Payment of like Duties as Sugar of British Plantations, and exported on like Conditions.

Duties on Raw or Clayed Sugar to cease.

Exception.

A& altered, &c.

any such Warehouse for Home Consumption on Payment of such and the like Duties of Customs and Excise, and no other, as at the time any such Goods shall be taken out of any such Warehouse shall be due and payable on the like Description of Goods, of the Growth, Produce or Manufacture of the *British* Plantations; and all such Sugar, Coffee or other Articles so imported before the said First Day of *June* shall on Exportation from *Great Britain* be subject to such and the like Duties, and entitled to such and the like Drawbacks and Bounties, as the like Articles, being of the Growth, Production or Manufacture of the *British* Plantations, are or may be subject or liable or entitled to.

IX. And be it further enacted, That, from and after the Fifth Day of *April* One thousand eight hundred and fifteen, any Sugar, Coffee or other Articles being of the Growth, Production or Manufacture of any or either of the Islands of *Saint Eustatia*, *Saint Martins* and *Saba*, imported into *Great Britain*, shall and may during the time such Islands shall remain in the Possession of His Majesty, his Heirs or Successors, be admitted to Entry, on Payment of such and the like Duties of Customs and Excise, and no other, as are or may be due and payable on the like Articles of the Growth, Production or Manufacture of the *British* Plantations and all such Sugar, Coffee and other Articles, shall on Exportation from *Great Britain*, be subject to such and the like Duties, and entitled to such and the like Drawbacks and Bounties, as the like Articles, being of the Growth, Production or Manufacture of the *British* Plantations, are or may be subject or liable or entitled to; and all such Goods so imported into *Great Britain* shall in every other respect be subject and liable to all and every the Rules, Regulations, Conditions and Restrictions, to which any such Articles, being of the Growth, Production or Manufacture of the *British* Plantations, are or may be subject or liable to.

X. And be it further enacted, That, from and after the Fifth Day of *April* One thousand eight hundred and fifteen, the Duties of Customs, payable on Raw or Clayed Sugar of the Produce of the *British* Plantations, or of the Islands of *Martinique*, *Mariegalante*, *Guadaloupe*, *Saint Eustatia*, *Saint Martin* and *Saba*, exported from the Warehouse in which any such Sugar shall have been secured on Importation into *Great Britain*, shall cease and determine, save and except in all cases relating to the recovering or paying any Arrears thereof respectively, which may, on the said Fifth Day of *April* One thousand eight hundred and fifteen, remain unpaid, or to any Fines, Penalties or Forfeitures, relating thereto, which shall have been incurred at any time before the said Fifth Day of *April* One thousand eight hundred and fifteen.

XI. And be it further enacted, That this A& may be altered, amended or repealed by any A& or A&ts to be passed in this Session of Parliament.

[See as to *Ireland*, *post. c. 37.*]

SCHEDULE to which this Act refers.

Brown or Mucovado Sugar.	Drawback to be allowed on Sugar of the British Plantations in the same State in which it was imported, and Bounty on Refined Sugar being Ground or Powdered Sugar.	Bounty on Refined Sugar called Bastards, or Refined Loaf Sugar broken in Pieces.	Bounty on other Refined Sugar in Loaf complete and whole, or Lump, duly refined.
Whatever may be the Average Price of such Sugar.	20s. the Cwt.	20s. the Cwt.	34s. the Cwt.

C A P. XXXII.

An Act to rectify a Mistake in an Act of the present Session of Parliament with respect to the Duties on Sugar imported from the *East Indies*; and for further continuing, until the End of Six Weeks from and after the Expiration of any Act or Acts of Parliament continuing the Temporary or War Duties upon Sugar imported into *Great Britain*, certain Countervailing Duties, Drawbacks and Bounties, on Refined Sugar.

[2d May 1815.]

WHEREAS by an Act passed in the present Session of Parliament, intituled *An Act for continuing to His Majesty certain Duties on Salt, 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 fifteen, the several Duties of Customs on Sugar imported into Great Britain, granted 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 continued until the Twenty fifth Day of March One thousand eight hundred and sixteen: And Whereas the Duties payable by the said last recited Act upon Sugar imported into Great Britain by the United Company of Merchants of England trading to the East Indies, had been repealed by an Act of the last Session of Parliament, intituled *An Act to repeal the Duties of Customs payable on Goods, Wares and Merchandize imported into Great Britain from any Port or Place within the Limits of the Charter granted to the United Company of Merchants of England trading to the East Indies, and to grant other Duties in lieu thereof; and to establish further Regulations for the better Security of the Revenue on Goods so imported; and to alter the Periods of making up and presenting certain Accounts of the said Company to Parliament, to continue in force until the Tenth Day of April One thousand eight hundred and nineteen; and other Duties of Customs were granted in lieu and**

Ante, e. 3.

§ 39.

54 G. 3. c. 36.
§ 1.

Table (B.)

instead

instead of the Duties thereby repealed, and which Duties should have been continued until the Twenty fifth Day of *March* One thousand eight hundred and sixteen, instead of those granted by the said Act of the Forty ninth Year of the Reign of His present Majesty in respect of Sugar so imported into *Great Britain* from Places within the Limits of the said Company's Charter: And Whereas the Temporary or War Duties granted by the said recited Acts of the Forty ninth and Fifty fourth Years of the Reign of His present Majesty upon Sugar imported into *Great Britain* had been continued until the Fifth Day of *July* One thousand eight hundred and fifteen, by an Act of the last Session of Parliament, intituled *An Act to continue, until the Fifth Day of July One thousand eight hundred and fifteen, certain Temporary or War Duties of Customs on the Importation of Goods, Wares and Merchandize 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 so much of the said recited Act of the present Session of Parliament, as in any wise relates to the Duties of Customs payable on Sugar imported into *Great Britain*, shall be and the same is hereby repealed; and, from and after the Twenty fifth Day of *March* One thousand eight hundred and fifteen, such of the said Duties granted by the said recited Act of the Forty ninth Year of the Reign of His present Majesty upon Sugar imported into *Great Britain*, other than from any Port or Place within the Limits of the Charter granted to the United Company of Merchants of *England* trading to the *East Indies*, and such of the Duties granted by the said recited Act of the Fifty fourth Year of the Reign of His present Majesty upon Sugar imported into *Great Britain* from any Port or Place within the said Limits, whether imported by the Company or by Persons authorized to trade within such Limits, as fall under the Title and Description of Permanent Duties, and which Duties have respectively been continued until the Twenty fifth Day of *March* One thousand eight hundred and fifteen, shall, together with the said recited Acts of the Forty ninth and Fifty fourth Years of the Reign of His present Majesty granting and continuing the same, and all the Provisions thereof, be and the same are hereby severally and respectively further continued until the Twenty fifth Day of *March* One thousand eight hundred and sixteen; and all Monies arising thereby shall be paid into the Receipt of the Exchequer, and be appropriated, applied and accounted for according to the Directions of the said recited Act of the present Session of Parliament.

II. And be it further enacted, That the several Powers, Authorities and Directions, respecting the Duties granted by the said recited Act of the present Session of Parliament shall extend to and apply to the Duties hereby continued in as full and ample a manner as if the said Powers, Authorities and Directions had been repeated and re-enacted in this Act, and were made Part thereof.

III. And Whereas by several Acts made during the late Hostilities certain additional Bounties were allowed upon Refined Sugar imported from *Great Britain*, and certain additional Counter-vailing Duties were payable on Refined Sugar of the Manufacture

54 G. 3. c. 64.

Ante, c. 3. § 39. in part repealed Duties granted by 49 G. 3. c. 98. on Sugar (Exception) and Duties granted by 54 G. 3. c. 36. on Sugar imported from East Indies, continued.

Powers of 55 G. 3. c. 3. extended to Act.

of Ireland imported from thence into Great Britain, and additional Drawbacks and Bounties were allowed upon the Exportation of Refined Sugar of the Manufacture of Great Britain exported from thence to Ireland, and which said Bounties, Duties and Drawbacks, were allowed in consequence of certain additional Duties having been granted to His Majesty upon Sugar imported into Great Britain during the War and for Six Months after the Ratification of a Definitive Treaty of Peace; and as the said additional Duties upon Sugar have been further continued until the Fifth Day of July One thousand eight hundred and fifteen, it is expedient to continue the said Acts granting the said additional Countervailing Duties on the Importation into and allowing the additional Drawbacks and Bounties upon the Exportation of Refined Sugar from Great Britain; Be it therefore enacted, That so much of an Act passed in the Forty third Year of the Reign of His present Majesty, intituled *An Act for granting to His Majesty, during the present War and until the Ratification of a Definitive Treaty of Peace, additional Duties on the Importation and Exportation of certain Goods, Wares and Merchandize, and on the Tonnage of Ships and Vessels in Great Britain*; and of another Act passed in the said Forty third Year of the Reign of His present Majesty, intituled *An Act for granting to His Majesty certain Countervailing Duties on the Importation into Great Britain of Refined Sugar of the Manufacture of Ireland, and for allowing additional Drawbacks or Bounties on the Exportation to Ireland of Refined Sugar of the Manufacture of Great Britain during the Continuance of certain Acts; and for allowing, until the First Day of May One thousand eight hundred and four, a Bounty on the Importation of Salmon and Cod Fish from the Island of Newfoundland and the Coast of Labrador, into Great Britain and Ireland*; and of another Act passed in the Forty fourth Year of the Reign of His present Majesty, intituled *An Act for granting to His Majesty during the present War and for Six Months after the Expiration thereof by the Ratification of a Definitive Treaty of Peace, additional Duties on the Importation of certain Goods, Wares and Merchandize into Great Britain; and on Goods, Wares and Merchandize brought or carried Coastwise within Great Britain*; and also of another Act passed in the Forty sixth Year of the Reign of His present Majesty intituled *An Act for granting to His Majesty, during the present War and for Six Months after the Expiration thereof by the Ratification of a Definitive Treaty of Peace, additional Duties on certain Goods, Wares and Merchandize imported into and exported from or brought or carried Coastwise within Great Britain, as allowed additional Bounties upon Refined Sugar exported from Great Britain; and as granted additional Countervailing Duties upon Refined Sugar of the Manufacture of Ireland imported from thence into Great Britain, and as allowed additional Drawbacks upon Refined Sugar of the Manufacture of Great Britain exported from thence to Ireland, for certain Periods therein particularly mentioned, shall be and the same are hereby continued from and after the Expiration of the said Periods respectively, until the End of Six Weeks from and after the Expiration of any Act (a) or Acts of Parliament continuing the Temporary or War Duties upon Sugar imported into Great Britain: Provided always, that no additional Bounty or Drawback shall be paid or*

43 G. 3. c. 70.
§ 11.43 G. 3. c. 154.
§ 1. 3.44 G. 3. c. 55.
§ 8. 10. 12.46 G. 3. c. 42.
§ 9. 12.

continued.

Proviso.

(a) [See post. c. 33.]

1 4

allowed

allowed upon the Exportation of Refined Sugar under the Authority of this Act, unless all the Rules, Regulations, Restrictions and Conditions required by any Act or Acts of Parliament in force on or immediately before the passing of this Act, with respect to Drawbacks and Bounties payable on the Exportation from *Great Britain* of Refined Sugar, shall have been duly complied with.

C A P. XXXIII.

An Act to continue, until the Fifth Day of *July* One thousand eight hundred and sixteen, certain Temporary or War Duties of Customs on the Importation into *Great Britain* of Goods, Wares and Merchandize. [2d May 1815.]

54 G. 3. c. 64.

‘ WHEREAS by an Act passed in the Fifty fourth Year of the Reign of His present Majesty, intituled *An Act to continue, until the Fifth Day of July One thousand eight hundred and fifteen, certain Temporary or War Duties of Customs on the Importation of Goods, Wares and Merchandize into Great Britain*, certain Duties of Customs, under the Title and Description of Temporary or War Duties, granted to His Majesty, his Heirs and Successors, upon Goods, Wares and Merchandize imported into *Great Britain*, 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*, and by other subsequent Acts (a), are continued until the Fifth Day of *July* One thousand eight hundred and fifteen; and it is expedient that the said Duties 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 several and respective Duties of Customs upon Goods, Wares and Merchandize imported into *Great Britain*, which by the said Act of the Fifty fourth Year of the Reign of His present Majesty were continued and made payable to His Majesty, his Heirs and Successors, until the Fifth Day of *July* One thousand eight hundred and fifteen, shall be further continued, and be paid and made payable until the Fifth Day of *July* One thousand eight hundred and sixteen; save and except such of the said Duties as are charged on the Importation of Tobacco; and also save and except such of the said Duties as are charged on the Importation of Cotton Wool (b) in *British*-built Ships, owned, navigated and registered according to Law, or from any of the Dominions of The Crown of *Portugal* in a *Portuguese* Ship.

49 G. 3. c. 98.
§ 6.

War Duties of
Customs on Im-
portation of
Goods con-
tinued.

Exception.

- (a) [50 G. 3. c. 77. § 3.—51 G. 3. c. 44. § 6.—51 G. 3. c. 67. § 2.—51 G. 3. c. 93. § 3.—52 G. 3. c. 36. § 3.—52 G. 3. c. 117. § 2.—53 G. 3. c. 33. § 9.—54 G. 3. c. 36. § 52.]
(b) [See as to Cotton Wool imported into *Ireland*, c. 82. § 10. *post*.]

C A P. XXXIV.

An Act to continue, until the Twenty fifth Day of *March* One thousand eight hundred and seventeen, an Act made in the Forty ninth Year of His present Majesty, to permit the Importation of Tobacco into *Great Britain* from any Place whatever.

[2d *May* 1815.]

WHEREAS an Act was made in the 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*; which Act has been continued by Two Acts of the Fifty first and Fifty second Years of the Reign of His present Majesty until the Twenty fifth Day of *March* One thousand eight hundred and fifteen: And Whereas the said Act has 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 the said Act shall, from and after the said Twenty fifth Day of *March* One thousand eight hundred and fifteen, be and the same is hereby further continued until the Twenty fifth Day of *March* One thousand eight hundred and seventeen.

49 G. 3. c. 25.

[51 G. 3. c. 14.]

§ 3.

52 G. 3. c. 20.

§ 1.]

continued.

C A P. XXXV.

An Act to grant to His Majesty an additional Duty of Excise on Tobacco in *Ireland*.

Most Gracious Sovereign,

[2d *May* 1815.]

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 necessary Supplies, have freely and voluntarily resolved to give and grant unto Your Majesty the additional Duty of Excise on Tobacco 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 within and through that Part of the United Kingdom called *Ireland*, there shall be raised, levied, collected, paid and satisfied unto and for the Use of His Majesty, his Heirs and Successors, the additional Duty of Excise following; that is to say,

For and upon every Pound Weight of Tobacco, which, at any time or times after the Twenty second Day of *March* One thousand eight hundred and fifteen, shall be delivered out of any of His Majesty's Warehouses, or out of the Custody of any Officer or Officers of the Customs for Manufacture in *Ireland*, an Excise Duty of Three pence *British* Currency, and so in Proportion for any greater or lesser Quantity; and to be charged on and paid by the Person or Persons to whom the same shall be delivered for Manufacture at the time when the said Tobacco shall be so delivered out of Warehouse;

Duties of Excise.

Paid by Manufacturer.

house; which said Excise Duty shall be in Addition to all Duties of Excise granted on such Tobacco by any former Act (a) or Acts of Parliament in force in *Ireland*. (a) [See 53 G. 3. c. 57. § 1.]

39 & 40 G. 3.
c. 67.
40 G. 3. (1.)
c. 38.

Countervailing
Duties to cente.

‘ II. 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 increased and additional Duties imposed on Tobacco imported into and manufactured in *Ireland*, increased Countervailing Duties should be charged upon Tobacco and Snuff, the Growth, Produce or Manufacture of *Great Britain*, imported from thence into *Ireland*, sufficient to countervail the said increased and additional Duties;’ Be it therefore enacted, That, from and after the said Twenty second Day of *March* One thousand eight hundred and fifteen, there shall be charged on all such Tobacco and Snuff, the Countervailing Duties following, in lieu and full Satisfaction of all Countervailing Duties whatsoever, payable upon such Tobacco or Snuff under or by virtue of any Act (b) or Acts of Parliament in force in *Ireland* immediately before the passing of this Act; that is to say, (b) [See 53 G. 3. c. 57. § 2.]

Countervailing
Duties.

For and upon every Pound Weight Avoirdupois of unmanufactured Tobacco, the Growth or Produce of *Great Britain*, the Sum of Three Shillings and Two pence :

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 Three Shillings and Two pence :

For and upon every Pound Weight of *British*-manufactured Shag Tobacco Cut, the Sum of Two Shillings and Nine pence :

For and upon every Pound Weight of *British*-manufactured Roll Tobacco, the Sum of Three Shillings and Two pence :

For and upon every Pound Weight of *British*-manufactured Carrot Tobacco, the Sum of Two Shillings and Nine pence :

For and upon every Pound Weight of every other Sort of *British*-manufactured Tobacco not hereinbefore enumerated or described, the Sum of Three Shillings and Two pence :

Snuff.

For and upon every Pound Weight Avoirdupois of *British*-manufactured Rappee Snuff, the Sum of Two Shillings and Seven pence :

For and upon every Pound Weight of *British*-manufactured Snuff called *Scotch Snuff*, the Sum of Three Shillings and Eleven pence :

For and upon every Pound Weight of *British*-manufactured Snuff called *Brown Scotch Snuff*, the Sum of Two Shillings and Sixpence :

For and upon every Pound Weight of *British*-manufactured Stalk Flour, the Sum of Three Shillings and Nine pence :

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 Three Shillings and Eleven pence :

Drawback.

And that upon the Exportation from *Ireland* to *Great Britain*, of any Tobacco or Snuff the Growth, Produce or Manufacture of *Ireland*, there shall be allowed and given a Drawback equal in Amount to the Countervailing Duty hereby granted on Tobacco and Snuff, the Growth, Produce or Manufacture of *Great Britain* respectively, and

and imported from thence into *Ireland*; and such Drawbacks shall be in lieu of all Drawbacks payable by virtue of or under any Act (a) or Acts in force in *Ireland* immediately before the passing of this Act, in respect of such Tobacco or Snuff exported from *Ireland* to *Great Britain*.

(a) [See 53 G. 3. c. 57. § 2.]

Drawbacks to cease.

III. And be it further enacted, That in lieu and instead of all former (b) Drawbacks on Tobacco or Snuff manufactured in *Ireland*, and exported to any other Place than *Great Britain*, there shall be allowed upon all Tobacco manufactured in *Ireland*, which shall be so exported, as an increased Drawback or Compensation for the Duty by Law charged and paid on Import of the Leaf Tobacco whereof it hath been manufactured, and for the Excise Duty charged thereon by Law, the Sum of Two Shillings and Six pence for every Pound Weight of such manufactured Tobacco; and which said Drawback or Allowance shall be paid by the Collector of Inland Excise and Taxes of the District from which such Tobacco or Snuff shall be exported, out of any Money in his Hands, on such Certificate from the Collector, Comptroller or other Chief Officer of the Port from whence the same shall be exported, as is required by an Act 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*, in case of Drawbacks on Exportation of Goods in respect of any Internal Duty of Excise paid thereon.

Drawback instead of former Drawbacks on Tobacco manufactured in *Ireland*, exported to any other Place than G. B.

47 G. 3. Sess. 2. c. 16.

(b) [See 53 G. 3. c. 57. § 3.]

IV. Provided always, and be it further enacted, That the several Drawbacks in respect of Tobacco manufactured in *Ireland*, and exported from thence to *Great Britain*, or elsewhere, allowed or made payable under or by virtue of an Act made in the Fifty third Year of His present Majesty's Reign, intituled *An Act to grant to His Majesty certain Duties of Excise in Ireland on Tobacco*, shall remain and continue payable with respect to such Tobacco which shall have paid the Duties imposed on Tobacco imported into *Ireland*, or on Tobacco delivered for Manufacture in *Ireland* by the said recited Act, or by any other Act or Acts in force in *Ireland* immediately before the passing of this Act, and with respect to Snuff manufactured from such Tobacco; and which Tobacco or Snuff shall, after the said Twenty second Day of *March* One thousand eight hundred and fifteen, be exported from *Ireland*; and that the several and respective Drawbacks by this Act allowed and made payable, shall be paid and allowed only on the Exportation of such Tobacco or Snuff manufactured therefrom as shall have paid the Duties imposed thereon by this Act, and by any Act (c) made or to be made in this present Session of Parliament, for imposing any Duties of Customs on Tobacco imported into *Ireland*, which shall be in force in *Ireland* at any time after the passing of this Act.

Drawbacks on Exportation of Tobacco under 53 G. 3. c. 57. § 3. to remain with respect to Tobacco paying Duty under that Act, &c.

(c) [See post. c. 36.]

V. Provided always, and be it enacted, That if any Person who shall be charged or surcharged with and liable to the additional Duties of Excise on Tobacco imposed by this Act, or any increased Duty on Tobacco under any Act (d) passed or to be passed in this Session of Parliament, for granting a Duty of Customs on Tobacco in *Ireland*, shall at any time after the Twenty second Day of *March*

Additional Duties added to Contract Prices.

(d) [See post. c. 36.]

One

One thousand eight hundred and fifteen, and before the Expiration of Ten Days after the passing of this Act, have sold or contracted to sell any such Tobacco, without charging the Buyer thereof with such additional or increased Duty, then and in every such case the Seller of such Tobacco shall be allowed to add, and shall be entitled to recover from the Buyer thereof, and the Buyer of such Tobacco shall pay to the Seller thereof, so much Money as will be equivalent to all such additional or increased Duty as such Seller shall have been charged or furcharged with and liable to for such Tobacco, over and above the Duty of Customs and Excise payable on such Tobacco before the said Twenty second Day of *March* One thousand eight hundred and fifteen.

Duties, &c. in British Currency. Consolidated Fund. Duties, &c. how levied and paid.

VI. And be it further enacted, That the several Duties and Drawbacks by this Act granted, allowed and made payable, shall be paid and payable, according to the Amount thereof, in *British* Currency; and that the said Duties shall be carried to and made Part of the Consolidated Fund of *Ireland*; and that the said Duties and Drawbacks shall be raised, levied, collected, paid, allowed, 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 and Drawbacks, or for the recovering 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 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 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 Revenues of Customs and Excise, or either of them, as fully and effectually to all Intents and Purposes as if the same 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 recited Act of the Fourteenth and Fifteenth Years of His late Majesty King *Charles* the Second, or any other Act or Acts as aforesaid is provided; and that all and every Act and Acts in force in *Ireland* relating to the Duties of Excise on Tobacco, and all Powers, Rules and Regulations, Penalties, Clauses, Matters and Things therein contained, shall extend, and be construed to extend to the raising, levying and collecting the new and additional Duty by this Act granted on Tobacco, as fully and effectually to all Intents and Purposes as if the same were repeated and re-enacted in this Act.

14 & 15 Car. 2. (L) Sess. 4. c. 8.

46 G. 3. c. 106. &c.

Appeal.

Former Acts extended to Act.

Act amended, &c.

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

CAP.

C A P. XXXVI.

An Act to grant to His Majesty a Duty of Customs on Tobacco imported into *Ireland*. [2d May 1815.]

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 necessary Supplies, granted to Your Majesty, have freely and voluntarily resolved to give and grant to Your Majesty the Duty of Customs hereinafter mentioned, upon Tobacco imported into *Ireland*; 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 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 Twenty second Day of *March* One thousand eight hundred and fifteen, 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 is hereinafter provided), without any Discount whatever, a Custom Duty of One Shilling *British* Currency upon every Pound Weight of Tobacco which, at any time on or after the said Twenty second Day of *March* One thousand eight hundred and fifteen, shall be imported into *Ireland*, and that the said Duty shall be in lieu of all Duties of Customs payable under any Act or Acts in force in *Ireland*, immediately before the said Twenty second Day of *March* One thousand eight hundred and fifteen, for or upon any Tobacco imported into *Ireland*, from any Port or Place within the Limits of the Charter granted to the United Company of Merchants of *England*, trading to the *East Indies*, or from any other Parts beyond the Seas; and that all Duties of Customs on Tobacco and all Drawbacks in respect thereof, granted or allowed under or by virtue of any such Act or Acts (a), shall, from and after the said Twenty second Day of *March* One thousand eight hundred and fifteen, cease and determine, and be no longer paid or payable. (a) [See 54 G. 3. c. 103. 129.]

Duty on Tobacco.

Former Duties to cease.

II. And be it further enacted, That the said Duty by this Act granted shall be paid and payable, and received and receivable according to the Amount thereof in *British* Currency; and that the said Duty shall be carried to and made Part of the Consolidated Fund of *Ireland*.

Duty in British Currency. Consolidated Fund.

III. And be it further enacted, That the said Duty by this Act granted on Tobacco imported into *Ireland* shall be charged and payable on all such Tobacco as shall not have been entered on or before the said Twenty second Day of *March* One thousand eight hundred and fifteen, or on which the Duties due and payable on the Importation thereof shall not have been paid on or before the said Twenty second Day of *March* One thousand eight hundred and fifteen, notwithstanding such Tobacco may have been imported into *Ireland* before the said Twenty second Day of *March* One thousand eight hundred and fifteen, or before the passing of this Act.

Duty payable on Tobacco not entered on or before March 22, 1815.

IV. Provided always, and be it further enacted, That the said Duty granted, mentioned and set forth in this Act, shall be charged and

Duty payable on Tobacco secured in Warehouse and

on or before
March 22,
1815.

and payable on all such Tobacco, as having been imported into *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 or shall have remained so warehoused or secured on or after the said Twenty second Day of *March* One thousand eight hundred and fifteen, in pursuance or by Authority of any Act or Acts of Parliament in force for that Purpose, although such Tobacco may have been imported before the said Twenty second Day of *March* One thousand eight hundred and fifteen: Provided always, that such Duty shall not be charged or payable on any such Tobacco until the time when the Duties, which such Tobacco shall have been subject to before the said Twenty second Day of *March* One thousand eight hundred and fifteen, would have been payable by Law.

Proviso.

Duty secured by
Bond.

V. Provided also, and be it enacted, That in all cases where the Whole or any Part of the Duties on the Importation of Tobacco 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 Duty by this Act 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.

Duty how
levied.

VI. And be it further enacted, That the Duty in and by this Act granted, mentioned and specified shall be raised, levied, collected, paid and applied in the same Manner, and under such Powers and Authorities, and by such Ways and Methods, and under such Rules and Directions, and subject to such Penalties and Forfeitures, as are appointed, directed and expressed for the raising, collecting, levying, paying and managing of Duties payable on Goods, Wares and Merchandize imported into and exported from *Ireland*, or for the levying and applying any Fines, Penalties or Forfeitures, in and by an Act of Parliament made in *Ireland* in the Fourteenth and Fifteenth Years of the Reign of His late Majesty King *Charles* the Second, intituled *An Act for settling the Excise or new Impost 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 same 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.

14 & 15 Car. 2.
(1.) Sess. 4. c. 8.

46 G. 3. c. 106.
&c.

Appeal.

Act amended,
&c.

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

C A P. XXXVII.

An Act to amend several Acts respecting the Exportation and Importation of Sugar into and from *Ireland*; and further to regulate the Importation into *Ireland* of Sugar, Coffee and other Articles, from certain Islands in the *West Indies*.

[2d May 1815.]

54 G. 3. c. 100. Schedule.

WHEREAS it is expedient that the Schedule and Table of Drawbacks, Bounties and Duties annexed to an Act passed in the last Session of Parliament, intituled *An Act to repeal the Schedule annexed to an Act of the Forty seventh Year of His present Majesty, by which the Drawbacks and Bounties on Sugar exported from Ireland are to be ascertained, and to substitute another Schedule in lieu thereof; and to permit the Importation into Ireland of Sugar, Coffee and other Articles, the Produce of Martinique, Mariegalante, Guadaloupe, Saint Eustatia, Saint Martin and Saba, under the same Duties and Regulations as similar Articles of the British Plantations, to continue until the Fifth Day of April One thousand eight hundred and fifteen*, should be repealed, and that another Schedule and Table should be enacted in lieu thereof;

repealed.

Proviso for Schedule to Act.

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 *May* One thousand eight hundred and fifteen, the Schedule annexed to the said recited Act shall be and the same is hereby repealed; and that instead and in lieu thereof the Schedule to this Act annexed shall, from and after the said Fifth Day of *May* One thousand eight hundred and fifteen, be construed and taken to be the Schedule according to which the Drawbacks and Bounties on Sugar exported from *Ireland*, shall be paid or allowed, except as hereinafter is provided.

Refined Sugar exported after May 5, Bounty.

II. Provided always, and be it further enacted, That the Bounty by this Act granted on Refined Sugar exported from *Ireland* shall not take Effect, or be paid or allowed on any such Sugar which shall be shipped for Exportation on or before the Fifth Day of *May* One thousand eight hundred and fifteen, but that the said Bounty on Refined Sugar exported from *Ireland* shall be paid or allowed on such Sugar only as shall be entered and shipped for Exportation after the said Fifth Day of *May* One thousand eight hundred and fifteen; any thing contained in this Act or in the Schedule hereunto annexed, to the contrary notwithstanding.

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

III. And be it further enacted, That an Act made in the Forty seventh Year of His present Majesty's Reign, intituled *An Act to provide 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 several Acts was continued until the Twenty fifth Day of March One thousand eight hundred and fifteen, shall be and remain in force until the same shall be altered or repealed, except only so far as relates to the allowing British Plantation Sugar to be warehoused in Ireland, and except as the said recited Act is amended by this Act,*

Exception.

Proviso for
Double refined
Sugar.

Deduction made
from Bounty on
Sugar exported
in Vessels not
British, nor
affected.

47 G. 3. Sess. 1.
c. 19. § 4.

Drawbacks, &c.
paid in British
Currency, sub-
ject to Regula-
tions in force.

Sugar, &c. of
Growth of Mar-
tinique, &c.
warehoused be-
fore June 1,
1815, delivered
out on Payment
of Duties pay-
able on Sugar of
British Planta-
tions, and ex-
ported on like
Conditions.

Sugar, &c. of
St. Eustatia, &c.
admitted to
Entry on Pay-
ment of like
Duties as Sugar
of British Plan-
tations, and ex-
ported on like
conditions.

Act, or by any Act or Acts in force in *Ireland*, from and after the passing of this Act: Provided always, that nothing in this Act contained shall extend or be construed to extend to alter, vary or repeal the additional Bounty payable on the Exportation from *Ireland*, of Sugar being Double Refined.

IV. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to alter or repeal the Deduction heretofore made, from the Bounty or Drawback to be paid on Sugar when exported from *Ireland*, in any other than a *British* Vessel, owned, navigated and registered according to Law, as directed by the said Act passed in the Forty seventh Year of the Reign of His present Majesty, intituled *An Act to provide 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.*

V. And be it further enacted, That the several Drawbacks and Bounties by this Act and the Schedule thereto annexed granted, shall be paid or allowed according to the Amount thereof in *British* Currency, and in such and the like Manner, and subject and under and according to the like Rules, Regulations, Restrictions, Penalties and Forfeitures (except where any Alteration is made by this present Act), as any Drawbacks or Bounties on Sugar were paid or allowed before the passing of this Act.

VI. And be it further enacted, That any Sugar, Coffee or other Articles, being the Growth, Production or Manufacture of any or either of the Islands of *Martinique, Marigalante and Guadaloupe*, which have been or may be secured in Warehouses in *Ireland* on or before the First Day of *June* One thousand eight hundred and fifteen, and on which the Home Consumption Duties shall not have been paid, shall and may be delivered from any such Warehouse, for Home Consumption, on Payment of such and the like Duties of Customs and Excise, and no other, as at the time when any such Goods shall be so taken out of any such Warehouse shall be due and payable on the like Description of Goods of the Growth, Produce or Manufacture of the *British* Plantations; and that all such Sugar, Coffee or other Articles so imported before the Fifth Day of *April* One thousand eight hundred and fifteen shall, on Exportation from *Ireland*, be subject to such and the like Duties, and entitled to such and the like Drawbacks and Bounties, as the like Articles, being of the Growth, Production or Manufacture of the *British* Plantations, are or may be subject or liable or entitled to.

VII. And be it further enacted, That, from and after the Fifth Day of *May* One thousand eight hundred and fifteen, any Sugar, Coffee or other Articles, being of the Growth, Production or Manufacture of any or either of the Islands of *Saint Eustatia, Saint Martins and Saba*, imported into *Ireland*, shall and may, during the time such Islands shall remain in the Possession of His Majesty, his Heirs or Successors, be admitted to Entry on Payment of such and the like Duties of Customs and Excise, and no other, as are or may be due and payable on the like Articles of the Growth, Production or Manufacture of the *British* Plantations; and all such Sugar, Coffee and other Articles shall, on Exportation from *Ireland*, be subject to such and the like Duties, and entitled to such and the like

Drawbacks and Bounties, as the like Articles, being of the Growth, Production or Manufacture of the *British* Plantations, are or may be subject or liable or entitled to; and all such Goods so imported into *Ireland* shall, in every other respect, be subject and liable to all and every the Rules, Regulations, Conditions and Restrictions to which any such Articles, being of the Growth, Production or Manufacture of the *British* Plantations, are or may be subject or liable to.

VIII. And be it further enacted, That, from and after the Fifth Day of *May* One thousand eight hundred and Fifteen, the Duties of Customs (a) payable in *Ireland* on Raw or Clayed Sugar of the Produce of the *British* Plantations, or of the Islands of *Martinique*, *Marigalante*, *Guadaloupe*, *Saint Eustatia*, *Saint Martin* and *Saba*, exported from the Warehouse in which any such Sugar shall have been secured on Importation into *Ireland*, shall cease and determine, save and except in all cases relating to the recovering or paying any Arrears thereof respectively, which may, on the said Fifth Day of *May* One thousand eight hundred and Fifteen, remain unpaid, or to any Fines, Penalties or Forfeitures relating thereto, which shall have been incurred at any time before the said Fifth Day of *April* One thousand eight hundred and fifteen. (a) [See 54 G. 3. c. 129. Sec. (B.)]

Duties on Raw or Clayed Sugar to cease.

Exception.

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

Act altered, &c.

[See as to Great Britain, ante, c. 31.]

SCHEDULE to which this Act refers.

Brown or Mulcovado Sugar.	Drawback to be allowed on Sugar of the British Plantations in the same State in which it is imported, and Bounty on Refined Sugar being Ground or Powdered Sugar.	Bounty on Refined Sugar called <i>Bastards</i> , or Refined Loaf Sugar broken in Pieces.	Bounty on other Refined Sugar in Loaf complete and whole, or Lump duly refined.
Whatever may be the Average Price of such Sugar.	British Currency. £. s. d. 1 9 6 the Cwt.	British Currency. £. s. d. 1 9 6 the Cwt.	British Currency. £. s. d. 2 10 1 $\frac{1}{2}$ the Cwt.

C A P. XXXVIII.

An Act to repeal so much of an Act of the last Session of Parliament, as directs that no Bleaching Powder, made in *Ireland* and brought into *Scotland*, should be removed into *England*.

[2d May 1815.]

WHEREAS by an Act passed in the last Session of Parliament, intitled *An Act to impose a Countervailing Duty of Excise on Bleaching Powder imported from Ireland*, it was enacted, that no Bleaching Powder made or manufactured in *Ireland*,

54 G. 3. c. 183. § 6.

55 GEO. III.

K

and

‘ and imported or brought from thence into *Scotland*, should be removed or carried from thence into that Part of *Great Britain* called *England*, on Pain of Forfeiture thereof, together with the Cask or other Package containing the same, and also the Boat, Vessel, Cart, Carriage and all Cattle used in such Removal or Carriage thereof: And Whereas it is expedient to repeal the recited Provision of the said Act;’ 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 directs that no Bleaching Powder, made or manufactured in *Ireland*, and imported or brought from thence into *Scotland*, should be removed or carried from thence into that Part of *Great Britain* called *England*, on Pain of Forfeiture thereof, together with the Cask or other Package containing the same, and also the Vessel, Boat, Cart, Carriage and all Cattle used in such Removal or Carriage thereof, shall be and the same is hereby repealed.

repealed.

[The whole Act repealed, post. c. 66. § 34.]

C A P. XXXIX.

An Act to revive and continue, until the Twenty fifth Day of *March* One thousand eight hundred and twenty, several Laws relating to the Encouragement of the *Greenland* Whale Fisheries; and to the allowing Vessels employed in the said Fisheries to complete their full Number of Men at certain Ports.

[2d May 1815.]

‘ WHEREAS the Laws hereinafter mentioned have by Experience been found useful and beneficial, and it is expedient that the same should be revived and 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 sixth Year of the Reign of His present Majesty, intituled *An Act for the further Support and Encouragement of the Fisheries carried on in the Greenland Seas and Davis’s Straights*, which was to be in force for Five Years, from the Twenty fifth Day of *December* One thousand seven hundred and eighty six; and also so much of an Act, made in the Twenty ninth Year of the Reign of His present Majesty, intituled *An Act for further encouraging and regulating the Newfoundland, Greenland and Southern Whale Fisheries*, as relates to the Fisheries carried on in the *Greenland Seas* and *Davis’s Straights*; which, by an Act made in the Thirty second Year of the Reign of His present Majesty, were amended and continued until the Twenty fifth Day of *December* One thousand seven hundred and ninety eight; and which were by several subsequent Acts (a) further continued; and by Two Acts passed in the Forty second and Forty fourth Years of the Reign of His present Majesty were amended and further continued; and by Three Acts, of the Forty sixth, Forty seventh and Fiftieth Years of the Reign of His present Majesty, were

16 G. 3. c. 41.

19 G. 3. c. 53. § 2—7. revived and continued.

42 G. 3. c. 22.
44 G. 3. c. 35.
§ 3.
46 G. 3. c. 29.
§ 5.
48 G. 3. c. 20.
§ 2.
50 G. 3. c. 21.

further continued until the Twenty fifth Day of *March* One thousand eight hundred and fifteen, shall be revived and the same is hereby revived from the said Twenty fifth Day of *March* One thousand eight hundred and fifteen, and shall be further continued until the Twenty fifth Day of *March* One thousand eight hundred and twenty.

II. And be it further enacted, That an Act made in the Forty fifth Year of the Reign of His present Majesty, intituled *An Act for allowing, until the Signature of Preliminary Articles of Peace, Vessels employed in the Greenland Whale Fishery to complete their full Number of Men at certain Ports,* shall be and the same is hereby revived, from the Expiration thereof, and shall be continued from thence until the Twenty fifth Day of *March* One thousand eight hundred and twenty.

46 G. 3. c. 9.
continued.

C A P. XL.

An Act for raising the Sum of Two Millions three hundred and twenty three thousand seven hundred and fifty Pounds *Irisb* Currency, by Treasury Bills, for the Service of *Ireland*, for the Year One thousand eight hundred and fifteen.

[2d May 1815.]

" *IRISH* Treasury may issue Bills to a certain Extent to bear Interest. § 1. Bills issued not to exceed 2,323,750*l.* *Irisb* Currency. 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. Bills to be chargeable thereon. § 5. Bank of *Ireland* may advance the Sum of 2,323,750*l.* *Irisb* Currency on Credit of Act. § 6.

C A P. XLI.

An Act to continue, until Three Months after the ceasing of any Restriction imposed on the Bank of *England* from issuing Cash in Payment, the several Acts for confirming and continuing the Restrictions on Payments in Cash by the Bank of *Ireland*.

[2d May 1815.]

WHEREAS by an Act made in the Parliament of *Ireland* in the Thirty seventh Year of the Reign of His present Majesty, intituled *An Act for confirming and continuing for a limited Time the Restrictions contained in the Minute of Council of the Second Day of March One thousand seven hundred and ninety seven, on Payments in Cash by the Bank,* it is, amongst other things, enacted, that it shall not be lawful for the Governor and Company of the Bank of *Ireland* to issue any Cash in Payment of any Debt or Demand whatever, except according to the Provision therein contained; and that the said Act shall be in force and have Continuance until Three Months after the Restriction imposed by an Act of the Parliament of *Great Britain* on the Governor and Company of the Bank of *England* from issuing Cash in Payment shall cease, unless the Lord Lieutenant and Privy Council of *Ireland* should by an Order of Council direct that the said Restriction on the Governor and Company of the Bank of *England* should sooner cease: And Whereas

37 G. 3. (1).
c. 51.

§ 1.

§ 10.

43 G. 3. c. 44. ' by an Act, passed in the Parliament of the United Kingdom in the
 [44 G. 3. c. 21. ' Forty third Year of His present Majesty's Reign, the said recited
 54 G. 3. c. 130.] ' Act of the Parliament of *Ireland* was amended and further con-
 ' tinued; and by Two Acts made in the Forty fourth and Fifty
 ' fourth Years of His present Majesty's Reign, both the said recited
 ' Acts were further continued: And Whereas it is expedient to con-
 ' tinue for a further time the said recited Acts of the Thirty seventh
 ' and Forty third Years 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 Parlia-
 ment assembled, and by the Authority of the same, That the said
 recited Acts of the Thirty seventh and Forty third Years of His pre-
 sent Majesty's Reign shall have Continuance until the Expiration of
 Three Calendar Months next after any Restriction imposed or to be
 imposed by any Act (a) made or to be made in this present Session
 of Parliament on the Governor and Company of the Bank of *England*
 from issuing Cash in Payments shall cease, unless the Lord Lieutenant
 or other Chief Governor or Governors and the Privy Council of
Ireland shall, by an Order of Council, direct that the said Restriction
 on the Governor and Company of the Bank of *Ireland* shall sooner
 cease.

continued until
 Expiration of
 Three Months
 after Restriction
 on Bank of
 England.
 Expiration.

(a) [See ante, c. 28.]

C A P. XLII.

An Act to facilitate the Administration of Justice in that Part
 of the United Kingdom called *Scotland*, by the extending Trial
 by Jury to Civil Causes. [2d May 1815.]

' WHEREAS Trial by Jury in Civil Causes would be attended
 ' with beneficial Effects to the Administration of Justice in
 ' that Part of the United Kingdom of *Great Britain and Ireland*
 ' called *Scotland*; but it is expedient, that such Trials for a time to
 ' be limited, should in the First Instance be confined to Issues directed
 ' by either Division of the Court of Session; 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 Con-
 sent of the Lords Spiritual and Temporal, and Commons, in this
 present Parliament assembled, and by the Authority of the same,
 That as soon as by virtue and under the Authority of this Act His
 Majesty shall appoint Judges to form a Court for the Trial of Issues
 in Civil Causes, it shall and may be lawful for either Division of the
 Court of Session, in all cases that may be brought before them during
 the Continuance of this Act, wherein Matters of Fact are to be
 proved, to order and direct, by Special Interlocutor, such Issues as
 may appear to them expedient for the due Administration of Justice,
 to be sent to the said Court, that such Issues may be there tried by
 a Jury in manner hereinafter directed.

Court of Session
 empowered to
 direct Issues.

Lord Ordinary
 to report for this
 Purpose.

II. And be it enacted by the Authority aforesaid, That in all
 cases as aforesaid wherein a Lord Ordinary shall see Cause for
 Issues to be directed to be tried by a Jury, he shall take the Cause
 verbally to report to the Division of the Court to which such
 Issues belongs, so that the said Division may determine whether such
 Issues shall be sent to the said Court to be tried by a Jury, and shall
 dispose of the Cause, as in Matters of Law: and the said Lord Ordinary

III. And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the Judge of the Court of Admiralty to report in Writing to either of the Divisions of the Court of Session, the circumstances of every Case that appears to him to be a Case in which an Issue should be directed to be tried by a Jury, in order that the Division may direct such Issue, or order the Cause to proceed in Manner and Form as at present practised.

Proviso for Judge of Court of Admiralty.

IV. And be it further enacted by the Authority aforesaid, That it shall not be competent, either by Reclaiming Petition or Appeal to the House of Lords, to question any Interlocutor granting or refusing such Trial by Jury.

Interlocutor granting or refusing Trial not questioned.

V. And be it further enacted by the Authority aforesaid, That in all Issues referred by the Court of Session to be tried by a Jury in Causes wherein the Summons concludes for Reparation by Pecuniary Damages, the Jury, if they shall find a Verdict for the Pursuer, shall also assess the Damages.

Issues for Reparation in pecuniary Damages.

VI. And be it further enacted by the Authority aforesaid, That in all cases in which an Issue or Issues shall have been directed to be tried by a Jury, it shall be lawful and competent for the Party who is dissatisfied with the Verdict to apply to the Division of the Court of Session which directed the Issue for a new Trial, on the ground of the Verdict being contrary to Evidence, on the ground of Misdirection of the Judge, on the ground of the undue Admission or Rejection of Evidence, on the ground of Excess of Damages, or of *Res noviter veniens ad Notitiam*, or for such other Cause as is essential to the Justice of the Case: Provided also, that such Interlocutor granting or refusing a new Trial shall not be subject to Review, by Reclaiming Petition or by Appeal to the House of Lords.

New Trial, how applied for.

Proviso.

VII. And be it further enacted by the Authority aforesaid, That it shall be competent to the Counsel for any Party at the Trial of any Issue or Issues, to except to the Opinion and Direction of the Judge or Judges before whom the same shall be tried, either as to the Competency of Witnesses, the Admissibility of Evidence, or other Matter of Law arising at the Trial; and that on such Exception being taken, the same shall be put in Writing by the Counsel for the Party objecting, and signed by the Judge or Judges; but notwithstanding the said Exception, the Trial shall proceed, and the Jury shall give a Verdict therein for the Pursuer or Defender, and assess Damages when necessary; and after the Trial of every such Issue or Issues, the Judge who presided shall forthwith present the said Exception, with the Order or Interlocutor directing such Issue or Issues, and a Copy of the Verdict of the Jury indorsed thereon, to the Division by which the said Issue or Issues were directed, which Division shall thereupon order the said Exception to be heard in presence on or before the Fourth Sederunt Day thereafter; and in case the said Division shall allow the said Exception, they shall direct another Jury to be summoned for the Trial of the said Issue or Issues, or if the Exception shall be disallowed, the Verdict shall be final and conclusive as hereinafter mentioned: Provided always, that it shall be competent to the Party against whom any Interlocutor shall be pronounced on the Matter of the Exception, to appeal from such Interlocutor to the House of Lords, attaching a Copy of the Exception to the Petition of Appeal, certified by One of the Clerks of Session; so as such Appeal shall be presented to the House of Lords within Fourteen Days

Exception taken.

Appeal to the Lords.

Days after the Interlocutor shall have been pronounced, if Parliament shall be then sitting, or if Parliament shall not be sitting, then within Eight Days after the Commencement of the next Session of Parliament, but not afterwards; and so as the Proceedings on such Appeal do conform in all respects to the Rules and Regulations established respecting Appeals; and every such Appeal shall be appointed to be heard on or before the Fourth Cause Day after the time limited for laying the printed Cases in such Appeal upon the Table of the House of Lords; and upon the Hearing of such Appeal, the House of Lords shall give such Judgment regarding the farther Proceedings, either by directing a new Trial to be had, or otherwise, as the case may require.

Judgment thereupon, or refusing new Trial, not questioned.

VIII. And be it further enacted by the Authority aforesaid, That if a new Trial shall not be applied for, or shall be refused, or if the Exception taken to the Opinion and Direction of the Judge or Judges shall be disallowed, the Verdict shall be final and conclusive as to the Fact or Facts found by the Jury, and shall be so taken and considered by the Court of Session or by the Judge Admiral respectively in pronouncing their Judgment, and shall not be liable to be questioned any where.

Power of Review of Judgment in point of Law.

IX. Provided always, and be it enacted by the Authority aforesaid, That in all cases wherein the Court shall pronounce a Judgment in point of Law, as applicable to or arising out of the Finding by the Verdict, it shall be lawful and competent for the Party dissatisfied with the said Judgment in point of Law, to bring the same under Review, either by Representation or Reclaiming Petition, or by Appeal to the House of Lords, or where the Judge Admiral shall have pronounced Judgment in point of Law on the Verdict, it shall be lawful and competent for the Party or Parties to bring the same under the Review of the Court of Session as heretofore.

Commissioners of Jury Court appointed.

X. And be it further enacted by the Authority aforesaid, That immediately after the passing of this Act it shall be lawful for His Majesty, his Heirs and Successors, to nominate and appoint, by Commission under the Seal appointed by the Treaty of Union (a) to be kept and used in that Part of the United Kingdom called Scotland, instead of the Great Seal thereof, One Chief Judge, and Two other Judges, before whom the Trial of Issues may be had and take place, to be called "*The Lords Commissioners of the Jury Court in Civil Causes,*" and to hold their said Offices *ad vitam* if this or any other Act under which they shall be Commissioners shall so long continue, or *ad culpam*; and in case of future Vacancies in the said Commission, the same shall be filled up by a Letter from His Majesty, his Heirs and Successors, directed to the President and Senators of the College of Justice: Provided always and nevertheless, that it shall be lawful for His Majesty, his Heirs and Successors, to remove the said Judges on an Address from both Houses of Parliament.

Proviso.

(a) [5 & 6 Ann. c. 8. Art. 24.]

Of whom composed.

XI. And be it enacted by the Authority aforesaid, That the Persons so to be nominated shall be Senators of the College of Justice, or Barons of the Court of Exchequer, in Scotland, and that they shall always be at the time of their Nomination qualified to be Senators of the College of Justice.

Salaries paid.

XII. And be it enacted by the Authority aforesaid, That from and after the passing of this Act, the said Judges shall be paid by His Majesty,

Majesty, his Heirs and Successors, during the Continuance of this Act, to order and direct to be issued and paid in every Year by Quarterly Payments, out of the Monies that shall arise from any of the Duties and Revenues in that Part of Great Britain called Scotland, which by the several Acts made in the Seventh and Tenth Years of the Reign of Queen Anne were made chargeable with the Fees, Salaries and other Charges allowed or to be allowed by Her Majesty, her Heirs and Successors, for keeping up the Courts of Session, Justiciary and Exchequer in Scotland, the Sum of Seven thousand Pounds; out of which Sum of Seven thousand Pounds there shall be paid and applied as Salary to the Chief Commissioner of the Jury Court, such Sum Yearly in Addition to the Salary which he may receive as a Senator of the College of Justice, as a Lord Commissioner of the Court of Justiciary, or as a Baron of the Court of Exchequer, as will make his Salary equal to the full Salary of the Lord Justice Clerk; and that there shall be paid and applied out of the said Sum of Seven thousand Pounds, a Salary of Six hundred Pounds yearly to each of the Two other Commissioners, in Addition to the Salaries which they may receive as Senators of the College of Justice, as Commissioners of the Court of Justiciary, or as Barons of the Court of Exchequer; and that of the said Sum of Seven thousand Pounds, the Sum of Two thousand four hundred Pounds shall be applied in Payment of the Salaries of the Clerks and other Officers of the said Jury Court, and be divided in such Proportions as His Majesty, his Heirs and Successors, shall direct and appoint; and that the Remainder of the said Sum of Seven thousand Pounds, or so much thereof as shall be certified by the Chief Commissioner to the Court of Exchequer to be requisite, shall be applied in defraying the Expenses attending the Court and Circuits, the Application of which last mentioned Sum shall be accounted for in the Exchequer of Scotland.

7 Ann. c. 11.
 § 10.
 10 Ann. c. 26.
 § 108.

XIII. And be it enacted by the Authority aforesaid, That the Trial of all Issues may be had and take place, and shall be good and effectual in the Law, whether the same is conducted in Presence of One or more than One of the said Three Commissioners; and in all cases in which the Chief Commissioner shall be present, such Chief Commissioner shall be the Presiding Judge, and in his Absence, if the Two other Commissioners shall be present, such of the Two other Commissioners shall be the Presiding Judge as shall be first named in the said Commission, and afterwards in the Order of their Appointment.

Issues tried before all or any of Three Judges.

XIV. And be it enacted by the Authority aforesaid, That in all cases in which the said Three Commissioners shall be present in Court, and any Difference of Opinion shall arise, the Matter shall be determined by the Majority; but when Two of the said Commissioners are present in Court, and they shall differ in Opinion, then the Matter shall be determined by the Judge presiding.

How Commissioners to vote.

XV. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to try such Issues at Edinburgh in time of Session; and also in time of Vacation at Edinburgh, and at such Circuit Towns, as in the Opinion of the said Court of Commissioners the circumstances of the case may require, at such time in the Spring and Autumn Vacations immediately after such Issue is directed as they shall appoint.

Where Issues tried.

Attendance of
Witnesses.

XVI. And be it enacted by the Authority aforesaid, That it shall be lawful for the Jury Court to grant Warrant for citing Witnesses and Havers, who shall attend and may be compelled to attend and be examined upon Oath, before the Jury Court when required, in the same manner that Witnesses and Havers do attend or may be compelled to attend for the Purpose of Examination upon Oath by the Court of Session.

Verdicts how
returned.

XVII. And be it further enacted, That after the Trial of every such Issue or Issues, the Judge who presided shall forthwith make a Return to the Division or Lord Ordinary which directed the Issue of the Order or Interlocutor, directing such Issue or Issues, with a Copy of the Verdict of the Jury indorsed thereon, certified by his Signature to be a true Copy; and that the said Presiding Judge shall also, when required by such Division, deliver to them a Report in Writing of the Evidence adduced and given on the Trial of such Issue, as taken down by him at the time, and of the Directions, if any, in point of Law; and the said indorsed Copy of the Verdict and the Report of the Proceedings on such Trial shall be conclusive of what passed on such Trial: Provided always, that it shall be lawful for the said Presiding Judge to make such Return directly to the Judge Admiral where the Issue shall have been directed upon his Report.

Proviso.

XVIII. And be it further enacted by the Authority aforesaid, That it shall be lawful for the Commissioner or Commissioners who shall have presided at the Trial of the Issue, to attend the Division of the Court of Session pending the Consideration of the Motion, or Petition for a new Trial, and then and there to give such Explanation of what passed at the Trial, as to the said Commissioner or Commissioners may seem fit or necessary.

Presiding Judge
may attend Divi-
sion pending
Motion for new
Trial.

XIX. And be it further enacted by the Authority aforesaid, That it shall be lawful for the House of Lords, in remitting to the Court of Session any Cause which is now or shall hereafter come before the said House by Appeal from the said Court of Session, to instruct the Division of the said Court of Session to which the Cause is remitted, to order and direct such Issue or Issues as the said House of Lords shall think fit, to be transmitted to the said Commissioners, for the Purpose of being tried by a Jury in manner directed by this Act; subject nevertheless to such Rules and Regulations as are contained with respect to Remits in an Act passed in the Forty eighth Year of the Reign of His present Majesty, intituled *An Act concerning the Administration of Justice in Scotland, and concerning Appeals to the House of Lords.*

House of Lords
may direct
Issues.

48 G. 3. c. 151.
§ 13.

Common Jury
Summons.

XX. And be it further enacted by the Authority aforesaid, That a Jury shall be summoned for the Trial of such Issues as aforesaid, in the same manner as the Jury is at present summoned to the High Court of Judiciary; and that such Summons shall issue by virtue of an Authority or Precept signed by the Clerk of the Jury Court; and that immediately upon Receipt of the said Authority or Precept, the Sheriff, Stewart or other Officer or Officers employed to return Juries to the High Court of Judiciary, shall make out a List containing the Christian and Surnames, Additions and Places of Abode of a competent Number of Persons qualified to serve as Jurors, and shall return the said List to the Clerk of the Jury Court, annexed to the said Authority or Precept, without Delay, and the said

same Persons being always inserted in the Lists annexed to each Authority or Precept issued by the Clerk of the Jury Court in manner aforesaid; which Number of Jurors shall not be less than Thirty six in any County, City, Town or Place, nor more than Fifty; and that the Persons named in the said Lists shall be summoned to serve as Jurors for the Trial of such Issues within the Counties, Cities, Towns or Places named in such Authorities or Precepts respectively, and no others.

XXI. And be it further enacted, That the said Clerk of the Jury Court shall cause the Name of each and every Person who shall be included in the said Lists, and summoned as aforesaid, with his Addition and Place of his Abode, to be written on several and distinct Pieces of Parchment or Paper, being all as near as may be of equal Size and Bigness, and shall cause the said Pieces of Parchment or Paper to be rolled up as near as may be in the same manner, and to be put together in a Box or Glafs provided for that Purpose; and when any Issue shall be called on to be tried, some indifferent Person by Direction of the Presiding Judge of the said Jury Court may and shall in open Court draw out the said Parchments and Papers one by one; and if any of the Persons whose Names shall be so drawn shall not appear, or be challenged and set aside, then such further Number, until Twelve Persons be drawn who shall appear; and after all Causes of Challenge shall be allowed or disallowed, the said Twelve Persons so first drawn and appearing, and approved as indifferent, their Names being marked in the List, and they being sworn, shall be the Jury to try the said Issue; and the Names of the Persons so drawn and sworn shall be kept apart by themselves in some other Box or Glafs to be kept for that Purpose, till such Jury shall have given in their Verdict, and the same is recorded, or until the Jury shall by the Consent of the Parties or Leave of the Court be discharged, and then the same Names shall be rolled up again and returned to the former Box or Glafs, there to be kept with the other Names remaining at that time undrawn, and so *toties quoties* as long as any Issue remains then to be tried: Provided always, that in challenging the Jurors, it shall be lawful for each Party to have any Four Challenges allowed without assigning any Cause, the Challenges for Cause assigned (if any) being first made respectively.

Common Jury Ballot.

Provido.

Fines on Jurors making Default.

XXII. And be it further enacted, That every Person or Persons whose Name or Names shall be so drawn as aforesaid, or who shall be summoned as a Special Juror or Special Jurors as after mentioned, and who shall not appear after being openly called Three Times, upon Oath made by some credible Person that such Person so making Default had been lawfully summoned, shall forfeit and pay for every Default in not appearing upon Call as aforesaid (unless some reasonable Cause of his Absence be proved by Oath or Affidavit to the Satisfaction of the Court or Commissioner who sits to try the said Issues) such Fine or Fines, not exceeding the Sum of Five Pounds, and not less than Forty Shillings, as the Court or Commissioner shall think reasonable to inflict or assess for such Default.

Penalty.

XXIII. Provided always, That if the Trial of any Issue shall be brought on in the said Jury Court, before the Jury in any other Issue shall have brought in their Verdict or be discharged, it shall and may be lawful for the Court to order Twelve of the Residue of the said Parchments or Papers, not containing the Names of any of the Jurors who

Jury sworn though former Verdict not returned.

who shall not have so brought in their Verdict, or be discharged, to be drawn in such manner as is aforesaid, for the Trial of the Issue which shall be so brought on to be tried.

Special Jury.

XXIV. And be it enacted by the Authority aforesaid, That it shall and may be lawful for either of the Parties, in any case where an Issue or Issues is ordered to be tried by a Jury, to apply to the Division of the Court of Session ordering such Issue or Issues, or to the said Jury Court, to direct that the same shall be tried by a Jury specially chosen from Persons paying Cefs in the County, City, Town or Place from which such Jury shall be taken, upon One hundred Pounds of valued Rent, or paying Assessed Taxes to The Crown on a House of the Rent of Thirty Pounds Sterling by the Year; the Persons so qualified as Special Jurymen to be returned as herein enacted as to the Common Juries: Provided always, that it shall not be competent to question any Order or Interlocutor for the striking of any Jury, by Reclaiming Petition or Appeal to the House of Lords.

Provide.

List of Persons qualified to be Special Jurymen.

XXV. And be it further enacted by the Authority aforesaid, That in order to secure the Return of Jurymen qualified to be Special Jurymen as hereinbefore provided, the Sheriff, Stewart, or proper Officer or Officers employed to return Juries to the High Court of Justiciary, shall, immediately after the passing of this Act, and afterwards on or before the First Day in the Month of *January* in each Year, make up a Roll of all Persons within their Districts so qualified as Special Jurymen in the immediately preceding Year, by paying Cefs in the County, City or Town in which such Persons reside, upon One hundred Pounds of valued Rent, or paying Taxes to The Crown on a House of Thirty Pounds Sterling by the Year; and shall return the said List to the Clerk of the Jury Court on or before the Thirty first Day of the said Month.

Jurymen how returned.

† *Sic.*

XXVI. And be it further enacted by the Authority aforesaid, That the Number of qualified Persons to be returned by the Sheriff or Stewart † as Special Jurymen to try any Issue, shall be Thirty six; and the Names of the said Thirty six Persons shall be returned to the Clerk of the Jury Court, and shall by him be annexed to the Order or Interlocutor directing the Issue to be tried by a Special Jury.

Notice of striking Jury given.

XXVII. And be it further enacted and provided by the Authority aforesaid, That the Clerk of the Jury Court shall form an exact Copy of the said List of Thirty six Persons so returned by the Sheriff or Stewart; and when the Day of Trial has been fixed by the said Commissioners, he shall give due Notice to the Agents and Counsel of the Parties to attend him at a Time and Place to be specified in said Notice, which the Agents or Counsel of the Parties are hereby required to do; and the said Agents or Counsel shall, in the Presence of the said Clerk, alternately beginning with the Pursuer, strike off one from the said List, until the Number of Jurymen is reduced to Twenty, which Twenty only shall be summoned to attend the Court on the Day of Trial; and if either of the Parties, their Agents or Counsel, shall fail to attend, after such Notice duly served on them, then the other Party attending shall proceed to strike off One from the said List, and the Clerk of Court shall strike off One alternately: Provided always, that Twenty Names be left on the List to be summoned to attend the Trial; and the Jury for trying the said Issue shall consist of such Twelve of the said Names as shall be called over in Court to try the Issue.

Provide.

XXVIII. And be it further enacted, That where a full Jury shall not appear before the said Jury Court or elsewhere, after Challenge by either of the Parties, and the Jury is like to remain untaken for default of Jurors, it shall be lawful for the said Court, or the Commissioner before whom any Issue is to be tried, to direct the Sheriff or other Officer or Officers who summoned the said Jury, upon Request made by either Party, to add to the List of the said Jury the Name or Names of such other Person or Persons of the County, City, Town or Place, where the Issue is to be tried, who shall be inserted in some other List of the Jurors, and who shall then be attending the Court where such Trial is to be had, to serve upon such Jury, and not any others, if so many out of the said other List be present in Court, or can there be found, and that either of the Parties, Pursuer and Defender, may have his Challenge to the Juror or Jurors so named and added to the former original List, in such wise as if he or they had been originally included in the said List of Jurors for the Trial of such Issue; and that the said Court or Commissioner who sits to try such Issue shall and may proceed to the Trial thereof with those Persons whose Names were originally inserted in the said List of Jurors, together with the Person or Persons whose Names have been so added to the original List of Jurors as aforesaid, in the same manner as the said Court or Commissioner might and ought to have done if all the said Jurors, whose Names were inserted in the said original List, had appeared to try such Issue; and in case any Person or Persons added to the said List of Jurors as aforesaid, and who shall have been present at that time, shall be called and not appear, or after his or their Appearance shall wilfully withdraw himself or themselves from the said Service, then and in every such case the said Jury Court shall and may set a Fine upon every such Person making Default or wilfully withdrawing himself, such Fine not exceeding the Sum of Five Pounds Sterling, nor less than the Sum of Forty Shillings, as the said Jury Court shall think reasonable.

Tales.

Juryman called and not appearing.

Fine.

View.

† Six.

XXIX. And be it further enacted, That when it shall appear that it will be proper and necessary that the Jurors who are to try such Issues as aforesaid should have the View of the Houses, Lands or Places in question, in order to their better understanding the Evidence that will be given upon the Trial of such Issues, in every such case it shall be lawful for either Division of the said Court of Session by the Special Interlocutor by which such Issue is directed, or for the said Jury Court, to order that a View should be allowed; and in every case where such View is allowed as aforesaid, Six of the Jurors named in the said List, or summoned as Special Jurors, or more, who shall be mutually consented to by the Parties or their Agents on both Sides, and if the Parties cannot agree, Six or more of the First Twelve on the List of Jurors returned by the Sheriff, Stewart, or other Officer or Officers as aforesaid, shall have the View, and shall be first sworn, or such of them as shall appear upon the Jury to try the Issue before any Drawing as aforesaid, and so many only shall be drawn to be added to Viewers who appear, as shall, after all Defaulters and Challenges allowed, † to make up the Number of Twelve, to be sworn for the Trial of the said Issue; and it shall and may be lawful for the said Jury Court, and they are hereby required in every such case by an Authority or Precept signed by the Clerk of the Jury Court, to order and direct the Sheriff

Sheriff

Sheriff or Officer or Officers, who shall summon the Jury for the Trial of such Issue, to have the said Jurors, who shall be so selected or named to be Viewers as aforesaid, at the Place in question, some convenient time before the Trial of the said Issue, who should † then and there have the Matters in question shewn to them by Two Persons named in the said Summons, and appointed by the said Jury Court; and the said Sheriff or other Officer or Officers shall certify upon the said last mentioned Authority or Precept, that the View hath been had according to the Direction contained therein, and shall forthwith return the same to the said Jury Court: Provided always, that the Expence of such View shall be equally borne by all Parties, and that no Evidence shall be given on either Side at the time of taking thereof: Provided also, that in case no View shall be had, or if a View shall be had by any of the Jurors contained in the said List, whether they shall happen to be any of the Jurors who shall be selected or nominated as aforesaid, yet the Trial of the said Issue shall proceed, and no Objection shall be made on † thereof, or for want of a proper Certificate of the View having been taken as aforesaid.

† *Sic.*

Proviso.

† *Sic.*

Payment of Jurors.

XXX. And be it further enacted, That every Person who shall serve upon a Jury for the Trial of any Issue or Issues, shall be allowed and paid by the Party or Parties against whom upon such Issue or Issues a Verdict shall be found, the Sum of Twenty Shillings: Provided always, that in case the Jury upon the Trial of any Issue shall return a Special Verdict, the Sum to be paid to the several Jurors who shall serve upon such Trial shall be borne and paid by the Pursuer or Pursuers, Defender or Defenders, in equal Portions; and that the Party or Parties in whose Favour the Court of Session shall ultimately decide upon such Special Verdict, shall be allowed the Sum so paid by him, her or them, to the said Jurors in the Costs to be awarded by the said Court of Session.

Oath administered to Jury.

XXXI. And be it further enacted by the Authority aforesaid, That the Clerk of the Jury Court, before proceeding to the said Trial, shall administer to the Jury, the following Oath; *videlicet*,

‘ YOU swear by God, and as you shall answer to God at the great Day of Judgment, That you shall well and truly try [as the case may be] these Issues, or this Issue †, and a true Verdict give according to the Evidence.’

† *Sic.*

Other Oaths how administered.

XXXII. And be it enacted by the Authority aforesaid, That this and all other Oaths necessary on the Trial of such Issues, shall be administered in the manner and according to the Form at present in use in the High Court of Judiciary.

Chancellor of Jury elected.

XXXIII. And be it further enacted by the Authority aforesaid, That the Chancellor or Foreman of the Jury shall be the Juror chosen by the Majority of the Jurors after they shall be sworn, and in case of an Equality of Votes, the Juror first sworn shall have a double Vote, and when the Verdict is returned to the Court, it shall be declared by the Chancellor or Foreman verbally in open Court, and taken down by the Clerk of the said Jury Court in Writing, before the Jury is discharged, to be afterwards indorsed and certified on the written Order or Interlocutor of the Court of Session directing the Issue.

XXXIV. And be it enacted by the Authority aforesaid, That all Verdicts shall be given by the whole Number of the Jury agreeing in the Verdict. Verdict how given.

XXXV. Provided always, and be it enacted, That if a Jury impanelled shall not agree in their Verdict within the Space of Twelve Hours from the time they shall be inclosed to consider of their Verdict, such Jury shall be discharged by the Jury Court from delivering their Verdict, and the said Court shall report the Proceeding to the Division of the Court of Session which directed the Issue, which Division may order another Jury to be summoned for the Trial thereof, or may dispose of the Cause in manner and Form as at present practised: Provided always, that if the whole Number of any Jury who shall have been inclosed to consider of their Verdict, shall agree to apply to the Jury Court for further time to consider of such Verdict, the said Jury Court are hereby required to grant such further time beyond the said Period of Twelve Hours as such Jury shall desire. Provision in case Jury cannot agree. Proviso.

XXXVI. Provided always, and be it enacted, That no practising Advocate, Clerk to the Signet, Solicitor or Procurator before any of the Supreme or Inferior Courts, shall be returned or summoned to serve on such Juries. Certain Persons exempted.

XXXVII. And be it further enacted by the Authority aforesaid, That the said Lords Commissioners of the Jury Court, previously to their executing any of the Duties of their Office, shall take the usual Oaths to His Majesty, and the Oath *de fideli*; which Oaths the Lord President of the College of Justice, the Lord Justice Clerk, or the Lord Chief Baron of the Court of Exchequer, are hereby respectively authorized to administer. Oaths taken by Commissioners.

XXXVIII. And be it further enacted by the Authority aforesaid, That it shall and may be lawful for His Majesty, his Heirs and Successors, from time to time, as the State of the Business may require, to appoint Three Clerks to the said Jury Court, being Advocates or Writers to the Signet of at least Three Years' standing, and Three Macers; and the said Chief Commissioner shall have Power to appoint a Clerk during his Pleasure, who shall keep the Rolls of the Court, and perform other necessary Duties connected therewith; all of which Officers are hereby strictly prohibited and discharged from taking any Fees whatever, in respect of the Business of the said Offices. Clerks of Court how appointed. Fees.

XXXIX. And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Jury Court to administer to the said Officers and Macers the usual Oaths to His Majesty, and upon the Trial of any Issue or Issues that may be directed under the Authority of this Act, also to administer the Oath *de fideli* to such Officers and Macers as shall attend upon the Trial of such Issue or Issues. Oaths administered to Officers.

XL. And be it enacted by the Authority aforesaid, That it shall and may be lawful for the Court of Session, together with the Commissioners of the said Jury Court, or One of them, assembled by Authority of the Lord President, from time to time as often as there shall be Occasion, to appoint a Committee, consisting of One Judge from each Division of the Court of Session, and One of the said Commissioners, for the Purpose of framing such Rules and Regulations as may be necessary for ordering the Form of Process, and regu- Rules and Regulations how framed.

regulating the manner of proceeding, as well in the said Court of Session as in the said Jury Court, both before the Trial of any Issue, during the Trial thereof, and subsequent thereto, for the Purpose of carrying into Execution the Directions and Provisions of this Act, and upon such Report being made by the said Committee, the same shall be taken into Consideration by the said Court of Session and the said Commissioners assembled by the Authority of the Lord President, and such Order or Orders shall be made thereupon as to the said Court of Session, or a *Quorum* thereof, and the said Commissioners or One or more of them shall appear to be fit and proper.

Jury Court
where to as-
semble.

XLI. And be it further enacted by the Authority aforesaid, That the said Jury Court shall be entitled to assemble and meet for the Purpose of trying any Issue or Issues to be directed as aforesaid at *Edinburgh*, in either of the Rooms now appropriated to the First and Second Divisions of the Court of Session, or in the Room used by the Court of Exchequer for Jury Trials, and at other Places in the Circuit Courts of Justiciary, the Sheriff Courts, or any other Place suitable and proper, as Circumstances and the Convenience of those Courts may admit; and that proper Apartments shall be allotted to the Clerks of the Jury Court in the Register Office in the same manner as to the Clerks of Session, and at other Places, as the Lord Clerk Register shall order and direct.

Report made of
Proceedings for
carrying Act
into Execution.

XLII. And Whereas the Provisions of this Act are to endure for Seven Years and no longer: And Whereas it is expedient, with respect to such further Regulations as may be necessary during the Continuance thereof, as well as in regard to any future Provisions for Trial by Jury in Civil Causes, after the Expiration of the same, that regular Returns should be made to both Houses of Parliament of all Proceedings which shall from time to time take Place under the Authority of this present Act; Be it enacted by the Authority aforesaid, That a Report shall be made to both Houses of Parliament once in every Year on or before the Twenty fifth Day of *March*, if Parliament shall be then sitting, and if Parliament shall not be then sitting, within Fourteen Days after Parliament shall assemble thereafter, of the Proceedings had by the Court of Session or a *Quorum* thereof, and the Commissioners of the said Jury Court or One of them pursuant to this Act; which Report shall be certified under the Hands of the Lord President of the Court of Session, the Lord Justice Clerk, and the Chief Commissioner of the Jury Court, and shall contain Copies of all Rules and Regulations to be made for ordering the Form of Process, and regulating the manner of Proceeding, as well in the said Court of Session, as in the said Jury Court, for carrying into Execution the Directions and Provisions of this Act.

Report made of
Issues directed.

XLIII. And be it enacted by the Authority aforesaid, That a Report shall be made by each Division of the Court of Session to both Houses of Parliament, once in every Year on or before the Twenty fifth Day of *March*, if Parliament shall be then sitting, and if Parliament shall not be then sitting, within Fourteen Days after Parliament shall assemble thereafter, specifying such Issues as shall have been directed by either of such Divisions of their own Motion, and such Issues as shall have been otherwise directed or referred by either of them; and every such Report shall be certified under the Hands of one of the Judges of the Court of Session.

XLIV. And be it enacted by the Authority aforesaid, That a Report shall be made to both Houses of Parliament once in every Year, on or before the Twenty fifth Day of *March*, if Parliament shall be then sitting, and if Parliament shall not be then sitting, within Fourteen Days after Parliament shall assemble thereafter, specifying the Issues tried pursuant to this Act, certified under the several Hands of the Commissioners who shall preside at the Trial of such Issues respectively, and such Reports may contain such Observations as the Commissioner signing the same may think fit to make relative to such Issues.

Report made of Issues tried.

XLV. And be it further enacted by the Authority aforesaid, That this Act shall endure and be in force for Seven Years from its Date, and to the End of the then next Session of Parliament.

Continuance of Act.

C A P. XLIII.

An Act for the more effectual Prevention of the Use of false and deficient Measures.

[2d May 1815.]

WHEREAS the Laws now in force for the Regulation of Measures have been found ineffectual for that Purpose, and Frauds are frequently committed by Persons using false and deficient Measures, by which the Poor in particular are greatly injured; and it would tend to prevent such pernicious and fraudulent Practices if the Justices of the Peace throughout *England* and *Wales* were empowered to appoint proper Persons to examine the Measures within their respective Jurisdictions, and to punish such Persons as shall be found offending in the Premises; 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 be lawful for the Justices of the Peace of the several Counties, Ridings, Divisions, Cities, Boroughs and Towns Corporate, of *England* and *Wales*, at their respective Petty Sessions, to appoint One or more Person or Persons, who shall have Power to examine the Measures within their several Divisions, Districts and Limits.

Justices may appoint proper Persons to examine Measures within several Divisions.

II. And be it further enacted, That it shall and may be lawful to and for the Person or Persons so to be appointed as aforesaid, and they are hereby required (having been first sworn duly and faithfully to execute the Office in him or them reposed by virtue of such Appointment and of this Act, which Oath such Justices are hereby authorized and empowered to administer) as often as such Justices shall direct, in the Day time to enter into the Shop, House, Outhouses and other Places near to such Shop or House, and into the Stall or Standing Place of any Person or Persons within their respective Divisions or Limits, who shall sell by Retail, and by any Measure of Capacity, any Liquid or Dry Goods or other Article whatsoever, and then and there to search for, view and examine all Measures of Capacity in such Shop, House, Outhouse, Premises, Stall or Standing Place, and to seize any such Measure or Measures not being according to the Standard in the Exchequer, which shall upon such Search be found therein, and to detain the same, to be produced before the Justices in Petty Sessions as aforesaid, upon the Hearing of the

Examiners, duly appointed, may enter Shops, &c. in search of false Measures, and seize same.

Information. the Information or Informations hereinafter mentioned; and the Person or Persons in whose Shop, House, Outhouses, Premises, Stall or Standing Place, any such deficient Measure or Measures shall be found (against whom for such Offence or Offences an Information or Informations is and are hereby directed to be preferred) shall, upon Conviction thereof in Petty Sessions as aforesaid, upon View or Confession, or upon the Oath of One or more credible Witness or Witnesses, forfeit all such false and deficient Measures, which Measures so forfeited shall be broken and otherwise disposed of as such Justices before whom such Conviction shall have taken place shall order and direct; and shall also forfeit and pay for every such false or deficient Measure any Sum of Money not exceeding Twenty Shillings nor less than Five Shillings, as the said Justices, before whom such Person or Persons shall have been convicted, shall in their Discretion order and adjudge, together with the Costs and Charges attending such Conviction; such Forfeiture, together with such Costs and Charges, to be levied by Warrant under the Hands and Seals of the said Justices, or the Hand and Seal of one of them, by Distress and Sale of so much of the Goods and Chattels of the Person or Persons offending as shall be sufficient to pay the said Penalty, and the Expences of such Distress and Sale; and in case no such sufficient Distress can be found, and such Penalties and Forfeitures, with the said Costs and Charges, shall not be forthwith paid, it shall be lawful for such Justices, or either of them, and they and he are and is hereby authorized and required, by Warrant under their or his Hands and Seals, or Hand and Seal, to commit such Offender or Offenders to the Gaol or House of Correction of the Limit where the Offence shall be committed, for any time not exceeding One Month, unless the Penalties, Costs and Charges in which such Offender or Offenders shall be convicted, shall be sooner paid.

Penalty.

Warrant.

Imprisonment.

Obstructing, &c. any Examiner of Measures, or not producing Measures for Examination. III. And be it further enacted, That if any Person shall wilfully obstruct, hinder, resist or in any wise oppose any of the Persons hereby authorized and empowered to view and examine such Measures in the Execution of his Office; or if any Person selling or retailing by Measure, shall refuse to produce his or her Measures in order to be viewed and examined, he or she who shall so offend, shall, for every such Offence, on being duly convicted on Oath before any One or more Justice or Justices of the Peace, forfeit and pay any Sum not exceeding Five Pounds, nor less than Forty Shillings, as the Justice or Justices before whom any such Offender shall be convicted, shall adjudge; and such Forfeiture or Penalty shall be levied and recovered in the manner hereinbefore directed.

Penalty.

Justices to apply Forfeitures to wards Expences of Act; IV. And be it further enacted, That on the Conviction of any Offender or Offenders against this Act, the Justice or Justices before whom such Conviction shall take place shall cause the Amount of the Forfeiture or Forfeitures which shall be levied or paid by virtue of any such Conviction, to be applied towards the Expences of carrying this Act into Execution, and the Residue (if any) to be paid to the Treasurer of the County, Riding, Division, City, Borough or Town Corporate, on account of the Public Stock thereof; and the said Justices shall also prepare or cause to be prepared, Returns of the Forfeitures levied by them in pursuance of this Act, and shall transmit such Returns signed by them to the Clerk of the Peace for every County, Riding, Division, City, Borough or Town Corporate, within the Month of the next Sessions of the Peace.

Returns of Forfeitures made.

V. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the Justices, at their General Quarter Sessions, to allow to such Person or Persons as shall be appointed to examine Measures under this Act, a reasonable Recompence or Satisfaction for their Trouble in the Execution of the said Office; such Recompence or Satisfaction to be paid to such Person or Persons out of the general Rate or Stock of any such County, Riding, Division, City, Borough or Town Corporate.

Examiners allowed reasonable Recompence for Trouble.

VI. And, for the more effectually carrying this Act into Execution, be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Justices, and they are hereby empowered and required, as soon after the passing of this Act as may be convenient, to purchase or cause to be purchased, for the Use of their respective Counties or other Limits, out of the general Rate or Stock of such County or other Limit, proper Measures, duly marked, according to the Standard in the Exchequer; which shall be deposited either with the respective Clerks of the Peace, or with some other proper Person, in such safe and convenient Place or Places within their respective Limits, as the said Justices shall direct; and shall be produced by the Person or Persons in whose Custody he same shall be lodged (upon reasonable Notice) at such Time and Place as any Person or Persons shall by Writing under their respective Hands require and appoint; the Person or Persons so requiring the Production of the said Measures, paying the reasonable Costs and Charges of producing the same.

Justices to purchase proper Measures for Use of respective Counties, &c. deposited with Clerks of Peace.

VII. Provided always, and be it further enacted, That if the Majority of the Inhabitants of any Parish, Township or Place, should be desirous that any Person or Persons shall be specially appointed to examine the Measures within such Parish, Township or Place, it shall and may be lawful for such Inhabitants, and they are hereby empowered (at a Vestry to be duly holden for that Purpose) to nominate Five or more substantial Householder or Householders, to be approved of and appointed by the said Justices at their respective Petty Sessions for the Division or District wherein such Parish, Township or Place shall lie; which Person or Persons so nominated, approved and appointed, shall have the same Powers and Authorities, within such Parish, Township or Place, as are vested in the Person or Persons appointed for any District, Division or

Majority of Inhabitants of Parish, &c. empowered to nominate Five Householders as Examiners.

VIII. Provided also, and be it further enacted, That no Appointment for such Parish, Township or Place, shall be made until the Inhabitants thereof shall have procured, or caused to be procured, proper Measures, duly marked, according to the Standard in the Exchequer, for the Use of such Parish, Township or Place, to be deposited in the Custody of the Person or Persons to be appointed as mentioned; and that it shall and may be lawful for the said Persons in their respective Petty Sessions to order and direct the Costs and Charges of procuring such Measures, and the Recompence to be allowed to such Person or Persons for his or her Time and Trouble in the Execution of such Office, within such Parish, Township or Place, to be paid out of the Rate made for the Relief of the Poor within such Parish, Township or Place.

No Appointment of such Examiners to take place, until proper Measures are procured by Inhabitants.

IX. And be it further enacted, That no Proceedings to be had against any Offender or Offenders against this Act.

Certiorari

L

15 Geo. III.

Act shall be removed by Writ of *Certiorari*, or by any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*.

Conviction.

X. And be it further enacted by the Authority aforesaid, That the Justice or Justices of the Peace before whom any Offender shall be convicted as aforesaid, shall cause the Conviction to be made out in the Manner and Form following, or in any other Form of Words to the same Effect, *mutatis mutandis*; that is to say,

Form of Conviction.

' **B**E it remembered, That on the _____ Day of _____
 ' in the Year of our Lord _____
 ' at a Petty Session holden at _____ for _____ before
 ' us *A. B.* and *C. D.* Justices of the Peace acting in and for the said
 ' *E. F.* of _____ in the said
 ' _____ was duly convicted before us the said Justices, for
 ' that he the said *E. F.* on the _____ Day of _____
 ' now last past, at _____ in the said
 ' contrary to the Form of the Statute in that case made and provided,
 ' [*here state the Offence against this Act*]; and we, the said Justices,
 ' do declare and adjudge that the said *E. F.* hath for such Offence
 ' forfeited the said [*several*] Measures [_____] and
 ' hath also forfeited the Sum of _____ of lawful
 ' Money of *Great Britain*, to be applied as the Law directs; and
 ' the further Sum of _____ of like lawful
 ' Money, for the reasonable Costs and Charges attending this Con-
 ' viction. Given under our Hands and Seals, on the Day and in
 ' the Year first mentioned.'

Proviso for Persons convicted and suffering for same.

XI. Provided always, and be it further enacted, That any Person or Persons convicted of an Offence under this Act, and who shall suffer for the same under this Act, shall not be otherwise punished for such Offence by virtue of any other Law or Statute of this Realm.

Bodies Politic, &c. to have same Power of examining, &c. Measures, as formerly.

XII. Provided also, and be it further enacted, That this Act, or any Thing herein contained, shall not extend or be construed to extend, to lessen or prevent the Authority which any Person or Persons, Bodies Politic or Corporate, or any Person appointed at any Court Leet for any Hundred or Manor, may have or possess for the examining, regulating, seizing, breaking or destroying any Measures within their respective Jurisdictions; but that he, she and they shall and may have and possess the same Power and Authority therein as if this Act had not been made.

No Prosecution unless on Information on Oath.

XIII. Provided also, and be it further enacted, That no Person or Persons shall be prosecuted for any Offence against this Act, unless Information thereof upon Oath shall have been given to some Justice of the Peace, within Six Weeks after the Offence committed.

C A P. XLIV.

An Act for the Relief of the Captors of Prizes, with respect to the admitting and landing of certain Prize Vessels and Goods in *Ireland*; to continue in force until the Twenty-fifth Day of *March* One thousand eight hundred and _____
 [2d May 1815]

27 G. 3. (L) c. 23. § 24.

WHEREAS by an Act made in the Parliament of Great Britain in the Twenty-seventh Year of His Majesty King George the Third for the Relief of the Captors of Prizes...

ment of Shipping and Navigation, it was, amongst other things, enacted, that certain Duties should be paid upon Ships or Vessels taken and condemned as Prize, and brought or coming into any Port in Ireland; and by an Act made in the Parliament of the United Kingdom of Great Britain and Ireland, in the Forty third Year of His present Majesty's Reign, intituled *An Act for the Relief of Captors of Prizes with respect to the bringing and landing certain Prize Goods in Great Britain during Hostilities*, certain Duties were imposed in Great Britain on such Prize Goods and on Foreign Ships and Vessels (except as in the said Act is excepted) condemned as Prize, and certain Provisions were made with respect to the said Prize Goods and Ships: And Whereas by an Act made in the Parliament of the said United Kingdom, in the Forty ninth Year of His present Majesty's Reign, intituled *An Act for repealing the several Duties of Customs chargeable in Great Britain, and for granting other Duties in lieu thereof*, and other Acts, certain Duties of Customs have been granted and made payable on Goods, Wares and Merchandize, and on Ships and Vessels taken and condemned as Prize, or seized and condemned as Droits of Admiralty, and imported or brought into Great Britain, in lieu of the Duties payable under the hereinbefore recited Act of the Forty third Year of His present Majesty's Reign: And Whereas it is expedient that like Relief should be afforded to the Captors of Prizes, with respect to the bringing and landing certain Prize Goods in Ireland, and like Duties should be made payable in respect thereof, as is afforded and as are now payable 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 any Prize Goods landed in Ireland secured in Warehouses, which shall have been taken as Prize before the passing or during the Continuance of this Act, and which have been or may be brought into any Port of the United Kingdom by any of His Majesty's Ships of War, or by any Private or other Ship or Vessel having Commission from the Lord High Admiral of the United Kingdom of Great Britain and Ireland, or the Commissioners for executing the Office of Lord High Admiral of the United Kingdom of Great Britain and Ireland for the time being, or which have been or may be seized by any Non-commissioned Vessels or otherwise as Droits of Admiralty, shall and lawfully upon or after Condemnation thereof as lawful Prize in any Port of the United Kingdom, or in any of His Majesty's Dominions out of the United Kingdom, be landed in any Port of Ireland, secured under The King's Locks in Warehouses provided at the sole Expence of the Captors, with the Privy and Approbation under the Care and Inspection of the Commissioners of Customs at such Port Duties in Ireland.

And be it further enacted, That upon the Admission of any Prize Goods and Vessels to pay Duties in Schedule annexed, Goods, Wares or Merchandize into such Warehouses in Ireland, upon the Arrival at any Port in Ireland of any Foreign Ship or Vessel condemned as Prize in any of His Majesty's Dominions out of the United Kingdom, there shall be paid by the Captors or their Assigns the several Duties of Customs mentioned, specified and set out in the Schedule annexed to this Act; and that the said several Duties

43 G. 3. c. 134.

§ 1. 2.

49 G. 3. c. 98.
Tab. C.Prize Goods
landed in Ireland
secured in
Warehouses.Prize Goods and
Vessels to pay
Duties in Sched-
ule annexed.

Duties of Customs on the Goods, Wares and Merchandize, other than Ships, in the said Schedule mentioned, shall be and are hereby granted, and shall be raised, levied and paid to His Majesty, his Heirs and Successors, over and above all other Duties of Customs payable in *Ireland*, on the like Articles under or by virtue of any Act or Acts in force immediately before the passing of this Act, and that the said Duty on Ships and Vessels shall be in lieu of any Duty on Ships and Vessels brought into *Ireland* under or by virtue of the Act of the Parliament of *Ireland* made in the Twenty seventh Year of His present Majesty's Reign, hereinbefore recited.

27 G. 3. (L.)
c. 23.

Goods taken out of Warehouse for Home Consumption to pay, besides Duties in Schedule annexed, same Duties as on Goods regularly imported, &c.

Military or Ships' Stores, &c. exempted from Duty on Prize Goods.

Proviso.

Prize Tobacco and Snuff exempted from Duty under Act.

III. And be it further enacted, That any such Goods, Wares or Merchandize, may be taken out of any such Warehouses wherein they shall be secured as aforesaid (at any time 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) to be used or consumed in *Ireland*, and that the Person or Persons so taking the same out of Warehouse shall first pay all such Duties, as at the time of so taking the same out of Warehouse would have been due and payable on such Goods, Wares and Merchandize, at the time of so taking the same out of Warehouse, to His Majesty, if the same had been regularly imported by way of Merchandize into *Ireland*, over and above the Duties in the Schedule to this Act annexed mentioned and specified, and such Goods, Wares and Merchandize, shall in all other respects be liable to the same Restrictions and Regulations to which they would have been subject if this Act had not been made, except as is otherwise provided by this Act: Provided always, that no Duties whatever shall be demanded or taken under or by virtue of this Act for any Prize Goods, consisting of Military or Ships' Stores; that is to say, Sails, Cordage, Anchors or Cables, Mats, Yards, Bowsprits, Blocks, Guns, Gunpowder, Shot, Match, Gun Carriages, Cartridges, or other Materials thereto belonging, nor for any Timber and Iron converted into and made fit for Ship-building, or for any of the Uses and Purposes aforesaid; nor for any Salted Beef, Pork and Butter, Biscuit, Small Beer, Pease and Oatmeal; nor for any Sailors' Clothes, Hammocks, Bedding and Apparatus; nor for any Instruments belonging to Surgeons; nor for any Bullion; nor for any Goods, Wares or Merchandize, which, by any Law in force on and immediately before the passing of this Act, may be imported into *Ireland* Duty-free: Provided also, that no Ship of War, nor any Private Ship or Vessel of War, which hath been or shall be taken from the Enemy and legally condemned as Prize, nor the Sails nor any of the Tackle, Apparel or Furniture, belonging to any such Ship or Vessel, shall be charged or chargeable with or subject or liable to pay any Duty whatever under this Act; any Law, Custom or Usage to the contrary notwithstanding.

IV. And be it further enacted, That Tobacco and Snuff of all Sorts taken and condemned as Prize, shall and may be brought into any of the Ports of *Ireland*, into which Tobacco may by Law be imported, and that such Tobacco and Snuff brought into any such Port shall and may be entered, landed and lodged, or secured in any Warehouse or Warehouses provided according to Law for the Reception of Tobacco in *Ireland*, without Payment of any Duty under this Act, and that such Tobacco may be exported from any

in like manner, or entered for Home Trade, Manufacture or Consumption in *Ireland*, on Payment of the like Duties as Tobacco of the Growth or Product of the *British* Plantations in *America*, or of the United States of *America*, may be exported from *Ireland*, or entered for Home Trade, Manufacture or Consumption in *Ireland* respectively at the time; and the Exporter of such Prize Tobacco shall, upon the said Tobacco being manufactured in *Ireland* and exported according to Law, be entitled to and allowed such and the like Drawbacks as are severally allowed upon the same Sorts and Descriptions of Tobacco manufactured from Tobacco of the Growth or Product of the *British* Colonies or Plantations, or of the United States of *America*, legally exported from *Ireland*.

Drawbacks.

V. And be it further enacted, That all Wheat, Wheat Meal or Flour, Rye, Barley, Beer or Big, Oats, Oatmeal, Pease, Beans, *Indian* Corn or Maize taken and condemned as Prize, shall, on the same being brought into any Port in *Ireland*, be warehoused and subject to such Rules, Regulations, Restrictions, Duties, Drawbacks, Penalties and Forfeitures, as are provided and enacted by any Act or Acts of Parliament in force in *Ireland* on and immediately before the passing of this Act, with respect to any Foreign Corn imported into *Ireland*, as fully and effectually to all Intents and Purposes, as all the Clauses, Powers, Directions and Authorities in such Acts respectively were particularly repeated and re-enacted in the Body of this present Act.

Prize Wheat, &c. warehoused under Regulations for Foreign Wheat, &c.

VI. And be it further enacted, That when any Foreign Ship or Vessel (not being a Ship of War or a Private Ship or Vessel of War) hath been or shall hereafter be taken before the passing or during the Continuance of this Act, and hath been or shall be condemned as Prize in any of His Majesty's Dominions out of the United Kingdom, the Duty due and payable by Law in *Great Britain* or *Ireland* respectively for such Ship or Vessel under any Act or Acts in force for that Purpose in *Great Britain*, or under any Act shall be paid upon the first Arrival of such Ship or Vessel at any Port in the United Kingdom, to the Collector of His Majesty's Customs at such Port, by the Master, Owner or Consignee of such Ship or Vessel, whether the same shall or shall not have been taken by the Captors after Condemnation; and that no Foreign-built Ship or Vessel so condemned shall enjoy or be entitled to the Privilege of a *British*-built Ship or Vessel or of an *Irish* Ship or Vessel; and it shall be lawful for such Duty shall be paid for the same; and it shall be lawful for any Officer or Officers of His Majesty's Customs in *England*, *Scotland* or *Ireland* respectively, to stop and detain such Ship or Vessel at any such Port in *England*, *Scotland* or *Ireland* respectively, until the said Duty shall be paid as aforesaid; and in case Payment thereof not be made for the Space of Three Calendar Months after the Arrival of such Ship or Vessel at any Port in *England*, *Scotland* or *Ireland* respectively, it shall and may be lawful for the Commissioners of His Majesty's Customs in *England*, *Scotland* or *Ireland* respectively or any Three or more of them, to cause such Ship or Vessel, and her Masts, Apparel and Furniture, to be sold publicly to the highest Bidder, and the Produce thereof to be applied first to the Payment of the Charges that shall arise by such Detention, and next to the Payment of the Customs and Duties, and the Overplus to be paid to the Proprietor of such Ship or Vessel or other Person

Prize Foreign Vessels to pay Duty on Arrival;

not entitled to Privilege of British-built Ships till Duty paid.

Duty not paid, Ships sold.

son duly authorized by such Proprietor to receive the same; and that whenever such Duty shall be paid for and in respect of such Foreign Ship or Vessel at the Port of the first Arrival of such Ship or Vessel either in *Great Britain* or *Ireland* respectively, no Duty shall be payable on the Arrival of such Ship or Vessel at any other Port of *Great Britain* or *Ireland* respectively under this Act, or any other Act or Acts in force for that Purpose, in respect of such Vessel having been so taken and condemned as aforesaid; and that whenever any such Foreign Ship or Vessel shall have been brought into any Port in *Great Britain* and shall have been condemned in any Court in *Great Britain* as lawful Prize, and shall have paid the Duties imposed on such Ship or Vessel, under and by virtue of any Act or Acts in force in *Great Britain*; no Duty whatever shall be payable in *Ireland* for or in respect of such Ship or Vessel under or by virtue of this Act.

Certificate of
Condemnation
of Goods pro-
duced, &c.

VII. And be it further enacted, That whenever any Goods or any Ship or Vessel taken as Prize and condemned as lawful Prize shall be imported or brought into *Ireland*, a Certificate from and under the Hand and Seal of the Judge or Registrar of the Court in which such Goods shall have been condemned, shall be produced to the Collector or principal Officer of His Majesty's Customs at the Port or Place in *Ireland* into which such Goods shall be imported, certifying the Condemnation thereof; and the Master of the Ship or Vessel on board of which such Goods shall be imported shall, together with the Importer, Proprietor or Consignee, make Oath before the said Collector or principal Officer (who is hereby empowered to administer the same), that to the best of their Knowledge and Belief the Goods so imported are the identical Goods mentioned in the Certificate of Condemnation.

Prize Goods not
entered as such.

VIII. And be it further enacted, That on the Importation into *Ireland* of any Goods, Wares or Merchandize which shall have been condemned as lawful Prize, the same shall be entered as Prize Goods, and shall be so distinguished and specified in every Entry of such Goods, Wares and Merchandize; and in case such Goods, Wares or Merchandize shall not be so entered, distinguished and specified, all such Goods, Wares and Merchandize shall be forfeited, and may be seized by any Officer or Officers of Customs or Excise.

Forfeited.

Prize Goods
warehoused ex-
ported within
Three Years.

IX. And be it further enacted, That any Prize Goods which shall be received into any Warehouse in *Ireland* under this Act, and which shall have paid the respective Duties due and payable under this Act, shall and may at any time within Three Years, to be computed from the Day on which such Goods, Wares and Merchandize shall be entered with the proper Officer of the Customs, be exported directly from *Ireland* either by the Captors or their Agents, or by any other Person or Persons, without paying any further Duty of Customs or Excise for the same, the Person or Persons exporting the same giving sufficient Security in double the Value of the Goods before the Delivery thereof out of the Warehouse, that the same shall be really and truly exported, and not brought back again or landed in any Part of *Ireland*, or landed in the Islands of *Guernsey*, *Jersey*, *Man*, *Sark* or *Moulin*, or the Islands of *Faro* or *Barra*, which shall be the Custom or Collection of the Port to which they shall be so exported.

X. And be it further enacted, That if the Owner or Proprietor of any Goods, Wares or Merchandize, which shall be secured in Warehouses under the Regulations of this Act, shall not within the Space of Three Years, to be computed as aforesaid, clear and take away such Goods, Wares and Merchandize from and out of such Warehouses, either for Exportation or for Consumption in *Ireland*, then and in such case it shall and may be lawful for the Commissioners of Customs and Port Duties in *Ireland*, to cause all such Goods, Wares and Merchandize to be publicly sold; and after such Sale, the Produce thereof shall in the First Place be applied to or towards Payment of the Charges of Warehouse Room, and other Charges that shall arise thereon; and in the next Place, to or towards Payment of the Duties of all Customs and Excise on such Goods, Wares and Merchandize; and the Overplus (if any) shall 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 *Ireland*, which shall be warehoused under the Authority of this Act, shall be permitted to be cleared from Warehouse for Home Consumption in *Ireland*.

Goods not cleared within Three Years, sold for Duties, &c.

Proviso.

XI. And be it further enacted, That whenever it shall happen that any of the Duties of Customs or Excise in *Great Britain*, granted or made payable by any Act in force in *Great Britain*, at the time of the passing of this Act, upon any Articles on which any Duty is imposed by this Act or the Schedule hereto annexed, or any Part of such Duties in *Great Britain* shall cease or determine, or be repealed, or be or become no longer payable in *Great Britain*; Provision shall be made, that so much of the Duties of Customs granted by this Act and made payable in *Ireland*, as shall be equal to the Duties which shall so cease or determine, or be repealed as aforesaid in *Great Britain*, shall in like manner cease or determine or be repealed, and shall not be payable in *Ireland* at any time after the time when such Duties of Customs or Excise shall cease or determine or be repealed, or be or become no longer payable in *Great Britain*; and the Duties of Customs made payable by this Act shall be reduced accordingly.

When Part of Duties in G. B. on Articles liable to Duty under Act repealed or cease, Duties under Act reduced in Proportion,

XII. And be it further enacted, That the several Rates and Duties by this Act made payable shall be paid and payable according to the Amount thereof in *British* Currency; and shall be raised, levied, collected, paid and applied, in the same Manner, and under such Powers and Authorities, Penalties and Forfeitures, and by such Ways and Methods, and under such Rules and Directions, as are appointed, directed and expressed for the raising, collecting, levying and paying, and managing of any Duties payable on Goods, Wares and Merchandize imported into and exported from *Ireland*, or for the levying and applying any Fines, Penalties or Forfeitures, in and by an Act of Parliament made in *Ireland* in the Fourteenth and Fifteenth Years of the Reign of His late Majesty King *Charles* the Second, intituled *An Act for settling the Excise or new Impost 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 the Reign of the present Majesty, 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*

Duties paid in British Currency. Duties, &c. levied and paid as former Duties and Drawbacks.

14 & 15 Car. 2. (1.) Self. 4. c. 8.

46 G. 3. c. 106.

T.K.

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 same 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.

Appeal.

Continuance of Act.

XIII. And be it further enacted, That this Act shall be and continue in force from and after the passing thereof, until and upon the Twenty fifth Day of March One thousand eight hundred and sixteen, and no longer.

Act amended, &c.

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

SCHEDULE to which this Act refers.

A TABLE of the Duties of Customs payable on Goods, Wares and Merchandize taken and condemned as Prize, or seized and condemned as Droits of Admiralty, and imported or brought into Ireland.

	Duty.		
	British Currency.		
	£.	s.	d.
BRANDY, if taken by a Ship of War or seized as Droits of Admiralty, the Tun, containing 252 Gallons	3	11	3
———— if taken by a Private Vessel, the Tun, containing 252 Gallons	1	3	9
Cocoa, if taken by a Ship of War or seized as Droits of Admiralty, the Cwt.	—	5	11
———— if taken by a Private Vessel, the Cwt.	—	1	11
Coffee, if taken by a Ship of War, or seized as Droits of Admiralty, the Cwt.	—	16	7
———— if taken by a Private Vessel, the Cwt.	—	5	7
Sugar, if taken by a Ship of War, or seized as Droits of Admiralty, the Cwt.	—	9	6
———— if taken by a Private Vessel, the Cwt.	—	3	2
Vinegar, if taken by a Ship of War, or by a Private Vessel, the Tun, containing 252 Gallons	2	10	—
Wine, if taken by a Ship of War, or by a Private Vessel, the Tun, containing 252 Gallons	2	10	—
All other Goods, Wares and Merchandize not particularly excepted or otherwise charged with Duty, if taken by a Ship of War, or seized as Droits of Admiralty, for every £100 of the Value thereof	11	17	6
———— if taken by a Private Vessel, for every £100 of the Value thereof	3	10	2
Ships or Vessels condemned as Prize or as Droits of Admiralty in any of His Majesty's Dominions out of the United Kingdom, except Ships of War or Private Ships or Vessels, with their Tackle, Apparel and Furniture (except Bells) for every £100 of the Value thereof	12	12	6

C A P. XLV.

An Act for continuing the Premiums allowed to Ships employed in the Southern Whale Fishery. [2d May 1815.]

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 Fifty first Year of His present Majesty's Reign, intituled *An Act for continuing the Premiums allowed to Ships employed in the Southern Whale Fishery*; 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 Premiums hereinafter mentioned shall be paid and allowed to certain Ships or Vessels employed in the said Fishery, under the Limitations, Restrictions and Regulations contained in the said Act, and also in an Act passed in the Thirty fifth Year of the Reign of His present Majesty, and mentioned in the said Act, and under the Limitations, Restrictions and Regulations expressed in this present Act.

51 G. 3. c. 34.

Premiums.

35 G. 3. c. 92.

Premium to Eight Ships employed in Fishery to Southward of the Equator.

† Sic.

Premium to Four ships to employed to Southward of 36 Degrees of South Latitude.

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 fifteen, and between the First Day of *January* and Thirty first Day of *December* in each of the Four 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 Tuns † 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.

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, taken together with the greatest Quantity of Oil and Head Matter 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.

IV. And

Premium to Ten Ships to employed that shall double Cape Horn, &c.

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 fifteen, and between the First Day of *January* and the Thirty first Day of *December* in each of the Four 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* until 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.

Premium to Nine Ships.

Benefits to Ships employed in Southern Whale Fishery returning to Port in Ireland.

V. 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 Fifty first Years of the Reign 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*.

Whale Boats not liable to Seizure on account of Build, &c.

VI. And be it further enacted, That no Boat used as and commonly called *A Whale Boat* belonging to any Ship or Vessel employed in the said Fishery to the *Greenland Seas* or *Davis's Streights*, or in the Fishery carried on in the Seas to the Southward of the *Greenland Seas* and *Davis's Streights*, shall be liable to Seizure for or on account of her Build, Dimensions or Construction; provided, on the Return of such Ship or Vessel from the Fisheries at the End of every Season such Boat shall be laid up by the Owner or Owners thereof in such Place or Places as shall be approved of by the Principal Officer of His Majesty's Customs of the Port at which such Ship or Vessel shall arrive, and shall not be employed or made use of in any way whatever but in the said Fisheries.

C A P. XLVI.

An Act to amend an Act passed in the Forty eighth Year of the Reign of His present Majesty intituled *An Act for the better Care and Maintenance of Lunatics, being Paupers or Criminals, in England.* [2d May 1815.]

WHEREAS an Act was made in the Forty eighth Year of the Reign of His present Majesty, intituled *An Act for the better Care and Maintenance of Lunatics, being Paupers or Criminals, in England*: And Whereas it is expedient that the said Act should be 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 in every case in which it shall have been or may hereafter be determined that a Lunatic Asylum shall be erected under the Provisions of the said recited Act, it shall be lawful for the Justices of the Peace acting in and for the County or united Counties at whose Expence such Lunatic Asylum shall have been or shall be erected, annually, at the *Michaelmas* General Quarter Sessions of the Peace to be held for such County or Counties respectively, or, in Counties where Annual General Sessions have been fixed by Law, at such Annual General Sessions to elect the Members of the Committee of Visiting Justices, for the Building, Erection and Management of such Asylum; and that it shall be lawful for the Justices of the Peace acting in and for such County or Counties, or the major Part of them, such major Part not being less than Seven, assembled at any Annual General or Quarter Sessions of the Peace to be held for such County or Counties respectively, or any Adjournment thereof, to fill up any Vacancy in the Number of Visiting Justices so appointed as aforesaid, that may have occurred by the Death or Resignation of any such Visiting Justice.

48 G. 3. c. 96.

Committee of Visiting Justices of Lunatic Asylums elected annually.

Vacancies filled up.

II. And be it further enacted, That if the Justices assembled at the *Michaelmas* General Quarter Sessions of the Peace, or Annual General Session in any Year, shall omit or neglect to make such Election as aforesaid, or if the Justices assembled at any Annual General or Quarter Sessions, or any Adjournment thereof, shall neglect or omit to fill up any Vacancy that may have occurred as aforesaid, the Committee of Visiting Justices before appointed, or each of them as shall continue to act, shall be deemed and taken to be the legal Committee of Visiting Justices, for the Building, Erection and Management of such Asylum, until the next *Michaelmas* General Quarter Sessions of the Peace or Annual General Session.

In case Election neglected Visiting Justices continuing to act deemed Committee.

III. And be it further enacted, That the Subscribers to any Lunatic Asylum erected or to be erected by Voluntary Contributions, who may have united or who may hereafter unite with any County or Counties, under the Provisions of the said recited Act (a), the Majority of such Subscribers present at a General Meeting be held in the Month of *October* in every Year, of which due notice shall be given by Public Advertisement in some Newspaper circulated within the County in which such Lunatic Asylum shall be erected, shall annually elect their Committee of Governors, Directors

Subscribers to Lunatic Asylums who may unite with County or Counties annually may elect Committee of Governors to act with Committee of Visiting Justices.

(a) [48 G. 3. c. 96. § 22.]

or

or Subscribers, for the Purpose of acting with the Committee of Visiting Justices appointed or to be appointed on behalf of such County or Counties, for the Building, Erection and Management of such Asylum, in the manner prescribed by the said recited Act (a); and that it shall be lawful for the Subscribers to any such Asylum erected or to be erected by Voluntary Contributions as aforesaid, or the major Part of them present at any General Meeting to be called for that Purpose, of which due Notice shall be given as aforesaid, to fill up any Vacancy in the Number of such Committee of Governors, Directors or Subscribers as aforesaid, that may have occurred by the Death or Resignation of any Member of such Committee.

(a) [48 G. 3. c. 96. § 2.]

In case of neglect to make Election, Governors continuing to act deemed Committee.

IV. And be it further enacted, That if no such Annual Meeting as aforesaid shall take place, or the Subscribers assembled at such Meeting shall fail to make such Election as aforesaid, then the Governors, Directors or Subscribers, before appointed to act with the Committee of Visiting Justices appointed or to be appointed by such County or Counties, for the Building, Erection and Management of such Asylum, or such of them as shall continue to act, shall be deemed and taken to be a legal Committee, for the Purpose of acting with such Committee of Justices as aforesaid, until the next General Annual Meeting of Subscribers to such Lunatic Asylum.

Clerk may convene new Meetings.

V. And be it further enacted, That if any Committee of Visiting Justices, or of Visiting Justices united with any Committee of Governors or Directors of or Subscribers to any Lunatic Asylum erected or to be erected by Voluntary Contributions, shall neglect to adjourn any Meeting held for the Purposes of the said recited Act, or where any unforeseen circumstance shall occur, rendering the Meeting of such Committee necessary within the Period to which their Meeting may have been adjourned, it shall be lawful for the Clerk to such Committee to convene a new Meeting, by a Circular Letter to each Member of such Committee, informing him of the Time and Place of such Meeting, Ten Days at least before the same shall be held.

Justices to fix Sums expended in Purchase of Lands, &c. or in erecting Buildings.

VI. And be it further enacted, That in every case in which a Lunatic Asylum shall have been or shall hereafter be erected by any County under the Provisions of the said recited Act, it shall be lawful for the Justices of the Peace of such County, or the major Part of them (such major Part not being less than Seven) assembled at any Annual or General Quarter Sessions of the Peace or any Adjournment thereof to be held for such County, from time to time to fix and limit the Sums which may be expended on the Purchase of Lands or Houses, or in the Erection of New Buildings, or in the Extension or Alteration of existing Buildings for the Purpose of such Lunatic Asylum, or the Yards, Outlets or Courts thereunto belonging, as well on the first Establishment of such Lunatic Asylum, as at any time during its Continuance; and it shall not be lawful for the Committee of Visiting Justices appointed for the Building, Erection and Management of such Asylum, to enter into any Contract or Contracts for the Purchase of Lands or Houses, or for the Erection of New Buildings, or for the Extension or Alteration of existing Buildings for the Purpose of such Lunatic Asylum, or the Yards, Outlets and Courts thereunto belonging, or a Sum or Sums which may, in the whole, exceed the Sums so fixed.

time to time limited and appointed by the Justices assembled in Sessions as aforesaid; and no Contract so entered into by such Visiting Justices shall be held to be valid or legal.

VII. And Whereas it is in the said recited Act enacted, that the Weekly Rate to be fixed by the Committee of Visiting Justices, to be paid for each Pauper confined in any Lunatic Asylum, shall in no case exceed Fourteen Shillings per Week: And Whereas it may be necessary that such Weekly Rate should, in certain cases, be increased; Be it further enacted, That it shall be lawful for the Justices of the Peace acting in and for any County at whose Expence any Lunatic Asylum shall have been or shall be hereafter erected, or the major Part of them assembled at any Annual General or Quarter Sessions of the Peace to be held for such County, or any Adjournment thereof (such major Part not being less than Seven), to make such Addition to such Weekly Rate as to them shall seem fit and necessary, and to make an Order accordingly; which Order shall be signed by the Clerk of the Peace, or his Deputy, on behalf of the Court, and forthwith published in some Newspaper circulated within the County; and such additional Rate shall be paid by the Overseers of the Poor of the Parishes, Townships or Places, to which the Lunatics in such Asylum respectively belong, in the same manner as is provided by the said recited Act with regard to the Weekly Rate from time to time to be fixed on by the Visiting Justices for the Maintenance, Medicine, Clothing and Care of such Lunatics.

48 G. 3. c. 96. § 24.

Weekly Rate for Paupers increased by Justices.

VIII. And be it further enacted, That it shall be lawful for the Justices of the Peace acting in and for any County, at their several Petty Sessions, to issue their Warrants to the Overseers of the Poor of the Parishes, Townships and Places within their several Subdivisions, to return true Lists of all Lunatics and dangerous Idiots, being Paupers, within their respective Parishes, specifying the Name, Sex and Age of each Lunatic and Idiot, and whether such Lunatics: dangerous or otherwise; and for what Length of time such Lunatics shall have been disordered in their Senses; and the Overseers of the Poor of the Parishes aforesaid shall, on the Receipt of such Warrants, forthwith prepare and return such Lists accordingly; and such Lists shall be verified on Oath before the Justices of the Peace at their Petty Sessions as aforesaid, and accompanied with a Certificate from a Medical Practitioner, as to the State and Condition of each Lunatic or dangerous Idiot; and any Overseer of the Poor to whom any such Warrant shall have been directed and delivered, who shall refuse or neglect to prepare such List, or to return the same at the Time and Place by such Warrant fixed, with such Certificate as aforesaid, or to verify such List on Oath, shall, for every such Offence, be subject to such Fine as Overseers of the Poor and other Justices of the Peace Officers are subject for neglect of Duty, under an Act passed in the Thirty third Year of His present Majesty's said Majesty, intitled *An Act to authorize Justices of the Peace to impose Fines on Constables, Overseers, and other Peace or Parish Officers for Neglect of Duty, and on Masters of Apprentices for ill Usage of such Apprentices; and also to make Provision for the Execution of Warrants of Distress granted by Magistrates; and such Fine shall be imposed, levied and enforced in the manner in the said Act contained; and the Justices aforesaid shall cause the said Lists to be* forth-

Overseers of Poor to return Lists of Lunatics and Idiots within Parishes, verified on Oath, accompanied with Certificate from Medical Practitioner.

Fine.

33 G. 3. c. 55.

Lists laid before
General Quar-
ter Sessions.

Expences of
Examination of
Lunatics, &c.
paid by Parishes.

forthwith transmitted to the Clerk of the Peace, or his Deputy, to be by him laid before the Justices of the Peace acting in and for such County, at their next General Quarter Sessions of the Peace or General Annual Session: And it shall be lawful for such Overseers of the Poor to defray the necessary Expences of the Examination of such Lunatics or dangerous Idiots, by a Medical Practitioner, out of the Poor Rates of the Parishes to which such Lunatics or Idiots respectively belong; or where the legal Settlement of any such Lunatic or Idiot shall not have been ascertained, then out of the Poor Rates of the Parish in which such Lunatic or Idiot shall reside.

Visiting Justices
may discharge
Lunatics.

IX. And Whereas it may happen, that Lunatics, by the Provisions of the Laws now in force, may be unnecessarily detained in any Lunatic Asylum after their Recovery, during the Intervals of Meetings of the Committee of Visiting Justices, or by reason of the Nonattendance of a sufficient Number of Visiting Justices at any Meeting of such Committee; Be it further enacted, That it shall be lawful for any Two Visiting Justices at any time, by and with the Advice and Consent of the Medical Superintendent of such Asylum, to discharge from such Asylum any Lunatic confined therein, whose perfect Recovery may be certified by the said Medical Superintendent.

48 G. 3. c. 96.
§ 4.

X. And Whereas it is enacted by the said recited Act of the Forty eighth Year of His present Majesty's Reign, that where any Two or more Counties shall think fit to unite, the Proportion of the Expences necessary for carrying into Execution the Purposes of the said Act, to be charged and assessed upon the several Counties so uniting, shall be calculated upon the Numbers of the respective Population of the said several Counties, as stated in the Returns made in pursuance of an Act passed in the Forty first Year of His Majesty's Reign, intituled *An Act for taking an Account of the Population of Great Britain, and of the Increase and Diminution thereof*; Be it hereby further enacted, That in all cases of the Union of any Two or more Counties, or of the Union of any Place or Places of distinct Jurisdiction with any such County or Counties, the Proportion of the Expences necessary for carrying into Execution the Purposes of the said recited Act, or of an Act passed in the Fifty first Year of the Reign of His present Majesty, intituled *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*, or of this Act, shall be calculated upon the Numbers of the respective Population of the said several Counties and Places as shall have been stated in the last Returns of the said Population (a), which shall have been made under the Authority of Parliament previous to the Union of such Counties.

Returns taken
on last Returns
of Population.

51 G. 3. c. 79.

(a) [See 51 G. 3. c. 6.]

Number of
Visitors limited.

XI. Provided always, and be it further enacted, That the Number of Visitors to be appointed by any such Place of distinct Jurisdiction so uniting with any County or Counties, shall bear the same Proportion to the Number of Visiting Justices appointed by such County or Counties, as the Population of such Place shall bear to the Population of such County or Counties; and shall in no case exceed such Proportion.

XII. Provided always, and be it further enacted, That whenever and so often as it shall appear to the Justices of the Peace acting in and for any County or Counties at whose Expence any Lunatic Asylum shall have been erected, or the major Part of them, such major Part not being less than Seven, assembled at any General Quarter Sessions of the Peace or General Annual Session, that the Space within such Asylum is more than sufficient for the Accommodation of Lunatics, being Paupers, within the District or Districts for which such Asylum shall have been built, it shall and may be lawful for such Justices so assembled to make Order for the Admission of so many Lunatic Patients as to them shall seem expedient, not being Pauper or Criminal, or being Paupers but belonging to any other County, or to any Parish, Township or Place within the County or Counties by which such Asylum shall have been erected, which may be exempt from contributing to the County Rate of such County or Counties, and which shall not have united with such County or Counties, or contributed to the Expence of such Erection, under the Conditions and Regulations following; that is to say, That no such Lunatic Patient shall be admitted into such Asylum without an Order signed by one Visiting Justice, directed to the Governor or Superintendent of such Lunatic Asylum, nor without the Certificate in Writing of a regular Practitioner in Medicine, certifying the Lunacy of such Patient, nor without an Undertaking signed by Two substantial Householders, or the Minister and One of the Churchwardens, or One of the Overseers of the Poor of the Parish or Place within which such Lunatic shall be resident at the Period of Application made for the Admission of such Patient into such Asylum, for the due Payment of the Weekly Allowance and other Expences contingent upon the Maintenance and Care of such Lunatic, during the Time of his or her Continuance in such Asylum, as well as for the Removal of such Lunatic from such Asylum, within three Days after due Notice given in Writing by the Governor or Superintendent of such Asylum, by the Order of One or more Visiting Justice of such Asylum, under the Penalty of Fifty Pounds, to be recovered and applied as other Penalties are directed to be recovered and applied by virtue of this or any other Acts of Parliament. Penalty.

Provided always, that the Weekly Provision for the Maintenance of such Patients, not being Paupers, shall be fixed by the Visiting Justices, at such Rate, as shall in their Judgment be sufficient to cover every Expence liable to be incurred for or on account of each such Patient respectively; and that in no such Weekly Provision shall be fixed at a Sum less than a Sum exceeding by One third the Weekly Sum paid at such time by the Justices within such District or Districts, for the Maintenance of Patients thereto belonging respectively, together with such extra Charge for Clothing and Medicine, as may be incurred during the Continuance of such Patient in such Asylum, under the Sanction of Visiting Justices thereof. Provida.

C A P. XLVII.

An Act for procuring Returns relative to the Expence and Maintenance of the Poor in *England*; and also relative to the Highways. [12th May 1815.]

WHEREAS it is expedient that Information should be obtained respecting the State of the Poor, and of the Expences attending their Maintenance, within that Part of *Great Britain* called *England*; and also respecting the Extent of the Highways, and the Expences of repairing them; 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 several Justices of the Peace within their respective Divisions and Jurisdictions in *England* and *Wales*, shall and they are hereby required to appoint a Time and Place or Times and Places, which time or times shall be on or before the Twentieth Day of *September* One thousand eight hundred and fifteen, for the Overseers of the Poor and Surveyors of the Highways of the several Parishes, and also of the several Townships, Places or Divisions, which maintain their Poor separately and distinctly within their respective Jurisdictions, or repair their own Highways, and for the Overseers and Surveyors of the Highways of any former Year if necessary, to deliver to them respectively the Returns to the several Matters and Things in this Act contained and stated in the Schedules to this Act annexed; and Two or more of the said Justices shall and they are hereby required to cause Notice to be given to such Overseers and Surveyors of the Highways, or to the Person or Persons, Trustee or Trustees exercising the Duties of the Office of Surveyor of the Highways, to make such Returns respectively within their respective Jurisdictions, and also to the High Constables, and where there are no High Constables, to such other proper Officers who have the Execution of Precepts from Justices of the Peace within such respective Jurisdictions, at least Six Days before the Day of such Meeting or Meetings respectively, requiring their Attendance at such Meeting or Meetings for the Purposes of this Act.

II. And be it further enacted, That in cases where there shall be a House of Industry or Workhouse belonging to any Parish or Place, whether separately and distinctly for One Parish or Place, or conjointly with any other Parish or Place or Parishes or Places incorporated therewith, the Overseer to whom the said Schedule shall be delivered is hereby required to call on the Governor or other proper Officer of such House of Industry or Workhouse for his Aid and Assistance in properly filling up and completing the said Schedule, and such Governor or other proper Officer is hereby required under the Penalties herein recited, to afford to the said Overseer all necessary Information for properly filling up and completing such Parts of the said Schedule as shall relate to such House of Industry or Workhouse; and the Governor or other proper Officer of any incorporated House of Industry or Workhouse is further required to compute the Share of the common Expence thereof, and the Number of Persons belonging to each distinct Part of the

Justices to appoint a time and Place for Overseers of Poor, and Surveyors of Highways, to deliver Returns to Matters stated in annexed Schedules; and to give Notice to them to make Returns to Constables, requiring Attendance at Meetings.

Proper Officers to assist in filling up Returns.

within the Years ending at *Easter* One thousand eight hundred and thirteen, One thousand eight hundred and fourteen and on the Twenty fifth Day of *March* One thousand eight hundred and fifteen respectively, and to examine whether such Particulars relating to the House of Industry or Workhouse be properly entered in the proper Schedule, and if satisfied therein, shall certify the same on the Schedule in Writing, signed by himself.

III. And be it further enacted, That any Two or more of the said Justices of the Peace shall and may, and they are hereby authorized and required, at such Meeting or Meetings so to be appointed as aforesaid, to receive and take the Returns to be made by the Overseers of the Poor and Surveyors of the Highways as aforesaid in Writing, signed by themselves, pursuant to the Directions of this Act, and then and there administer to them respectively the Oaths contained in this Act; and such Justices are hereby authorized, if they shall see Cause, to examine such Overseers and Surveyors of the Highways upon Oath, touching any of the Matters contained in such Returns respectively, and to call for the original Accounts of such Overseers and Surveyors of the Highways if they shall see fit, in order to explain and verify the said Returns as shall then be made; and the said Justices shall sign and attest such Returns at the Foot of the same without Fee, when on Inspection the same shall appear to them to be complete, and deliver such Returns so signed and attested to the respective High Constables, or other proper Officers as aforesaid, in order that the same may be by them transmitted to the Clerks of the Peace, or Town Clerks, as herein is directed.

IV. And be it further enacted, That the said High Constables, other proper Officers, within the respective Jurisdictions as aforesaid, shall, at the *Midsummer* Quarter Sessions of the Peace in the Year One thousand eight hundred and fifteen (or as soon thereafter as may be), receive from the said Clerks of the Peace, or Town Clerks, printed Copies of each of the Schedules to this Act annexed, and forthwith deliver, or cause to be delivered out one of each such Schedule to One of the then Overseers of the Poor, and another to one of the Surveyors of the Highways, of every Parish, Township or Place within their respective Limits, as well within Towns Corporate as without, and, when required by the respective Justices of the Peace as aforesaid, attend the said Meeting or Meetings, and there receive the several Returns made by the said Overseers and Surveyors of the Highways, and indorse upon the Back of them the Name of the Hundred, Rape, Wapentake, Lathe, Inset, Soke, Franchise, Liberty, City or Town Corporate, within the said Parish, Township or Place therein mentioned, and deliver or transmit the same, together with a true and correct List of every Parish, Township and Place, and also of the Overseers and Surveyors of the Highways to whom such Schedule have been delivered as aforesaid, to the several Clerks of the Peace and Town Clerks at the *Michaelmas* Quarter Sessions of the Year One thousand eight hundred and fifteen, and from time to time as often as shall be required to make to some convenient Day within Forty Days after the said *Michaelmas* Quarter Sessions in the Year One thousand eight hundred and fifteen, and from time to time as often as shall be required to make to some convenient Days within Ten Days from the

Justices to receive Returns, and swear Officers, and examine them to Truth, and attest same.

Fee.

Constables to receive from Clerks of Peace Copy of Schedule to deliver to Overseers of Poor, and transmit from them Returns of Poor and Highways.

M

Penalty.

Overseers of Poor to attend Justices and deliver Accounts.

Overseer making Default. Penalty.

Overseers authorized, &c. to inspect Accounts.

Penalty.

the preceding Day of Adjournment, in all cases where such Returns shall not be made at the said Michaelmas Quarter Sessions, and until full and complete Returns shall be made), upon Pain of Forfeiture for every Default and Neglect in the Matters aforesaid, a Sum not exceeding Ten Pounds, nor less than Five Pounds, at the Discretion of the Justice or Justices of the Peace before whom Complaint thereof shall be made.

V. And be it further enacted, That the Overseers of the Poor of every such Parish, Township and Place, shall, and they are hereby required to attend the Justices of the Peace at such Meeting or Meetings which shall be so appointed, and then and there deliver to the said Justices in Writing, signed by them, a just and true Account upon Oath, as herein directed (according to their Knowledge of the same), of the total Amount of all and every Sum and Sums of Money raised and expended by them, or by their Predecessors in Office respectively, for or on account of the Poor within the respective Districts, Parishes, Townships or Places, for the several Years ending at *Easter* One thousand eight hundred and thirteen, *Easter* One thousand eight hundred and fourteen, and *March* the Twenty fifth One thousand eight hundred and fifteen, respectively, according to the different Heads of Rates levied, or Disbursements mentioned in the Schedule marked (A.) to this Act annexed; and shall for that Purpose cause the Total of such Disbursements for such Year to be divided and classed under such different Heads of Disbursements accordingly; and shall also at such Meeting or Meetings deliver in like manner a true and just Account, upon Oath, of the Number of Poor Persons who shall have received constant or occasional Relief during the said several Years, within the respective Houses of Industry or Workhouses, or otherwise, in the respective Parishes, Townships or Places aforesaid, as stated in the Schedule (A.) to this Act annexed, and shall respectively fill up the Blanks and other Spaces in such Schedule with the several Matters required to be therein returned, according to the Truth of the case; and shall also at the same time produce to the said Justices, if required, the Assessments under which the Money was collected, and the Accounts of all Expences respecting the Poor for the said Year, for their Inspection and Examination; and that every Overseer making Default in any of the Matters hereby required shall, for every such Neglect and Default, forfeit a Sum not exceeding Ten Pounds, nor less than Five Pounds, at the Discretion of the Justice or Justices before whom Complaint thereof shall be made; And in order to enable the said Overseers to make Answers and Returns as aforesaid, they are hereby authorized and empowered to call for, inspect and take Copies of the Accounts of the Overseers, for each of the Years ending at *Easter* One thousand eight hundred and thirteen, *Easter* One thousand eight hundred and fourteen and *March* the Twenty fifth One thousand eight hundred and fifteen, or so much thereof as shall be necessary, in whose Hands soever they shall happen to be; and every Person or Persons in whose Custody or Power every such Account or Accounts shall be, shall and they are hereby required to produce and deliver such respective Accounts to the said Overseers, for the Purposes aforesaid, upon the first day following for every Default or Neglect in the Payment of the same exceeding Ten Pounds, nor less than Five Pounds, at the Discretion of the Justice or Justices before whom Complaint thereof shall be made.

VI. And be it further enacted, That the Surveyors of the Highways in every such Parish, Township and Place, shall, and they are hereby required to attend the Justices of the Peace at such Meeting or Meetings which shall be so appointed, and then and there deliver to the said Justices in Writing, signed by them, a just and true Account upon Oath as herein directed (according to their Knowledge of the same) of the estimated Extent of Public Highways or Roads used for Wheel Carriages, computing the aggregate Length of such Highways in Statute Miles of Seventeen hundred and sixty Yards to a Mile, distinguishing paved Streets and Turnpikes, if any, within their respective Districts, Parishes, Townships or Places; and also Accounts, as nearly as the same can be ascertained, of all and every the Sum or Sums raised and expended by them, and also of the estimated Value of Labour performed in Kind, for or on account of the Highways within their respective Districts, Parishes, Townships or Places, for the several Years ending in *October* One thousand eight hundred and twelve, One thousand eight hundred and thirteen and One thousand eight hundred and fourteen, according to the different Heads of Disbursements described in the Questions of the Schedule (B.) to this Act annexed, and shall respectively fill up the Blanks and other Spaces in such Schedule, and the several Matters required to be therein returned, according to the truth of the case; and shall also at the same time produce to the said Justices, if required, the Accounts of all Money received and expended on the Highways, for their Inspection and Examination; and that every Surveyor of the Highways, making Default in any of the Matters hereby required, shall for every such Neglect and Default forfeit a Sum not exceeding Ten Pounds, nor less than Five Pounds, at the Discretion of the Justice or Justices before whom Complaint thereof shall be made; and, in order to enable the said Surveyors of the Highways to make Answers and Returns as aforesaid, they are hereby authorized and empowered to call for, inspect and take Copies of the Accounts of the Surveyors of the Highways, for each of the Years ending in *October* One thousand eight hundred and twelve, One thousand eight hundred and thirteen and One thousand eight hundred and fourteen, or so much thereof as shall be necessary, in whose Hands soever they shall happen to be; and every Person or Persons in whose Custody or Power every such Account or Accounts shall be, shall and they are hereby required to produce and deliver such respective Accounts to the said Surveyors of the Highways for the Purposes aforesaid, upon the Pain of forfeiting for every Default or Neglect in the Premises a Sum not exceeding Ten Pounds, nor less than Five Pounds, at the Discretion of Justice or Justices before whom Complaint thereof shall be made.

II. And be it further enacted, That if any Overseer or Surveyor of the Highways, required to make any such Return or Return as aforesaid, shall conceal any Matter or Matters directed to be required into by the said Schedules, or either of them, or shall wilfully or wilfully make a false or imperfect Return, every such Surveyor shall, for every such Offence, forfeit the Sum of Ten Pounds, to be recovered by Action of Debt, Bill, Plaint or Information in any of His Majesty's Courts of Record at *Westminster*, in case the Offence shall be committed in *England*; in the County Palatine of *Lancaster*, *Chester* and *Durham*, in case the Offence shall be committed in those Counties, or either of them respectively;

Surveyors of Highways to attend also, and deliver proper Accounts.

Surveyor making Default. Penalty.

Penalty.

Officers making false Returns.

Penalty.

spectively; or in the Great Sessions of the Principality of *Wales*, in case the Offence shall be committed in *Wales*.

Rewards to Officers.

VIII. 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, and no more; *videlicet*, To the Clerk of the Peace, or Town Clerk, for every Return which shall be made in respect of every Parish, Township and Place, the Sum of Two Shillings; to the High Constable or other proper Officer, for the like, the Sum of One Shilling and Six pence; to the Overseers of the Poor, Governors or other Officers of Houses of Industry or Workhouses, and to the Surveyors of the Highways, for the like, a Sum not less than Two Shillings and Six pence each, and not exceeding Twenty Shillings each, exclusive of their Travelling Expences, at the Discretion of the Justices who shall approve of the Returns; to the Clerks of the Justices of the Peace, for the like, the Sum of One Shilling; and that the said Justices of the Peace, at their respective *Epiphany* Quarter Session in the Year One thousand eight hundred and sixteen, 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 their respective Counties, Ridings, Divisions, Precincts, Sokes, Franchises, Liberties, Cities and Towns Corporate.

Recovery and Application of Penalties.

IX. And be it further enacted, That the several Forfeitures and Penalties inflicted by this Act shall, unless otherwise directed by this Act, 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 Six Calendar Months, unless the said Forfeitures and Charges shall be sooner paid; and the said Forfeitures, when recovered, shall be paid and applied One Moiety to the Informer and the other Moiety to the said respective Treasurers, 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 County Rates or other Rates.

Imprisonment.

Who deemed competent Witness.

Parties sworn.

X. And be it further enacted, That any Justice of the Peace aforesaid, before whom any Return shall be made in pursuance of this Act by any Overseer of the Poor or Surveyor of the Highways, shall and he is hereby empowered and required to administer to such Overseer or Surveyor of the Highways the following Oaths (or, being of the People called *Quakers*, Affirmations,) *videlicet*,

Forms of Oaths.

YOU swear [or, affirm], That the Return made by you contains, to the best of your Knowledge and Belief, a full and true Answer to the Questions contained in the Schedule (A) (or (B); as the case may be) of the Act, intitled *An Act for the better Regulation of the Expences of the Highways* &c.

‘ YOU shall true Answer make to all such Questions as shall be demanded of you, touching these your Returns relative to the Poor [or, to the Highways, as the case may be,] of the Parish [or, Township] of your Knowledge.
as far as the same is within
So help you GOD.’

Which Oaths shall be taken by the Overseers or by the Surveyor of the Highways on the Holy Evangelists, in the usual manner of administering Oaths.

XI. And be it further enacted, That in case any Person or Persons shall wilfully and corruptly make a false Oath touching any of the Matters contained in this Act, every such Person or Persons offending, and being duly convicted thereof, shall be and is 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. Perjury.

XII. And be it further enacted, That a sufficient Number of printed Copies of this Act, and also of the Schedules (A.) and (B.) hereunto annexed, shall, as soon as conveniently may be after the passing of this Act, be transmitted by His Majesty’s Printer to the Clerks of the Peace of the several and respective Counties, Ridings, Divisions, Precincts, Sokes, Franchises and Liberties in *England* and *Wales*; and that the said several Clerks of the Peace shall and they are hereby required, at the *Midsummer* Quarter Sessions One thousand eight hundred and fifteen, to cause the said Act to be distributed among all and every the acting Justices of the Peace within their respective Limits, and also a sufficient Number of the Schedules to this Act annexed, to be delivered to the High Constables or other proper Officers who have the Execution of Precepts from such Justices of the Peace within their respective Limits; and which said Clerks of the Peace shall also cause a sufficient Number of such Copies of this Act, and Schedules respectively, to be delivered to the Town Clerks or other proper Officers of every City, Borough, Town Corporate or Place, in which Quarter Sessions of the Peace are usually holden, situate in the County, Riding or Division, for which the said Clerks of the Peace shall respectively act, to be by the said Town Clerks respectively distributed in like manner among the acting Justices of the Peace in every such City, Borough, Town Corporate or Place, and among the proper Officers who have the Execution of Precepts from such Justices of such City, Borough, Town Corporate or Place; and the said Clerks of the Peace and Town Clerks respectively shall also receive the Returns to be made pursuant to the Directions herein given, and transmit the same, with a List thereof (and also another List therewith, of Parishes or Places not having made due Returns) to His Majesty’s Principal Secretary of State, within Thirty Days after the respective *Midsummer* Quarter Sessions, in order that an Abstract of the same may be made and presented to both Houses of Parliament, upon Pain of forfeiting for every Neglect and Default, a Sum not exceeding Ten Pounds nor less than Five Pounds, at the Discretion of the Justice or Justices before whom Complaint thereof shall be made. Schedules transmitted by King’s Printer.

Town Clerks to receive Returns.

Penalty

XIII. And Whereas it is expedient, for the Purposes of this Act, that Information should be obtained of the Proportion which the Sum levied by the Poor’s Rate, and any other Rate or Rates, bears to the actual Rents and Profits upon which such Rates are imposed and levied, by a Comparison of the said Poor’s Rates with

46 G. 3. c. 65.

Schedule of
Property Duty
transmitted to
Secretary of
State.

‘ the Assessments made under an Act passed in the Forty sixth Year
‘ of the Reign 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 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;’* Be it further enacted,
That it shall be lawful for the Commissioners for the Affairs of
Taxes, and they are hereby directed upon the Application of any
One of His Majesty’s Principal Secretaries of State, communicating
to them a List of any Parishes, Townships or Places which maintain
their own Poor separately and distinctly, to enquire into and ascertain
the Total Amount of the Sums assessed to the Property Tax in
and for the Year ending the Fifth Day of *April* One thousand
eight hundred and fifteen, under Schedule (A.) of the said last men-
tioned Act, on each such Parish, Township or Place; and also the
Total Amount of the Estimates of the Annual Value of the Pro-
perty on Profits upon which the said Assessments were made, and
to make out an Account of the same under proper Heads, and
transmit the same to the said Principal Secretary of State, for Inser-
tion in the before mentioned Abstract.

SCHEDULES to which this Act refers.

SCHEDULE (A.)

QUESTIONS, to which, by Directions of an Act passed
in the Fifty fifth Year of the Reign of His Majesty
King George the Third, intituled “ An Act for pro-
“ curing Returns relative to the Expence and Mainte-
“ nance of the Poor in England; and also relative to
“ the Highways,” Written Answers are to be returned
by the Overseer of every Parish, Township or Place,
in which Rates are separately and distinctly made for
the Relief of the Poor; for which Purpose the Over-
seer is to attend the Justices of the Peace within their re-
spective Jurisdictions, on Pain of incurring the Penalties im-
posed by the said Act for every wilful Default or Neglect.

1. WHAT is the Name and Description of your Parish or
Place? and to the Repair of what Parish Church do the
Inhabitants contribute out of the Rates?

In answer to this Question, you are required to specify the Name
of the Place, spelled in the most usual manner, and also whether it
be a Parish, or Part of any Parish; and in the latter case, specifying
whether it be usually called a Tithing, Township, or by what
other Name.

2. What was the total Amount of Money raised within the several
Years ending Easter One thousand eight hundred and thir-
teen, Easter One thousand eight hundred and fourteen, and
the Twenty fifth Day of March One thousand eight hundred
and fifteen, by Poor’s Rate, and assessed on the

3. What was the total Amount of Money expended in those Years respectively, for the Maintenance and Relief of the Poor ?
4. What was the total Amount of Money expended in those Years respectively, in Suits of Law, Removal of Paupers and Expences of Overseers or other Officers employed therein ?
5. What was the total Amount of Money expended on Militia Charges, distinguishing Expenditure for the Maintenance of the Wives and Children of any Militia Men, from any other Militia Charges ?
6. What was the total Amount of Money expended in those Years respectively, for all other Purposes except those expressed in the Two last Questions, including herein any Church Rate, County Rate, Highway Rate, &c. &c. ?
7. What was the total Amount of Money expended in those Years respectively ?

In answer to this Question, you are required to take care that the Amount be the Total of the Four Columns marked 3, 4, 5 and 6; or to explain on the Schedule why it does not agree therewith.

8. What was the Number of Persons relieved from the Poor's Rate permanently, throughout the several Years; distinguishing Persons so relieved out of any House of Industry or Workhouse, and Persons so relieved in the House, but not including any Children whose Parents have been permanently relieved out of the House ?

If no House of Industry or Workhouse, write the Words, 'No Workhouse,' in the proper Column; if there be a House of Industry or Workhouse in which any Poor of your Parish or Place are maintained, inform the Governor or proper Officer thereof, that he is required, under Pain of the Penalties of this Act, to enable you to fill up and complete the proper Column.

9. What was the Number of Parishioners relieved occasionally in the several Years respectively ?
10. What is the Number of Members in Friendly Societies, which hold their usual Meetings in your Parish or Place, including Members not belonging to your Parish or Place, as well as those belonging to it ?
11. What is the Average Annual Amount or Produce of Charitable Donations (whether arising from Land or Money) which have been given by Deed or Will for the Benefit of poor Persons within your Parish, Township or Place, and which are managed or distributed by the Minister, Churchwardens and Overseers, or by any of them; distinguishing such Donations as are applicable to the Maintenance of Parish Schools ?
12. Is there any Hospital, Almshouse, School or other permanent Charitable Foundation within your Parish, Township or Place, which is not under the Management and Controul of the Minister, Churchwardens and Overseers, or any of them ?
13. In case it should be requisite to ask any Explanation of your Answer to any of the above Questions, in what manner should a Letter of Inquiry be directed to you from the Secretary of State's Office ?
14. Are there any Matters which you think it necessary to remark, in Explanation of your Answers to any of the preceding Questions ?

ANSWERS.	1. NAME of PLACE ; and whether usually styled Parish, Township, Tithing, Hamlet,					
	To 2 ^d Question.	To 3 ^d Question.	To 4 th Question.	To 5 th Question.		To 6 th Question.
For what Year.	Money RAISED by the Poor's Rate, or other Rate or Rates.	Money EXPENDED for the Maintenance of the Poor.	Expenditure in Suits of Law ; Removals, Journeys, and Expences of Overseers and other Officers.	EXPENDITURE for Militia Purposes.		Expenditure for other Purposes : Church Rate, County Rate, Highway Rate, &c.
				Maintenance of the Families of Militia Men.	All other Militia Charges.	
To Easter 1813.	£. s. d.	£. s. d.	£. s. d.	£. s. d.	£. s. d.	£. s. d.
To Easter 1814.						
To 25 th March 1815.						
Answer to 12 th Question.				Answer to		

I, *A.B.* Governor [*or*, Manager] of the House of Industry [*or*, Workhouse] of the
of in the County of
Do hereby certify, That the above Return contains, to the best of my Knowledge and
Belief, a full and true Answer to the Questions relative to the Number of Persons relieved in
the said Workhouse.

(Signed)

or the like. Towards the Repair of what Parish Church the Inhabitants contribute from the Rates.

To 7th Question.	To 8th Question.		To 9th Question.	To 10th Question.	To 11th Question.	
	Out of any Workhouse.	In any Workhouse.			Annual Amount of Charitable Donations.	For Parish Schools.
TOTAL EX- PENDITURE of the Parish or Place.	Number of Persons Relieved from the Poor's Rate PERMANENTLY, not including the Child- ren of such Persons :		Number of Persons Relieved Occa- sionally, whether in or out of the Workhouse, being Parishioners.	Total Number of MEMBERS in Friendly Societies, whether Parishioners or not.		
					£. s. d.	£. s. d.

13th Question. Answer to 14th Question.

I, C. D. Overseer of the Poor for the County of _____ of _____ in the
 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 Schedule (A.) of an Act, intituled "An Act for procuring Returns relative to the Expence and Maintenance of the Poor in England; and also relative to the Highways."
 Sworn [or, affirmed] before us, _____ Overseer.
 for the _____ of _____ this _____ Justices of the Peace in and
 (Signed) _____ Day of _____
 (Signed) _____

SCHEDULE (B.)

QUESTIONS, to which, by Directions of an Act passed in the Fifty fifth Year of the Reign of His Majesty King George the Third, intituled "An Act for procuring Returns relative to the "Expence and Maintenance of the Poor in England; and also relative to the Highways," Written Answers are to be returned by the Surveyor of the Highways of every Parish, Township or District in England and Wales; for which Purpose the said Surveyor of the Highways is to attend the Justices of the Peace within their respective Jurisdictions, on Pain of incurring the Penalties imposed by the said Act, for every wilful Default or Neglect.

1. WHAT is the estimated Extent of Public Highways or Roads used for Wheel Carriages, within your Parish or District, computing the aggregate Length of such Highways in Statute Miles of One thousand seven hundred and sixty Yards to a Mile; distinguishing Paved Streets and Turnpikes (if any) from all other such Highways or Roads?
2. What was the estimated Value of Labour performed in Kind, for repairing the Highways, within your Parish or District, in each of the Years ending in October One thousand eight hundred and twelve, One thousand eight hundred and thirteen and One thousand eight hundred and fourteen?
3. What was the Amount of Money paid as a Composition for Labour on the Highways, during those Years respectively?
4. What was the Amount of Rates (if any) levied for the Repair of the Highways, in those Years respectively?
5. What was the Amount of Money expended in Law and other Expences relative to the Highways, exclusive of Repairs occasioned by Presentments, in those Years respectively?
6. What was the Total Value of Labour and Amount of Money expended in those Years respectively?

In answer to this Question, you are to take care that the Amount be the Total of the Four Columns marked 2, 3, 4 and 5; or to explain on the Schedule why it does not agree therewith.

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

NAMES and DESCRIPTION of DISTRICT, and whether actually styled Parish, Township, Tithing, Hamlet, or the like; and if not a Parish, in what Parish.	To Question 1.		To Question 2.	To Question 3.	To Question 4.	To Question 5.	To Question 6.
	YEARS ending in October.	Length of the Public Highways used for Wheel Carriages.					
		Paved Streets or Turnpikes.	Estimated VALUE of LABOUR performed in Kind.	Amount of COMPOSITION MONEY paid for Labour.	Amount of RATES levied.	Amount of MONEY expended in LAW and other Expenses occasioned by Presentment.	TOTAL EXPENDITURE in Labour and Money in these Years respectively.
	1812 -		£. s. d.	£. s. d.	£. s. d.	£. s. d.	£. s. d.
	1813 -						
	1814 -						

REMARKS in answer to Question 7.

I, *A. B.* Surveyor of the Highways for the County 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 Schedule (B.) of an Act, intituled "An Act for procuring Returns relative to the Expence and Maintenance of the Poor in England; and also relative to the Highways." Sworn [or, affirmed] before us, *C. D. E. F.* Justices of the Peace in and for the Day of One thousand eight hundred and Surveyor of the Highways. of this

(Signed) *C. D.*
E. F.

C A P. XLVIII.

An Act for enlarging the Powers of Two Acts of His present Majesty, for providing Clergymen to officiate in Gaols and Houses of Correction within *England* and *Wales*.

[12th May 1815.]

13 G. 3. c. 58.
§ 1.

WHEREAS by an Act passed in the Thirteenth Year of the Reign of His present Majesty, intituled *An Act for providing Clergymen to officiate in Gaols, within that Part of Great Britain called England, the Justices of the Peace, or the major Part of them, assembled at the Quarter Sessions held for any County, Riding or Division, within that Part of Great Britain called England, and the Principality of Wales, are authorized and empowered to settle and ascertain how many Clergymen should by them be deemed necessary to be employed in performing Religious Duties, according to the Rites of the Church of England, in the several Gaols within their respective Jurisdictions, and to settle and ascertain what Duty should be performed, and what Salary should be paid to every such Clergyman, not exceeding Fifty Pounds yearly and every Year: And Whereas by the Appointment of Clergymen to officiate under the Provisions of the said Act, the beneficial Purposes before mentioned have been carried into Execution in many Counties within *England* and *Wales*: And Whereas, on account of the unremitting Attention which such Clergymen are required to give in the Discharge of their Duty, it is expedient that the Salaries allowed by the Justices should be increased:*

22 G. 3. c. 64.

§ 12.

And Whereas by another Act passed in the Twenty second Year of the Reign of His present Majesty, intituled *An Act for amending and rendering more effectual the Laws in being relative to Houses of Correction*, it is enacted, that the Justices of the Peace at their General Quarter Sessions may, if they think fit, appoint a Minister of the Church of *England*, residing in or near the Place where every such House of Correction shall be situate, to perform Divine Service there every *Sunday*: And Whereas it is expedient for the Reformation and Amendment of Persons who may be confined in such Houses of Correction, that greater and more frequent Attention should be paid to their Moral and Religious Instruction than is provided for by the said Act; 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 Twenty fourth Day of *June* One thousand eight hundred and fifteen, it shall and may be lawful to and for the Justices of the Peace, or the major Part of them, assembled at the Quarter Sessions to be holden for any County, Riding or Division, within that Part of the United Kingdom called *England*, and the Principality of *Wales*, and at the Annual General Session in the County Palatine of *Lancaster*, and they are hereby authorized and empowered, to increase the Salaries granted by the said first recited Act, to be paid to the Clergymen therein mentioned, to any Sum not exceeding One hundred Pounds, yearly and every Year, under the Regulations and Provisions contained in the said recited Act.

Quarter Sessions
may encrease
Salaries of
Clergymen
officiating in
Gaols.

II. And be it enacted by the Authority aforesaid, That all the Provisions of the said recited Act of the Thirteenth Year of His present Majesty's Reign, intituled *An Act for providing Clergymen to officiate in Gaols within that Part of Great Britain called England*, shall be applicable to Houses of Correction, in as full and ample a manner as if they had been specifically named therein: Provided always nevertheless, that no Salary to be assigned to any Clergyman for officiating in any such House of Correction shall exceed Fifty Pounds a Year.

Provisions of 13 G. 3. c. 58. applicable to Houses of Correction.

Proviso.

III. Provided always, and be it further enacted, That every Clergyman who shall be employed with a Salary under this Act, or either of the Acts above recited, in order to entitle himself to receive the same, shall keep a Journal in a Book to be provided for that Purpose, in the Gaol or House of Correction in which he shall be so employed, in which Journal he shall enter the times of his Attendance at such Gaol or House of Correction on the Performance of his Duty, with any Observations which may occur to him in the Execution thereof; and such Journal shall regularly be laid before the Justices of the Peace having Jurisdiction over the said Gaol or House of Correction, for their Inspection at every Quarter Sessions at which such Justices shall be assembled, and shall be signed by the Chairman of the said Sessions, in Proof of the same having been there produced.

Clergymen to keep Journal.

IV. And be it further enacted, That the said Justices of the Peace, or the major Part of them, so assembled at their General Quarter Sessions, may, if they should see fit, unite the Offices of Clergymen to Gaols and Houses of Correction, by appointing one Clergyman to the Performance of the Religious Duties of both: Provided always, that the Amount to be paid out of the County Rates or other Public Money shall not in such case exceed the Sum of One hundred and twenty Pounds.

Offices of Clergymen to Gaols, &c. united.

Proviso.

V. Provided always, and be it further enacted, That, from and after the said Twenty fourth Day of *June* One thousand eight hundred and fifteen, no Clergyman, who shall be appointed to officiate in any Gaol or House of Correction under the Authority of the said Acts or of this Act, shall so officiate until he shall have obtained a Licence for that Purpose from the Bishop of the Diocese wherein such Gaol or House of Correction shall be situate, and during so long time only as such Licence shall remain in force; and when any Clergyman shall be so appointed, the Clerk of the Peace for the County, Riding or Division, wherein any such Appointment shall be made, shall, within One Month after such Appointment shall have been made, transmit a Copy thereof to the Bishop of such Diocese.

Clergymen to have Licence from Bishop of Diocese.

C A P. XLIX.

An Act to procure Returns of Persons committed, tried and convicted for Criminal Offences and Misdemeanors.

[12th May 1815.]

WHEREAS it is expedient that regular Returns should be made of the Commitments of Persons charged with Criminal Offences, and the subsequent Proceedings thereon; Be it therefore enacted by The King's Most Excellent Majesty, by and with

Clerks to make Returns.

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 Clerks of Assizes, Clerks of The Crown, Clerks of the Sessions of *Oyer* and *Terminer* and Gaol Delivery, Clerks of the Peace, and Town Clerks, within *England* and *Wales*, shall, within the First Fourteen Days of the Month of *January* in every Year, return to His Majesty's Principal Secretary of State for the Home Department, the Number of Persons, Male and Female, committed to the several Gaols in *England* and *Wales* for Trial, and tried or discharged at such Assizes and Great and other Sessions, at which they respectively act as such Clerks as aforesaid, which shall have been holden within the preceding Year; distinguishing particularly the Crimes with which all such Persons were severally charged upon their Commitment, the Crimes of which such of them as were indicted were respectively indicted, and the Crimes of which such of them as were convicted were severally convicted; and distinguishing under each Head of Offence, the Numbers convicted, acquitted, discharged by reason of no Bill being found against them, and discharged by reason of no Prosecution, and the Sentences of such as were convicted; and also stating under each Head of Offence, the Numbers of those capitally convicted who have been executed; and all such Returns shall be made out and returned according to the Form contained in the Schedule to this Act annexed, or in such Form and Manner, and with any such additional Particulars, as shall from time to time be ordered and required by the Secretary of State in that behalf; and every Clerk of Assize or other Clerk as aforesaid, who shall refuse or neglect to make any such Return, in the Manner and Form prescribed, shall forfeit for every such Offence the Sum of One hundred Pounds, to be recovered by Information or Action, at the Suit of His Majesty.

Penalty.

Returns laid before Parliament.

II. And be it further enacted, That His Majesty's Principal Secretary of State for the Home Department shall, between the Twenty fourth Day of *January* and the Twenty fourth Day of *February* in each 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, within Fourteen Days after Parliament shall meet after the said Twenty fourth Day of *February* in each Year, cause such Returns to be laid before Parliament.

Allowances made to Clerks of Assize, &c.

III. And be it further enacted, That the Justices of Assizes and other Justices assembled at their respective Assizes and Great and other Sessions, shall settle and ascertain the Allowances to be paid to the Clerks of Assize and other Clerks as aforesaid, acting at their respective Assizes or Sessions, for their Care, Pains and Trouble in making such Returns, and also in making such Returns as have been heretofore made in pursuance of Addresses of the House of Commons; and all such Allowances shall be paid out of the County Rates of the several Counties, Ridings or Divisions, Cities or Places, in relation to which such Returns respectively apply; and the respective Justices of Assizes and other Justices aforesaid, are hereby authorized and empowered to make an Order on the Treasurer of the said Counties, Ridings or Divisions, Cities or Places, for the Payment thereof.

SCHEDULE to which this Act refers.

[Name of the Circuit or Place from whence the Return is made.]

A RETURN of the Number of Persons committed to the different Gaols in the several Counties within the Circuit [or, the Gaol of Great Session, Session of Oyer and Terminer, Quarter or General Session of the Peace, holden for *as the case may be*], for Trial at the Assizes [or, *as the case may be*], in the Year 18 ; distinguishing particularly the Crimes with which they were severally charged upon which such of them as were convicted, were severally convicted ; and distinguishing under each Head of Offence the Numbers convicted, acquitted, discharged by reason of no Bill being found against them, and discharged by reason of no Prosecution ; and the Sentences of such as were convicted ; and the Numbers of those capitally convicted, who have been executed.

Crimes with which they were severally charged upon their Commitment.	Crimes of which they were indicted.	Crimes of which such of them as were convicted, were severally convicted.	Acquitted by Verdict of Jury.	Discharged by reason of no Bill being found.	Discharged by reason of no Prosecution.	Total Number of Persons committed.
Total Number of Persons committed	Number of Persons indicted Not indicted	Number of Persons convicted				
	Total	Acquitted by Verdict of Jury No Bill found against No Prosecution of				
	Total	Total				

C A P. L.

An Act for the Abolition of Gaol and other Fees, connected with the Gaols in *England*.

[12th May 1815.]

WHEREAS it is expedient, for the better Government of Gaols and Bridewells in *England*, that all Fees and Gratuities payable at the same, for the Entrance, Commitment or Discharge of any Prisoner, 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 Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the First Day of *October* next, all Fees and Gratuities paid or payable by any Prisoner, on the Entrance, Commitment or Discharge, to or from Prison, shall absolutely cease, and the same are hereby abolished and determined.

Fees or Gratuities payable at Gaols and Bridewells abolished.

[See as to *The King's Bench, &c.* § 14.]

II. And Whereas in some Places such Fees and Gratuities as aforesaid are payable to the Gaoler or his Servants, and are to him or them as a Salary; Be it enacted, That it may be lawful for the Justices of the Peace for any County, City or Town, assembled in General or Quarter Sessions, to make such Allowances to the aforesaid Gaoler or Servants, as may to them seem fit, in the Way of Salary or Compensation, for the Fees or Gratuities, payable by Prisoners, now abolished by this Act.

Quarter Sessions to make Allowances to Gaolers, &c.

III. And be it enacted, That the said Justices of the Peace for any County, City or Town, may direct the said Allowances to be paid out of any County Rate, City Rate or Town Rate, now by Law authorized to be made and levied.

Allowances paid out of County Rates, &c.

IV. And Whereas it is customary for Clerks of the Assize, Clerks of the Peace, Clerks of the Court or their Deputies, or other Officers in the Courts of Assize or Session, to demand and take from Persons indicted, divers Sums in the Way of Fees; Be it enacted, That every Prisoner who now is or hereafter shall be charged with or indicted for any Felony, or as an Accessary thereto, or with or for any Misdemeanor, before any Court holding Criminal Jurisdiction within that Part of the United Kingdom of *Great Britain* and *Ireland* called *England*, against whom no Bill of Indictment shall be found by the Grand Jury, or who, on his, her or their Trial shall be acquitted or who shall be discharged by Proclamation for want of Prosecution, shall be immediately set at large, without Payment of any Fee or Sum of Money, for or in respect of his, her or their Discharge, to any Person or Persons whomsoever; except only in such Cases wherein the Prisoner shall have been charged, and shall then stand charged with any Process authorizing the Detention of such Prisoner: Provided always, that if it shall happen that any Prisoner who shall so stand charged with any Process authorizing his Detention as aforesaid, shall have been discharged in supposed Obedience to this Act, by reason that the Sheriff or other Officer entitled to have detained him was at the time of such his Discharge ignorant that there was any such Charge against him, it shall in such case be lawful for such Sheriff or other Officer, on receiving Information of such Charge, presently to retake the Prisoner so discharged as aforesaid, and thereupon forthwith to detain him in Custody upon such

Prisoners charged with Felony or Misdemeanor and acquitted, discharged without Payment of Fees, &c.

55 Geo. III.

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‘ X. And Whereas it hath been customary in some Places for the Sheriff or Under Sheriff to demand for the Liberate granted to any Debtor on his Discharge, a Fee or Gratuity;’ Be it enacted, That such Liberate shall be granted to such Debtor free of all Expences; and that it shall be in the Power of the Justices of the Peace for each County, City or Town, assembled in Quarter Session, subject however to the Approbation of the Judges of Assize, to make such Compensation to the Sheriff or Under Sheriff, out of the County, City or Town Rate, as shall to them seem fit.

Liberates to Debtors granted free of Expence, Compensation - made to Sheriffs for same.

‘ XI. And Whereas there are several Cities, Towns Corporate and Places within this Kingdom, which do not contribute to the Payment of any County Rate, and have no Town Rate or Public Stock; and Doubts may arise whether such Cities, Towns Corporate and Places can be legally rated and assessed towards the Payment of the Salaries, Allowances and Compensations in lieu of such Fees and Gratuities;’ Be it enacted, That in all such cases the Salaries, Allowances and Compensations, in lieu of Fees and Gratuities hereinbefore directed to be made, shall be raised, levied, collected and paid, within such Cities, Towns Corporate and Places, by a separate Rate and Assessment to be made by the Churchwardens and Overseers of the Poor of the several Parishes and Precincts within such Cities, Towns Corporate and Places, and by such and the like Ways, Methods and Means, as the Rates for the Relief of the Poor, are, can or may be raised, levied and collected, in such Cities, Towns Corporate and Places.

How Allowances raised for Places which do not contribute to County Rates.

‘ XII. And Whereas it may happen that the Sums of Money to be raised in the said Cities, Towns Corporate and Places, or some or one of them, to answer and pay such Salaries, Allowances and Compensations hereinbefore directed to be made in lieu of Fees and Gratuities by this Act abolished may be so small, that it may not be convenient to make an equal separate Rate and Assessment for the same, upon the said Parishes and Precincts within such Cities, Towns Corporate and Places;’ Be it enacted, That in such last mentioned case, and when and as often as the same shall happen, the Salaries, Allowances and Compensations shall and may, by Order of the said Judge or Judges, or Justices in Sessions assembled as aforesaid, be paid out of the Monies from time to time raised for the Relief of the Poor in the said several Cities, Towns Corporate and Places; and the Treasurers or Persons from time to time having the Management of the said Monies raised for the Relief of the Poor in the same Cities, Towns Corporate and Places, respectively are hereby authorized and required to pay the said Sums of Money so ordered to be paid by the said Judge or Judges, or Justices, of the said last mentioned Monies, when and as often as the same shall be so ordered: Provided always, that the Order for such Allowances as may be made by the Justices of the Peace assembled in General or Quarter Sessions, be approved by the Judge or Judges of Assize on the First Circuit ensuing after such Warrant shall have been made out by the Justices of Peace assembled in General or Quarter Session for any County, City or Town, and that such Order shall not be deemed or taken as a legal Order without such Warrant from the Judge or Judges of Assize: Provided always, that should there be more Parishes than one in the same District, the Payments are to be made and levied in such Rates and Proportions as the respective Parishes pay to the Poor Rate.

Allowances in certain Places paid out of Poor's Rates.

Provido.

Provido.

12 G. 2. c. 29.

have been created by or derived from Grant, Charter or any special Local Act of Parliament; nor to compel any such Liberty or Franchise, paying to some One or more of the Rates specified in the Preamble of an Act passed in the Twelfth Year of the Reign of His late Majesty King George the Second, intituled *An Act for the more easy assessing, collecting and levying County Rates*, to pay to any other Rate therein mentioned, to which such Liberty or Franchise was not liable to contribute before the passing of the said Act; nor to repeal or alter the Provisions of any Acts now in force which shall have fixed the Times and Places of holding any General or Annual General Sessions or Adjournment thereof, for the assessing the Rates of any County, or for the raising, levying or collecting the same, but that such Provisions so fixing the Time or Place of holding such General or Annual General Sessions or Adjournment thereof, and of then and there exclusively transacting the Matters therein mentioned respecting the County Rates, shall be and remain in full Force; and that all the Matters and Things which in and by this Act are authorized to be done by the Justices of the Peace at their General or Quarter Sessions, or any Adjournment at or Adjournments thereof, shall be done and performed exclusively at such General or Annual General Sessions or at some Adjournment thereof, and at no other Time or Place than such as shall have been fixed by any such Act.

II. And, for the better enabling the said Justices to make such fair and equal County Rates, be it hereby further enacted, That it shall be lawful for them, at any General or General Quarter Sessions of the Peace, or at any Adjournment or Adjournments thereof (to be holden after the passing of this Act) and as often as they shall deem it expedient, and they are hereby authorized and empowered to issue Precepts, signed by their Chairman, or by the Clerk of the Peace under the Authority of the said Court, to the High Constables, Petty Constables, Churchwardens, Overseers of the Poor, Assessors and Collectors of Public Rates and Taxes of or for the several and respective Parishes, Townships and Places, whether Parochial or otherwise, within their Jurisdiction, or to such and so many of them as to the said Justices shall seem expedient, requiring the said Constables, Churchwardens and Overseers of the Poor, Assessors and Collectors respectively, to make Returns in Writing to the Justices of their respective Divisions in Petty Sessions assembled (which Returns shall be verified on Oath, at the time of Delivery, before any Two or more such Justices), of the Total Amount of the full and fair Annual Value of the several Estates and rateable Property within the Parish, Township or Place, whether Parochial or otherwise, to which they respectively belong, charged or assessed to the Poor's Rate at the time of making such Return, or liable so to be, or charged or assessed on any other Rate or Assessment, whether Parochial or Public, without regard nevertheless to the actual Amounts or Sums assessed on the Property therein, save and except in such Parishes, Townships or Places only, where such Property is assessed to the full and fair estimated annual productive Value.

III. And be it further enacted, That it shall be lawful for the said Justices so assembled at their General or Quarter Sessions as aforesaid, and they are hereby authorized and empowered from time to time, whenever they shall deem it expedient for the Purposes of this Act, also to make an Order or Orders for the Justices of the Peace, within

Justices to require Churchwardens and Overseers to make Returns of Annual Value of Rateable Property.

Justices acting for Divisions empowered to receive Returns.

the Limits of their Commissions, to meet from time to time within the several Divisions in and for which they respectively act, and to fix therein the time of such First Meeting; and the said Justices in their respective Divisions shall have Power to adjourn from time to time, until the Purposes of this Act shall be completed; and any Two or more such Justices, assembled at any such Meeting, shall receive the Returns of the said Constables, Churchwardens, Overseers, Assessors and Collectors, causing the same to be verified as before directed, and them and every or any of them to examine on Oath touching any Matters and Things contained in such Returns, as in the Judgment of the said Justices may appear necessary for the Purposes of this Act, and to report their Proceedings to the said Justices assembled at the next or any subsequent General or Quarter Sessions, as they shall have ordered and directed.

Churchwardens and Overseers not making Returns.

IV. And be it further enacted, That in case any Constable, Churchwarden, Overseer, Assessor or Collector aforesaid, shall neglect or make Default in making any such Return in manner aforesaid, to the Precepts which shall be issued by or under the Authority of the said Justices; then and in every such case each and every such Constable, Churchwarden, Overseer, Assessor or Collector so neglecting and making Default (without sufficient Excuse to be allowed by the said Justices in their said General or Quarter Sessions), shall forfeit and pay such Sum and Sums of Money, not exceeding Twenty Pounds, as shall or may be ordered or adjudged by such Justices so assembled as aforesaid, to be levied on the Goods and Chattels of each and every Churchwarden and Overseer of the Poor so neglecting or making Default.

Penalty.

Justices in Petty Sessions assembled, empowered to issue Precepts to Officers, requiring them to make Returns in Writing.

V. And be it further enacted, That in case of Default by not making due Return of any Matter or Thing required by the Precept of the Justices in General or General Quarter Session assembled, as before directed, it shall be lawful for the Justices in their respective Divisions in Petty Sessions assembled, or any Two or more of them, to issue their Precepts to any Officer or Officers before described, who shall have made such Default, to make their Returns in Writing, as before required, to them, on a Day and at a Place therein to be named, and so from time to time as often as shall be necessary; and in case any Officer before described shall neglect or make Default in making any such Return to the Precepts which shall be issued by any Two or more Justices acting for the Division wherein such Default shall be made, then and in every such case each and every such Officer before described, so neglecting and making Default as aforesaid, without sufficient Excuse to be allowed by the said Justices acting for such Division, shall forfeit and pay any Sum not exceeding Twenty Pounds, as shall or may be ordered and adjudged by such last mentioned Justices, to be levied on the Goods and Chattels of the Officers so neglecting or making Default.

Penalty.

Parishes assessed, although no Return made.

VI. And be it further enacted, That if any Churchwarden or Churchwardens, Overseer or Overseers, Assessor or Assessors, or Collector or Collectors, shall neglect or make Default in making such Return or Returns as aforesaid, or if it shall happen that notwithstanding the incurring of any such Penalty or Penalties as aforesaid, for or on account of such Neglect or Default, a Return for any Parish, Township or Place, whether Parochial or otherwise, shall not be made within the time limited for the making thereof

then and in every such case it shall be lawful for the said Justices, and they are hereby required, either at the said General or Quarter Sessions, or at any Adjournment or Adjournments thereof, or at some subsequent General or Quarter Sessions to be held for the same County, or at some Adjournment or Adjournments thereof, or at some Petty Sessions, or Adjournment or Adjournments thereof respectively, as the case may be, to ascertain the annual Value of the Property chargeable to the County Rate, within or for each and every the Parish, Township and Place, whether Parochial or otherwise, of which the Constable or Constables, Churchwarden or Churchwardens, Overseer or Overseers, Assessor or Assessors, Collector or Collectors, shall have so neglected or made Default in making such Return as aforesaid, by issuing fresh Precepts, or by such other means as may appear to the said Justices the most convenient and proper towards the obtaining a just and fair Estimate of such annual Value; and the said Justices of the Peace of the County in General or Quarter Sessions, or any Adjournment or Adjournments thereof, assembled, acting on their own Discretion, or on the Report of any Two or more Justices acting in and for any Division of such County, as the case may be, shall order such Allowance or Compensation to be made to the Persons employed in ascertaining the said annual Value and in making such Returns as aforesaid, as to the said Justices so assembled shall appear reasonable; and all such Allowances and Compensations, and other Expences as shall be thereby incurred, shall be by the said Justices so assembled charged upon the Parish, Township or Place, whether Parochial or otherwise, of which the Churchwarden or Churchwardens, Overseer or Overseers of the Poor, shall have so neglected or made Default as aforesaid, in addition to the Proportion of the said County Rate to be paid by such Parish, Township or Place, whether Parochial or otherwise; and such Allowances, Compensations and Expences, shall and may be raised, levied and collected by such and the like ways and means as the said County Rate can or may be raised, levied and collected, and shall be paid therewith, due Distinction being made in the case of every such additional Assessment between the Sum or Sums charged for and on account of any such Expences and the Sum or Sums assessed as and for the County Rate.

VII. Provided always, and it is hereby further enacted, That in all Cases and Places as aforesaid, where there are no Churchwardens or Overseers of the Poor, or where no Rate is made and collected for the Relief of the Poor, or where the Justices of the Peace of any County or of any Division thereof, assembled as aforesaid, for the Purpose of receiving such Returns as aforesaid of the Annual Value of the Property chargeable to the County Rate, shall be of Opinion that the Returns made to them do not afford a full, fair and just Account of the Annual Value of the Property rateable, it shall and may be lawful to and for the said Justices of the Peace so assembled, to summon before them any one or more substantial Inhabitant of such Places respectively, or any other Person or Persons whom they the said Justices may think proper to give Evidence as to the fair Annual Value of such rateable Property; and then and there to examine such Inhabitant or Inhabitants and other Person or Persons respectively on Oath (which Oath any One or more of the said Justices is and is hereby authorized to administer) as to the Annual Value of such Property.

Parishes assessed where no Overseers or Churchwardens, or where no Poor's Rate, or where Returns insufficient.

Where no
Poor's Rate or
Overseer, Jus-
tices to appoint.

VIII. And be it further enacted, That in such Place or Places where there is no Poor's Rate, or Overseer of the Poor or Churchwarden, or other Officer, necessary for the Execution of the Provisions of this Act, residing within the Limits of the Jurisdiction of the Justices of the Peace of the County requiring such Returns, and in which there is any Property liable to the Poor's Rate, but not rated or assessed thereto, it shall and may be lawful for the said Justices of the Peace of the County, assembled as aforesaid, or for the Justices of the Peace resident in and acting for any Division of the County in which such Place or Places are situate, at any Petty Sessions or Adjournment thereof, to be holden by them within such Division as aforesaid, and they are hereby authorized and required to appoint One or more proper Person or Persons to act as Overseer or Overseers, or other such Officer as aforesaid, who is and are hereby authorized, empowered and required to act within such Place or Places respectively, for effecting the Purposes of this Act; and such Person or Persons respectively shall have the like Powers vested in him or them, and shall be subject to the same Regulations and Penalties for effecting all such Purposes, as fully and effectually to all Intents and Purposes, as if he or they had been appointed Overseer or Overseers of the Poor, or Churchwarden or Churchwardens, or other Officer or Officers, under any Law or Laws now in force.

Justices empow-
ered to call for
Parliamentary
and Parochial
Assessments, &c.

IX. And, for the better enabling as well the said Justices in General or Quarter Sessions assembled, as the Justices of the several Divisions acting under the Order or Orders of the Justices assembled as aforesaid, respectively, to ascertain the fair Annual Value of all Property liable to be so rated, it is hereby further enacted, That it shall and may be lawful to and for such Justices, or any Two or more of them, from time to time, whenever the same may be in the Judgment of such Justices necessary for the more correct Execution of this Act, to cause any of the Books of Assessment of any Rates or Taxes, Parliamentary or Parochial, which have lately been, are now, or shall hereafter be laid on any Part of the Property liable to be assessed towards the Purposes for which a County Rate is applicable, and the Valuation by which such Assessments are or were made, mentioned and described, within any Parish or Place within the Limits of the Jurisdiction of the said Justices, in the Hands of any Constable, Churchwarden, Overseer, Assessor or Collector, to be brought before them or him, and to take Copies or Extracts of and from such Books or any Parts thereof, or to order and direct any Person to take such Copies or Extracts from such Books, in the Hands of them or any of them, without having the same brought before the said Justices, or to call before them any such Constable, Churchwarden, Overseer, Assessor or Collector, to give Evidence respecting the same, as they or he or any of them shall think fit, such Compensation being made to the Person or Persons employed for any of the Purposes aforesaid, as the said Justices or any Two or more of them shall think reasonable; and if any Person or Persons in whose Custody or Power any of the said Books may be, shall neglect or refuse to attend the said Justices with such Book or Books, or to permit any such Copies or Extracts to be taken as aforesaid, or to give such Information or Evidence on Oath as may be required by such Justices, (which Oath such Justices or any One or more of them are and is hereby authorized to administer) then and in every such case, every such Person

Refusing to at-
tend Justices,
&c.

shall so refuse or neglect, shall, for every such Offence, forfeit and pay any Sum not exceeding Ten Pounds; and moreover it shall be lawful for such Justices, in the like cases, from time to time to cause Copies of the Total Amount assessed in each Parish, Township or Place, in respect of any Aids or Taxes payable to His Majesty, his Heirs or Successors, and the Total Amount of the Valuation of the Property on which such Assessments were made in any Year then elapsed, to be made out by the Clerk to the Commissioners of each District within the Limits of the Jurisdiction of such Justices, such Compensation being made to the respective Clerks as the said Justices, or any Two of them, shall think reasonable; and if any such Clerk shall neglect or refuse to make out such Copies within a reasonable time after his Receipt of the Order of such Justices, every such Clerk shall forfeit and pay the Sum of Twenty Pounds.

Penalty.

Copies of Assessments.

Penalty.

Lands may be entered upon to ascertain Value.

Proviso.

X. And, for the better enabling the Churchwardens and Overseers of the Poor, Chief Constables, and other Persons, to make accurate Returns as hereinbefore required, in cases where Doubts are entertained, be it further enacted, That it shall be lawful for them, or any of them, or for such other Person or Persons as they may select for that Purpose, by Warrant under the Hands and Seals of any Two or more Justices of the Peace of the County, in General or Quarter Sessions assembled, to enter upon, view and examine all and any Lands or other Property chargeable to the County Rate, in order to ascertain the annual Value at which the same ought to be charged: Provided always, that no such Entry shall in any case be made, unless Fourteen Days' previous Notice of the Intention of making such Entry shall have been given under the Hands and Seals of the Justices authorizing the same, to the Churchwardens or Overseers, or to the Person or Persons appointed to act, in Default of such Churchwardens or Overseers of the Parish, Township or Place, whether Parochial or otherwise, and to the Person or Persons whose Lands are to be entered upon for the Purpose of making such Valuation.

Justices of Division to certify Value ascertained to Justices in Quarter Sessions.

XI. And be it further enacted, That whenever the Justices in General or Quarter Sessions assembled shall have ordered any County Rate to be made, which they are hereby authorized to order from time to time whenever the same shall be necessary, and the Justices in Petty Sessions shall by any of the aforesaid ways and means have ascertained to their own Satisfaction the fair and just annual Value of any or of all the rateable Property within their respective Divisions, and they are hereby required from time to time to certify under their Hands the true Amount thereof, to the then next General or Quarter Sessions of the Peace for the same County, to the Intent that at such General or Quarter Sessions, or at some Adjournment or Adjournments thereof, or at some subsequent General or Quarter Sessions, or Adjournment or Adjournments thereof, the Justices there assembled may from time to time, and as often as they shall deem it necessary, make a fair and equal Rate on all such rateable Property, or correct any Inequalities which upon Appeal shall be shown to their Satisfaction to exist in any Rate now existing or hereafter to be made.

Justices authorized to issue Warrants for levying new Rates according to usual Practice.

XII. And be it further enacted, That it shall be lawful to and for the Justices of the Peace of any County, or the major Part of them, in General or Quarter Sessions, or at any Adjournment or Adjournments thereof, assembled, as often as they shall have deemed it necessary to make a Rate or Rates, Assessment or Assessments on all the rate-

rate-

rateable Property within the Limits of their Jurisdiction, according to the fair annual Value of the same, as derived from any or all of the several Sources of Information which are hereinbefore mentioned, and they are hereby authorized and empowered to order Warrants to be from time to time issued, in the same manner as now authorized and practised by Law for collecting the County Rates, to the several High Constables, within their respective Counties, ordering and requiring them to issue their Warrants to the respective Overseers of the Poor within their respective Divisions, to levy, collect and pay to the said High Constables, within a time to be named and limited in the Warrant to be issued from the Sessions as aforesaid, all such Rate or Rates, Assessment or Assessments, which each High Constable shall and he is hereby directed and required to pay, at such time as shall be specified in such Warrant, to the Treasurer of the County for the time being, to be applied and disposed of in such manner and for such Purposes as the County Stock or Rate is now applicable or may hereafter be made applicable by Law; and in case any Overseer or Overseers of the Poor, or other Person appointed to act as such under the Provisions of this Act, in any of the several Parishes, Townships or Places, whether Parochial or otherwise, within any County liable to pay the same, shall neglect, make default or refuse to pay the same within the time to be specified and limited for that Purpose as aforesaid, to the High Constable of the Division within which such Overseer or Overseers, or other Person or Persons so liable and neglecting to pay, shall reside or be appointed to act, it shall and may be lawful for any Justice of the Peace of the said County, upon Complaint thereof made by any such High Constable, by Warrant under the Hand and Seal of any such Justice, to levy the same by Distress and Sale of the Offenders' Goods; and the Overseer or Overseers of the Poor of any Parish, Township or Place, whether Parochial or otherwise, or other Person or Persons appointed to act as such Overseer or Overseers, shall and may and is and are hereby empowered to levy and raise by an equal Rate or Assessment upon all and every the several Estates and Property rateable to the Relief of the Poor, within their respective Parishes, Townships or Places, whether Parochial or otherwise, such Sum and Sums of Money as shall be required and necessary, in order to raise the several Sums assessed upon such Parishes, Townships or Places respectively, or to reimburse such Overseer or Overseers, or other Person or Persons as aforesaid, such Sum or Sums of Money as they shall respectively have paid on account of the same; such Rate or Assessment to be paid by the Occupier or Occupiers for the time being of such Estates and rateable Property as aforesaid.

' XIII. And Whereas it would be inconvenient and oppressive to many Townships or Places, that the Sum of Money which may be assessed on them, as or for a County Rate under this Act, should be paid out of any Rate made for the Relief of the Poor, where such Poor Rate doth not apply separately and distinctly to the Parish, Township or Place; Be it further enacted, That it shall be lawful for the Justices of the Peace, at their General or Quarter Sessions, or at any Adjournment thereof, if they shall think convenient, to order the Sum of Money directed to be assessed as or for the County Rate on any such Parish, Township or Place, whether Parochial or otherwise, to be paid and levied on the County

Overseers neglecting to pay Rates.

Distress.

In Places where Poor Rate does not separately apply, Justices may order County Rate to be levied as

wardens, Overseers or Petty Constables, of or for any such Parish, Township or Place, in such manner as the same is herein directed to be paid and levied in cases where no Rate is made for the Relief of the Poor; any thing herein contained, or any Law, Usage or Custom to the contrary notwithstanding.

XIV. Provided always, and be it enacted, That if the Churchwarden or Churchwardens, Overseer or Overseers of the Poor, or other Inhabitant or Inhabitants of any Parish, Township or Place, whether Parochial or otherwise, where there is no Churchwarden or Overseer, or Person appointed to act as such, shall at any time have reason to think that such Parish, Township or Place, is aggrieved by any Rate now existing or hereafter to be made, either in pursuance of this Act or of any Act or Acts now in force, whether it be on account of the Proportions assessed upon the respective Parishes, Townships or Places being unequal, or on account of some one or more of them being without sufficient Cause omitted altogether from the Rate, or on account of such Parish, Township or Place being rated at a higher Proportion of the Pound Sterling according to the fair annual Value of the rateable Property therein, or on account of some other Parish or Parishes, Township or Townships, Place or Places being rated at a lower Proportion of the Pound Sterling according to the fair annual Value of the rateable Property therein, than has been fixed and declared by the Justices of the Peace of the said County in Sessions assembled, as the Basis of the Rate of the said County, or on account of any other just Cause of Complaint whatsoever; it shall be lawful for such Churchwarden or Churchwardens, Overseer or Overseers of the Poor, or other Inhabitant or Inhabitants where there is no Churchwarden or Overseer, or Person appointed to act as such, to appeal to the Justices of the Peace for the County, at any General or Quarter Sessions, against such Part of the Rate only as may affect the Parish or Parishes, Township or Townships, Place or Places, which are unequally rated, or which shall appear to be over-rated or under-rated, or omitted altogether from the Rate; and the said Justices are hereby empowered to hear and finally determine the same, and either to confirm such Parts of the Rate as have been appealed against, or to correct such Inequalities, Disproportions or Omissions, as shall be proved to exist therein, in such manner as to them the said Justices shall appear fair, just and equitable; any thing in this Act, or any former Act or Acts, or any Law, Usage or Custom to the contrary thereof notwithstanding: Provided nevertheless, that upon such Appeal, no such Rate shall be quashed or destroyed in regard to any other Parish, Township or Place, unless in cases where the Justices of the Peace of any County, in General or Quarter Sessions assembled, or the major Part of them, shall deem it necessary to proceed to the making of an entire new Rate, and shall proceed therein according to the Provisions of this Act.

where no Poor Rate.

Appeal.

Proviso.

XV. And be it further enacted, That in case of any Appeals, Actions, Suits or Proceedings at Law, respecting any thing done in pursuance of this Act, or any other Act or Acts relating to the County Rate, the Expences of all such Appeals, Actions, Suits or Proceedings at Law, shall be borne and paid by such respective Parishes, Townships, Places and Persons, or such of them, and in such Proportions, as the said Justices shall upon any Appeal, in their

Expence of Appeals paid by Parishes, or Persons appealing.

their General or Quarter Sessions, award and order; or as such Courts, wherein such Actions, Suits or Proceedings shall be instituted, shall adjudge and order; and shall not be charged to or be paid out of the County Rate.

Power to Justices to compensate Persons employed, out of County Rate.

XVI. And be it further enacted, That it shall and may be lawful for the Justices of the Peace of any County, in General or Quarter Sessions, or any Adjournment thereof, from time to time assembled, to order such Allowances and Compensations to be made to the Overseers, Churchwardens, Constables, Assessors, Collectors, Clerks or other Persons employed in the Execution of this Act, which have not hereinbefore been provided for, from, by and out of the Monies assessed, levied and collected by any County Rate made under this or any former Act or Acts, as to the said Justices shall appear reasonable and proper.

12 G. 2. c. 29.
§ 11.

in part repealed.

Allowance to Treasurer.

Proviso.

† Sic.

Treasurers of Counties, &c. to publish every Year, Abstract Account of Receipts, &c.

Penalty.

High Constables to give Security.

XVII. And Whereas the Allowance which the Justices of the Peace are authorized to make to the Treasurer or Treasurers for his or their Care and Pains in the Execution of his or their Office, stands limited by the before recited Act made in the Twelfth Year of the Reign of His Majesty King George the Second, to a Sum not exceeding Twenty Pounds a Year: And Whereas such Sum has been in some, and may be found in many cases inadequate to remunerate him or them for such Care and Pains; Be it hereby further enacted, That so much of the said Act as limits the said Allowance to Twenty Pounds a Year, is hereby repealed; and that it shall and may be lawful for the said Justices of the Peace, at their respective General or Quarter Sessions, or the greater Part of them then and there assembled, to allow to the Treasurer or Treasurers of their Counties, and to every of them insisting on the same, such reasonable Sum or Sums of Money for such Purpose as aforesaid, as they in their Discretion shall think fit, of which they are hereby empowered to direct the Payment out of the Monies arising by the Rates of their respective Counties: Provided always, that no such Augmentation of Allowance shall be made at any such General or Quarter Sessions, unless Application for such Augmentation shall have been made by the said Treasurer or Treasurers, or † the Justices of the Peace, at some previous General or Quarter Sessions assembled, and unless Notice of the Intention of taking the said Augmentation into Consideration shall have been advertised for Three successive Weeks in some Newspaper usually circulating in such County, in the Month immediately preceding the time fixed for considering the same.

XVIII. And be it further enacted, That the said several Treasurers of Counties, or of Divisions of Counties, shall and they are hereby required, once in every Year, to publish in some one of the Newspapers usually circulating in the County or Division of the County in which they respectively act, a true and accurate Abstract of the Account of their Receipts and Expenditures, under their several Heads, for the Year immediately preceding the Publication of such Abstract, signed by the Justices of the Peace who shall have audited the same, under a Penalty of Fifty Pounds, for every Omission of such Publication.

XIX. And be it further enacted, That the Justices of the Peace of the said several Counties are hereby authorized and empowered to demand and take, whenever they shall think fit, Security

cient Security, to be approved of by the said Justices in General or Quarter Sessions assembled, from the High Constables employed in the collecting and levying the Rates; and that if any such High Constable, upon being so called upon by the said Justices, shall neglect or refuse to give such Security as shall be approved by them, it shall then be lawful for the said Justices of the Peace in Quarter Sessions assembled, to order and direct the Churchwardens and Overseers of the Poor, or other Persons appointed to assess, collect and levy the Rates of any Parish, Township or Place to pay the Quota which shall be assessed thereupon towards the County Rate, to the Treasurer of the County, Division or Place in which such Parish, Township or Place, shall be situate; and the Receipt of such Treasurer shall be a sufficient Discharge for the same.

XX. And be it further enacted and declared, That all and every the Clauses, Powers, Directions, Provisions and Authorities contained in the said Act made in the Twelfth Year of His late Majesty King George the Second, intituled *An Act for the more easy assessing, collecting and levying County Rates*; and also so much of another Act made in the Thirteenth Year of the Reign of His said late Majesty King George the Second, intituled *An Act to continue several Acts therein mentioned, for punishing such Persons as shall wilfully and maliciously pull down or destroy Turnpikes for repairing Highways; or Locks or other Works erected by Authority of Parliament for making Rivers navigable; for preventing Exactions of the Occupiers of Locks and Weirs upon the River of Thames Westward, and for ascertaining the Rates of Water Carriage upon the said River; for preventing frivolous and vexatious Arrests; and for better securing the lawful Trade of His Majesty's Subjects to and from the East Indies, and for the more effectual preventing all His Majesty's Subjects trading thither under Foreign Commissions; and for limiting the Time for suing forth Writs of Certiorari upon Proceedings before Justices of the Peace, and for regulating the Time and Manner of applying for the same; for the better and more speedy Execution of Process within particular Franchises and Liberties; and for extending the Powers and Authorities of Justices of the Peace of Counties, touching County Rates, to the Justices of the Peace of such Liberties and Franchises as have Commissions of the Peace within themselves, as relate to County Rates (save and except such Parts thereof respectively as are hereby varied, altered or repealed) shall be good, valid and effectual, for the Purposes of assessing, levying, collecting and enforcing the Payment of the Rate or Rates hereafter to be made in pursuance of this Act, and for carrying this Act into Execution.*

Former Acts extended to Act.
12 G. 2. c. 29.

13 G. 2. c. 18.
§ 7.

Exception.

XXI. And Whereas several Acts have passed in the Reign of His present Majesty, and are now in force, empowering the Justices of the Peace of certain Counties to make fair and equal County Rates within their respective Counties; Be it hereby enacted, That it shall and may be lawful to and for the said Justices respectively, and they are hereby empowered, at any time and at all times after the passing of this Act, to proceed in the assessing, levying and collecting and enforcing the Payment of the County Rate, and in all Matters relating to the equalizing the same, either under the Authority and according to the Provisions and Enactments of this Act, or under the Authority and according to the Provisions and Enactments of the particular Acts affecting their respective Counties,

Counties where Rates regulated by particular Acts, authorized to make use of Provisions of Act.

as to them shall seem fit and proper, in all cases in which the Provisions and Enactments of this Act are not inconsistent with the Provisions and Enactments of such particular Acts.

XXII. 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 Offenders' Goods and Chattels, by virtue of any Warrant under the Hand and Seal of any One Justice of the Peace for the County, not only in the County in which the Offence shall have been committed, but in any other County, City, Town, Borough, Franchise or Place (the Warrant or Warrants for levying the same being in such last mentioned case first indorsed by some Justice of the Peace for the County, or Mayor, or other Head Officer of the City, Town, Borough or Franchise, where any Goods of the respective Defaulters shall be found) returning the Overplus (if any) after the Charges of such Distress and Sale shall be deducted; and in case sufficient Distress shall not be found, then it shall be lawful for such Justices to commit the Offender to the Common Gaol of the said County, there to remain without Bail or Mainprize, for any time not exceeding Three Calendar Months, unless the Forfeitures and Charges be sooner paid; and the said Forfeitures, when recovered, shall be paid to the Treasurer of the County, or of any Division thereof, in which they shall have been incurred, to be applied in aid of the Rates of the said County or Division thereof; and no Person shall be deemed incompetent to be a Witness for the Execution of the Purposes of this Act, or in any Appeal or other Proceeding instituted by virtue thereof, by reason of his paying or being liable to pay towards the Poor Rates or County Rates within the said County.

XXIII. Provided also, and be it further enacted, That no Action or Suit shall be brought, commenced or prosecuted against any Person or Persons, for any thing done or to be done by virtue of or in pursuance of this Act, after Three Calendar Months next after the Act committed; and every such Action shall be brought and laid in the County where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in every such Action or Suit shall and may plead, at his, her or their Election, this Act 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 or by the Authority of this Act; and if upon Trial of such Action or Suit it shall appear to have been so done, or that such Action or Suit shall have been brought after the time limited for bringing the same as aforesaid, or be brought or laid in any other County than as aforesaid, then and in every the said cases the Jury shall find a Verdict for the Defendant or Defendants; and in all cases where a Verdict shall be found for any Defendant or Defendants in such Action or Suit, or the Plaintiff or Plaintiffs therein shall discontinue the same after the Defendant or Defendants shall have appeared thereto, or shall be nonsuited, or if, upon Demurrer, Judgment shall be given against such Plaintiff or Plaintiffs, then and in every such case the Defendant or Defendants shall recover Treble Costs, and have the like remedy for recovering the same as any Defendant or Defendants hath or have for recovering Costs of Suit in any other cases by Law.

Penalties, &c. how levied and applied.

Imprisonment.

Who may be a Witness.

Limitation of Actions.

General Issue.

Treble Costs.

XXIV. And be it further enacted, That where any Ridings or Divisions have separate Commissions of the Peace, or where any Cities, Towns or other Places, within that Part of *Great Britain* called *England*, have Commissions of the Peace within themselves, and are not subject to the Jurisdiction of the Commissions of the Peace for the Counties at large in which such Liberties or Franchises lie, and do not, nor did before the passing of this Act, contribute or pay to the several Rates made for the said Counties at large, it shall and may be lawful to and for the Justices of the Peace of such separate Jurisdictions within the respective Limits of their Commissions, to have, use and exercise all and singular the Powers, Authorities and Methods, given or prescribed by this Act; and all such separate Jurisdictions are hereby declared to be subject thereto, in the same manner to all Intents and Purposes as Counties at large; any Law, Usage or Custom to the contrary notwithstanding.

Provisions of Act extended to Places having Commissions of the Peace.

C A P. LII.

An Act to revive and continue, until the Twenty fifth Day of *March* One thousand eight hundred and twenty, several Acts for charging additional Duties on Copper imported into *Great Britain*.

[12th May 1815.]

WHEREAS the Laws hereinafter mentioned have by Experience been found useful and beneficial, and it is expedient that the same should be revived and 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 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*, which by an Act of the Fifty first Year of the Reign of His present Majesty was amended and further continued until the Expiration of Six Calendar Months after the Ratification of a Definitive Treaty of Peace, shall, from and after the passing of this Act, be revived and continued in force until the Twenty fifth Day of *March* One thousand eight hundred and twenty.

48 G. 3. c. 67.

51 G. 3. c. 31.
revived and continued.

II. And be it further enacted, That an Act made in the Fifty second Year of the Reign of His present Majesty, intituled *An Act for charging an additional Duty on Copper imported into Great Britain until the Expiration of Six Calendar Months after the Ratification of a Definitive Treaty of Peace*, shall, from and after the passing of this Act, be revived and continue in force until the Twenty fifth Day of *March* One thousand eight hundred and twenty.

52 G. 3. c. 9.

revived and continued.

C A P.

C A P. LIII.

An Act to revive and continue for One Year the Duties and Contributions on the Profits arising from Property, Professions, Trades and Offices, in *Great Britain*.

[12th May 1815.]

‘ Most Gracious Sovereign,

43 G. 3. c. 22.

‘ **W**HEREAS by an Act passed in the Forty third Year of Your Majesty’s Reign, intituled *An Act for granting to His Majesty, until the Sixth Day of May next after the Ratification of a Definitive Treaty of Peace, a Contribution on the Profits arising from Property, Professions, Trades and Offices, certain Rates, Duties and Contributions, on the Profits arising from Property, Professions, Trades and Offices, and also by Two several Acts passed in the Forty fifth and Forty sixth Years of Your Majesty’s Reign, the one thereof intituled An Act for granting to His Majesty additional Duties, in Great Britain, on the Amount of Assessments to be charged on the Profits arising from Property, Professions, Trades and Offices; and the other thereof 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 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, certain further Rates, Duties and Contributions, on the like Profits, were granted to Your Majesty, for a Term therein limited; and which Rates, Duties and Contributions were consolidated by the said last mentioned Act, and have expired after the Fifth Day of April One thousand eight hundred and fifteen;’ 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 necessary Supplies to defray Your Majesty’s Public Expences, have freely and voluntarily resolved to revive the said Rates, Duties and Contributions, and to grant the same to Your Majesty, for the Period 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 the several Rates, Duties and Contributions by the said several Acts granted, and consolidated by the said last mentioned recited Act, shall be and are hereby revived, and shall be charged, levied, collected and paid unto and for the Use of His Majesty, his Heirs and Successors, for the Term of One whole Year, to be computed from the Fifth Day of April One thousand eight hundred and fifteen, and until the Assessments for that Year shall be completed.*

45 G. 3. c. 15.

46 G. 3. c. 65.

Rates, Duties and Contributions of former Acts revived for One Year.

Acts in force on or before

II. And be it further enacted, That all and every Act, Statute, Ordinance, Decree, Order, or Provision, in anywise contrary to the Force and Intendment of the said Act, shall be void, and of no Effect.

April 5, 1815,
continued.

thousand eight hundred and fifteen, in relation to the said recited Duties so expired, shall severally be continued and remain in full force, and be of the like Effect in all respects, in relation to the Duties hereby granted, as if the said recited Duties had not expired; and all and every the Powers, Authorities, Rules, Regulations, Directions, Penalties, Forfeitures, Clauses, Matters and Things contained in the said Acts in force as aforesaid, or any of them, as well for the assessing the Duties hereby granted during the Period herein limited, as for levying, recovering, paying, deducting and apportioning the Duties so assessed, and the Arrears remaining unpaid at the Determination of the time herein limited, and for re-assessing the same in Default of Payment, and for the suing, adjudging and recovering any Penalties or Forfeitures incurred, which after the Determination of the time herein limited may be unpaid, shall be severally and respectively duly observed, practised, applied and put in Execution, in relation to the Duties hereby granted, as fully and effectually to all Intents and Purposes, as if the same Powers, Authorities, Rules, Regulations, Directions, Penalties, Forfeitures, Clauses, Matters and Things were particularly repeated and re-enacted in the Body of this Act, and respectively applied to the Duties hereby granted, and shall severally be construed, deemed and taken to refer to this Act, and to apply to the said Duties hereby granted, in like manner as if the same had been enacted herein; save and except as hereinafter is particularly provided.

III. And Whereas by the said Act passed in the Forty sixth Year of His present Majesty's Reign, certain Provisions are contained for continuing the Assessments made under the Schedules of the said Act respectively marked (A.) and (B.) for the Space of Two Years, under the Regulations of the said Act: And Whereas it is expedient that, for the Period limited in this Act, all the Assessments to be made by the Commissioners for General Purposes, acting for their respective Divisions throughout Great Britain, should be made on the Basis of the Assessments made or to be made for the Year ending the Fifth Day of April One thousand eight hundred and fifteen; Be it further enacted, That the Assessments made or to be made of the Duties which are chargeable under either of the Schedules respectively marked (A.) and (B.) of the said last mentioned Act, for the Year ending the Fifth Day of April One thousand eight hundred and fifteen, shall be and remain in force for the Term limited by this Act, and commencing from the said Fifth Day of April One thousand eight hundred and fifteen; under the Regulations contained in the said Act of the Forty sixth Year aforesaid.

46 G. 3. c. 65.
§ 100.Assessments of
1814, under
Schedules (A.)
and (B.) to re-
main in force for
1815.

IV. And be it further enacted, That the Assessments made or to be made by the Commissioners for General Purposes, of the Duties which are chargeable before them under either of the Schedules respectively marked (D.) or (E.) of the said last mentioned Act, for the Year ending the said Fifth Day of April One thousand eight hundred and fifteen, shall also be and remain in force for the said Term limited by this Act, and commencing as aforesaid; subject to such of the Rules and Regulations of the said last mentioned Act, in respect of the Continuance of Assessments for Two Years under the Schedules marked (A.) and (B.) as are applicable to the Assessments hereby continued under Schedules (D.) and (E.) without

Assessments
made under
Schedules (D.)
and (E.) for
1814, shall con-
tinue for 1815.

out requiring Returns from the Parties charged therein for that Term, and without altering the Names of the Parties charged; and the like Sums shall be levied thereon for the Term limited by this Act, as shall or ought to have been or may be levied thereon, or liable so to be, for the said Year ending the Fifth Day of April One thousand eight hundred and fifteen: Provided always, that in all cases where, by the said last mentioned Act, a Return is required of the Annual Value of Property charged under the Schedules marked (A.) and (B.) in such Second Year of Assessment, a Return shall be made in the like cases by the Persons charged under either of the Schedules marked (E.) or (D.) for the Term hereby limited, in such manner and under the like Forms as are required by the said last mentioned Act in other cases, under either of the said Schedules marked (D.) or (E.)

Proviso.

Commissioners for Affairs of Taxes to take Oath.

V. And be it further enacted by the Authority aforesaid, That every Commissioner for the Affairs of Taxes, appointed under the Great Seal, shall, within One Month after the passing of this Act, take and subscribe the following Oath in some One of His Majesty's Courts in *Westminster* :

‘ I *A. B.* do swear, That I will not disclose any Particulars contained in any Schedule or Statement delivered with respect to any Duties charged under the Provisions and Regulations relating to Schedule (D.) as recited in an Act of the Forty sixth Year of His present 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*, or any Evidence or Answer given by any Person who shall be examined, or shall make Affidavit, Deposition or Affirmation, respecting the same, in pursuance of the said Act, which shall have been disclosed or communicated to the Commissioners for the Affairs of Taxes, by the Commissioners for the Purposes of the said Act, or by the Additional Commissioners acting in the Execution thereof, or by any Inspectors and Surveyors, or by the Collectors, or the Deputies to the Receivers General, or by any Clerk or Clerks Assistant to the Commissioners acting in Execution of this Act; except where it shall be necessary to disclose the same in the Execution of my Office as One of the said Commissioners for the Affairs of Taxes.’

Act varied, &c.

VI. And be it further enacted, That this Act may be varied, amended or repealed, by any Act or Acts to be made in this present Session.

[See post. c. 161.]

C A P. LIV.

An Act to repeal an Act of the last Session of Parliament, for establishing Regulations respecting Aliens arriving in this Kingdom, or resident therein; and to establish, for Twelve Months, other Regulations respecting Aliens arriving in this Kingdom, or residing therein, in certain Cases.

[12th May 1815.]

WHEREAS, under present Circumstances, it is expedient that an Act of the Fifty fourth Year of the Reign of His present Majesty, intituled *An Act to repeal an Act (a) for establishing Regulations respecting Aliens arriving in or resident in this Kingdom, in certain Cases, and for substituting other Provisions, until the End of the next Session of Parliament, in lieu thereof*, should be repealed, and further and other Provisions made for the Regulation of Aliens; 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 recited Act of the Fifty fourth Year aforesaid shall be and the same is hereby repealed.

54 G. 3. c. 155.

(a) [43 G. 3. c. 155. repealed.]

Now expired independent of the Repeal by 54 G. 3. c. 155.]
 II. And be it further enacted, That when and so often as His Majesty, his Heirs and Successors, shall, by his or their Proclamation, or by His or their Order in Council, or Order under His or their Sign Manual, or the Lord Lieutenant or other Chief Governor of Ireland shall, by Proclamation or Order of Council

Aliens not departing U. K. when ordered by Proclamation, &c.

direct that any Alien or Aliens who may be within the United Kingdom, or who may hereafter arrive therein, shall depart Order respectively, and any such Alien shall knowingly and fully refuse or neglect to pay due Obedience to such Proclamation Order respectively, or shall be found in the United Kingdom, or Part thereof, contrary to such Proclamation or Order, as the case may be, it shall be lawful for any of His Majesty's Principal Secretaries of State, or the Lord Lieutenant or other Chief Governor of Ireland, or his or their Chief Secretary, or for any Justice of the Peace, or for any Mayor or Chief Magistrate of any City, Town, or Place, to cause every such Alien to be arrested, and to be committed to the Common Gaol of the County or Place where he shall be so arrested, there to remain without Bail or Mainprize unless he or she shall be taken in Charge for the Purpose of being sent out of the United Kingdom; and if any such Alien sent out of the United Kingdom, in pursuance of any such Order or Proclamation, or any Order made by virtue of any of the Provisions of this Act as aforesaid, shall, without Licence for that Purpose by such His Majesty's Secretaries of State, return into this Kingdom, such Alien being duly convicted thereof, shall be transported

Returning without Licence.

Transportation.

I. And be it further enacted, That it shall be lawful for any one or more Justices of the Peace or Magistrates, before whom any Alien shall be brought for so knowingly and wilfully refusing to pay due Obedience to any such Proclamation or

Aliens disobeying Proclamations.

Order as aforesaid, or for being found in this Realm or any Part thereof, contrary to such Proclamation or Order, to adjudge such Alien to suffer Imprisonment for any time not exceeding One Month for the First Offence, and not exceeding Two Months for the Second Offence.

First Offence.
Second Offence.

Secretaries of
State, &c. may
grant Warrants
to conduct
Aliens out of
Kingdom.

IV. And be it further enacted, That it shall be lawful for any One of His Majesty's Principal Secretaries of State, or the Lord Lieutenant or Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, in any case in which he or they shall apprehend that any Alien will not pay immediate Obedience to any such Proclamation or Order as aforesaid, or in any case in which any Alien shall have been arrested or committed for Refusal or Neglect to obey any such Order, or shall have been convicted of such Refusal or Neglect, or of any other Offence under this Act, for which he or she shall be sentenced to be imprisoned, either before or during or after the Period of such Imprisonment, by Warrant under his Hand and Seal, to give such Alien in charge to One of His Majesty's Messengers, or to any other Person or Persons to whom he shall think proper to direct such Warrant, in order to his or her being conducted out of this Realm.

Copy of Con-
viction of
Alien trans-
mitted to Secre-
tary of State,
&c.

V. Provided always, and it is hereby further enacted, That in every case in which any Alien shall be convicted of any Offence under this Act, for which he or she shall be sentenced to be imprisoned, that it shall and may be lawful for the Magistrate before whom such Alien shall be convicted, and he is hereby required, to transmit to One of His Majesty's Principal Secretaries of State, if in *Great Britain*, and to the Under Secretaries to the Lord Lieutenant or Chief Governor or Governors of *Ireland*, if in *Ireland*, the Copy of the Conviction, and the circumstances of the case on which such Alien shall have been so convicted, in order that such Alien shall be continued in Prison for the Period for which he shall have been committed, or be sent out of the Kingdom as aforesaid, as the case may require.

Masters of
Vessels to give
to Officers of
Customs a De-
claration of
Names, &c. of
Aliens on board.

VI. And be it further enacted, That during the Continuance of this Act the Master or Commander of every Ship or Vessel which shall arrive in any Port or Place of this Kingdom shall, immediately on his Arrival and before he shall be allowed to enter or land any Part whatever of the Cargo of the said Ship or Vessel, declare in Writing to any Inspector of Aliens appointed by His Majesty's Principal Secretary of State, resident at or near such Port or Place, or where no such Inspector shall be so appointed and resident, to the Collector and Comptroller or other Chief Officer of the Customs at or near such Port or Place, whether there are, to the best of his Knowledge, any Aliens on board his said Vessel; and shall in his said Declaration specify the Number of Aliens (if any) on board his said Vessel, and also specify their Names and respective Ranks, Occupations or Descriptions, as far as he shall be informed thereof.

Aliens landing,
Declaration.

VII. And be it further enacted, That no Alien shall be permitted to land in this Kingdom, until the Master or Commander of the Ship or Vessel in which such Alien shall have arrived, shall have made the Declaration concerning Aliens on board his Ship or Vessel required by this Act, and shall have obtained from the

as such in the Navigation of such Ship or Vessel, shall land in this Kingdom from any such Ship or Vessel without such Permission first obtained, such Alien shall forthwith be taken into Custody and carried before One of His Majesty's Justices of the Peace, who shall commit such Alien to One of His Majesty's Gaols, or to such other Custody as to such Justice shall seem fit, until His Majesty's Pleasure, or the Pleasure of such Lord Lieutenant or Chief Governor or Governors as aforesaid, if in *Ireland*, concerning such Alien, shall be known; and the Master or Commander, or the Person having Charge of such Ship or Vessel, shall forfeit and lose the Sum of Forty Pounds for every Alien so landed, unless he shall make it appear that such Alien was landed from such Ship or Vessel against the Will of such Master or Commander, or the Person having the Charge of such Ship or Vessel; and one Moiety of such Penalty shall go to His Majesty, his Heirs and Successors, and the other Moiety to the Informer; and it shall be lawful for such Inspector of Aliens as aforesaid, or for any Officer or Officers of the Customs or Excise, as the case may be, to detain such Ship or Vessel until such Penalty shall be paid; and any Boat or Vessel used in landing any such Alien from the Ship or Vessel in which such Alien shall have arrived as aforesaid, shall and may be seized by such Inspector as aforesaid, or by any Officer or Officers of the Customs or Excise, as the case may be; and the same shall be forfeited, together with all Tackle, Apparel, Ammunition and Furniture thereunto respectively belonging.

Imprisonment.

Masters landing Aliens contrary to Act. Penalty.

Vessels used in landing forfeited.

VIII. And be it further enacted, That the Master or Commander of every Ship or Vessel so arriving as aforesaid, who shall neglect or refuse to make such Declaration as aforesaid, shall, for every such Offence, forfeit and pay the Sum of Twenty Pounds for each and every Alien who shall have been on board at the time of the Arrival of each Ship or Vessel as aforesaid, whom he shall have wilfully neglected or refused so to declare as aforesaid; One Moiety whereof shall be to the Informer or Informers, and the other Moiety to His Majesty, his Heirs and Successors, to be recovered before any One more Justice or Justices of the Peace acting in and for the Division, City, Town or Place in which such Offence shall have been committed, by the Confession of the Party, or on the Oath of One more credible Witness or Witnesses; and in case such Master or Commander as aforesaid shall neglect or refuse forthwith to pay such Penalty as he shall be adjudged to pay in manner aforesaid, then and in such case it shall be lawful for such Inspector of Aliens as aforesaid, or for any Collector, Comptroller or other Chief Officer of the Customs, as the case may be, and every such Inspector of Aliens, Collector or Comptroller is, on due Notice of such Conviction and Adjudication, hereby required to detain such Ship or Vessel as aforesaid, until the same shall have been paid.

Captains of Ships neglecting to make Declaration. Penalty.

Master neglecting to pay Penalty.

Ship detained.

IX. And be it further enacted, That every Alien who shall arrive at or in any Port or Place in the United Kingdom, from and in the passing of this Act, shall, immediately after such Arrival, declare in Writing to such Inspector of Aliens, or to such Officer of Customs as aforesaid, as the case may be, at or near such Port or Place, the Name of the Ship or Vessel in which he or she shall have arrived to this Kingdom; and every Alien who shall so arrive, and also every Alien who shall depart from any Port or Place of this Realm, from

Aliens arriving after passing of Act, and Aliens departing, to make Declaration to Inspector of Aliens, or Officer of Customs of certain Particulars.

from and after the passing of this Act, shall, immediately after such Arrival or before such Departure respectively, declare in like manner to such Officer as aforesaid, his or her Name and Rank, Occupation or Description; or if a Domestic Servant, then also the Name, Rank and Description of his or her Master or Mistress, or shall verbally make to such Officer as aforesaid such Declaration, to be by him reduced to Writing; and shall also in like manner declare the Country or Place from whence he or she shall then have come, and the Place to which he or she is then going, and his or her Profession or Occupation, and the Name and Place of Abode of the Person to whom (if any) he or she is known in this Kingdom; and that every such Alien who shall neglect to make Declaration of the aforesaid Particulars, or who shall wilfully make any false Declaration thereof, may for every such Offence, on Conviction thereof before One or more of His Majesty's Justices of the Peace for the County, City, Town or District, in which such Alien shall be found, be imprisoned for any time not exceeding One Month.

Imprisonment.

Aliens to receive Certificates from Inspector of Aliens, or Officer of Customs.

X. And be it further enacted, That every such Alien so arriving as aforesaid, shall obtain from such Inspector of Aliens as aforesaid, or from the Collector, Comptroller or other Chief Officer of the Customs, as the case may be, and such Officers are hereby respectively required to deliver to such Alien, a Certificate of his or her Declaration made in Writing, or verbally, containing all the Particulars in such Declaration contained.

Act not to include Mariners certified to be employed in Navigation of Vessels.

XI. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to any Mariner, whom the Master or Commander of any Ship or Vessel, arriving in any Port or Place in this Kingdom, shall certify to such Inspector of Aliens as aforesaid, or to such Collector, Comptroller or other Chief Officer of the Customs, in Writing, as the case may be, subscribed by such Master or Commander, to be actually engaged and employed in the Navigation of such Ship or Vessel, during the time that such Mariner shall remain so actually engaged and employed; and which Certificate in Writing, so subscribed as aforesaid, every such Master or Commander as aforesaid is hereby required to give; and if any such Master shall refuse to give such Certificate as aforesaid to any Person entitled thereto, it shall be lawful for such Person to apply to any Justice of the Peace, who may thereupon summon such Master as aforesaid; and if, on hearing what shall be alleged and proved by each Party, such Justice shall be of Opinion that such Certificate ought to be granted, and such Master shall nevertheless refuse to grant the same, it shall be lawful for such Justice to fine such Master in any Sum not exceeding Twenty Pounds, to the Use of His Majesty, and on Nonpayment thereof, to commit such Master to Prison for any Time not exceeding One Month.

Masters refusing to give Certificates.

Fine.

Imprisonment.

Arms seized if attempted to be brought by Aliens other than as Merchandise.

XII. And be it further enacted, That it shall not be lawful for any Alien so arriving, to import or bring into this Kingdom any Weapons, Arms, Gunpowder or Ammunition whatever, other than as Merchandise, and as such subject to the Laws in force at the time of such Importation, respecting the Importation of Arms or Ammunition, respectively as Merchandise; and that the same shall be deemed to be so imported, if any such Alien shall attempt to do so.

his or their Custody any Weapons, Arms, Gunpowder or Ammunition, which shall be attempted to be imported or brought into this Kingdom in any manner contrary to this Act, taking an Account thereof, which Account shall specify the Persons by whom the same were respectively brought; and that such Weapons, Arms, Gunpowder or Ammunition shall remain at The King's Disposal, or at the Disposal of the Lord Lieutenant or Chief Governor or Governors if in Ireland.

XIII. And be it further enacted, That when and so often as His Majesty, his Heirs and Successors, shall think it necessary, for the Safety or Tranquillity of the Kingdom, by His or their Proclamation or Order in Council, to direct that Aliens of any Description therein mentioned shall not be landed in this Kingdom, or shall not be landed, except at such Places and under such Regulations as shall be in such Proclamation or Order expressed, then and in every such case, the Master or Commander of every Ship or Vessel or Boat, having any such Alien or Aliens on board, shall not suffer any such Alien or Aliens to land within any Part of this Kingdom, contrary to such Proclamation or Order in Council, unless by the express Permission of His Majesty, signified under the Hand of One of His Majesty's Principal Secretaries of State; and every such Master or Commander wilfully neglecting to conform to any of the Directions or Regulations contained in such Proclamation or Order, shall forfeit Forty Pounds for every Alien so landed, to be recovered before One or more of His Majesty's Justices of the Peace, One Moiety thereof to be to the Informer or Informers, and the other to His Majesty, his Heirs and Successors; and such Ship or Vessel, from on board of which any such Alien or Aliens shall so land, shall be detained till such Penalty shall be paid; and every other Vessel or Boat used in landing any such Alien or Aliens shall and may be seized by the Inspector of Aliens as aforesaid, or by any Officer or Officers of the Customs or Excise, as the case may be, and the same respectively shall, on Proof that such Offence was wilfully committed, contrary to the Provision of this Act, be forfeited, together with all Tackle, Apparel, Ammunition and Furniture thereunto respectively belonging.

His Majesty may direct Aliens to land at particular Places only.

Masters acting contrary to Order, &c. Penalty.

Vessels, &c. in what case forfeited.

XIV. And be it further enacted, That no Alien so arriving shall depart from the Place in which he or she shall so have arrived, except for the Purpose of making such Declaration as hereinbefore required by the Inspector of Aliens as aforesaid, or to the Collector, Comptroller or other Chief Officer of the Customs as aforesaid, as the case may be, or for the Purpose of obtaining such Passport as is hereinafter mentioned, without previously obtaining a Passport from the Mayor or other Chief Magistrate of such Place, or from one Justice of the Peace for the County or District in which the same may be situated, which Passport shall be expressed the Name and Rank, Occupation and Description of such Alien, as declared by him or her to such Officer as aforesaid, and also the Town or Place to which such Alien proposes to go; and such Mayor, Magistrate or Justice is hereby required to give such Passport, on Application made to him that Purpose, and on Production of the Certificate of his or her Declaration as aforesaid; provided that such Town or Place to which such Alien proposes to go shall not be a Town or Place from which such Alien is restrained from going by any such Proclamation or Order

No Aliens to depart from Place of Arrival without Passport.

Passports re-
fused, &c.

Order as is herein mentioned; and provided that such Alien shall not have landed in this Kingdom contrary to any such Proclamation or Order in Council as is herein mentioned: Provided always, that if any such Mayor, Magistrate or Justice shall see reason to refuse to grant such Passport, it may be lawful for him to withhold the same, and to commit such Alien to the Common Gaol or other Public Prison, or to detain such Alien in such Custody as such Mayor, Magistrate or Justice shall think fit, until he shall have transmitted to His Majesty's Secretary of State, or Secretary to the Lieutenant or Chief Governor or Governors of *Ireland*, a Statement in Writing of the Circumstances which shall have induced him so to withhold such Passport and to commit such Alien (which Statement he is hereby in every such case directed and required forthwith to transmit), and until he shall have received the Directions of such Secretary of State, or Secretary to the Lieutenant or Chief Governor or Governors of *Ireland*, as to granting or withholding such Passport; and upon the Receipt of such Direction, such Mayor, Justice or Magistrate shall act accordingly.

Aliens wanting
to change
Abode, to obtain
Passports or
Licences.

XV. And be it further enacted, That when and so often as any Alien, except the Domestic Servants of any of His Majesty's natural born Subjects, or of such as shall have had Letters Patent of Denization, or been naturalized by A&T of Parliament, being actually attendant on their respective Masters, who shall have arrived in this Kingdom since the First Day of *January* One thousand eight hundred and one, or who shall arrive therein at any time, shall be desirous to change the Place of his or her usual Residence, or to quit the Town or Place at which such Alien shall have arrived, by virtue of his or her first Passport, such Alien shall obtain from the Mayor or Chief Magistrate, or any Justice of the Peace for the County, Town, Place or District, in which such Alien shall be resident, a Passport or Licence in which shall be expressed the Name and Description of such Alien, in the manner hereinbefore provided, and also the Name of the Town or Place to which such Alien shall propose to remove; and such Mayor, Chief Magistrate or Justice, is hereby required to give such Passport or Licence, on Application made to him for that Purpose by such Alien: Provided always, that every such Alien shall, at the time of making such Application, exhibit to such Magistrate or Justice the Passport by virtue of which such Alien arrived in such County, District, Town or Place, in which he or she shall be resident; or if such Alien shall not have arrived therein by virtue of any Passport, a Certificate from the Magistrate or Justice, or other Person to whom such Alien shall have delivered an Account of his or her Name and Description in the manner herein-after provided.

Proviso.

Magistrates em-
powered to
cause Aliens to
exhibit Pass-
ports, and to
commit them in
certain cases,
&c.

XVI. And be it further enacted, That it shall be lawful for the Mayor or Chief Magistrate, or for any Justice of the Peace of any County, City, Town, Place or District within this Kingdom, to require of any Alien who shall have arrived in this Kingdom after the First Day of *January* One thousand eight hundred and one, and shall arrive at any time during the Continuance of this A&T (except such Domestic Servants as aforesaid) and who shall be found in such County, City, Town, Place or District, to exhibit to such Mayor, Chief Magistrate or Justice, a Passport or Licence in which shall be expressed the Name and Description of such Alien, in the manner hereinbefore provided, and also the Name of the Town or Place to which such Alien shall propose to remove; and such Mayor, Chief Magistrate or Justice, is hereby required to give such Passport or Licence, on Application made to him for that Purpose by such Alien: Provided always, that every such Alien shall, at the time of making such Application, exhibit to such Magistrate or Justice the Passport by virtue of which such Alien arrived in such County, District, Town or Place, in which he or she shall be resident; or if such Alien shall not have arrived therein by virtue of any Passport, a Certificate from the Magistrate or Justice, or other Person to whom such Alien shall have delivered an Account of his or her Name and Description in the manner herein-after provided.

and in Default thereof, or in case it shall appear thereby that such Alien is not in his or her Way to such Town or Place as is therein expressed, and such Mayor, Magistrate or Justice shall see cause to suspect that such Alien is not *bona fide* proceeding to such Town or Place as aforesaid, or in case such Mayor, Magistrate or Justice shall see cause to suspect that such Alien landed in this Kingdom contrary to any such Proclamation or Order in Council as is herein mentioned, such Mayor, Magistrate or Justice may commit such Alien to the Common Gaol or other Public Prison, or detain such Alien in such Custody as such Mayor, Magistrate or Justice may think proper, until Notice thereof be sent by such Mayor, Magistrate or Justice, to One of His Majesty's Principal Secretaries of State, or to the Secretary of the Lord Lieutenant or Chief Governor or Governors, if in *Ireland*, which Notice such Mayor, Magistrate or Justice is hereby required forthwith to transmit; and until sufficient time shall have been allowed for the Transmission of His Majesty's or Lord Lieutenant or Chief Governor or Governor's Pleasure, and unless His Majesty or Lord Lieutenant or Chief Governor or Governors aforesaid, shall, thereupon, within Twenty one Days, signify his Pleasure that such Alien shall be discharged, or shall direct in manner herein mentioned, that such Alien shall depart the Realm, it shall and may be lawful for such Mayor, Magistrate or Justice to cause such Alien to be committed to the Common Gaol, without Bail or Mainprize, until he or she shall be delivered by due Course of Law.

XVII. And be it further enacted, That if any Person or Persons whatever, whether Alien or not, shall either for his own Use or for the Use of any other Person, wilfully forge, counterfeit or alter, or cause to be forged, counterfeited or altered, or shall utter, knowing he same to be forged, counterfeited or altered, any Passport, Certificate, Licence, or Allowance of time to obtain any Licence or Passport in this Act mentioned; or if any Person shall obtain such Passport or Certificate or Licence, or Allowance of time to obtain any Licence or Passport, under any other Name or Description than that which he or she shall have declared to such Inspector of Aliens as aforesaid, or to such Custom House Officer, or to any such Mayor, Magistrate or Justice as are herein mentioned, or shall falsely pretend to be the Person mentioned in such Passport or Certificate, Licence or Allowance of time as aforesaid; such Person or Persons shall, for every such Offence, on Conviction thereof in His Majesty's Court of King's Bench, or any Court of *Oyer and Terminer*, Gaol Delivery or Great Sessions, or in the Justiciary Court in *Scotland*, or in any Court of Record in *Ireland*, be adjudged to be imprisoned, and shall be imprisoned in the Common Gaol for any time not exceeding three Months; and if such Person shall be an Alien, shall also be adjudged at the Expiration of that time to depart out of this Realm, this a time to be limited by such Judgment; and if such Person or Persons be found therein after such time in such Judgment soited, without lawful Cause, he or she shall, being duly convicted thereof, be transported for Seven Years.

XVIII. And be it further enacted, That in case His Majesty shall be advised that it may be dangerous to the Security of the Kingdom to send any Alien out of the Kingdom, it shall be lawful for His Majesty, by Warrant under his Sign Manual, or by Warrant under Hand and Seal of One of His Majesty's Principal Secretaries of State,

Forging Passports, &c.

Imprisonment.

Transportation.

His Majesty may order Aliens to be detained in Custody.

State, to order such Alien to be detained in Custody in this Kingdom, in such Place and in such Manner as His Majesty shall think fit, and until His Majesty shall give other Order to the contrary.

His Majesty, &c. may order Residence of Aliens at particular Places.

XIX. And be it further enacted, That it shall be lawful for His Majesty, his Heirs and Successors, or such Lord Lieutenant or Chief Governor or Governors as aforesaid for the time being, by His or their Proclamation or Order in Council, or under the Royal Sign Manual, to order and direct any Alien or Aliens who shall have arrived within this Kingdom, or who shall arrive therein during the Continuance of this Act, other than the Domestic Servants of any of His Majesty's natural born Subjects, or of such as shall have had Letters Patent of Denization, or naturalized by Act of Parliament, actually and *bona fide* employed in the Service of their respective Masters, to dwell and reside respectively in any such District or Districts as His Majesty, his Heirs and Successors, shall think necessary for the Public Security; and if any such Alien (except as hereinbefore excepted) being so ordered and directed, shall dwell or shall be found to be or have been in any Part of this Kingdom, other than such District or Districts as aforesaid, in Breach of such Proclamation or Orders respectively, it shall and may be lawful for any of His Majesty's Principal Secretaries of State, or the Secretary of such Lord Lieutenant, or Chief Governor or Governors as aforesaid, or for any Justice of the Peace, or any such Mayor or Chief Magistrate as aforesaid, to cause such Alien to be arrested; and if it shall appear to such Principal Secretary of State, or Secretary to such Lord Lieutenant, or to such Justice, Mayor or Chief Magistrate, that such Alien did knowingly and wilfully depart out of such District or Districts in Breach of such Proclamation or Orders respectively, such Alien shall be committed to the Common Gaol, there to be detained without Bail or Mainprize; and if any such Alien, except as hereinbefore excepted, shall be duly convicted before any One or more Justices of the Peace as aforesaid, of knowingly and wilfully dwelling or residing, or being found to be or of having been in any Place in this Kingdom, in Breach of such Proclamation or Orders respectively as aforesaid, he or she shall be adjudged by such Justices to be imprisoned, and shall be imprisoned for any time not exceeding Six Months.

Disobedience.

Arrested.

Imprisonment.

Residing unlawfully.

Imprisonment.

Aliens to give Account of and deliver up Weapons, &c.

XX. And be it further enacted, That it shall be lawful for His Majesty, his Heirs and Successors, or for such Lord Lieutenant or Chief Governor or Governors aforesaid for the time being, by His or their Proclamation or Order in Council, or under the Royal Sign Manual to order and direct that all Aliens shall, at such time or times as shall be specified for that Purpose in such Order or Proclamation, give to some neighbouring Magistrate a full and true Account of all Weapons, Arms, Gunpowder and Ammunition, which shall be in their respective Possession, or in the Possession of others, for or at their Use or Disposal; and every such Alien shall, within the time or times specified in such Proclamation or Order, deliver up to such Magistrate all such Weapons, Arms, Gunpowder and Ammunition, except such only for the keeping of which they shall have obtained Licenses from the Hand and Seal of One of His Majesty's Principal Secretaries of State, or Secretary of such Lord Lieutenant or Chief Governor as aforesaid.

Exception.

such Account, to buy or to have in his or her Possession, or in the Possession of others, for or at his or her Use or Disposal, any Weapons, Arms, Gunpowder or Ammunition, except as hereinbefore excepted; and that any such Person wilfully neglecting to give such Account, or giving a false Account; or wilfully neglecting to deliver up such Weapons, Arms, Gunpowder or Ammunition; or forging, counterfeiting or altering, or causing to be forged, counterfeited or altered, or uttering, knowing the same to be forged, counterfeited or altered, any such Licence; or buying, or knowingly having in his or her Possession, or in the Possession of others, for or at his or her Use or Disposal, any other Weapons, Arms, Gunpowder or Ammunition, contrary to this Act, shall, on Conviction thereof before any one or more Justices of the Peace, be imprisoned at the Discretion of such Justice, for any time not exceeding one Month.

Buying, &c. Weapons, &c.

False Account, &c.

Forging, &c.

Licence. Having Weapons, &c. in Possession of others.

Imprisonment.

XXI. And be it further enacted, That it shall be lawful for any of His Majesty's Principal Secretaries of State in *Great Britain*, or Secretary to such Lord Lieutenant or Chief Governor or Governors in *Ireland*, or for any One or more Justices of the Peace, or any Mayor or Chief Magistrate as aforesaid, by Warrant under their respective Hands and Seals, to cause any House rented or occupied by any Aliens aforesaid, and also any House in which any such Alien shall be a Lodger or Inmate, such Inmate not being a Domestic servant of any of His Majesty's natural born Subjects, and of Persons who shall have had Letters Patent of Denization, or been naturalized by Act of Parliament, resident in such House, to be searched in the day time and in the Presence of a Peace Officer, in order to discover whether any Weapons, Arms, Gunpowder or Ammunition be therein concealed.

Houses of Aliens searched.

XXII. And be it further enacted, That it shall and may be lawful for His Majesty, by His Royal Proclamation or Proclamations, or such Lord Lieutenant or Chief Governor or Governors aforesaid, any Proclamation or Proclamations to be issued for that Purpose, from time to time to require and command all or any Aliens who shall then be in, or shall hereafter come into this Kingdom, to register themselves or herself, in the manner hereinafter mentioned, with such Person or Persons, and in such District or Districts, as by any Proclamation or Proclamations shall be appointed, and within such time or times as in such Proclamation or Proclamations shall be required; and thereupon to obtain from such Person or Persons as shall be appointed for that Purpose, Licence to such Alien to reside within this Kingdom, either generally in any Part thereof without Restriction, or specially in any Place or Places, and under such Restrictions or Conditions, as His Majesty, or Lord Lieutenant or Chief Governor or Governors, shall seem fit; which Licence shall either be without Limitation in point of time, or shall endure for such Space of time as therein be expressed, and no longer; but every such Licence shall be capable of being revoked; and if limited in point of time, shall be capable of being renewed and continued at such times and in such manner as in such Licence, or from time to time by any such Proclamation or Order shall be directed: Provided always, that it shall be lawful for any Alien not included in any such Proclamation or Order aforesaid, to reside within this Kingdom under any Licence granted by any former Act relating to Aliens, subject to the same Conditions or Regulations to be made from time to time as shall be expressed in such Licence, or from time to time by any such Proclamation or Order shall be directed.

His Majesty, &c. may require Aliens to register themselves, and obtain Licences of Residence.

Regulations as to Licence.

Proviso.

to time by His Majesty respecting such Licence, or the Revocation, Renewal or Exchange thereof.

At large without Licence.

XXIII. And be it further enacted, That if any Person, being an Alien, shall be found at large in the United Kingdom, after the time in any such Proclamation to be limited for obtaining such Licence as aforesaid by such Person, such Person not having obtained such Licence as aforesaid, or an Allowance of time unexpired to obtain such Licence, and not being exempted from the Obligation to deliver such Account as aforesaid, by this Act, or by any such Proclamation or Order, or by Special Warrant from One of His Majesty's Principal Secretaries of State, or Secretary of such Lord Lieutenant or Chief Governor or Governors, such Person being thereof lawfully convicted, shall and may, at the Discretion of the Justices of the Peace before whom he or she shall be so convicted, be adjudged to suffer Imprisonment for any time not exceeding Six Months.

Imprisonment.

If Persons authorized to grant Licences think fit to refuse them, Parties committed until circumstances certified to Secretary of State, &c.

XXIV. And be it further enacted, That in case any Person authorized to grant such Licences as aforesaid, and to whom Application shall be made for any such Licence as aforesaid, shall think fit to refuse to give such Licence to any Alien who shall apply for the same, such Alien so applying for such Licence shall be forthwith conveyed before One of His Majesty's Justices of the Peace, and committed to Prison for safe Custody, or to the Custody of One of His Majesty's Messengers, or other Person appointed for that Purpose, until the circumstances relating to the case of such Alien shall have been certified to One of His Majesty's Secretaries of State, which shall be done without Delay; but it shall be lawful for such Secretary of State, in any such case, either to direct that such Licence shall be granted, or that such Alien shall be conveyed out of this Kingdom by Warrant from One of His Majesty's Principal Secretaries of State, or Secretary of such Lord Lieutenant or Chief Governor or Governors: Provided always, that it shall be lawful for the Person authorized to grant such Licence, and to whom Application for the same shall have been made, if he shall think fit, to give such Alien further time for the Purpose of obtaining such Licence, and in that case to signify the Allowance of such further time, by Writing under his Hand and Seal, specifying the time allowed for obtaining such Licence; during which time the Alien, to whom such time shall have been so allowed, shall and may reside within this Kingdom, in the same manner as if such Licence had been obtained: Provided nevertheless, that he or she shall during such time reside in such Place or within such District as shall be expressed for that Purpose in such Writing, allowing further time as aforesaid, and not elsewhere.

Proviso.

Proviso.

Licences forfeited if Aliens found out of Districts.

XXV. And be it further enacted, That if any Alien having such Licence as aforesaid, or such Allowance of further time to obtain a Licence as aforesaid, shall at any time after he be at large in Great Britain, in any Place not being the Place or District within which such Alien shall be allowed to reside as aforesaid, or shall be found not to have complied with the Restrictions or Conditions (if any) under which such Licence or Allowance shall have been granted, such Licence or Allowance shall be forfeited and determined.

XXVI. And be it further enacted, That if any such Licence, or Allowance of further time to obtain a Licence, shall be lost, mislaid or destroyed, it shall be lawful for any Person or Persons authorized to grant such Licence, or Allowance of further time as aforesaid, upon Proof on Oath to his, her † or their Satisfaction, that such Licence, or Allowance of further time, has been so lost, mislaid or destroyed, to grant a fresh Licence, or Allowance of further time to obtain a Licence, stating the former Licence or Allowance; and the reason of granting such fresh Licence or Allowance, and such fresh Licence or Allowance shall be of like Force as the Instrument so lost, mislaid or destroyed.

Fresh Licences granted in lieu of Licences lost.

† Sic.

XXVII. And be it further enacted, That, from and after the passing of this Act, it shall not be lawful for any Alien to leave this Kingdom without a Passport for that Purpose first obtained from One of His Majesty's Principal Secretaries of State, or Secretary of such Lord Lieutenant or Chief Governor or Governors of *Ireland*, or from some Person authorized by His Majesty or such Lord Lieutenant or Chief Governor or Governors, to grant such Passport, which Passport shall be produced to the Inspector of Aliens as aforesaid, or to the proper Officer of His Majesty's Customs as the case may be, at the Port or Place where such Alien shall embark for the Purpose of leaving this Kingdom, which Officer being satisfied that the Person producing such Passport is the Person to whom the same was granted, and who was intended to be named and described therein, shall allow such Passport, and shall certify such Allowance by making the same on such Passport, and signing the same, with the Date of such Allowance; and such Passport, with such Allowance thereon, shall be produced to the Master or Person having the Charge or Care of the Ship or Vessel in which such Alien shall be permitted to embark on board any Ship or Vessel for the Purpose of leaving this Kingdom; and if any Alien shall embark on board any Ship or Vessel, in order to leave this Kingdom, not having obtained such Passport as aforesaid, and such Allowance thereof, signed by the proper Officer as aforesaid, with the Knowledge, Privity and Consent of the Master, or of the Person having at the time the Command, Charge or Care of such Ship or Vessel, every such Master or Person having the Command, Charge or Care of such Ship or Vessel, knowing him to be such Alien, shall on Conviction thereof before One or more Justices of the Peace of any County, or Mayor or Chief Magistrate of any City, Town or Place forfeit and lose the Sum of Forty Pounds, One Moiety whereof shall go to the Informer, and the other Moiety to His Majesty, his Heirs and Successors; and in case any such Master or Person having the Command, Charge or Care of such Ship or Vessel as aforesaid, shall neglect or refuse forthwith to pay such Penalty as he shall be adjudged to pay in manner aforesaid, it shall be lawful for such Officer as aforesaid to detain such Ship or Vessel until the same shall have been paid; and every such Alien who shall embark on board any Ship or Vessel with Intent to leave this Kingdom, not having previously obtained such Passport as aforesaid, and such Allowance thereof signed by the proper Officer as aforesaid, being convicted lawfully before any One or more Justices of the Peace, shall at the Discretion of such Justices †, be adjudged to suffer Imprisonment for any time not exceeding Two Months: provided always nevertheless, that it shall not be necessary for any Mariner

No Alien to quit Realm without Passport.

Alien embarking without Passport with Consent, &c. of Master of Ship, &c.

Penalty.

Master neglecting to pay Penalty.

Alien embarking.

† Sic.

Imprisonment. Proviso for Mariners.

Mariner actually engaged and employed in the Navigation of any Ship or Vessel, during the time that such Mariner shall be actually so engaged or employed, to obtain any such Passport as aforesaid; but such Mariner shall and may be permitted to embark on board such Ship or Vessel for the Purpose of leaving this Kingdom, in the same manner as if this Act had not been made.

Aliens having
quitted France
on account of
Troubles, not
liable to arrest
for Debts con-
tracted beyond
Seas, other than
Dominions of
His Majesty.

XXVIII. And be it further enacted, That Aliens abiding in this Kingdom, who have quitted their Country by Reason of any Revolution or Troubles in *France*, shall not be liable to be arrested, imprisoned or held to bail, or to find any Caution for their forthcoming or paying any Debt, nor to be taken in Execution on any Judgment, nor by any Caption, for or by reason of any Debt or other Cause of Action, contracted or arising in any Parts beyond the Seas, other than the Dominions of His Majesty, while such Aliens were not within the said Dominions of His Majesty; and in case any such Alien shall have been or shall be arrested, imprisoned or held to Bail, or taken in Execution on a Judgment or by Caption, contrary to the Intent of this Act, such Alien shall be discharged therefrom by Order of any of His Majesty's Courts of Record at *Westminster* or *Dublin*, or of the Court of Session in *Scotland*, or of any Judge of such Courts in Vacation Time.

Aliens not
going according
to Passports.
Penalty.

XXIX. And be it further enacted, That in case any Alien, who shall have obtained a Passport to leave this Kingdom in pursuance of this Act shall not proceed with due Diligence to leave this Kingdom according to such Passport, such Alien shall be liable to all such Penalties as he or she would have been subject to if no such Passport had been granted.

Receiving
Aliens as Lodg-
ers, to require
them to produce
Licence; and to
send a Copy to
Justices, &c.

XXX. And be it further enacted, That, from and after the End of Ten Days after the passing of this Act, every Person who shall receive into his or her House or Apartment, for the Purpose of lodging or residing therein for more than Twenty four Hours, any Alien who ought to procure a Licence to reside in this Kingdom in pursuance of this Act, shall require such Alien to produce such Licence, or an Allowance of time to obtain such Licence, or a Passport for such Alien to leave this Kingdom, and to deliver a Copy of such Licence, Allowance of time or Passport, before such Person shall receive such Alien into his or her House or Apartment to lodge or reside therein for more than Twenty four Hours; and shall within Twenty four Hours after such Alien shall have come to lodge or reside in such House or Apartment, deliver such Copy of such Licence, or of such Allowance of further time to obtain a Licence or Passport, to any Justice of the Peace or Constable residing in or near the Parish, Township or Place where such House or Apartment shall be situate, and also to the Overseer or Overseers of the Poor of the said Parish, Township or Place in *England*, and to the Schoolmaster of the said Parish or Place in *Scotland*, with a Notice that the Alien named therein did come to lodge or reside in such House or Apartment on a Day in such Notice to be specified, which shall be the very Day on which such Alien actually came to lodge or reside in such House or Apartment; and if any Person shall receive into his or her House or Apartment, for more than Twenty four Hours, any such Alien, not being licensed or allowed of time to obtain a Licence or Passport, or who shall not produce a Copy of such Licence, Allowance of time or Passport, to any Justice of the Peace or Constable, Overseer or Overseers of the Poor, or Schoolmaster, as aforesaid, within the Time and to the Persons aforesaid, he or she shall be liable to the Penalties therein expressed.

such Copy with such Notice as aforesaid written thereon, to such Justice or Constable, Overseer or Schoolmaster as aforesaid, within the time aforesaid, every Person so offending shall forfeit and lose a Sum not exceeding Ten Pounds, One Moiety whereof shall go to the Informer, and the other Moiety to the Poor of the Parish, Township or Place where such House or Apartment shall be situate.

Penalty.

XXXI. And be it further enacted, That every Person who shall, after the passing of this Act, have any Alien lodging or residing in his or her House or Apartment, shall, within Ten Days after the passing of this Act, deliver to any such Justice or Constable, and to Overseers and Schoolmasters, Notice in Writing, describing such Alien by his or her Name, and specifying the time when such Alien first came to lodge or reside in his House or Apartment; and if any Person shall knowingly have received in his or her House or Apartment any such Alien, not having given Notice thereof as aforesaid, within the time aforesaid, every Person so offending shall forfeit and lose a sum not exceeding Ten Pounds; One Moiety whereof shall go to the Informer, and the other Moiety to the Poor of the Parish, Township or Place where such House or Apartment shall be situate.

Persons having Alien Lodgers to give Notice.

Penalty.

XXXII. And be it enacted, That it shall be lawful for the Lord Mayor and Mayors, or any One or more of the Aldermen of the Cities of London and Dublin, and for any One or more of His Majesty's Justices of the Peace for any County, Riding, Stewartry, City or Place, being specially authorized by One of His Majesty's Principal Secretaries of State, or by such Secretary of the Lord Lieutenant or Chief Governor or Governors aforesaid, by Warrant under his Hand and Seal, or generally authorized by Order of His Majesty in Council, or any Mayor or Chief Magistrate, or other Magistrate or Magistrates of any City, Borough or Town Corporate so authorized, to cause any Alien, whom he or they shall have cause to suspect to be a dangerous Person, to be taken into Custody and examined, and either to discharge or detain such Alien in Custody, as shall appear advisable; and if it shall appear fit to detain such Alien in Custody, it shall be lawful for such Mayor, Alderman or Chief Magistrate, or other Magistrate or Magistrates, or such Justice or Justices, by Warrant under his or their Hand and Seal, or Hands and Seals, to order such Alien to be detained in Custody until His Majesty's Pleasure shall be known, there to remain without Bail or Surety: Provided nevertheless, that in every such case every such Mayor, Alderman, Chief Magistrate or Magistrates, Justice or Justices shall, and he and they is and are hereby directed and required forthwith to transmit an Account of his or their Proceedings touching such Alien, and of the reasons for which he shall have thought fit to detain such Alien, to One of His Majesty's Principal Secretaries of State, or Secretary of the Lord Lieutenant or Chief Governor or Governors, in order and to the end that His Majesty, or such Lord Lieutenant or Chief Governor or Governors, may determine what may be fit to be done thereon; and it shall be lawful for His Majesty, by Warrant under His Sign Manual, or for such Lord Lieutenant or Chief Governor or Governors, by Order under his Hand, or by Warrant under the Hand and Seal of any One of his Principal Secretaries of State, or the Secretary of such Lord Lieutenant or Chief Governor or Governors, either to direct that such Alien shall be discharged, or ordered out of the Kingdom.

Mayors, &c. to transmit to Secretary of State Account of Proceedings.

Provided.

XXXIII. And

Act not to extend to Foreign Ambassadors or Servants; nor to Acts done by Persons under 14 Years of Age. Proof to lie on Alien.

XXXIII. Provided always, and be it further enacted, That no Foreign Ambassador or other Public Minister duly authorized, nor the Domestic Servants of any such Foreign Ambassador or Public Minister, registered according to the Directions of the Laws in force for that Purpose, and being actually attendant upon such Ambassador or Minister, shall be deemed an Alien within the meaning of this Act: Provided also, that nothing in this Act contained shall affect any Alien, in respect of any Act done or omitted to be done, who shall make it appear that he or she was not above the Age of Fourteen Years at the time when such Act was so done or omitted to be done: Provided always, that if any Question shall arise, whether any Person alleged to be an Alien, and subject to the Provisions of this Act, or any of them, is an Alien or not; or is not an Alien subject to the said Provisions or any of them, the Proof that such Person is, or by Law is to be deemed to be a natural born Subject of His Majesty, or Denizen of this Kingdom, or naturalized by Act of Parliament, or if an Alien, is not subject to the Provisions in this Act contained, or any of them, by reason of any Exception contained in this Act, or which shall be expressed in any Proclamation or Order in Council as aforesaid, or in any Special Warrant from One of His Majesty's Principal Secretaries of State, or from the Lord Lieutenant or other Chief Governor or Governors of Ireland; or his or their Chief Secretary as aforesaid, shall lie on the Person so alleged to be an Alien, and to be subject to the Provisions of this Act, some or one of them.

Prosecutions by Indictment, &c.

XXXIV. And be it further enacted, That all Prosecutions against any Aliens, for any Offence made punishable by this Act as Felony, or by Transportation for Years or for Life, shall be by Indictment or Information in His Majesty's Court of King's Bench at Westminster or in Dublin, or in any Court of Oyer and Terminer, Gaol Delivery, in England or Ireland, or Great Sessions in Wales, or Justiciary Court in Scotland, and not elsewhere; any thing in this Act contained to the contrary notwithstanding.

Aliens adjudged to be transported, sent to Places appointed by His Majesty, &c.

XXXV. And be it further enacted, That in all cases in which any Person shall be adjudged to be transported in pursuance of this Act, the Transportation shall be adjudged to be and shall be to such Place or Places as His Majesty, with the Advice of His Privy Council in Great Britain, or the Lord Lieutenant or other Chief Governor or Governors of Ireland, and Privy Council of Ireland, shall direct or appoint.

Sentenced for Transportation found in Realm.

XXXVI. And be it further enacted, That in case any Person ordered or adjudged to be transported for Life in pursuance of this Act, shall escape out of Custody previous to such Sentence of Transportation being carried into Execution, or shall, after having been transported, be found at large within this Realm, he or she shall be deemed guilty of Felony, and shall suffer Death as a Felon, without Benefit of Clergy.

Death.

Justices of Courts of Record may admit Aliens to Bail.

XXXVII. Provided always, and be it further enacted, That in every case in which Power is given by this Act to commit any Person to Gaol without Bail or Mainprize, or in which Power is given to send any Alien out of the Kingdom, and such Person shall be taken by or delivered to any Person or Persons, for the Purpose of committing any Person to Custody, or sending any Person out of the Kingdom, such Person or Persons shall be deemed to be acting in pursuance of the Power so given, and shall be liable to the same Penalties as if they had acted in pursuance of the same Power.

dom, it shall and may be lawful for any of the Justices of His Majesty's Courts of Record at *Westminster*, or in *Dublin*, or for any of the Barons in *Great Britain* or *Ireland*, being of the Degree of the Coif, or for the Lord Justice Clerk, or any of the Commissioners of Justiciary in *Scotland*, if upon Application made, he or they shall see sufficient Cause to presume that such Person is not within the Description limited by this Act, in the different cases herein mentioned, to admit such Person to Bail, he or she giving sufficient Security for his or her Appearance to answer the Matters alleged against him or her, and to be present at the Trial of any Indictment to be preferred against him or her as hereinafter is directed.

XXXVIII. Provided always, and be it further enacted, That it shall be lawful for any Justice to admit any Alien to Bail who shall have been committed by virtue of this Act, such Justice being authorized so to do by Warrant of One of His Majesty's Principal Secretaries of State, or of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, for that Purpose, specifying the Security to be taken by such Justice.

XXXIX. And be it further enacted, That when any such Alien shall have been so admitted to Bail as aforesaid, it shall be lawful or His Majesty's Attorney General to cause an Indictment to be referred, or an Information to be filed against such Alien, stating the Offence against this Act, if any such shall have been committed; if no such Offence has been committed, then stating only that such Person is an Alien and within the Provisions of this Act, and that it appeared expedient to send such Person out of this Realm, and that such Alien, on being committed for that Purpose, hath refused to go and been admitted to Bail; and such Alien shall forthwith appear and plead to such Indictment or Information, without any Imparance or Delay; and if a Verdict shall be given thereon against such Alien, such Alien shall thereupon be immediately committed to the Court, or may, if not present, be taken by any Warrant of a Judge of the Court in which such Indictment or Information shall lie, for safe Custody, until such Alien can be sent out of the Realm under the Provisions of this Act.

XL. And be it further enacted, That all pecuniary Penalties by this Act imposed, exceeding the Sum of Forty Pounds, shall be recoverable by Action of Debt, Bill, Plea or Information, in any of His Majesty's Courts of Record at *Westminster*, or in *Dublin*, or in the Courts of Great Sessions in *Wales*, or the Courts of the Counties of *Chester*, *Lancaster* and *Durham*, or by Action, or Summons or Information in the Courts of Justiciary or Exchequer in *Scotland*, as the case shall require, wherein no Effoin, Privilege, Protection or Wager of Law, nor more than One Imparance shall be allowed; and all pecuniary Penalties by this Act imposed, not exceeding the Sum of Forty Pounds, shall, on Conviction of the Offender upon Oath before any Justice of the Peace of the County, Borough, Stewartry, City, Town or Place, where the Offence shall be committed, be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of such Justice, and the Charges of such Distress and Sale; and for deducting the Charges of such Distress and Sale; and for recovering the same, such Justice is hereby required to com-

Justices acting under Authority of Secretary of State may admit Aliens to Bail.

Alien bailed indicted, and if Verdict against him, committed, and sent out of Country.

Penalties exceeding 40l. how recovered,

not exceeding 40l.

Imprisonment.

mit such Offender to the Common Gaol of the County, Riding, Stewartry, City, Town or Place where such Offence shall be committed, for any time not exceeding Three Months, and that no Writ of *Cartiorari*, or of Advocation or Suspension, shall be allowed to remove the Proceedings of the said Justice, touching the pecuniary Penalties aforesaid, or to supersede or suspend the Execution or other Proceedings thereupon.

Certiorari.

Parishioners
Witnesses.

· XLI. And be it further enacted, That the Inhabitants of any Parish, Township or Place, shall be deemed and taken to be competent Witnesses, for the Purpose of proving the Commission of any Offence against this Act, within the Limits of such Parish, Township or Place, notwithstanding any Part of the Penalty incurred by such Offence is given or applicable to the Poor of such Parish, Township or Place.

Limitation of
Actions.

· XLII. And be it further enacted, That if any Person or Persons shall at any time be sued or prosecuted for any thing by him or them done or executed in pursuance or by Colour of this Act, or of any Matter or Thing therein contained, such Action or Prosecution shall be commenced within the Space of Twelve Months next after the Offence shall be committed; and 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, upon a Trial, a Verdict shall pass for the Defendant or Defendants, or the Plaintiff or Plaintiffs shall become nonsuited, or shall discontinue his or their Suit or Prosecution, or if Judgment be given for the Defendant or Defendants upon Demurrer or otherwise, such Defendant or Defendants shall have Treble Costs to him or them awarded against the Plaintiff or Plaintiffs.

General Issue.

Treble Costs.

Powers to Lord
Lieutenant, &c.
not to extend to
G. B. and to
Magistrates, not
to extend beyond
Jurisdictions.

· XLIII. Provided nevertheless, and it is hereby further enacted, That the Powers and Authorities given by this Act to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, or to the Privy Council of *Ireland*, shall not extend or be held or deemed to extend to the case of any Alien arriving or being in that Part of this Realm or United Kingdom called *Great Britain*; and that the Powers and Authorities given by this Act to any Justice of the Peace, Mayor or Chief Magistrate of any City, Town or Place, shall not extend or be construed to extend to give such Magistrates any Authority to act beyond the Limits of their respective Jurisdictions; any thing in this Act contained to the contrary notwithstanding.

Continuance.

· XLIV. And be it further enacted, That this Act shall continue in force for the Period of Twelve Months.

Act amended,
&c.

· XLV. 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.

C A P. LV.

An Act to enable the Commissioners of His Majesty's Woods, Forests and Land Revenues, to contract for the Purchase and Surrender of Crown Leases; and to sell His Majesty's Interest in the *Thornhill Estate*, in the Parish of *St. Andrew*, in the County of *Dorset*, and in certain *Manors* and *Advowsons* in His Majesty's Subjects

Forests; and to remove Doubts as to Estates of The Crown, sold by Order of the said Commissioners, being exempted from the Auction Duty.

[12th May 1815.]

WHEREAS by an Act passed in the Forty eighth Year of the Reign of His present Majesty, intituled *An Act to improve the Land Revenue of The Crown in England, and also of His Majesty's Duchy of Lancaster*, it was, amongst other things, provided and enacted, that it should be lawful for the Surveyor General therein mentioned, with the Approbation of and by the Direction of the Lord High Treasurer, or the Commissioners of the Treasury for the time being, or any Three of them, to contract and agree with any Body or Bodies Politic or Corporate, or Person or Persons holding any Messuages, Lands, Premises, Tenements or Hereditaments belonging to The Crown, for the Surrender of any Lease thereof, or to purchase and buy up any Lease, or the Remainder of any Term of any Lease, of any Messuages, Lands, Premises, Tenements or Hereditaments belonging to The Crown, which might be convenient for the Public Service, and should by any Three or more of the Commissioners of the Treasury for the time being, be deemed eligible to be purchased or bought up, and to pay the Consideration agreed to be paid for such Surrender or Purchase to the Body or Bodies or Person or Persons entitled thereto, out of any Money arising from any Sales theretofore made, and which might be vested in the Bank of *England* in the Three Pounds *per Centum* Consolidated Bank Annuities, or which might thereafter arise from any Sale of any Property belonging to The Crown under that Act, or the several Acts therein recited: And Whereas it may be expedient and tend to the Improvement of the Possessions of The Crown, if the Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues, were authorized and empowered to purchase and buy up any Lease or Leases of any Term or Terms of Years, subsisting of or in any Houses, Buildings, Lands or other Hereditaments belonging to The Crown, where such Houses, Buildings, Lands or Hereditaments, shall be wanted with a view to the making Alterations or Improvements therein, or in any other Houses, Buildings, Lands or Hereditaments, belonging to The Crown, adjacent or contiguous thereto, or for any other Purpose, although the same may not be wanted for any Branch of the Public Service; 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 and may be lawful to and for the Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues, by and with the Approbation and Consent of the Lord High Treasurer, or of any Three or more of the Lords Commissioners of His Majesty's Treasury for the time being, to contract and agree with any Body or Bodies Politic or Corporate, or any Person or Persons holding any Lease, Building, Land or Hereditaments belonging to The Crown, for any Term or Terms of Years under any Letters Patent, Lease, Grant, or His Majesty, or any of His Royal Predecessors, for the Purpose of any such Term, or the Surrender of any such

48 G. 3. c. 73.

§ 6.

Commissioners, with Consent of Treasury, may purchase Terms in Premises held of The Crown,

such Terms ; and such Letters Patent, Lease or Grant, whether the Possession of the Houses, Buildings, Lands or Hereditaments, comprised in any such Term or Terms, Letters Patent, Lease or Grant, be wanted for the Public Service, or shall or may be required with a view to the making any Alterations or Improvement therein, or in any other Houses, Buildings or Hereditaments belonging to The Crown, near or contiguous thereto, or for any other Purpose, if the same shall, by any Three or more of the Commissioners of His Majesty's Treasury for the time being, be deemed eligible to be purchased or bought up for any such Purpose, and to pay the Price, or Consideration agreed to be paid for the same, out of any Money which has arisen or which may hereafter arise from the Sale of any Property belonging to The Crown, under the Management or Controul of the said Commissioners of His Majesty's Woods, Forests and Land Revenues.

II. And Whereas it may happen that the Person or Persons entitled to any such Term or Terms, or beneficially interested therein, may be under Coverture, Infancy or other Disability, and be thereby or otherwise rendered incapable of contracting or agreeing for the Sale or Surrender of any such Term or Terms, Letters Patent, Lease or Grant, or it may happen that such Houses, Buildings, Lands and Hereditaments, may be so devised, limited or settled, as that the same cannot be legally or effectually sold, assigned, surrendered or otherwise disposed of without the Aid or Authority of Parliament ; Be it therefore further enacted, That it shall be lawful for all Bodies Politic or Corporate, Ecclesiastical or Civil, and all Executors or Trustees, and for all Tenants for Life and Tenants in Tail, and for the Guardians, Trustees, or Committees or Attornies of such of the Owners or Proprietors of or Persons interested in any Houses, Buildings, Lands or Hereditaments proposed to be purchased for any of the Purposes aforesaid, as shall be Feme Coverts, Infants, Lunatics, Idiots or Persons beyond the Seas, or otherwise incapable of acting for themselves, to contract and agree with the Commissioners of His Majesty's Woods, Forests and Land Revenues, for the time being, or any other Person duly authorized for that Purpose on behalf of His Majesty, for the Sale of any such Houses, Buildings, Lands or Hereditaments as aforesaid, and to assign, transfer or surrender the same, and the subsisting Term or Terms therein, and the Letters Patent, Lease or Grant, under which the same shall be held, to His Majesty or the said Commissioners, or to such other Person or Persons as they shall appoint, in Trust for His Majesty accordingly, and that every such Contract, Agreement, Assignment, Transfer or Surrender, shall be as good, valid and effectual in Law, to all Intents and Purposes whatsoever, as if the same were made by a Person absolutely entitled thereto, and under no such Disability or Incapacity as aforesaid ; and from and after the Execution of every such Assignment, Transfer or Surrender (and which shall not be liable to any Stamp Duty whatsoever), all and every Term or Terms thereby assigned, transferred or surrendered, shall be deemed and for ever extinguished in the Freehold and Inheritance of the Premises ; and all and singular the Houses, Buildings, Lands and Hereditaments comprised therein, shall accordingly be sold and disposed of as the said Commissioners shall think fit.

Bodies Politic, &c. may contract for Sale of Premises.

Stamp Duty.

AD. 1815.
 The Commissioners of His Majesty's Woods, Forests and Land Revenues, do hereby certify that the above is a true and correct copy of the Statute in that behalf made, as the same appears by the original in the Office of the Secretary of State, and as the same is printed in the Statute Book.

discharged from all Rights, Title, Interests, Trusts, Claims and Demands whatsoever, of any Person or Persons whomsoever therein or thereunto, under or by virtue of any Will, Deed, Settlement or otherwise howsoever.

III. Provided always, and be it further enacted, That where any such Term or Terms as aforesaid, which shall be contracted for or agreed to be sold to or for the Use of His Majesty as aforesaid, shall be held by or in Trust for any Person or Persons under any Disability or Incapacity as aforesaid, or having only a partial or limited Interest therein or Power over the same, the Value thereof and of the Premises therein comprised, shall, in every such case, be ascertained by Two able practical Surveyors of Houses or Land, one of whom shall be nominated by the Commissioners of His Majesty's Woods, Forests and Land Revenues, with the Approbation of the Lord High Treasurer, or any Three of the Commissioners of His Majesty's Treasury for the time being, and the other by the Body Politic or Corporate or Person or Persons contracting or agreeing to sell the same; and if such Two Surveyors shall not agree in the Valuation hereof, then by such Third Surveyor of Houses or Land as the Two appointed shall for that Purpose nominate; and each of the said Two Surveyors (if they shall agree in and make their Valuation, or not, then the Surveyor so to be nominated by them as aforesaid) shall annex to their or his Survey, Estimate or Valuation, when completed, an Oath (or being one of the People called Quakers, an Affirmation) to be subscribed by him, and taken before and certified by any Justice of the Peace or Magistrate of the United Kingdom, who is respectively herein authorized to administer an Oath or Affirmation in that behalf, the Form whereof shall be as follows;

Premises, in cases of Incapacity, valued by Two Surveyors, taking Third if they cannot agree as to Value, who shall take following

[A. B. do swear [or, being a Quaker, do solemnly affirm], That the Survey, Estimate or Valuation hereunto annexed, was faithfully and impartially made by me; and that the Value of the Property therein described is justly estimated therein according to the best of my Skill and Judgment, and that all the Particulars stated herein are true to the best of my Knowledge and Belief.

So help me GOD.

Oath.

Such Oath or Affirmation, when so subscribed, taken and certified, shall be filed with the said Survey, Estimate or Valuation, in the Office of the Commissioners of His Majesty's Woods, Forests and Land Revenues for the time being, and the Price or Consideration paid or given for the Purchase of such Term or Terms shall in no case be less than the Sum at which the same shall be estimated and valued in such Survey, Estimate or Valuation as aforesaid.

Filed.

And be it further enacted, That if any Money shall be contracted or agreed to be paid for the Purchase, Surrender or Assignment of any such Term or Terms, Letters Patent, Lease or Grant, as aforesaid, by virtue of this Act, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, or entitled only to any partial or particular Interest therein, or Power over the same, such Money shall, in every such case, 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 thereon

Consideration for Purchase.

Application of Purchase Money where not less than 200l.

parte the Purchaser, without Fee or Reward, to the Intent that such Money may 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 Houses, Buildings, Lands or Hereditaments, comprised in any such Term or Terms of Years, or demised or granted by any such Letters Patent, Lease or Grant, in the Purchase of other Messuages, Lands or Hereditaments, to be conveyed and settled, to, for and upon such and the like Trusts, Intents and Purposes, and in the same manner as the Houses, Lands or Hereditaments which shall be so sold, assigned or surrendered as aforesaid, stood settled or limited, or such of them as shall be then 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 Court of Chancery, upon Application thereto, be vested by the said Accountant General in his Name in the 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 Purpose aforesaid, the Dividends and annual Produce 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 Messuages, Lands or Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were then actually made.

Application of
Purchase
Money where
less than 200l.
and shall exceed
20l.

V. Provided also, and be it further enacted, That where any Money so agreed to be paid in the case last above mentioned shall be less than the Sum of Two hundred Pounds, and shall 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 Houses, Buildings, Lands or Hereditaments so comprised in any such Term or Terms, or demised or granted by any such Letters Patent, Lease or Grant, or of his, her or their Trustees or Trustee, Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands) be paid into the Bank 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 such manner as 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 to be approved of by the said Commissioners (such Nomination and Approbation to be signified in Writing 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 be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Where less than
20l. Purchase
Money paid to
Persons entitled
to Rents.

VI. Provided also, and be it further enacted, That where such Money so agreed to be paid as last before mentioned shall be less than Twenty Pounds, then and in all such cases the same shall be paid to the Use of the Person or Persons who would for the time being have been entitled to the Rents and Profits of the

Buildings, Lands or Hereditaments so contracted to be sold as aforesaid, or in case of Infancy or Lunacy, then to his, her or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

VII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of England, in the Name and with the Privy of the Accountant General of the Court of Chancery, pursuant to the Directions of this Act, 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 the Houses, Buildings, Lands or Hereditaments comprised in such Term or Terms so to be purchased or surrendered as aforesaid, at the time of such Purchase, and all Persons claiming under them respectively, or under their Possession, shall be deemed and taken to have been lawfully entitled to such Premises, or to the Receipt of such Dividends or Interest, according to such Possession or Receipt, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery; and the Dividends or Interest 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 or Receipt was wrongful, and that some other Person or Persons was or were lawfully entitled to such Term or Terms, or the Messuages, Lands, Tenements or Hereditaments, comprised therein, or to some Estate or Interest therein.

Persons in Possession deemed entitled to Premises until contrary shown to Court of Chancery.

VIII. And Whereas The King's Most Excellent Majesty is seized in Right of His Crown of an Estate called *Thornhill*, situate and being at *Thornhill*, in the Parish of *Stallbridge*, in the County of *Dorset*, for the natural Life of *Carolina Matilda Elphinston* (now the Wife of *George Elphinston* Esquire, residing at *Copenhagen*, in the Kingdom of *Denmark*, and late the Widow of *John Cree*, deceased), subject to a Lease thereof granted by His Majesty unto *James Archdekin* Esquire, for a Term of Ninety nine Years, commencing from the Tenth Day of *October* One thousand seven hundred and ninety nine, if the said *Carolina Matilda Elphinston* should so long live, at the yearly Rent of One hundred and one Pounds Thirteen Shillings and Four pence: And Whereas the said Estate is detached from any other Possessions of The Crown, and His Majesty's Interest therein being of so limited a nature, it is not desirable that the same should be held or retained by The Crown: and it is apprehended that the same may be sold to advantage; and it is therefore expedient that Powers should be given to the Commissioners of His Majesty's Woods, Forests and Land Revenues, for the time being, to sell and dispose of His Majesty's Interest in the said Estate and Premises; Be it therefore enacted, That it shall and may be lawful for the said Commissioners of His Majesty's Woods, Forests and Land Revenues, for the time being, with the Approbation of the Lord High Treasurer, or of Three or more of the Commissioners of His Majesty's Treasury at the time being, to contract and agree for the Sale of and absolutely to make Sale and dispose of all His Majesty's Interest in the said Estate, and of all the Messuages, Lands and Hereditaments thereto belonging, and of all His Majesty's Right and Interest

Commissioners with Consent of Treasury may sell Estate of Thornhill belonging to Crown.

in and to the same, at or for the best Price or Consideration in Money which the said Commissioners of His Majesty's Woods, Forests and Land Revenues, shall be able to procure for the same; and all and every the Sum and Sums of Money which shall or may arise or be produced from such last mentioned Sale or Sales, shall from time to time be paid into the Bank of *England*, and be there placed to the Account raised in the Books of the Governor and Company of the Bank of *England*, in the Names of the said Commissioners, being: "The New Street Account," and shall be applied and disposed of in such and the like manner, and for such and the like Purposes, as the Monies directed or authorized by an Act passed in the Fifty fourth Year of the Reign of His present Majesty, intituled *An Act for the further Improvement of the Land Revenue of The Crown*, to be paid in, carried over or placed to the same Account, are thereby authorized or directed to be paid, applied or disposed of.

54 G. 3. c. 70.
§ 16.

Purchase
Money paid into
Bank in manner
herein men-
tioned.

IX. And be it further enacted, That whenever the Commissioners of His Majesty's Woods, Forests and Land Revenues for the time being shall have contracted with any Person or Persons, Body or Bodies Politic or Corporate, for the Sale of the said Mansion House, Farm, Land and Premises called *Tbornhill*, hereby authorized to be sold as aforesaid, or any Part thereof, the said Commissioners shall grant to the Purchaser or respective Purchasers thereof, a Certificate under their Hands, describing the Premises so agreed to be sold, and the Amount of the Purchase Money to be paid for the same, and which shall accordingly be paid into the Bank of *England*, within Thirty one Days after the Date of such Certificate; and the Cashiers of the Bank, or One of them shall, upon the Production of such Certificate, accept and receive the Purchase Monies therein mentioned, and carry the same to the Account therein specified; and at the Foot or on the Back of such Certificate acknowledge the Receipt of the same, without Fee or Reward; and every such Certificate and Receipt shall be according to the Form contained in Schedule A. to this Act, or as near thereto as the circumstances of the case will admit, and shall be exempt from any Stamp Duty whatever; and every such Certificate and Receipt shall, within One Calendar Month after the Date of such Certificate, be taken to the Office of the Auditor of the Land Revenue for the District within which the said Lands or Hereditaments herein described are situate, and be there forthwith enrolled in the proper Books for that Purpose; and such Auditor, having enrolled the said Certificate and Receipt, shall attest the same under his Hand, and shall, upon receiving the usual Fees for such Inrolment, return the said Certificate and Receipt to the Purchaser or Purchasers; and from and after such Inrolment, and thenceforth for ever, the respective Purchasers, their Heirs or Successors, shall by force and virtue of this Act be and shall be adjudged, deemed and taken to be in the actual Seizin and Possession of the Messuages, Lands and Hereditaments so by them respectively purchased, and shall hold and enjoy the same peaceably and quietly, freed and discharged from all Claims and Demands of His Majesty, his Heirs and Successors, or of any Person or Persons claiming under Him or them, as fully and amply to all intents and purposes as His Majesty might or could have held the same, if he had not taken the said Certificate and Receipt.

Stamp Duty.

thereof by the said Commissioners, by One of the Principal Clerks or other Officers in their or his Office; and every such Certificate and Receipt, being enrolled as aforesaid, shall effectually discharge the Purchaser or respective Purchasers to whom the same shall be given or granted of and from the Purchase or Consideration Money therein expressed, and such Purchaser or Purchasers shall never afterwards be liable to be called upon, sued, troubled, molested or questioned for or in respect thereof, or of any Part thereof.

X. Provided always, and be it further enacted, That if any Person or Persons to whom any such Certificate as aforesaid shall be granted, shall neglect to pay into the Bank the Consideration Money therein to be specified, for the Space of Thirty one Days after the Date of such Certificate, or shall neglect to enroll such Certificate, and the said Cashier's Receipt for the said Money, for the like Space of time, then every such Certificate shall be null and void; and the Consideration Money, if paid into the Bank, shall be forfeited, unless the said Commissioners shall, for any reasonable Cause to them shewn for the Omission of such Inrolment, order the said Certificate and Receipt to be enrolled *nunc pro tunc*, and which, upon such Cause being shewn, the said Commissioners are hereby authorized to order accordingly.

XI. And Whereas there are in various Parts of His Majesty's Royal Forests sundry small Parcels of Land, which belong to and are the Property of some of His Majesty's Subjects, and in or over which said small Parcels of Forest Land His Majesty has or is entitled to certain Rights or Interests, which are of little Value to The Crown, and it may conduce to the more easy Care of the Rights of The Crown within the said Forests, as well as to the Convenience of His Majesty's Subjects, if Power was given to the Commissioners of His Majesty's Woods, Forests and Land Revenues, with the Consent and Approbation of the Lord High Treasurer, or of the Lords Commissioners of His Majesty's Treasury for the time being, to make Sale of His Majesty's Rights and Interests in and over such small Parcels of Forest Land; Be it therefore enacted, That it shall and may be lawful to and for the Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues, with the Approbation and Consent of the Lord High Treasurer, or of any Three or more of the Lords Commissioners of His Majesty's Treasury for the time being, to contract and agree on the behalf of His Majesty, his Heirs or Successors, with the Person or Persons to whom such small Parcels of Forest Land do or shall be sold, for the Sale of and absolutely to sell and dispose of all the Rights and Interests of His Majesty, of, in, to or over any such small Parcel or Parcels of Forest Land as aforesaid, and to make good and effectual Conveyances of all such His Majesty's Rights and Interests therein to the Person or Persons purchasing the same, at or for the said Price or Prices or Consideration in Money, which the said Commissioners of His Majesty's Woods, Forests and Land Revenues, shall be able to procure for the same, such Price or Prices notwithstanding less than the Value which shall be set thereon by the Surveyor or Surveyors employed to value the same by the said Commissioners of His Majesty's Woods, Forests and Land Revenues, all which Rights and Interests of His Majesty so to be sold as aforesaid, shall be valued in such and the like manner, and the Price or Prices or Consideration Money

Certificate of Purchase void unless Consideration Money paid and Certificate enrolled within limited time.

Commissioners, with Consent of Treasury may sell certain small Parcels of Forest.

Conveyances
made under
Regulations
prescribed by
52 G. 3. c. 161.

Money for the same shall be paid to such Person or Persons, and the Conveyance or Conveyances thereof may be made in the same Form and Manner, and such Sale or Sales shall be under such or the like Regulations and Restrictions as are mentioned, prescribed and directed in and by an Act passed in the Fifty second Year of His Majesty's Reign, intituled *An Act for enabling His Majesty to grant Leases under certain Circumstances, and for the better carrying into Effect the Provisions of an Act passed in the Thirty ninth and Fortieth Year of the Reign of His present Majesty, touching the Formation of a Map of the New Forest in the County of Southampton, and continuing and extending other Provisions of the said Act; for further appropriating the Monies arisen or to arise from the Sale of certain Crown Lands under the Authority of divers Acts of Parliament; for annexing certain Lands within the Forest of Rockingham to His Majesty's Manor of King's Cliffe; and for enabling the Commissioners of the Treasury to appropriate small Portions of Land for Ecclesiastical Purposes*, touching and concerning the Sale and Disposal of such small Parcels of Land, within any of the Royal Forests, as are by such last mentioned Act authorized to be sold, or as near and similar thereto, and under such or so many of the said Regulations and Restrictions as the circumstances of such His Majesty's Rights and Interests so by this Act authorized to be sold as aforesaid will admit or allow of, or as may be applicable thereto.

17 G. 3. c. 50.

' XII. And Whereas an Act passed in the Seventeenth Year of the Reign of His present Majesty, intituled *An Act for granting to His Majesty certain Duties or Licences to be taken out by all Persons acting as Auctioneers, and certain Rates and Duties on all Lands, Houses, Goods and other Things sold by Auction; and upon Indentures, Leases, Bonds, Deeds and other Instruments*: And Whereat

19 G. 3. c. 56.

' another Act passed in the Nineteenth Year of the Reign of His present Majesty, intituled *An Act for altering, amending and enforcing so much of an Act made in the Seventeenth Year of the Reign of His present Majesty, intituled An Act for granting to His Majesty certain Duties on Licences to be taken out by all Persons acting as Auctioneers, and certain Rates and Duties on all Lands, Houses, Goods and other Things sold by Auction; and upon Indentures, Leases, Bonds, Deeds and other Instruments; as relates to the Method of granting Licences to Auctioneers, and to collecting the Duties on Estates and Goods sold by Auction*: And Whereas another

43 G. 3. c. 69.

' Act passed 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

45 G. 3. c. 30.

' Whereas another Act passed in the Forty fifth Year of the Reign of His present Majesty, intituled *An Act for granting to His Majesty several additional Duties of Excise in Great Britain*: And Whereas Doubts have been entertained whether such Acts do do not extend to any Sale or Sales by way of Auction of any Estates or Chattels belonging to His Majesty, in Right of the Crown, sold at Auction by order of the Commissioners of His Majesty's Woods, Forests and Land Revenues; and it is enacted

Auction Duty
not to extend to
Sales made un-

' that all such Doubts should be removed, so that it should be lawful for His Majesty to sell at Auction any of the said Estates or Chattels, and that the said Acts should be construed accordingly.

Estates or Chattels belonging or which shall belong to His Majesty, his Heirs or Successors, which shall be made by order of the Commissioners for the time being, of His Majesty's Woods, Forests and Land Revenues, or to charge or subject any such Sale or Sales of any such Estates or Chattels, or the Auctioneer or Auctioneers by whom any such Sale or Sales shall be made, for or in respect thereof, with any of the Rates or Duties granted by the said Acts, or any or either of them, for or on Account of any such Sale or Sales, but that every such Sale or Sales, and the Estates or Chattels so sold, and the said Auctioneer or Auctioneers so far as respects any such Sale or Sales, shall be wholly exempt from all such Rates or Duties; any thing in the said recited Acts or in any other Act or Acts of Parliament contained to the contrary thereof in any wise notwithstanding.

der Order of the
Commissioners.

Schedule A. to which this Act refers.

FORM of CERTIFICATE of CONTRACT to be made by the Commissioners of His Majesty's Woods, Forests and Land Revenues.

BY the Commissioners of His Majesty's Woods, Forests and Land Revenues, These are to certify, That in pursuance of a Warrant from the Right Honourable the Lords Commissioners of His Majesty's Treasury, bearing Date the

Day of
We *A. B.* and *C. D.* Two of the Commissioners of His Majesty's Woods, Forests and Land Revenues, or and on behalf of The King's Most Excellent Majesty, have contracted and agreed with *A. B.* of _____, for the Sale to the said *A. B.* of all [*here describe the Premises to be sold, and the Lease granted thereof*], for and during the natural Life of the said Carolina Matilda Elphinston, subject to the said Lease, at or for the Price or Sum of

of lawful Money of Great Britain, to be paid by the said *A. B.* into the Bank of England, and carried to the Account of the Commissioners of His Majesty's Woods, Forests and Land Revenues, being the New Street Account; and from and immediately after the Payment of the said Sum into the Bank in manner aforesaid, and the Inrolment of this Certificate, and the Receipt for the said Purchase Money in the Office of the Auditor of the Land Revenue for the County aforesaid, and thenceforth for and during the natural Life of the said Carolina Matilda Elphinston the said *A. B.* and his, [her or their] Heirs, [Successors] or Assigns, shall be judged, deemed and taken to be in the actual Seizin and Possession of the said Hereditaments and Premises, so by him [her or em] purchased, and shall hold and enjoy the same, subject to the said Lease, peaceably and quietly freed and discharged from all Claims and Demands of His Majesty, his Heirs and Successors, and as full and ample manner to all Intents and Purposes as His Majesty, his Heirs or Successors, might or could have held or enjoyed the same, such Sale had not been made. Given under our Hands, this

Day of _____ in the Year of our Lord
_____ med by the above named
_____ in the Presence of

FORM

FORM OF RECEIPT.

RECEIVED the _____ Day of _____ of and
 from *A. B.* the Sum of _____ of lawful Money
 of Great Britain, being the Consideration Money expressed in the
 above [*or, within*] written Certificate. Witnesses my Hand,

For the Governor and Company of the
 Bank of England,
 (Signed) _____ Cashier.

C A P. LVI.

An Act to authorize the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich*, to transfer a certain Sum in the Three Pounds *per Centum* Consolidated Annuities, now standing in the Name of the Corporation of the Chest of *Greenwich*, into the Name of the said Commissioners; and also to receive such Dividends as are now due upon such Annuities. [12th May 1815.]

Ante, c. 1.

§ 3.

5 G. 2. c. 27.

WHEREAS by an Act passed in the present Session of Parliament, intituled *An Act for the Encouragement and Reward of Petty Officers, Seamen and Royal Marines, for long and faithful Services, and for the Consolidation of the Chest at Greenwich with the Royal Hospital there*, it was, amongst other things, enacted, that all and every Person and Persons in whose Name or Names any Stock, Annuities or other Monies should, upon the First Day of *January* One thousand eight hundred and fifteen, be standing or being in Trust for or for the Use or Benefit of the said Chest, should, as soon as conveniently might be after the said First Day of *January* One thousand eight hundred and fifteen, assign and transfer such Stock, Annuities or other Monies as aforesaid, unto the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich*, to be applied by them under the Provisions of the said Act: And Whereas the Sum of One million three hundred and fifty five thousand four hundred Pounds Interest or Share in the Capital or Joint Stock of Three Pounds *per Centum* Consolidated Annuities, created by an Act of Parliament of the Twentysifth Year of His Majesty King *George* the Second, intituled *An Act for converting the several Annuities therein mentioned into several Joint Stocks of Annuities transferrable at the Bank of England, to be charged on the Sinking Fund; and also for consolidating the several other Annuities therein mentioned into several Joint Stocks of Annuities transferrable at the South Sea House; and by several subsequent Acts is standing in the Books of the Governor and Company of the Bank of England in the Name of the Corporation of the Chest at Greenwich; and it is necessary for the better Execution of the said Act that the said Sum should be transferred into the Name of the Corporation of the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich*; but by reason of the Dissolution of the Corporation of the Supervisors of the said Hospital at *Greenwich*, there are now no means of making such transfer of the said Sum without the Assent of Parliament: And whereas the said Act*

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 the said Corporation of the Commissioners and Governors of the said Royal Hospital for Seamen at *Greenwich*, and the said Corporation is hereby authorized, directed and required, by Power of Attorney, in their Corporate Name, and to be executed under their Corporation Seal, to make, constitute and appoint any Person or Persons their true and lawful Attorney or Attornies, to assign and transfer the said Sum of One million three hundred and fifty five thousand four hundred Pounds Interest or Share in the said Capital or Joint Stock of Three Pounds *per Centum* Consolidated Annuities, into the Name of the said Corporation of the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich*, and also to receive all such Dividends as are now due and in Arrear upon the said Capital or Joint Stock; and such Person or Persons so constituted and appointed as aforesaid may and shall, and he and they is and are hereby authorized, required and directed to assign and transfer the said Sum of One million three hundred and fifty five thousand four hundred Pounds Interest or Share in the said Capital or Joint Stock, now standing in the Books of the Governor and Company of the Bank of *England*, from the Name of the Corporation of the Chest at *Greenwich*, into the Name of the said Corporation of the Commissioners and Governors of the said Royal Hospital for Seamen at *Greenwich*, and also to receive all such Dividends upon the Capital or Joint Stocks as are now in Arrear, to be applied to the same Uses, Trusts and Purposes as are directed by the said Act of the Fifty fifth Year of the Reign of His present Majesty; any Law, Custom or Usage to the contrary notwithstanding.

Power for transferring
£,335,400L.
3 per Cent.
Consols from
Name of Corporation of Chest
at Greenwich
into Name of Corporation of Commissioners and Governors of Greenwich Hospital.

II. And be it further enacted, That the said Governor and Company of the Bank of *England*, and their Successors, shall be and they are hereby held harmless and indemnified from and against all Claims and Demands of or by any Person or Persons, Body or Bodies Politic or Corporate, for or by reason or in consequence of the Transfer of the said Sum of One million three hundred and fifty five thousand four hundred Pounds Three Pounds *per Centum* Consolidated Annuities, hereinbefore authorized and directed to be transferred, or in any manner respecting the same, or for or by reason or in consequence of the Payment by the said Governor and Company of the Bank of *England* of the Dividends hereinbefore directed to be received; and the said Governor and Company of the Bank of *England* shall not be required to see to the Application of the said Dividends, nor be in any manner responsible for the Misapplication or Nonapplication thereof.

Bank indemnified.

III. And be it further enacted, That, from and after the passing of this Act, it shall be lawful for the Commissioners or Directors of the said Royal Hospital, or any Five or more of them, to order and direct that the Bills for the Payment of Pensions shall be made out such Form as to such Commissioners or Directors may from time to time appear to be most convenient and proper; and all such Bills shall be signed by the Paymaster of Pensions of the said Royal Hospital, or in his Absence from Sickness or otherwise, by his Chief Clerk, or be otherwise signed, as to the said Commissioners or Directors, or any Five or more of them, shall seem fit; and that

Bills for Payment of Pensions how made out.

until

until the Commissioners or Directors of the said Royal Hospital shall otherwise direct, the said Bills shall be in the Form or to the Effect following :

Form of Bills.

‘ Sir,
 ‘ PAY to B. D. of _____, in the
 ‘ County of _____, Out Pensioner of the Royal Hospital at
 ‘ Greenwich, upon producing the Duplicate hereof, together with
 ‘ a Certificate under the Hands of the Minister and Churchwardens,
 ‘ [or in that Part of the United Kingdom of Great Britain and Ire-
 ‘ land called Scotland, under the Hands of the Minister and Two
 ‘ Elders] of the Parish where he resides, that, to the best of their
 ‘ Knowledge and Belief, he is the Person named in such Bill, the
 ‘ Sum of _____, being on Account of his Pension, if
 ‘ the same shall be demanded within Six Calendar Months from the
 ‘ Date hereof; otherwise you are to return this Bill to the Pay-
 ‘ master of Pensions of the said Royal Hospital.

Paymaster.’

Public Act.

IV. 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. LVII.

An Act to repeal the Provisions of former Acts, granting exclusive Privileges of Trade to the South Sea Company, and to indemnify the said Company for the Loss of such Privileges.

[12th May 1815.]

9 Ann. c. 21.

§ 46.

42 G. 3. c. 77.

‘ WHEREAS an Act was made in the Ninth Year of the
 ‘ Reign of Her Majesty Queen Anne, intituled *An Act for*
 ‘ *making good Deficiencies and satisfying the Public Debts, and for*
 ‘ *creating a Corporation to carry on a Trade to the South Seas, and*
 ‘ *for the Encouragement of the Fishery, and for Liberty to trade in*
 ‘ *unwrought Iron, with Subjects of Spain, and to repeal the Acts for*
 ‘ *registering Seamen*, whereby it is enacted that the Corporation to
 ‘ be established by the said Act called the *South Sea Company*, and
 ‘ their Successors, shall be entitled unto and vested in the sole Trade
 ‘ and Traffic into, unto and from all the Kingdoms, Lands, Countries,
 ‘ Territories, Islands, Cities, Towns, Ports, Havens, Creeks and
 ‘ Places of *America* on the East Side thereof from the River of
 ‘ *Oronoco* to the Southernmost Part of the *Terra del Fuago*, and on
 ‘ the West Side thereof from the Southernmost Part of the said
 ‘ *Terra del Fuago* through the *South Seas* to the Northernmost Part
 ‘ of *America*, and into, unto and from all Countries, Islands and
 ‘ Places within the said Limits which were reputed to belong to the
 ‘ Crown of *Spain*, or which should thereafter be found out or dis-
 ‘ covered within the said Limits, according to the Description, and
 ‘ subject to the Exceptions and Limitations in the said Act con-
 ‘ tained: And Whereas the said exclusive Privileges, have
 ‘ been modified and limited by an Act made in the _____
 ‘ Year of the Reign of His present Majesty _____

Ocean without Licence from the East India Company or the South Sea Company; and by another Act of the Forty seventh Year of the Reign of His said Majesty, intituled *An Act for repealing so much of an Act made in the Ninth Year of Her late Majesty Queen Anne as vests in the South Sea Company, or Corporation by the said Act created, the sole and exclusive Privilege of carrying on Trade and Traffic to and from any Part whatsoever of South America, or in the South Seas, which now are or may at any time hereafter be in the Possession of His Majesty, his Heirs or Successors*: And Whereas it has now become highly expedient for the General Commerce of all His Majesty's Subjects, and for the Encouragement and Security thereof, and the said Company have agreed that the sole and exclusive Right of the said Company to trade and traffic to, from and with the Places within the Limits before mentioned and described, should from henceforth wholly cease and determine, and that Satisfaction should be made to the said Company for the Surrender of such exclusive Privileges, and for that Purpose it is necessary that a Guarantee Fund shall be formed, and certain Duties of Customs upon Goods imported and upon Tonnage should be granted for raising such Fund; 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 so much of the said Act passed in the Ninth Year of the Reign of Her Majesty Queen Anne as vests or shall or may be deemed or taken to have vested in the said South Sea Company or Corporation by the said Act erected the sole and exclusive Privilege of Trade and Traffic into, unto and from all Kingdoms, Lands, Countries, Territories, Islands and Places whatsoever within the Limits of the Charter of the said Company, as described in the said recited Act of the Ninth Year of the Reign of Her Majesty Queen Anne, and all Powers, Rights and Privileges to the said South Sea Company or Corporation by the said Act given and created for carrying on such sole and exclusive Trade and Traffic, and all Penalties and Forfeitures by the said Act declared and enacted for securing the same, and for preventing His Majesty's Subjects from carrying on Trade and Traffic contrary to the Provisions of the said Act, shall be and the same is and are hereby declared to be absolutely repealed, and shall be deemed and taken to have ceased and determined from and after the passing of this Act, to all Intents, Constructions and Purposes whatsoever.

47 G. 3. Sess. 1. c. 23.

9 Ann. c. 21. § 46—55.

repealed.

II. And be it further enacted, That in Consideration of the Surrender of such exclusive Privileges, a Guarantee Fund shall be formed and established under the Provisions of this Act, in some of the Public Stocks or Funds of Great Britain, bearing Interest at the Rate of Three Pounds per Centum per Annum, and a separate account shall be opened for that Purpose at the Bank of England, the Names of the Commissioners for the Reduction of the National Debt of Great Britain, to be called "The South Sea Company Guarantee Fund," and when and as soon as such Fund shall amount the whole to a Capital Stock of Six hundred and ten thousand hundred and sixty four Pounds Three Shillings, bearing interest at Three Pounds per Centum per Annum, the said Commissioners

Guarantee Fund established, and afterwards transferred to South Sea Company.

tioners shall forthwith transfer the same to the *South Sea Company* in full Satisfaction to the said Company, of and for the said exclusive Rights of the said Company.

Till Transfer
made additional
Dividend of One
Half per Cent.
on Trading
Stock paid.

III. And be it further enacted, That until a Capital Stock amounting in the Whole to the said Sum of Six hundred and ten thousand four hundred and sixty four Pounds Three Shillings, bearing an Interest at and after the Rate of Three Pounds *per Centum per Annum*, shall have been so created and transferred as aforesaid, the Court of Directors of the said Company, if the annual Income, Receipts and Profits of the said Company which are applicable to and have heretofore been applied in the Payment of One Half *per Centum per Annum* upon the Capital trading Stock of the said Company in Addition to the Three Pounds *per Centum per Annum*, payable upon such Capital, shall not be sufficient to the Payment of such Dividend as heretofore, after Payment of all Expences incident to the Management of the said Company, shall state to the Lords Commissioners of His Majesty's Treasury of *Great Britain* the Amount of such Deficiency, and the said Lords Commissioners of His Majesty's said Treasury, or any Three or more of them, shall and they are hereby authorized, empowered and required thereupon to order and direct the Payment out of the Consolidated Fund of *Great Britain*, after Payment of all preceding Charges thereon, of such Sum of Money to the said Company as shall be sufficient to make good such Deficiency so as to enable the said Company to continue to pay the said Additional Dividend of One Half *per Centum per Annum* upon the Trading Stock of the said Company.

Before any Issue
made to supply
Deficiency Di-
rectors to lay
Statement of
Expenditure, &c.
before Treasury.

IV. Provided always, and be it further enacted, That, in order that the Sum applicable to the Payment of such Dividend as aforesaid shall not be diminished by any unusual Increase of Expenditure in the Management of the said Company, so as to increase the Sum which may be required to make good any such Deficiency for the Payment of such Dividend as aforesaid, and in order to enable the said Lords Commissioners of His Majesty's said Treasury to ascertain the due Application of the annual Income, Receipts and Profits of the said Company, before any such Issue as may be required to supply any such Deficiency as aforesaid, the said Court of Directors of the said Company shall upon such Statement as aforesaid, and when and so often as shall be required at any other time or times by the Lords Commissioners of His Majesty's said Treasury, or any Three or more of them, in that behalf, deliver to the said Lords Commissioners of His Majesty's said Treasury a full and particular Account of the Expences attending the Management of the said Company, and of the Application of the annual Income, Receipts and Profits, of the said Company, for the whole Period which shall have elapsed since the Delivery of any such preceding Account, or which shall be required by the said Lords Commissioners as aforesaid.

Certain Duties
of Customs
levied for raising
Guarantee
Fund.

V. And Whereas it is necessary that Duties of Customs should be granted for the raising of such Guarantee Fund; Be it therefore enacted, That, from and after the First Day of *June*, One thousand eight hundred and fifteen, there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors in ready Money, without any Discount whatsoever, upon all Wares and Merchandize, imported into the Kingdom of *Great Britain*, the following Duties, to wit:—

Trade so heretofore granted to the said Company as aforesaid, other than and except Blubber, Train Oil, Head Matter or Whale Fins, Seal Skins, and other Produce of Fish or Creatures living in the Seas, taken and caught by the Crews of *British* and *Irish*-built Ships or Vessels, a Duty of Customs of Two Pounds upon every Hundred Pounds Value of all such Goods, Wares or Merchandize, and upon Ships or Vessels according to the Tonnage thereof, entering Outwards or Inwards at any Port within the United Kingdom, or from any Port or Place within the Limits of the said sole and exclusive Trade so heretofore granted to the said Company as aforesaid, a Duty of Customs of One Shilling and Six pence upon every Ton Burthen of every such Ship or Vessel; any Law, Custom or Usage to the contrary notwithstanding; and that all the said Duties are and shall be payable, according to the Amount thereof, in *British* Currency.

British Cur-
rency.

VI. And be it further enacted, That the Duties of Customs by this Act imposed, upon the Importation of all such Goods, Wares and Merchandize as aforesaid, shall be ascertained in the Manner and Form, and under all the Rules, Regulations and Restrictions, and subject to the same Forfeitures and Penalties as are prescribed, and directed and imposed for ascertaining and collecting any Duties of Customs to be paid according to the Value of Goods, Wares and Merchandize by the several Acts in force in *Great Britain* and *Ireland* respectively, relating to Duties of Customs, and ascertaining such Value for the Purpose of Payment of Duty; and in case any Goods, Wares or Merchandize, shall not be valued according to the true Intent and Meaning of the said Acts respectively, then it shall be lawful for the proper Officer or Officers of the Customs to cause the same to be detained, and the said Goods, Wares or Merchandize, shall be dealt with, and the proper Officers of the Customs shall proceed in every respect in the manner prescribed in such case by the said Acts respectively, according to the Nature and Quality of such Goods, Wares and Merchandize respectively.

Duties on
Goods ascertain-
ed as other
Duties paid ac-
cording to Value
thereof.

VII. And be it further enacted, That the several Duties of Tonnage hereby imposed on Ships and Vessels entering Outwards or Inwards shall be paid to the proper Officer of the Customs appointed to receive the same, each and every Voyage any such Ship or Vessel shall so enter Outwards or Inwards at any Port within the United Kingdom, and that the Tonnage of every such Ship or Vessel being *Irish* or *Irish*-built or *British* or *Irish*-owned, shall be computed and taken according to the Registers thereof under the Provisions of the several Acts in force in *Great Britain* and *Ireland*, in relation thereto respectively; and that the Tonnage of every other Ship or Vessel, in case of any Doubt or Dispute relative thereto, shall be determined by Admeasurement in the mode and manner prescribed and directed by any such Acts respectively.

Duties on Ton-
nage paid on
Vessels entering
Inwards or Out-
wards.

III. And be it further enacted, That such of the Duties of Customs by this Act imposed as shall arise in that Part of the United Kingdom called *England* shall be under the Management of the Commissioners of the Customs in *England* for the time being; and such of the Duties thereof as shall arise in that Part of the United Kingdom called *Scotland* shall be under the Management of the Commissioners of the Customs in *Scotland* for the time being; and such of the Duties thereof as shall arise in that Part of the United Kingdom called

Duties under
Management of
Customs, &c.

called *Ireland* shall be under the Management of the Commissioners of the Customs and Port Duties in *Ireland*.

Duties how
paid.

IX. And be it further enacted, That the Duties of Customs granted by this Act upon, for or in respect of the Exportation of any Goods, Wares or Merchandize, and the Duties of Customs on Ships or Vessels according to the Tonnage thereof, may and shall be respectively managed, ascertained, raised, levied, collected, answered, paid, recovered and allowed, except where any Alteration is expressly made by this Act, in such and the like manner and by the same means, ways or methods, as former Duties of Customs upon Goods, Wares or Merchandize in general, and also by such special means, ways or methods respectively, as former Duties of Customs upon Goods, Wares or Merchandize, of the same Sorts or Kinds or Duties on Ships or Vessels according to the Tonnage thereof respectively, were or might be managed, ascertained, raised, levied, collected, answered, paid, recovered and allowed; and the Goods, Wares or Merchandize, whereon Duties of Customs are by this Act charged upon the Exportation thereof from the United Kingdom, and all Ships and Vessels whereon any Duties are charged or payable according to the Tonnage thereof, shall be and the same are hereby made subject and liable to all and every the Conditions, Regulations, Rules, Restrictions, Seizures and Forfeitures, to which Goods, Wares or Merchandize, in general, and also all and every the special Conditions, Rules, Regulations, Restrictions, Seizures, Sales and Forfeitures respectively, to which the like Goods, Wares or Merchandize, or Ships or Vessels whereon any Duties are chargeable or payable according to the Tonnage thereof respectively, were subject and liable by any Act or Acts of Parliament in force in *Great Britain* or *Ireland* respectively on and immediately before the passing of this Act respecting the Revenue of Customs or such Tonnage Duties as aforesaid, except where any Alteration is expressly made by this Act; and all Pains, Penalties, Fines and Forfeitures, of whatever nature or kind the same may be, as well Pains of Death as others, for any Offence whatever committed against or in breach of any Act or Acts of Parliament in force in *Great Britain* or *Ireland* respectively on and immediately before the passing of this Act, made for securing the Revenue of Customs or such Tonnage Duties as aforesaid, or for the Regulation or Improvement thereof, and the several Clauses, Powers, Provisions and Directions contained in any such Act or Acts, shall, unless where expressly altered by this Act, and are hereby directed and declared to extend to and shall be respectively applied, practised and put into Execution for and in respect of the several Duties of Customs granted by this Act, in as full and ample manner to all Intents and Purposes whatever, as if all and every the said Acts, Clauses, Provisions, Powers, Directions, Fines, Pains, Penalties or Forfeitures, were particularly repeated and re-enacted in the Body of this Act, and made Part thereof.

Penalties, &c.
of former Acts
in force.

Former Acts as
to Regulations
for ascertaining
Value of Goods,
&c. extended to
Act.

X. And be it further enacted, That every Act of Parliament in force in *Great Britain* or *Ireland* respectively, on and immediately before the passing of this Act, by which any Rules, Regulations, Conditions or Restrictions, were made, established or directed for the ascertaining the Value of any Goods, Wares or Merchandize, or for the remitting or allowing of any Deduction of any Duties or

Reduction of the National Debt of *Great Britain*, shall certify the same to the Lords Commissioners of His Majesty's Treasury in *Great Britain*, who shall forthwith cause Notice thereof to be published in the *London* and *Dublin Gazettes*, and from and after the time to be mentioned in such Notice, the Duties of Customs granted by this Act shall cease and determine; and all Sums of Money arising from such Duties which shall remain in *Great Britain* by reason of any Payment of such Duties, after such Guarantee Fund shall have been completed as aforesaid, and before the Publication of such Notice, shall go to and make Part of the Consolidated Fund of *Great Britain*; and all Sums for remaining as aforesaid in *Ireland*, shall in like manner go to and make Part of the Consolidated Fund of *Ireland*.

Consolidated Fund.

Limitation of Actions.

XIV. And be it further enacted, That if any Action or Suit shall be brought or commenced against any Person or Persons for any thing done in pursuance of this Act, such Action or Suit shall be commenced within Three Calendar Months next after the Fact committed, and not afterwards, and shall be laid in the County or Place where the Cause of Complaint did arise, and not elsewhere, and the Defendant or Defendants in every such Action or Suit may plead the General Issue, and give this Act and the Special Matter in Evidence at any Trial to be had thereupon; and if the Jury shall find for the Defendant or Defendants in any such Action or Suit, 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, the Defendant or Defendants shall have Treble Costs, and have the like remedy for the same as any Defendant had in other cases to recover Costs by Law.

General Issue.

Treble Costs.

Act varied, &c.

XV. 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.

[See post. c. 141.]

C A P. LVIII.

An Act for granting Annuities to discharge certain Exchequer Bills.

[12th May 1815.]

[Not to exceed 18,000,000l. See post. cc. 74. 169.]

C A P. LIX.

An Act for amending an Act of His present Majesty, to insure the proper and careful Manufacturing of Fire Arms in *England*, and for making Provision for proving the Barrels of such Fire Arms.

[12th May 1815.]

53 G. 3. c. 115.

WHEREAS an Act was passed in the Fifty third Year of the Reign of His present Majesty, intituled *An Act to insure the proper and careful Manufacturing of Fire Arms in England, and for making Provision for proving the Barrels of such Fire Arms*: And Whereas the Powers and Provisions of the said Act have been found in some respects defective and insufficient for the Purpose thereby intended, and the same cannot be fully carried into Execution unless the said Act be amended, and the

' are amended; ' 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, every Person who shall use or begin to use, or cause or procure to be used, or to be begun to be used, either by ribbing, break-off fitting, rough-stocking, or other Process, in any progressive State of Manufacture in the making, manufacturing or finishing of any Gun, Fowling Piece, Blunderbuss, Pistol or other Description of Fire Arms, usually called Small Arms, any Barrel which shall not have been duly proved and marked as proved at the Proof House of the Company of Gunmakers of the City of London, or at the Proof House established under the Provisions of the said recited Act (so long as such respective Proof Houses shall be maintained for proving and marking the Barrels of Fire Arms) or some Proof House belonging to His Majesty, or other Proof House to be established as a Public Proof House (and which Public Proof House His Majesty is hereby authorized and empowered to establish under such Regulations, as to the Care and Management thereof, as His Majesty shall think fit), shall respectively forfeit for each and every Barrel so used or begun to be used, or caused or procured to be used, or to be begun to be used, any Sum not exceeding Twenty Pounds, to be recovered and applied as hereinafter mentioned.

Using in progressive Stages of Manufacture of Fire Arms, Barrels not duly proved.

II. And be it further enacted, That, from and after the passing of this Act, every Barrel for the making of, or proper or applicable to the making of any Gun, Fowling Piece, Blunderbuss, Pistol, or any other Description of Fire Arms, usually called Small Arms, shall be sent immediately from the Manufacturers themselves to the Proof House of the Company of Gun Makers of the City of London, or to the Proof House established under the Provisions of the said recited Act (so long as such respective Proof Houses shall be maintained for the proving and marking the Barrels of Fire Arms), or to some other Proof House established by Law, before the same shall be delivered, or caused or procured to be delivered, or transmitted, or under Pretence of Sale, or be removed, consigned or transmitted for Sale, or under Pretence of Sale, to any Person whatever; and, from and after the passing of this Act, every Person who shall deliver or send, or cause or procure to be delivered or transmitted for Sale, or under Pretence of Sale, or who shall remove, sign or transmit, or cause or procure to be removed, consigned or transmitted for Sale, or under Pretence of Sale, any Barrel for the making of, or proper or applicable for the making of any Gun, Fowling Piece, Blunderbuss, Pistol, or any other Description of Fire Arms usually called Small Arms, from the Place where the same shall have been manufactured, which shall not have been first sent to the Proof House of the said Company of Gunmakers of the City of London, or the said Proof House at Birmingham, or to some other Proof House established by Law, to be proved and marked under the Provisions of the said recited Act, shall forfeit for each and every Barrel so sent, or caused or procured to be sent for Sale, or under Pretence of Sale, or removed, consigned or transmitted, or used or procured to be removed, consigned or transmitted for Sale,

Barrels of Fire Arms sent direct from Manufacturers to Proof Houses.

Delivering, &c. for Sale except through a Proof House.

Gunmakers of the City of *London* for the time being; then and in every such case, the Person so having the Charge, Care and Management of such Proof House for the time being, shall forfeit for each and every Barrel which shall not be received and proved in manner before mentioned and for each and every Barrel which shall be so delivered or parted with, or permitted to be delivered or parted with or taken away, which shall not have been so proved, and (if found to be Proof) marked as proved as aforesaid, the Sum of Ten Shillings, to be recovered and applied as hereinafter mentioned. Penalty.

V. Provided always, and be it further declared and enacted, That nothing in this Act contained shall extend or be construed to extend to that Part of the United Kingdom called *Scotland*, or to that Part of the United Kingdom called *Ireland* (except as to the Forging Marks, as in this Act after mentioned) or to the proving of any Barrels used in the manufacturing of any Musket, Pistol, or other Fire Arms, for the Use of His Majesty's Forces, or for the Honourable East India Company, or to any Barrels of the Description hereinafter mentioned; *videlicet*, any Barrels in the forged Ground, finished or in any other State of Manufacture, which shall be made or consist of Stub or twisted Stub Iron, or other Barrels usually termed best Barrels; (which said last mentioned Barrels may be and are hereby allowed to be sent, bought or received for the Purposes aforesaid, in any Number not exceeding the Number of Twenty, without being subject to any of the Penalties of the said recited Act or this Act, except that such Barrels shall be liable to the Penalty for using Barrels not duly proved and marked); and nothing in this Act contained is to exempt or be construed to exempt such last mentioned Barrels from being proved and marked as required by the said recited Act and this Act. Not to extend to Scotland or Ireland, or to Arms made for His Majesty or East India Company, or certain Barrels specified.

VI. And be it further enacted, That, from and after the passing of this Act, every Person who shall, in any Part of the United Kingdom, forge or counterfeit, or cause or procure to be forged or counterfeited, or assist or join in forging or counterfeiting, any Mark or Stamp used or which may be used at any Proof House for proving and marking Barrels in pursuance of the said recited Act, shall wilfully or knowingly sell or offer for Sale, or use in the making or manufacturing of any Gun, Fowling Piece, Blunderbuss, Pistol or other Description of Fire Arms as aforesaid, any Barrel finished, welded or forged, or in any other progressive State of Manufacture, whereon shall be any Mark or Stamp which shall be forged or counterfeited in Imitation of or to resemble any Mark or Stamp so used or to be used at any such Proof House, shall respectively forfeit and pay for each and every such Barrel whereon any forged or counterfeit Mark shall be, any Sum not exceeding Twenty Pounds, to be recovered and applied as hereinafter mentioned. Forging, &c. Proof Marks, or selling, &c. Barrels with forged Marks.

VII. And be it further enacted, That, from and after the passing of this Act, if any Proof Master or Assistant Proof Master appointed or to be appointed under the said recited Act, or any other Person or Persons shall, in any Part of the United Kingdom, put, place or mark, or cause or procure to be put, placed or struck, or shall wilfully act or assist in the putting, placing or striking any Mark or Stamp used or which may be used at any Proof House for proving Proof Marks put on Barrels not proved.

proving and marking Barrels in pursuance of the said recited Act or this Act, upon any Barrel finished, welded or forged, or in any other progressive State of Manufacture, for the making of, or proper or applicable for the making of any Gun, Fowling Piece, Blunderbuss, Pistol or other Description of Fire Arms usually called Small Arms, which shall not have been duly proved at the Proof House established and maintained under the Provisions of the said recited Act (so long as such Proof House shall be maintained for proving and marking the Barrels of Fire Arms), every Person so offending shall forfeit for each and every Barrel on which he, she or they shall put, place or strike, or cause or procure to be put, placed or struck, or shall willingly act or assist in the putting, placing or striking any such Mark or Stamp as aforesaid, any Sum not exceeding Twenty Pounds, to be recovered and applied as hereinafter mentioned.

Penalty.

53 G. 3. c. 115.
§ 7. in part
repealed.

‘ VIII. And Whereas the said Company are by the said recited Act authorized to fix and regulate from time to time the Sums to be paid for such Proofs, so as that no higher Sum than One Shilling shall in any case be demanded, taken or received, in respect of any one Barrel brought to such House to be proved and marked under the said recited Act;’ Be it therefore enacted, That so much and such Parts of the said recited Act as authorizes the said Company to fix and regulate the Price of proving such Barrels, shall be and the same is and are hereby repealed.

Prices for
proving Barrels.

IX. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful for the said Company to fix and regulate from time to time the Sums to be paid for such Proofs, so as that no higher Sum shall in any case be demanded, taken or received for any Barrel which shall be proved at such Proof House, and marked as proved under the said recited Act or this Act, than is hereinafter mentioned and set forth; that is to say,

First, For any common Birding, Spanish, Dutch, Carolina Musket, Carbine or other Barrel, not being made of Twisted or Stub Iron, nor above the Calibre of Six Eighths and an Half, any Sum not exceeding Six pence for each and every Barrel:

Secondly, For every Pair of plain Iron or Brass Holster or Saddle Pistol Barrels, any Sum not exceeding Six pence for each Pair:

Thirdly, For every Barrel made of Twisted or Stub Iron, any Sum not exceeding Nine pence for each and every Barrel; and for every Pair of Stub or Twisted Pistol Barrels, any Sum not exceeding Nine pence for each Pair: And,

Fourthly, For any Barrel above the Calibre of Six Eighths and an Half, any Sum not exceeding One Shilling for each and every Barrel; any thing in the said recited Act contained to the contrary in any wise notwithstanding.

X. And be it further enacted, That any and all Offence and Offences against this Act shall and may be heard and determined in a summary way by or before any Two of His Majesty's Justices of the Peace for the County, Riding, Division, City, Town, Liberty or Place, where any such Offence or Offences shall be committed; and the Conviction for the same may be had and made upon the Oath or Oaths of One or more credible Witnesses or Witnesses, and the Amount of the Forfeiture or Penalties for any such Offence or Offences shall be fixed and determined by the said Justices.

Offences and
Penalties, how
heard, levied,
&c.

not exceeding the Sums hereinbefore mentioned; and One Half thereof shall be paid and payable to the Informer, and the other Half thereof to the Overseers of the Poor of the Parish or Place where such Offence shall be committed; and such Justices may award and direct to be paid by any Party such Costs as they shall judge reasonable; and in case any such Forfeiture or Forfeitures, or Penalty or Penalties and Costs, shall not be forthwith paid pursuant to such Conviction, and the Person so convicted shall not signify his Intention to appeal against such Conviction, and forthwith enter into Recognizance before such Justices, himself in the Penalty of a Sum equal to Double the Amount of the Penalty fixed as aforesaid, with Two sufficient Sureties, in the Penalty of a Sum equal to the Amount of the Penalty fixed as aforesaid, each of lawful Money of Great Britain, with condition to personally appear and prosecute such Appeal at the next General Quarter or General Sessions of the Peace to be holden for the County, Riding, Division, City, Town, Liberty or Place, where such Offence or Offences shall have been charged to have been committed, such Justices shall, by Warrant under their Hands, cause the same Penalties and Costs to be levied by Distress and Sale of the Offender's Goods and Chattels, together with the Costs and Charges attending such Distress and Sale; and in case no sufficient Distress can be had, such Justices shall, by Warrant under their Hands, commit the Offender to the Common Gaol or House of Correction within their Jurisdiction, there to remain without Bail or Mainprize for any Time not exceeding Six Calendar Months.

XI. Provided always, and be it further enacted, That the said respective Companies of Gun Makers, their Officers, Servants or Agents, shall not, nor shall any of them be subject or liable to any Prosecution or Information by virtue of this Act or the said recited Act, for any Offence or Offences against this Act, unless such Prosecution shall be commenced or Information given within Six Calendar Months next after the Offence or Offences committed.

XII. And be it further enacted, That the Justices, before whom any Person or Persons shall be convicted of any Offence or Offences against this Act, may cause any such Conviction to be drawn up on Parchment or Paper, in the Form or to the Effect following; that s to say,

o wit. } ' BE it remembered, That on the _____ Day of _____ in the Year of our Lord _____ is convicted before us [naming the Justices] of His Majesty's Justices of the Peace for the County of [or, Riding, City, Liberty, Division, Town or Place] for that [here state the Offence] contrary to the Statute made in the Fifty third Year of the Reign of King George the Third, intituled *An Act to insure the proper and careful manufacturing of Fire Arms in England, and for making Provision for proving the Barrels of such Fire Arms, and contrary to the Provisions of an Act passed in the Fifty fifth Year of the same Reign, intituled An Act, [here set forth the Title of this Act]:* And we the said Justices do hereby adjudge and determine the said _____ for the said Offence to forfeit and pay the Sum of _____ of lawful Money of Great Britain; and do order One _____ thereof to be forthwith paid

Limitation of Prosecutions.

Form of Conviction.

53 G. 3. c. 115.

‘ paid by him the said to
 ‘ [the Informer] and the other thereof to the Overseers
 ‘ of the Poor of the Parish of [where the Offence was committed] :
 ‘ And we the said Justices do also award and direct the said
 ‘ forthwith to pay to the Sum
 ‘ of for Costs. Given under our Hands the Day
 ‘ and Year above written.’

Conviction
filed.

And every such Conviction shall be transmitted by such Justices to the next General Sessions or General Quarter Sessions of the Peace to be holden for the County, Riding, Division, City, Town, Liberty or Place wherein such Conviction was had, to be filed and kept amongst the Records of the said General Sessions or General Quarter Sessions.

Appeal.

XIII. Provided always, and be it further enacted, That if any Person convicted of any Offence or Offences punishable by this Act, shall think himself or herself aggrieved by the Judgment of the Justices before whom he or she shall have been convicted, such Person shall have Liberty to appeal from every such Conviction to the next Court of General Sessions or General Quarter Sessions of the Peace which shall be held for the County, Riding, Division, City, Town, Liberty or Place, wherein such Offence was committed; and the Justices in or at the said next Court of General Sessions or General Quarter Sessions, are hereby authorized and required to hear and determine the Matter of the said Appeal, and to award such Costs as to them shall appear just and reasonable to be paid to either Party; which Decision shall be final; and if upon hearing the said Appeal, the Judgment of the Justices before whom the Appellant shall have been convicted shall be confirmed, such Appellant shall forthwith pay the Forfeitures or Penalty mentioned in such Conviction, and the Costs awarded to be paid by such Appellant; and in Default of Payment thereof, such Appellant shall immediately be committed by the said Court to the Common Gaol or House of Correction of the County, Riding, Division, City, Town, Liberty or Place, where any such Offence may have been committed, there to remain for any time not exceeding Six Calendar Months, unless such Penalty and Costs shall be sooner paid.

Costs.

Final.

Imprisonment.

Appeal.

XIV. And be it further enacted, That if any Person or Persons shall feel himself or themselves aggrieved by any of the Acts, Orders or Proceedings of the said Trustees, Guardians and Wardens, or either of them, in pursuance of this Act, such Person or Persons may appeal to the Justices of the Peace at the next General Quarter Sessions of the Peace to be holden for the said County of Warwick such Appellant (if there be sufficient time after the cause of such Complaint shall have arisen) first giving or causing to be given Eight Days' Notice at least in Writing of his or their Intention of bringing such Appeal, and of the Matter thereof, to the Clerk or Treasurer of the said Trustees, and within Four Days after such Notice (if required), entering into Recognizance before some Justice of the Peace for the said County, with Two sufficient Sureties conditioned to try such Appeal, and abide the Order thereon, and to pay such Costs as shall be awarded by the Justices, at such Quarter Sessions, and for want of sufficient time for giving such Notice previous to the said Quarter Sessions, after the Court of such Sessions shall have adjourned, to give such Appeal, after the said

Notice.

Recognizance.

Recognizance may be made at the Second General Quarter Sessions of the Peace to be holden for the said County; and the Justices at such First or Second Sessions shall hear and finally determine the Cause and Matter of such Appeal in a summary way, and award such Costs to the Parties appealing or appealed against as they the said Justices shall think proper; and the Determination of such Quarter Sessions shall be final, binding and conclusive to all Intents and Purposes; and the said Justices at such Sessions may also by their Order or Warrant, levy such Costs so awarded, by Distress and Sale of the Goods and Chattels of the Person or Persons who shall neglect or refuse to pay the same, and for want of sufficient Distress, commit such Person or Persons to the Common Gaol or House of Correction for the said County, there to remain for any time not exceeding Three Calendar Months, or until Payment of such Costs.

Costs.

Final.

Distress.

Imprisonment.

XV. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons, for any thing done in pursuance of this Act, and the said recited Act, until after Thirty Days' Notice in Writing shall be thereof given to the Guardians, Trustees and Wardens of the Gun-barrel Proof House of the Town of *Birmingham*, nominated and appointed by, or to be chosen and selected under and by virtue of the said recited Act, or their Solicitor for the time being, or to the Master or Warden of the Company of Gunmakers of the City of *London* for the time being, or after sufficient Satisfaction made or tendered, or after Six Calendar Months next after the Fact committed, for which such Action or Suits, Suit or Suits shall be so brought; and all such Actions or Suits, shall be laid and tried 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 Actions, Suit or Suits, and every of them, may plead the General Issue, and give this Act and the said recited Act and the Special Matter in Evidence at any Trial or Trials which shall be had thereupon, and that the Matter or Thing or on which such Action or Actions, Suit or Suits shall be brought, was done in pursuance and by the Authority of this Act and the said recited Act; and if the said Matter or Thing shall appear to have been so done, or if it shall appear that such Action or Suit as brought before [Thirty Days' Notice was given, as before directed, or that sufficient Satisfaction was made or tendered or paid to Court as aforesaid, or if any such Action or Suit shall not be commenced within the time before for that Purpose limited, or shall be laid in any other County, City or Place than as aforesaid, then the Jury shall find for the Defendant or Defendants therein; and the Verdict shall be found for such Defendant or Defendants, or if Plaintiff or Plaintiffs in such Action or Actions, Suit or Suits, shall become nonsuited, or suffer a Discontinuance of such Action or Actions, Suit or Suits, or if, upon a Demurrer or Demurrers in such Action or Actions, Suit or Suits, Judgment shall be given for the Defendant or Defendants therein; then and in either of the cases aforesaid, such Defendant or Defendants shall have Treble Costs, and shall have such Remedy and Remedies for recovering the same, as any Defendant or Defendants may have for the Recovery of his, her or their Costs in other cases by Law.

Limitation of Actions.

General Issue.

Treble Costs.

XVI. And

Proof House
Accounts
audited.

55 G. 3. c. 115.
§ 4. in part
repealed.

Company of
Guardians, &c.
of Gun-barrel
Proof House of
Birmingham
incorporated.

Public Act.

XVI. And be it further enacted, That, from and after the passing of this Act, the Accounts of the said Proof House (a), and of all Sums of Money to be paid, laid out and expended in the Conduct and Management thereof, and carrying on the same, and of all Sums to be paid in respect of any Interest or Principal of any Sums advanced and expended under the said recited Act or this Act, in the building, completing and establishing the same, and of all Sums to be received under the Provisions of the said Act and this Act, shall once in each Year be audited by some Justice of the Peace acting at *Birmingham* or within Seven Miles thereof. (a) [i. e. at *Birmingham*. Qu.]

XVII. And be it further enacted, That so much and such Parts of the said recited Act as enacts that the Lord Lieutenants of the respective Counties of *Warwick*, *Worcester* and *Stafford*, and the Persons serving in Parliament for the said Counties respectively for the time being, and *Robert Wheeler*, *John Adams*, *Thomas Archer junior*, *Richard Sutherland*, *John Heely*, *John Oughton*, *William Ryan*, *Bartholomew Redfern*, *John Williams Keene*, *John Smith*, *William Allport*, *John Jones*, *George Jones*, *Gad Parsons*, *Joseph Bunney*, and their Successors, to be chosen in manner thereinafter directed, should be a Body Politic and Corporate, and called or known by the Name of "The Guardians, Trustees and Wardens of the Gun-barrel Proof House of the Town of *Birmingham*," for the Purpose of proving, or causing to be proved, in the manner directed by the said recited Act, all Barrels for Guns, Fowling Pieces, Blunderbusses, Pistols, and every other Description of Fire Arms which should be brought to the Proof House at *Birmingham* to be proved according to the Provisions of the said recited Act, shall be and the same is hereby repealed; and that, from and after the passing of this Act, the Lord Lieutenants of the respective Counties of *Warwick*, *Worcester* and *Stafford*, and the Persons serving in Parliament for the said Counties respectively for the time being, and *Robert Wheeler*, *John Adams*, *Thomas Archer junior*, *Richard Sutherland*, *John Heeley*, *John Oughton*, *William Ryan*, *Bartholomew Redfern*, *John Williams Keene*, *John Smith*, *William Allport*, *John Jones*, *George Jones*, *Gad Parsons*, *Joseph Bunney*, the High and Low Bailiff for the Town of *Birmingham* for the time being, and all Acting Magistrates residing within Seven Miles of the Town of *Birmingham*, and their Successors to be chosen in manner directed by the said recited Act, shall be and they are hereby declared to be a Body Politic and Corporate, and shall be called or known by the Name of "The Guardians, Trustees and Wardens of the Gun-barrel Proof House of the Town of *Birmingham*," for the Purpose of proving or causing to be proved, in the manner directed by the said recited Act, all Barrels for Guns, Fowling Pieces, Blunderbusses, Pistols, and every other Description of Fire Arms which shall be brought to the Proof House at *Birmingham* to be proved according to the Provisions of the said recited Act.

XVIII. 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. LX.

An Act to repeal several Acts relating to the Execution of Letters of Attorney and Wills of Petty Officers, Seamen and Marines, in His Majesty's Navy, and to make new Provisions respecting the same.

[25th May 1815.]

WHEREAS the consolidating the several Laws relating to the Payment of the Wages, Pay, Prize Money, Bounty Money and other Allowances of Money, due to Petty Officers and Seamen, Non Commissioned Officers of Marines and Marines, and making such further Provision respecting the same, as from Experience has been found to be necessary, would be attended with great Advantages to that Description of Persons; 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 an Act passed in the Ninth and Tenth Years of the Reign of His late Majesty King William the Third, intituled *An Act for the better preventing the Embezzlement of His Majesty's Stores of War, and preventing Cheats, Frauds and Abuses in paying Seamen's Wages*, as relates to the Crimes of personating Seamen, and of Forgery therein mentioned, and of personating the Wives, Relations or Creditors of such Seamen (a); and to Letters of Attorney and Wills made by such Seamen; and also so much of an Act passed in the Twentieth Year of the Reign of His late Majesty King George the Second, intituled *An Act for the better securing the Payment of Shares of Prizes taken from the Enemy, to the Royal Hospital of Greenwich, and for preventing the Embezzlement of Goods and Stores belonging to the said Hospital*, as relates to such Letters of Attorney; and also so much of an Act passed in the Thirty first Year of the Reign of His late Majesty King George the Second, intituled *An Act for the Encouragement of Seamen employed in the Royal Navy, and for establishing a regular Method for the punctual, frequent and certain Payment of their Wages, and for enabling them more easily and readily to remit the same for the Support of their Wives and Families, and for preventing Frauds and Abuses attending such Payments*, as relates to Letters of Attorney made by inferior Officers or Seamen in the Service of His Majesty, or by the Executors or Administrators of any such Seamen; and to the Sum to be taken for the Writing and suing forth of the Probate of any Wills or Letters of Administration, granted to the Widow or Child, Father or Mother, Brother or Sister of any inferior Officer, Seaman or Marine; and also so as to the Crimes of personating or falsely assuming the Name or Character of any Officer, Seaman or other Person, or the Executor or Administrator, Wife, Relation or Creditor of such Officer, Seaman or other Person, and of Forgery, and taking or procuring any other Person to take a false Oath therein mentioned; and also so much of an Act passed in the Ninth Year of the Reign of His present Majesty, intituled *An Act for repealing so much of an Act passed in the Tenth Year of Her late Majesty Queen Anne, as relates to the Harbour Moorings of the Royal Navy, and for the more effectual Preservation of such Harbour Moorings, and Punishment of Persons*

9 & 10 W. 3.
c. 41.

§ 3.

§ 6.

20 G. 2. c. 24.

§ 6.

31 G. 2. c. 10.

§ 21, 22.

§ 23.

§ 24.

9 G. 3. c. 30.

§ 5, 6.

(a) [See 1 G. 1. Stat. 2. c. 25. § 7, 8.]

guilty

- guilty of stealing or embezzling His Majesty's Naval Stores, or of Forgery or Perjury in relation to Seamen's Wages, as relates to the Crimes of Forgery or Perjury therein mentioned, and to the Abstract of the Provisions and Regulations of the said Act (a) thereby directed to be used; and also an Act passed in the Twenty sixth Year of the Reign of His present Majesty, intituled *An Act for the further preventing Frauds and Abuses attending the Payment of Wages, Prize Money, and other Allowances due for the Service of Petty Officers and Seamen on board any of His Majesty's Ships*; and also an Act passed in the Thirty second Year of the Reign of His present Majesty, intituled *An Act for explaining and amending an Act passed in the Twenty sixth Year of the Reign of His present Majesty, intituled An Act for the further preventing Frauds and Abuses attending the Payment of Wages, Prize Money, and other Allowances, due for the Service of Petty Officers and Seamen on board any of His Majesty's Ships; and for further extending the Benefits thereof to Petty Officers and Seamen, Non Commissioned Officers of Marines, and Marines, serving, or who may have served on board any of His Majesty's Ships*; and also so much of an Act passed in the said Thirty second Year of the Reign of His present Majesty, intituled *An Act for extending certain Acts therein mentioned to Petty Officers and Seamen, Non Commissioned Officers of Marines, and Marines, serving, or who may have served on board any of His Majesty's Ships, and residing in Ireland*, as directs Abstracts thereof, and of other Acts of Parliament therein mentioned, to be made out, printed, hung up and read in His Majesty's Ships and Vessels; and also so much of an Act passed in the Forty ninth Year of the Reign of His present Majesty, intituled *An Act to amend the several Acts respecting the Payment of Wages and Prize Money, and Allotment of Wages, to Persons serving in His Majesty's Royal Navy*, as relates to the executing and attesting of Wills made by Petty Officers and Seamen, Non Commissioned Officers of Marines, and Marines, before or after their Entry into His Majesty's Service, and to the Authority given to such Persons, after their Discharge from such Service, to give Orders for the Payment of Sums to a limited Amount, on the Treasurer of the Navy; and also so much of the same Act as describes who shall be deemed Petty or Inferior Officers, Seamen, Non Commissioned Officers of Marines, and Marines; and to the Penalty of forging and uttering the Signature of any Minister, Churchwarden, Elder or Inhabitant of any Parish; and also so much of the same Act as inflicts Penalties on Proctors or other Persons for delivering Letters of Administration or Probates of Wills, to any other Person than the Treasurer or Paymaster of the Navy; and on Agents for paying Prize Money under any other Authority than the Check therein mentioned; and also so much of an Act passed in the Fifty fourth Year of the Reign of His present Majesty, intituled *An Act for regulating the Payment of Navy Prize Money, and the Transmission of Accounts and Payment of Balances to Greenwich Hospital*, as directs that all the Provisions, Rules, Regulations, Forfeitures and Penalties respecting the Distribution of Prize Money, and the accounting for and paying over the Proportion of Prize in the said Act contained, shall be extended to all Seamen under the Revenue Laws, and to Grants of His Majesty's Bounty
- (a) *[This Abstract was contained in the Act of 1790, and was repealed by 32 G. 3. c. 67.]*
- 26 G. 3. c. 63.
- 32 G. 3. c. 34.
- 32 G. 3. c. 67.
- § 14. 16.
- 49 G. 3. c. 108.
- § 1—5.
- § 6.
- § 10.
- § 17.
- 54 G. 3. c. 93.
§ 7. repealed.

granted by Parliament, and other Monies in the Hands of Prize Agents as therein mentioned; shall be, and the same are hereby severally repealed, to all Intents and Purposes whatever; save and except as to any Offences or Crimes which may have been or shall be committed against the said Acts or any of them, before the Commencement of this Act, and the Prosecution and Punishment of such Offences or Crimes; and also save and except as to all Letters of Attorney and Wills made by such Petty Officers and Seamen, Non Commissioned Officers of Marines, and Marines, prior to the Commencement of this Act; all which said Letters of Attorney and Wills shall be of the same Force and Effect, and subject to the same Rules and Regulations, as the same were subject to under the said recited Acts or any of them before the passing of this Act.

Exceptions.

II. And be it further enacted, That no Will made by any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, before his Entry into His Majesty's Service, shall be valid to pass or bequeath any Wages, Pay, Prize Money, Bounty Money or other Allowances of Money, to accrue due for or in respect of the Service of any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, in His Majesty's Navy; and that no Letter of Attorney to be hereafter made by any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, who shall be or shall have been in the Service of His Majesty, his Heirs or Successors, or by the Executors or Administrators of any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall be good, valid or sufficient to empower or entitle any Person or Persons to receive any Wages, Pay or other Allowance of Money of any Kind, due or to grow due for the Service of any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, on board any Ship or Vessel of His Majesty, his Heirs or Successors, unless such Letter of Attorney shall be declared to be revocable by the express Words thereof; and that no such Letter of Attorney shall be good, valid or sufficient to empower or entitle any Person or Persons to receive any such Wages, Pay or other Allowance of Money; nor shall any Will made or to be made by any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, who shall be or shall have been in the Service of His Majesty, his Heirs or Successors, or at any time since, be good, valid or sufficient to bequeath any such Wages, Pay or other Allowance of Money, or any Prize Money or Bounty Money, due or to grow due, to any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, unless such Letter of Attorney or Will respectively shall contain the Name of the Ship to which the Person executing the same belonged at the time, or to which he last belonged; or in case such Letter of Attorney shall be made by an Executor, or Administrator, shall contain the Name of the Ship to which his or her Testator or Intestate last belonged in his Lifetime; and also in every case a full Description of the Degree of Relationship or Residence of the Person or Persons to whom or in whose Favour, either as Attorney or Attornies, Executor or Executors, the same shall be granted or made; and also the Day of Month and Year, and the Name of the Place when and where the same shall have been executed; nor shall any such Letter of Attorney or Will be good, valid or sufficient for the Purposes aforesaid,

Mode of executing Letters of Attorney and Wills.

said, unless the same respectively shall, in the several cases herein-after specified, be executed and attested in the manner hereinafter mentioned; that is to say, In case any such Letter of Attorney or Will shall be made by any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, at any time or times whilst they shall respectively belong to and be on board of any Ship or Vessel belonging to His Majesty, his Heirs or Successors, as Part of the Complement thereof, or be borne on the Books of any such Ship or Vessel as a Supernumerary, or as an Invalid, or for Victuals only, unless such Letter of Attorney or Will shall be executed in the Presence of and attested by the Captain or other Officer having the Command of such Ship or Vessel, or (during the Absence of such Captain or other Officer on Leave or on separate Service) by the Commanding Officer of such Ship or Vessel for the time being; and who, in that case, shall state at the Foot of such Attestation the Absence of such Captain or other Commanding Officer from such Ship or Vessel, at the time of the Execution of such Will or Letter of Attorney, and the Occasion thereof; or in case of the Inability of such Captain or Commanding Officer, by reason of Wounds or Sickness, to attest any such Will or Letter of Attorney, then, unless such Letter of Attorney or Will shall be executed in the Presence of and attested by the First Lieutenant or other Officer next in command of such Ship or Vessel, who shall state at the Foot of such Attestation the Inability of such Captain or Commanding Officer to attest the same: In case any such Letter of Attorney or Will shall be made by any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, in any of His Majesty's Hospitals, or on board of any of His Majesty's Hospital Ships, or in any Military or Merchant Hospital, or at any Sick Quarters either at Home or Abroad, unless such Letter of Attorney or Will shall be executed in the Presence of and attested by the Governor, Physician, Surgeon, Assistant Surgeon, Agent or Chaplain of any such Hospital or Sick Quarters of His Majesty, or by the Commanding Officer, Agent, Physician, Surgeon, Assistant Surgeon or Chaplain for the time being of any such Hospital Ship, or by the Physician, Surgeon, Assistant Surgeon, Agent, Chaplain or Chief Officer of such Military or Merchant Hospital, or other Sick Quarters, or one of them: In case any such Letter of Attorney or Will shall be made by any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, on board of any Ship or Vessel in the Transport Service, or in any Merchant Ship or Vessel, unless the same shall be executed in the Presence of and attested by some Commission or Warrant Officer, or Chaplain in His Majesty's Navy, or some Commission Officer or Chaplain belonging to His Majesty's Land Forces or Royal Marines, or the Governor, Physician, Surgeon, Assistant Surgeon, or Agent of any Hospital in His Majesty's Naval or Military Service, who may happen to be then on board of such Transport, or Merchant Vessel, or by the Master or First Mate of such Transport or Merchant Vessel, or One of them: In case any such Letter of Attorney or Will shall be made by any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, after he shall have been discharged from His Majesty's Service, such Letter of Attorney shall be made by the Proprietor, or the Proprietors of any such Petty Officer or Seaman, or by the Proprietor or

of Marines or Marine, unless the same (if the Party making such Letter of Attorney or Will shall then reside in *London* or *Westminster*, or within the Bills of Mortality) shall be executed in the Presence of and attested by the Inspector for the time being of Seamen's Wills and Powers of Attorney, or his Assistant or Clerk; or unless the same (if the Party making such Letter of Attorney or Will shall then reside at or within the Distance of Seven Miles from any Port or Place where the Wages of Seamen in His Majesty's Service are paid) shall be executed in the Presence of and attested by one of the Clerks in the Office of the Treasurer of the Navy resident at such Port or Place; or unless the same (if the Party making such Letter of Attorney or Will shall then reside at any other Place in *Great Britain* or *Ireland*, or in the Islands of *Guernsey*, *Jersey*, *Alderney*, *Sark* or *Man*) shall be executed in the Presence of and attested by One of His Majesty's Justices of the Peace, or by the Minister or Officiating Minister or Curate of the Parish or Place in which such Letter of Attorney or Will shall be executed; or unless the same (if the Party making such Letter of Attorney or Will shall then reside in any other Part of His Majesty's Dominions, or any Colony, Plantation, Settlement, Fort, Factory, or any other Foreign Possession or Dependency of His Majesty, his Heirs or Successors, or any Settlement within the Charter of the *East India Company*) shall be executed in the Presence of and attested by some Commission or Warrant Officer or Chaplain of His Majesty's Navy, or Commission Officer of Royal Marines, or the Commissioner of the Navy, or Naval Storekeeper at One of His Majesty's Naval Yards, or a Minister of the Church of *England* or *Scotland*, or a Magistrate or principal Officer, residing in any such Island, Colony, Plantation, Settlement, Fort, Factory, or other Possession or Dependency of His Majesty, or Settlement within the Charter of the *East India Company* (or if the Party making such Letter of Attorney or Will shall then reside at any Place not within His Majesty's Dominions, or any Settlement, Fort, Factory, or other Foreign Possession or Dependency of His Majesty, his Heirs or Successors, or any Settlement within the Charter of the *East India Company*), unless the same shall be executed in the Presence of and attested by the *British* Consul or Vice Consul, or some Officer having Public Appointment or Commission, Civil, Naval or Military under His Majesty's Government, or by a Magistrate or Notary Public, of or near the Place where such Letter of Attorney or Will shall be executed.

III. And Whereas divers Petty Officers and Seamen, Non Commissioned Officers of Marines, and Marines, have made their Wills, and died whilst they were Prisoners of War in Parts beyond the Seas; and Doubts have arisen whether such Wills, and also Letters of Attorney made and executed under like circumstances, are good, valid and sufficient to bequeath or to empower any Person to receive Wages, Pay, Prize Money, Bounty Money, or other Advancements of Money of any Kind, due at the respective times of making such Letters of Attorney, or of the Deaths of the Parties respectively, by reason that the same were not executed and attested in the manner directed by the said recited Acts or any of them; and it is therefore expedient to provide, that such Letters of Attorney and Wills shall, in certain cases, be good and valid; Be it

55 Geo. III. R there-

Letters of Attorney, &c. executed in Foreign Prisons valid, if attested as herein mentioned.

therefore enacted, That every such Letter of Attorney and Will, which have or hath been, or which at any time or times hereafter shall be made by any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, at any time or times whilst they were or shall be respectively Prisoners of War in Parts beyond the Seas, are and shall be as good, valid and sufficient, and of such and the same force, to all Intents and Purposes, as if the same had been respectively executed and attested in the manner required by the said recited Acts or any of them; provided every such Letter of Attorney or Will shall have been executed in the Presence of and attested by some Commission or Warrant Officer of His Majesty's Navy, Commission Officer of Royal Marines, Physician, Surgeon, Assistant Surgeon, Agent or Chaplain to some Naval Hospital, or some Commission Officer, Physician, Surgeon, Assistant Surgeon or Chaplain of the Army, or any Notary Public; any thing in the said recited Acts or any of them, or in any other Act or Acts, to the contrary thereof in any wise notwithstanding; but so as not to invalidate or disturb any Payment which hath been already made under any Letter of Administration, Certificates, or otherwise, pursuant to the said recited Acts or any of them, in consequence of the Rejection of any such Wills as may have been rejected by the Inspector of Seamen's Wills for want of the due Attestation thereof, according to the Directions of the said recited Acts or any of them.

Seamen's Wills not in same Instrument with Letter of Attorney.

Wills, &c entered on Muster Book.

IV. And be it further enacted, That no Will of any Seaman, contained, printed or written in the same Instrument, Paper or Parchment, with a Letter of Attorney, shall be good or available in Law, to any Intent or Purpose whatever.

V. And be it further enacted, That all Captains and Commanders of Ships shall, upon their Monthly Muster Books or Returns, specify which of the Persons mentioned in the said Returns have made or granted any Letter of Attorney or Will during that Month or other Space of time from the preceding Return, by inserting the Date thereof opposite the Party's Name, under the Heads of "Letter of Attorney," or "Will," or both, as the case may require.

Letters of Attorney and Wills examined by Inspector, and approved if found authentic.

VI. And be it further enacted, That before any such Letter of Attorney or Will, as in this Act mentioned, shall be attempted to be acted upon or put in force, the same shall be sent to the Treasurer of the Navy at the Navy Pay Office London, in order that the same may be examined by the Inspector of Seamen's Wills and Letters of Attorney, who, or his Assistants, shall immediately on Receipt of every such Letter of Attorney and Will, duly register the same respectively, in a numerical and alphabetical manner, in separate Books to be kept for that Purpose, specifying the Date of such Letter of Attorney or Will, the Place where executed, and the Name and Addition, Names and Additions of the Person or Persons to whom or in whose Favour, either as Attorney or Attornies, Executor or Executors, the same shall have been granted or made; and also the Names and Additions of the Witnesses attesting the same, and shall mark the said Letters of Attorney and Wills, with Numbers corresponding with the Numbers made on the Entries thereof in the said Books; and the said Inspector shall take all due and proper means to ascertain the Authenticity of every such Letter of Attorney and Will; and in case it shall appear to him, or he shall be so informed, to suspect the genuineness of any such Letter of Attorney or Will, he shall

he shall forthwith give Notice in Writing to the Person or Persons to whom or in whose Favour such Letter of Attorney or Will shall have been granted or made, either as Attorney or Attornies, Executor or Executors, that the same is stopped, and the reason thereof, and shall also report the same to the Treasurer or Paymaster of the Navy, and shall enter his Caveat against such Letter of Attorney or Will, which shall prevent any Money from being had and received thereon, until the same shall be authenticated to the Satisfaction of the said Treasurer or Paymaster; but if upon such Examination and Enquiry it shall appear to the said Treasurer, Paymaster or Inspector, that such Letter of Attorney or Will is authentic, the said Inspector, or his Assistant, shall sign his Name to such Letter of Attorney or Will, and also put a Stamp thereon in Token of his Approbation thereof; and the said Inspector, or his Assistant, shall, as to such Letters of Attorney which shall have been so approved and signed as aforesaid, forthwith send to such Attorney or Attornies a Check, signed by him the said Inspector or his Assistant, specifying the Number of such Letter of Attorney, the Name and Addition of the Person granting the same, the Name and Addition of the Person in whose Favour the same is granted, the Date and Place when and where executed, and the Names of the Witnesses attesting the same, which said Check shall be a sufficient Authority for the said Attorney or Attornies to demand and receive Payment of, and to give Acquittances for all such Wages, Pay or other Allowances of Money, to which the Person granting the same was entitled for his Service on board any of His Majesty's Ships or Vessels.

Caveat.

VII. And be it further enacted, That no Letter of Attorney made or executed by any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall be passed, stamped and allowed by the said Inspector, until a Certificate shall be produced to him from the Captain, or Commanding Officer of the Ship or Vessel to which such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine belonged, during the time for which his Wages, Pay or other Allowances to be received under or by virtue of such Letter of Attorney, became due; which Certificate shall be in the Form following, or to the like Effect:

No Letter of Attorney passed by Inspector until Certificate produced.

‘ No.

THESE are to certify, That *A. B.* has served as _____ under _____ on board of His Majesty's Ship _____ to the _____ Command, from the _____ of _____ Dated the _____ of _____ Feet _____ of _____ Inches high, is _____ of a _____ Complexion, and aged _____ Years.’

Form.

unless such Power of Attorney shall have been made and executed on board the Ship or Vessel to which such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine belonged, in the manner and Form directed by this Act, or unless reasonable Cause shall be shewn to and allowed of by the said Treasurer, Paymaster or Inspector, for dispensing with such Certificate.

VIII. And be it enacted, That where any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, who shall be deceased, shall be entitled to any Ship or Vessel of His Majesty, his Heirs or Successors,

Executors to obtain Probate of Wills in manner herein mentioned.

Successors, has died, or shall hereafter die, having left a Will or Testament appointing any Executor or Executors therein, no Pay, Wages, Prize Money, Bounty Money or other Allowance of Money, which may have been due or owing to such Testator at the time of his Death, shall be paid over to or recovered by such Executor or Executors, except upon the Probate of such Will, to be obtained in the following manner; *videlicet*, after such Will shall have been so transmitted, registered, inspected and approved, as hereinbefore directed, the Inspector of Seamen's Wills and Powers of Attorney shall issue or cause to be issued, to the Person named and described as Executor or Executrix of such Will, a Check in lieu thereof, containing Directions to return the same, upon the Testator's Death, to the Treasurer or Paymaster of His Majesty's Navy; which Check shall be in the Words and Figures, or to the Purport or Effect following; that is to say,

‘ No.

‘ CHECK.

‘ Navy Pay Office,

18 .

‘ IT being directed by Act of Parliament, 55 Geo. III. Cap. .
 ‘ that Wills granted by Petty Officers and Seamen, Non Com-
 ‘ missioned Officers of Marines and Marines, belonging to His
 ‘ Majesty's Navy, shall be lodged in this Office for the Purposes
 ‘ therein specified; and that a Check shall be issued for every such
 ‘ Will, mentioning the particular Heads thereof, which by virtue of
 ‘ the said Act shall stand in the Place of the same: This is therefore
 ‘ issued to shew the Receipt at this Office, of a Will dated at [or,
 ‘ on board of] upon the Day of
 ‘ made and executed by A. B. now or formerly
 ‘ of His Majesty's Ship in Favour of C. D. and ap-
 ‘ pointing E. F. Executor [or, Executrix] and which is attested by
 ‘ G. H. and J. K. The said E. F. upon the Testator's Death, is
 ‘ entitled, upon Production of this Check, to demand of this Office,
 ‘ that the said Will may be directed and sent to a Proctor in *Dobors*
 ‘ Commons to obtain a Probate thereof, which Probate is also to
 ‘ be lodged in this Office; I
 ‘ now apply
 ‘ for a Certificate, to enable me to obtain Probate of the above
 ‘ mentioned Will, being the Executor [or, Executrix] therein
 ‘ named.— My Place of Abode is at

‘ (Signed) E. F.’

‘ WE hereby certify, That we personally know the above sub-
 ‘ scribing E. F. the present Holder of this Check, who is an
 ‘ Inhabitant of this Parish; and that we believe him [or, her]
 ‘ to be the Person described as Executor, [or, Executrix]
 ‘ therein.

‘ L. M.

‘ N. O.

‘ Both Housekeepers of the Parish of
 ‘ in the County of

‘ I hereby certify, That I have examined the above named
 ‘ the Executor [or, Executrix] and also the above
 ‘ L. M. and N. O. (Inhabitant Householders)
 ‘ as to their Knowledge of the said E. F.

being the Executor [*or*, Executrix] of the Will of the above named *A. B.* as he [*or*, she] represents himself [*or*, herself] to be; and that I am satisfied with their Answers, and have seen the said *E. F.* sign the said Petition or Application, and the said *L. M.* and *N. O.* sign the said Certificate in my Presence.

The said *E. F.* the Executor, [*or*, Executrix], is
 Feet Inches high, Age, Complexion, Eyes,
 Hair, Age, particular Marks.

At this Day of } *P. Q.* Minister.

N. B. If the Testator shall die after he leaves the Naval Service, a Certificate of his Burial, or some other authentic Proof of his Death, must likewise be sent to this Office.

If the Executor [*or*, Executrix] knows any Proctor in *Docketors Common*, he [*or*, she] is desired to mention his Name, that he may be employed in obtaining the Probate.

The above Application and Certificates are to be filled up and signed upon the Testator's Death, and the Check to be sent by the General Post, under Cover directed to the Treasurer, *or*, to the Paymaster of His Majesty's Navy, *London.*

And in the Event of the Testator's Death, the Minister, Officiating Minister or Curate of the Parish in which the said Executor or Executrix may then reside, shall, upon being applied to for his Signature to the Certificate at the Foot of the said Check, examine such Executor or Executrix, and such Two Inhabitant Householders of the Parish, as may be disposed to sign the First Certificate on the said Check, touching the Claim of the said Executor or Executrix; and being satisfied of his or her being the Person described as Executor or Executrix in the said Check, the said Executor or Executrix shall subscribe the Application subjoined to the said Check (the Blank therein being first filled up agreeably to the Truth), in the Presence of the said Minister, Officiating Minister or Curate; and the said Two Inhabitant Householders shall also subscribe the said First Certificate on the said Check (the Blanks therein being first filled up agreeably to the Truth) in the like Presence; for which respective Purposes the said Executor or Executrix, and the said Inhabitant Householders, shall attend at such Time and Place, Times and Places, the said Minister, Officiating Minister or Curate shall appoint; and the said Minister, Officiating Minister or Curate shall sign the said Certificate on the said Check (the Blanks therein, and in the Application thereunto subjoined, being first filled up agreeably to the Truth); and the said Executor or Executrix shall, before his or her Examination, or his or her signing the said Application, pay the said Minister, Officiating Minister or Curate, a Fee of Two Shillings and Six pence for his Trouble on the Occasion; and the said Application and Certificates, being in all things completed according to the Directions therein and hereby given, the same shall be submitted by the said Minister, Officiating Minister or Curate, by General Post, addressed to the Treasurer or to the Paymaster of the Navy, *London*; and the said original Will having been passed stamped in the manner directed by this Act, the Inspector of Men's Wills, or his Assistant, shall note thereon the Amount of the

Duty of Minister, &c.

Fee.

the Wages due to the Deceased, as calculated on the Search sent to the Inspector from the Navy Office, and shall forward such Will to a Proctor in *Doxors Commons*, in order to his obtaining Probate thereof: And in case the Executor or Executrix shall not reside within the Bills of Mortality, the said Inspector shall also forward to such Proctor a Letter addressed to the said Minister, in the Form or to the Effect following; that is to say,

‘ No.

Navy Pay Office,

‘ Reverend Sir,

18 .

‘ I AM directed by Act of Parliament, 55 Geo. III. Chap. . .
 ‘ to forward to you the inclosed Commission [*or*, Requisition]
 ‘ for the Purpose of swearing *E. F.* therein named as Executor [*or*,
 ‘ Executrix] of the Will of *A. B.* late a Seaman [*or*, Marine] in
 ‘ His Majesty’s Navy, deceased, which Commission, [*or*, Requisition]
 ‘ when executed, you will be pleased to return, addressed as follows:
 ‘ To the Treasurer [*or*, To the Paymaster] of His Majesty’s Navy,
 ‘ *London*,’ specifying and describing the Receiver General of the
 ‘ Land Tax, the Collector of the Customs, or of the Excise, or
 ‘ Clerk of the Cheque, whose Abode is nearest to the Executor
 ‘ [*or*, Executrix] and who will be directed to pay him [*or*, her]
 ‘ the Wages due to the Deceased.

‘ The Copy of the Will may be delivered to the Executor [*or*,
 ‘ Executrix.]

‘ I am, Reverend Sir,

‘ Your most obedient Servant,

‘ *J. P.* Inspector.

‘ To *P. Q.* Minister of the Parish

‘ of in the

‘ County of

Duty of Proctor. And such Proctor having received the said Will, and the said Letter so written by the Inspector (in case such Letter shall be necessary), shall immediately sue out the previous Commission or Requisition, or take such other proper and legal Steps as may be necessary towards enabling the said Executor or Executrix, so applying for Probate of the said Will, to obtain the same; and shall enclose in the said Letter such previous Commission or Requisition, or other legal or necessary Instrument, with Instructions for executing the same, and also a Copy of the said Will; and the said Letter and Inclosures shall be forwarded to the said Minister by the General Post, agreeably to the Address put thereon by the Inspector of Seamen’s Wills as aforesaid.

Duty of Minif-
 ters on receiving
 Commissions.

IX. And be it further enacted, That such Minister shall immediately upon the Receipt of such previous Commission or Requisition, or other Instrument, take such Steps as to him may seem proper or necessary for procuring the Execution of such previous Commission or Requisition, or other Instrument, directed by the Proctor employed in *Doxors Commons* to be executed, and the same being so executed, he shall transmit the same to the Treasurer or to the Paymaster of His Majesty’s Navy, *London*; and if the Person applying for such Probate of Will, shall be and reside at a Distance from the Place where Wages, Prize Money or other Allowances of Money due to the Deceased are payable, he shall specify and send to the Receiver General of the Land Tax, the Collector of the Customs, or of the Excise, or Clerk of the Cheque, whose Abode is nearest to the Executor or Executrix, and who will be directed to pay him or her the Wages due to the Deceased.

Residence of
 nearest Receiver
 General of
 Land Tax, &c.
 specified.
 Probate
 obtained.

lector of the Excise or Clerk of the Cheque, who may be most convenient or nearest to the Person applying for such Probate; and the said Treasurer, Paymaster or Inspector, shall, immediately upon Receipt thereof, send the said previous Commission or Requisition, or other legal Instrument, executed by the Person applying for the Probate as aforesaid, to the aforesaid Proctor in *Doffors Commons*, who, in pursuance thereof, shall forthwith sue out and procure such Probate.

Wages of Persons dying intestate paid only upon Administration obtained in manner herein mentioned.

X. And be it further enacted, That when any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, who shall have belonged to any Ship or Vessel of His Majesty, his Heirs or Successors, has died, or hereafter shall die intestate, leaving any Wages, Pay, Prize Money, Bounty Money or other Allowances of Money of any Kind due to him, in respect of Services in His Majesty's Navy, the same shall not be paid unto any Representatives of such Intestate but upon Letters of Administration to be obtained in the following manner; viz. the Person or Persons claiming such Administration shall send or give in a Note or Letter to the said Inspector, stating his or her Place of Abode, and the Parish in which the same is situate, the Name of the Deceased, the Name of the Ship or Ships to which he belonged, and that he or she has been informed of his Death, and requesting the Inspector to give such Directions as may enable him or her to procure Letters of Administration to the Deceased, or to the like Effect; upon Receipt whereof the said Inspector shall send or cause to be sent, by Course of Post, under Cover to the Minister, Officiating Minister or Curate of the Parish or wherein the said Claimant shall reside, a Petition or Paper in the Words and Figures following, or to the like Purport and Effect;

' No.

' LIST.

- ' 1st Degree Widow.
- ' 2d — Child.
- ' 3d — Father.
- ' 4th — Mother.
- ' 5th — Brother or Sister.
- ' 6th — Grandfather or Grandmother.
- ' 7th — Uncle, Aunt, Nephew or Niece.
- ' 8th — Cousin German.
- ' 9th — Cousin German once removed.
- ' 10th — Second Cousin.

' Sir,
' Having obtained Information that *A. B.* born about the Year
at _____ and belonging
to His Majesty's Ship
about the Year _____
died at _____ in
the Month of _____ One
thousand eight hundred and _____

' without leaving any Will, to the best of my Knowledge and Belief, I now apply for a Certificate to enable me to obtain Letters of Administration to his Effects, being his lawful _____ and sole [*or*, One of his] nearest of Kin; no one to the best of my Knowledge and Belief of a nearer Degree being living at the time of the Death of the said Deceased, who died a Bachelor [*or*, Widower]. — My Place of Abode is _____

' C. D.

' We hereby certify, That we personally know the above subscribing *C. D.* and believe what he [*or*, she] has stated to be true.

' E. F.

' G. H.

' both Inhabitant Householders
' of the Parish of _____
' in the County of _____

' I hereby

Officiating Minister or Curate shall sign the Second Certificate upon the aforesaid Paper, (the Blanks therein and in the Description thereunto subjoined, being first filled up agreeably to the Truth); and the said Claimant shall, before his or her Examination, or his or her signing the said Petition or Application, pay to the said Minister, Officiating Minister or Curate, a Fee of Two Shillings and Six pence for his Trouble on the Occasion; and the said Paper being in all things completed according to the Directions therein and hereby given, the same shall be returned by the said Minister, Officiating Minister or Curate, by the General Post, addressed to the Treasurer or to the Paymaster of the Navy, London, who upon receiving the same shall direct the Inspector of Seamen's Wills to examine the same, and make such Enquiry relative thereto, as may appear to him necessary in that behalf; and being satisfied, he shall forthwith make out a Certificate in the Words and Figures following, or to the like Purport or Effect;

' By Act of Parliament, 55 Geo. III. Chap.

' No.

' Certificate to obtain Letters of Administration.

' Navy Pay Office,

' HAVING duly examined an Application made to this Office, by C. D. of ¹⁸ in the County of ¹⁸ stating that she [or, he] is the of A. B. originally of Majesty's Ship and late a Seaman [or, Marine] belonging to His Majesty's Ship who died intestate a Widower [or, Bachelor] on the Day of 18 and without leaving any One of a nearer Degree of Kindred to him; and it appearing that no Will of the Deceased has been lodged in this Office, I therefore grant this Abstract of the said Application, and certify, that I believe what is therein stated to be true; and also that the said C. D. may obtain Letters of Administration to the Effects of the said A. B. deceased, which Effects appear not to exceed the Sum of provided always, that she [or, he] is otherwise entitled thereto by Law.

' J. P. Inspector.'

To

' Proctor in *Dobors Commons*.'

' N. B. The previous Commission or Requisition (if such should be necessary) is to be addressed agreeably to the Supercription of the within Cover in which the same is to be enclosed, and forwarded by the Proctor; and when such Commission or Requisition shall be returned to this Office, it will be forwarded to him, and he is then to sue out Letters of Administration, and send them to the Inspector, with his Charge noted thereon.'

and after filling up the Blanks in the said Certificate, as the case may require, the said Inspector shall sign and address the same to a Proctor in *Dobors Commons*; and in case the Person claiming Administration shall not reside within the Bills of Mortality, the said Proctor shall at the same time enclose and send with such Certificate a Letter addressed to the Minister and Churchwardens, or Elders, in the case may be, of the Parish within which such Person then shall reside, signifying the Transmission of such Commission or Requisition, for

for the Purpose of swearing the Claimant as Administrator or Administratrix as aforesaid; provided to the best of the said Minister's or Curate's Belief, he or she answers the Description contained in the same; and intrusting him to return the Commission or Requisition, when executed, under Cover, addressed to the Treasurer or to the Paymaster of His Majesty's Navy, *London*, and to specify and describe the Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise or Clerk of the Cheque, whose Abode is nearest to the Person applying for such Administration, and who will be directed to pay him or her the Wages due to the Deceased; and the Proctor to whom such Certificate shall be addressed and sent, shall, immediately upon Receipt of the same, sue out the previous Commission or Requisition, if necessary, or take such other Steps as may be proper towards enabling the Person so applying for Letters of Administration, to obtain the same, and shall enclose such previous Commission or Requisition, or other legal and necessary Instrument, with Instructions for executing the same, in the Letter so to be addressed to such Minister, by the said Inspector, as last aforesaid, and shall forward such Letter and Enclosures by the General Post, agreeably to the Address put thereon by the Treasurer of the Navy, the Paymaster of the Navy, or the said Inspector.

If Minister, &c. reject Petition, to state reasons to Treasurer of Navy.

XI. Provided always, and be it enacted, That if the Minister, Officiating Minister or Curate shall reject the said Petition or Paper for want of Proof to his Satisfaction of the Claimant being the Person entitled to Letters of Administration of the Deceased's Effects, such Minister, Officiating Minister or Curate, shall state his reasons for such Rejection on the said Petition or Paper, and forthwith return the same, addressed to the Treasurer or to the Paymaster of the Navy as aforesaid; and in case no Application shall be made to him the said Minister, Officiating Minister or Curate by the Claimant, or no effectual Steps shall be taken by such Claimant, so as to complete the said Petition or Paper, and the Certificates thereon, within the Space of Two Calendar Months from the Date of the Inspector's Letter accompanying such Petition or Paper, he the said Minister, Officiating Minister or Curate, shall at the Expiration of that time forthwith return the said Petition or Paper, addressed to the Treasurer or to the Paymaster of the Navy as aforesaid, with his reason for doing so noted thereon.

Ministers on receiving Commissions to procure Execution, and transmit them to Pay Office. Residence of nearest Receiver General of Land Tax, &c. specified. Administration obtained.

XII. And be it enacted, That such Minister shall, immediately upon the Receipt of such Letter as aforesaid, with the previous Commission or Requisition or other Instrument enclosed therein, take such Steps as to him may seem proper or necessary for procuring the execution of such previous Commission or Requisition, or other Instrument transmitted by the Proctor to be executed; and being so executed, he shall transmit the same to the Treasurer or to the Paymaster of His Majesty's Navy, *London*; and if the Person applying for such Letters of Administration shall be or reside at a Distance from the Place where the Wages, Prize Money or other Allowances of Money due to the Deceased, are payable, he or they shall specify and describe the Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, who may be most convenient or nearest to such Person applying for Letters of Administration, and the Treasurer or Paymaster of His Majesty's Navy, shall direct the said Receiver General, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, to pay the said Wages, Prize Money, or other Allowances of Money due to the Deceased, to the said Person applying for Letters of Administration, or to the Receiver General, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, as the case may be.

the person applying for the Administration as aforesaid, to the Proctor employed in *Doctors Commons*, who in pursuance thereof shall forthwith sue out and procure Letters of Administration in Favour of the Person so applying for the same, in the Manner and Form above mentioned, to the Estate and Effects of the Person who has so died Intestate, as aforesaid.

XIII. And be it further enacted, That as soon as any Letters of Administration, or Probates of Wills, or Letters of Administration with Will annexed, have been obtained, and passed the Seal of the proper Court in the manner hereinbefore directed in the different Events hereinbefore specified, the Proctor who hath sued out the same shall immediately send such Letters of Administration or Probates of Wills, and Letters of Administration with Will annexed, addressed to the Treasurer or to the Paymaster of His Majesty's Navy, together with a Copy of the Will, and an Account of his or their Charges and Expences in obtaining the same; which said Charges and Expences shall not exceed the Sum or Sums hereinafter allowed to be charged in the different Events hereinafter specified; and the said Treasurer or Paymaster of His Majesty's Navy, upon receiving such Letters of Administration, or Probates of Wills, or Letters of Administration with Will annexed, shall direct the Inspector of Seamen's Wills or the Person authorized to act for him, to issue or cause to be issued a Check containing the Heads of such Letters of Administration, or Probate or Will, or Letters of Administration with Will annexed, as the case may be; and the said Inspector, or the Person authorized to act for him, shall note thereon the Amount of the said Proctor or Proctors Charges and Expences, provided the same shall be at and after the Rates hereinafter allowed to be charged; and likewise specify and describe upon the said Check, the Revenue Officer or Clerk of the Cheque residing as aforesaid, nearest to the Administrator or Executor so to be named in such Check, if such Communication shall have been made to him; which Check of Letters of Administration, or Letters of Administration with Will annexed, so prepared, shall be delivered over by him to the said Administrator; and which Check of Probate of Will shall be delivered over by him to the said Executor, together with a Copy of the Will which shall have been so transmitted to him by the Proctor or Proctors in *Doctors Commons*, the said Copy being first stamped by the Inspector, if the said Administrator, or the said Administrator with Will annexed, or the said Executor, as the case may be, shall be present or demand the same in Person; but if he shall not be present, but be and reside at a Distance, then and in case the said Inspector shall deliver such Check and such Copy of Will to the Deputy Paymaster; which Check shall be in the following Form, or to the like Effect;

Treasurer or
Paymaster of
Navy, to direct
Inspector to
issue Check, &c.

‘ No.

‘ CHECK.

‘ Navy Pay Office,

Day of

[T being directed by Act of Parliament, Fifty fifth *George Third*, Chap. that Letters of Administration and Probates of Wills, granted to the Representatives of Petty Officers and Seamen, Non Commissioned Officers of Marines and Marines, belonging to His Majesty's Navy, shall be lodged in this Office, as Vouchers to the Treasurer for Payments made thereon, and that

‘ that a Check shall be issued for every such Administration and
 ‘ Probate of Will, and Administration with Will annexed, specifying
 ‘ the particular Heads thereof, which, by virtue of the said Act,
 ‘ shall stand in place of the same; this is therefore issued to shew
 ‘ the Receipt at this Office of [Letters of Administration, Probate
 ‘ of Will, Letters of Administration with Will annexed] granted
 ‘ to *C. D.* of _____ in the County of _____
 ‘ as [Administat Execut Administat
 ‘ with Will annexed] of *A. B.* late of His Majesty’s Ship
 ‘ Dated the _____ Day of _____

‘ No.

‘ Remittance Bill, to be addressed to _____ at _____
 ‘ The aforesaid [Letters of Administration, Probate of Will,
 ‘ Letters of Administration with Will annexed] were sued out
 ‘ by _____ Proctor in *Doxors Commons*, whose Charges
 ‘ amount to _____

J. P. Inspector.

‘ To the Deputy Paymaster of the Navy.’

Proctor not to
 deliver Letter of
 Administration
 with Will an-
 nexed but to
 Treasurer or
 Paymaster of
 Navy.
 Penalty.

XIV. And be it further enacted, That if any Proctor, Registrar or other Officer of any Ecclesiastical Court, shall deliver or cause to be delivered any Letters of Administration, Probate of Will or Letters of Administration with Will annexed, to any other Person or Persons than the Treasurer or Paymaster of His Majesty’s Navy, or the said Inspector, in the manner directed by this Act, such Proctor, Registrar or other Officer of such Ecclesiastical Court, so offending, shall, for every such Offence, forfeit the Sum of One hundred Pounds to the Use of the Royal Hospital for Seamen at *Greenwich*; and if any Agent or Agents for Prizes shall pay any Prize Money due to a deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, under any other Authority whatever, than the Check directed by this Act to be issued by the said Inspector, or Person authorized to officiate for him, such Payment shall be null and void; and the Agent or Agents so paying the same, shall forfeit for every and each such Offence a Sum of Money equal to the Amount of the Prize Money so paid by him or them, to the Use of the said Royal Hospital for Seamen at *Greenwich*; and to be sued for, recovered and levied, with full Costs of Suit by Action of Debt, Bill, Plaint or Information in any of His Majesty’s Courts of Record at *Westminster*, either in the Name of the Commissioners and Governors of the said Royal Hospital, or in the Name of the Treasurer of His Majesty’s Navy for the time being, or any other Person by his Authority; in which Action no Essoin, Protection, Wager of Law or more than One Imparance shall be allowed.

Penalty.

How recovered.

Expence of suing
 out Probate, &c.

XV. And be it further enacted, That no Ecclesiastical Court or Registrar or Registrars of such Court, or any Proctor or other Person whatsoever, shall, under any Pretence, take and receive any more for the Stamp, Seal, Parchment, Writing, Fees and Trouble attending the suing forth the Probate of any Will or Letters of Administration to the Effects of any *Warant* or Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, or any other Person, than the Sum of _____ for the Purpose of receiving _____ Pay _____

shall remain due to such Warrant or Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, at the time of his Death, or for or in respect of his Services in His Majesty's Navy, than the several Sums specified in the Schedule hereunto annexed marked (B.) according to the different Circumstances therein expressed: Provided nevertheless, that if at any time or times hereafter any Increase or Diminution shall take place in the Stamp Duties now payable on Probates of Wills or Letters of Administration to the Effects of Warrant or Petty Officers or Seamen, Non Commissioned Officers of Marines or Marines, or on any Instruments connected therewith, then and in such case the Charges for such Probates and Administrations shall and may be increased or diminished to the Extent of such Alteration in the Stamp Duties, but no further or otherwise.

XVI. And be it further enacted, That if any Officer or Officers, Proctor or Proctors, or any other Person or Persons shall presume to take any more than the several Sums allowed and directed to be taken, in the different Events specified in the said Schedule hereunto annexed marked (B.) for the Charges of Probates, Letters of Administration, Commissions and Requisitions, in the manner therein particularly mentioned and expressed, the Person or Persons so offending shall forfeit to the Party aggrieved the Sum of Fifty Pounds to be recovered with full Costs of Suit, by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record at *Westminster*, or elsewhere, together with full Costs of Suit, in which no Essoin, Protection, Wager of Law or more than One Impar lance shall be allowed; or if any Registrar or other Officer of any Ecclesiastical Court shall knowingly or wilfully be aiding or assisting in procuring Probate of the Will or Letters of Administration, for the Purpose of enabling any Person or Persons to receive the Wages, Pay, Prize Money or Allowance of Money of any Kind, due or becoming due for the Services of any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine on board any Ship or Ships then or formerly belonging to His Majesty or his Predecessors, or Heirs or Successors, otherwise than in the manner prescribed by this Act, every such Proctor, Registrar or other Officer, shall for ever after be incapable of acting in any Capacity in any Ecclesiastical Court in *Great Britain*, and shall for each Offence forfeit and pay the Sum of Five hundred Pounds, to be sued for, recovered and levied by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record at *Westminster*; and one Moiety of every such Penalty or Forfeiture shall be and belong to His Majesty, his Heirs and Successors, and the other Moiety to him or them who shall discover, inform or sue for the same, together with full Costs of Suit, in which no Essoin, Protection, Wager of Law or more than One Impar lance shall be allowed.

Provide.

Proctors, &c.
taking more
than allowed.

Penalty.

Registrar, &c.
aiding, &c.

Penalty.

XVII. Provided always, and be it further enacted, That when any extraordinary Pains, Trouble or Expence shall attend the suing out Letters of Administration, or Letters of Administration of the Will annexed, to the Widow or next of Kin, or Probates of Wills to the Executors of any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, the Proctor who shall sue out the same, may, in Consideration thereof, make an Addition in Proportion to the said extraordinary Pains, Trouble and Expence,

Treasurer or
Paymaster to
allow reasonable
Charge.

Expence, to his or their Bill of Charges and Expences; and which appearing reasonable, the Inspector shall allow and pass the same; but if the same shall appear to the said Inspector unreasonable or exorbitant, he shall refer the same to the Treasurer or Paymaster of the Navy, which Treasurer or Paymaster, in case he shall disapprove of such Bill, shall cause the same to be returned to *Doctors Commons* to be checked and taxed by the Registrars, or any One of them, or by the Deputy Registrars or any One of them, who are hereby directed so to do without Fee or Reward, unless the said Charges and Expences shall have arisen in consequence of any Litigation or Suit respecting the obtaining or suing out such Letters of Administration, Letters of Administration with Will annexed, or Probate of Will; in which case the said Registrars or Deputy Registrars shall be permitted to charge and take the Fee of Three Shillings and Four pence.

Fee.

Sums not exceeding 20l. paid on Certificate.

XVIII. Provided always, and be it further enacted, That where any Sum not exceeding the Sum of Twenty Pounds shall be due for the Services as aforesaid, of any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine deceased; in order that the Widow, next of Kin, or Person named as Executor in any Will or Testament of such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, may not be put to great Expence, it shall and may be lawful for the Inspector of Seamen's Wills, after having taken the previous Steps to ascertain the Justice of their respective Claims to Probate or Administration, or Administration with Will annexed, in like manner as he has been hereinbefore directed to take, in cases of granting Certificates to *Doctors Commons*, for Letters of Administration, or Letters of Administration with Will annexed, or for Probates of Wills, to issue or cause to be issued a Certificate in the following Form, or to the like Effect;

Act of Parliament, 55 Geo. III.

No.

CERTIFICATE.

Navy Pay Office, Day of

HAVING duly examined a Claim presented to me as Inspector of Seamen's Wills, &c. by *A. B.* of in the County of stating that he [*or, she*] is the of *C. D.* originally of and lately a Seaman [*or, Marine*] belonging to His Majesty's Ship and who died at on the I therefore hereby certify, That I believe the Contents as therein stated to be true; and also, that the said *A. B.* is entitled to receive whatever Wages, Prize Money and other Allowances of Money, may be due to the said Deceased, provided the Amount thereof does not exceed the Sum of Twenty Pounds.

Remittance Bill to be addressed to at

J. P. Inspector.

To the Deputy Paymaster of the Navy, [who shall take Care to note hereon all Sums which he shall pay, or cause to be paid, upon the Authority of the same.]

Certificate to whom delivered.

Which Certificate to prepared shall be signed over to the Deputy Paymaster of the Navy, to be paid to the said Seaman or his Widow, next of Kin, or Person named as Executor in any Will or Testament of such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, as aforesaid.

they shall be present; but if he or they shall not be present, but be and reside at a Distance, then and in that case the said Inspector shall specify and describe upon the said Certificate, the Revenue Officer residing as aforesaid nearest to such Widow, next of Kin, or Person named as Executor, and shall deliver such Certificate to the Deputy Paymaster.

XIX. And Whereas Frauds have been frequently practised on the Representatives of deceased Petty Officers and Seamen, Non Commissioned Officers of Marines and Marines, by Persons falsely pretending to be Creditors of such deceased Petty Officers and Seamen, Non Commissioned Officers of Marines and Marines; For Prevention whereof be it enacted, That no Letters of Administration shall be granted to any Person or Persons as a Creditor or Creditors of any deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, deceased in order to enable or entitle any such Person or Persons to receive the Wages, Pay, Prize Money, Bounty Money or other Allowance of Money of any Kind, due to any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, for or in respect of his Services in His Majesty's Navy; but that all and every such Person and Persons claiming to be such Creditor or Creditors shall be entitled to receive from the Treasurer or Paymaster of His Majesty's Navy, the Agent or Agents or Prizes, or the Treasurer of *Greenwich* Hospital, or from any Person or Persons, other than the Executor or Administrator of such deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, the Amount of his or their Claim or Claims, out of such Wages, Pay, Prize Money, Bounty Money or other Allowance of Money, as may be due to such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, at the time of his Decease, or as far as such Wages, Pay, Prize Money, Bounty Money or other Allowance of Money will extend for that purpose, on such Ascertainment and Approval of the Amount of his or their Claim or Claims, as hereinafter mentioned; that is to say, every such Person so claiming to be a Creditor or Creditors, shall deliver or cause to be delivered to the said Inspector an Account Writing, signed with his, her or their Name or Names stating the particulars of his, her or their Demand, and specifying the Place or Places of his, her or their Abode, verified by the Oath or Oaths, (if such Person or Persons be a Quaker or Quakers) by the affirmation or Affirmations in Writing of such Person or Persons, One of them, taken before some One of His Majesty's Justices of the Peace, which Oath or Affirmation any such Justice of the Peace is hereby authorized and empowered to administer; upon Receipt of which said Account the said Inspector is hereby directed, with all convenient Speed, to cause an Advertisement to be inserted once in Three Public Newspapers printed and published in *London*, also Three times in one Public Newspaper printed and published at the nearest Place where any Public Newspaper shall be printed and published to the usual Residence (if known) of the next of Kin, or to the Place where such deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall appear to have been born, in case such Residence or Place shall not appear within the Bills of Mortality, signifying that a Creditor or Creditors of the deceased Petty Officer or Seaman, Non Commissioned

Creditors of
Seamen admin-
istering to de-
liver to Inspector
Account of
Names and
Places of Abode

Oath.

Advertisement.

miffioned Officer of Marines or Marine, hath or have applied to the Treasurer of the Navy for a Certificate to obtain Payment of his, her or their Demand; and thereupon if the next of Kin, or the Executor or Executors of the Will of any fuch deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, fhall within Six Calendar Months from the Date of fuch Advertisement, petition the Treasurer or Paymafter of the Navy for a Certificate to enable him, her or them to obtain Letters of Administration, or Probate of the Will of any fuch deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, the faid Infpector fhall caufe Notice in Writing to be given to fuch next of Kin, Executor or Executors, of the Name or Names, and Place or Places of Abode of the Perfon or Perfons fo claiming to be a Creditor or Creditors of the deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, and the Amount of the Debt or Debts claimed by him, her or them; and fhall alfo in like manner caufe Notice in Writing to be given to fuch Creditor or Creditors of the Place or Places of Abode of fuch next of Kin, Executor or Executors, and fuch next of Kin, Executor or Executors, fhall be at liberty to petition for a Certificate to obtain fuch Administration, or to prove fuch Will, for the Space of Twelve Calendar Months from the Date of fuch Advertisement; but in cafe of his, her or their neglecting fo to do for the Space aforefaid, that then the faid Infpector, or any other Perfon authorized by the faid Treasurer or Paymafter in Writing fo to do, fhall proceed to investigate the Account of fuch Creditor or Creditors; for which Purpose the faid Infpector, or fuch other Perfon fo authorized as aforefaid, is hereby empowered and directed to require from fuch Perfon or Perfons having delivered fuch Account, to produce before him all Books, Accounts, Papers, Vouchers and other Documents relating to fuch Demand; and in cafe fuch Perfon or Perfons fhall produce fuch Books, Accounts, Vouchers, Papers or other Documents, or not being able fo to do, fhall give fome fatisfactory reafon why the fame cannot be done, and fhall otherwife fatisfy the faid Infpector, or fuch other Perfon fo authorized as aforefaid, of the Juftice of his, her or their Demand, in part or in the whole, then the faid Infpector, or fuch other Perfon fo authorized as aforefaid, fhall allow the faid Demand, in part or in the whole, as he fhall fee fit; but if fuch Books, Accounts, Vouchers, Papers or other Documents, fhall not be produced, or a fufficient reafon affigned to the Satisfaction of the faid Infpector or fuch other Perfon fo authorized as aforefaid, why the fame cannot be done; or if the faid Infpector, or fuch other Perfon fo authorized as aforefaid, fhall not be fatisfied of the Juftice of fuch Demand, then the faid Infpector, or fuch other Perfon fo authorized as aforefaid, fhall difallow the faid Demand: Provided always, that in cafe fuch Perfon or Perfons, having delivered fuch Account, fhall be difsatisfied with the Decision of the faid Infpector, or fuch other Perfon fo authorized as aforefaid, it fhall be lawful for him, her or them to appeal to the faid Treasurer or Paymafter, who fhall thereupon proceed to examine the Parties and their Witneffes upon Oath, or (if either of the Parties being a Quaker or Quakers) upon Affirmation, the Matter in Queftion (which Oath or Affirmation)

Books, &c.
produced.

Provido.

to administer), or otherwise to receive Proof thereof by the like Oath or Affirmation in Writing, taken before some One of His Majesty's Justices of the Peace as aforesaid, which Oath or Affirmation every such Justice is hereby authorized and empowered to administer, and to allow or disallow the Claim of such Creditor or Creditors, in part or in the whole, as to them respectively shall seem fit; which said Decision of the said Treasurer or Paymaster shall be final and conclusive in the Premises; and if any Person or Persons shall wilfully and knowingly falsely make Oath or Affirmation to any of the Matters hereinbefore directed to be verified on Oath or Affirmation, or suborn any other Person or Persons so to do, every such Person or Persons so offending shall be subject and liable to the same Pains, Penalties and Forfeitures as Persons guilty of wilful and corrupt Perjury, or Subornation of Perjury, are by any Law or Laws now in force subject and liable to.

Perjury.
Subornation of
Perjury.

XX. And be it further enacted, That if within the Space of Twelve Calendar Months from the Date of the said Advertisement, no Probate of the Will or Letters of Administration to the Effects of any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall have been applied for by the next of Kin, Executor or Executors of such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, the Creditor or Creditors of such deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall be entitled to receive the full Amount of the Debt due to him, her or them, which shall have been allowed as aforesaid, so far as the Wages, Pay, Prize Money, Bounty Money and other Allowances of Money, due for the Services of such deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, in His Majesty's Navy, will extend to satisfy the same; and hereupon the said Inspector or his Assistant shall grant to such Creditor or Creditors, a Certificate signed by the said Inspector or his Assistant, in the Form set forth in the Schedule hereunto annexed, marked A.) and the Deputy Paymaster shall and he is hereby required to state on every such Certificate the exact Amount of the Wages due for the Services of the deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, in every Ship or Vessel of His Majesty, in which he shall have served; and on the granting of such Certificate, so much of the Wages due for the Services of such deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, as shall be sufficient to satisfy the Amount of the Sum permitted as aforesaid to be due to such Creditor or Creditors, shall be paid or remitted to such Creditor or Creditors in the manner here- and by any other Law or Laws now in force, provided for the Payment and Remittance respectively of the like Wages to the Executors or Administrators of deceased Petty Officers and Seamen; Non Commissioned Officers of Marines or Marines: Provided also, that if any Prize Money or Bounty Money shall be due to the deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, the same shall be payable to such Creditor or Creditors only in the manner hereinafter directed; that is to say, if Wages, Pay and other Allowances of Money due from His Majesty, his Heirs or Successors, to the deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall not be sufficient to discharge the said Debt so allowed as aforesaid, the

Creditors paid if
no Wills proved.

Proviso.

S

Deputy

plication to the Treasurer or Paymaster of the Navy in that behalf, to represent according to Law the Person of such deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine; and being satisfied of such Right, to certify the Name and Place of Abode of such Person so applying upon the Check or Certificate formerly issued by the Inspector of Seamen's Wills and Powers, to the Executors or Administrators of such deceased Party, and that he, she or they, in his Judgment is or are the rightful Representative or Representatives of such deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, and entitled to receive whatever Wages, Pay, Prize Money, Bounty Money and other Allowance of Money, may then remain due, or which thereafter may become due or payable in respect of such Service as above mentioned; and thereupon, if the Wages, Pay or other Allowances due from His Majesty, his Heirs and Successors, for the Services of such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, and the said Prize Money and Bounty Money, remaining unpaid at the time of the Decease of such Executor or Administrator, shall appear to the said Inspector or his Assistant, not to amount nor likely by future Payments to amount to more than the Sum of Twenty Pounds, then and in such case it shall and may be lawful to and for the said Treasurer and Paymaster of the Navy, and also to and for such Agent or Agents for Prizes, and also for the proper Officers of the Royal Hospital at *Greenwich*, to pay to such Person or Persons, or his, her or their lawful Attorney or Attornies, all such Wages, Pay, Prize Money, Bounty Money and other Allowances of Money, so due or which may become payable as aforesaid, without requiring such Person or Persons to take out fresh Letters Administration to such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine; any Law, Statute or Usage the contrary thereof in any wise notwithstanding; but if the said Wages, Pay, Prize Money, Bounty Money or other Allowance of Money, shall amount, or shall appear to the said Inspector of Seamen's Wills and Powers to be likely to amount to more than the Sum of Twenty Pounds, then and in either of such cases, such Wages, Pay, Prize Money, Bounty Money or other Allowances of Money, shall be paid, except upon fresh Letters of Administration, to be obtained in the regular and accustomed manner; any thing hereinbefore contained to the contrary thereof in any wise notwithstanding.

XII. And be it further enacted, That the said Deputy Paymaster, upon receiving such Check or Certificate as hereinbefore mentioned, addressed to him, as the case may be, shall cause the same of the Wages due thereon to be calculated and ascertained in the usual manner, in which Calculation, Consideration shall be had to the Proctor's Charge (if any such Charge shall have been incurred), which shall be abated and deducted from the said Wages, and be immediately paid to the said Proctor, or to some Person authorized to receive the same on his behalf; and the Amount due on such Check or Certificate, as the case may be, being so ascertained, and the Proctor's Charge, where there may be any, being so deducted, the net Balance or that Part of the net Balance which may be due to the Executor, Administrator, Widow, next of Kin, or Person named as such, shall immediately be paid to him or them, if he or they be present; and the Check or Certificate upon which the same

Payment by
Deputy Pay-
master.

was so paid shall also be delivered to him or them, that it may remain in his and their Hands, and stand in place and in stead of Letters of Administration, or Probate of the Will, or Letters of Administration with Will annexed, as Authority to receive whatever other Sums may be due or become due to the Estate of such Deceased.

XXIII. And be it further enacted, That in case the said Executor or Administrator, Widow, next of Kin, or Creditor, or Person named as Executor, shall not be present, but be and reside at a Distance, the said Deputy Paymaster or Treasurer's Clerk shall make out, or cause to be made out a Remittance Bill or Bills for the net Balance, or that Part of the net Balance ascertained as aforesaid; which shall be in the following Form, or to the like Effect :

' No.

Day of

L. s. d.

' Sir,

' PAY to *B. C.* of _____ on his
 ' [her or their] producing and delivering the Du-
 ' plicate hereof, the Sum of _____ being on
 ' account of the Wages of *D. E.* belonging to His
 ' Majesty's Ship the _____ if the same be de-
 ' manded within Six Calendar Months from the Date
 ' hereof, otherwise you are to return this Bill to the
 ' Treasurer of the Navy at the Pay Office of the
 ' Navy, London.

' To { The Receiver General of the Land Tax, in the County of
 ' The Collector of the Customs at the Port of
 ' The Collector of the Excise at
 ' The Clerk of the Cheque at

' Signed [*F. G.*] Commissioner of the Navy.

' Attested [*H. I.*] Clerk to the Treasurer of the Navy.

' By virtue of the Act Fifty fifth *George* Third, ch.

' *N. B.* — The personating or falsely assuming the Name and
 ' Character of any Person entitled to receive the Wages of any
 ' Inferior Officer or Seaman, Non Commissioned Officer of
 ' Marines or Marine, or procuring any other to do the same;
 ' or forging or uttering, knowing the same to be forged, any
 ' Letter of Attorney, Bill, Ticket, Certificate or Assignment,
 ' last Will, or other Power or Authority; or taking a false
 ' Oath to obtain Probate of a Will or Letters of Administra-
 ' tion, in order to receive Wages due to such Officer or Sea-
 ' man, Non Commissioned Officer of Marines or Marine, or de-
 ' manding or receiving such Wages due to such Officer or Sea-
 ' man, Non Commissioned Officer of Marines or Marine, under
 ' Probate of Will, or Letters of Administration, knowing the
 ' Will to be forged, or the Probate or Administration to have
 ' been obtained by means of a false Oath, is made liable with-
 ' out Benefit of Clergy, by the Fifty fifth of *George* Third,
 ' chapter _____

The Officer to whom the aforesaid Bill is addressed
 shall be liable to the Penalty of the Act Fifty fifth *George* Third,
 chapter _____

and being satisfied, he is to testify to that Purpose upon the Back of the Bill, and pay the Amount without Fee or Reward; but if he shall not be able to pay the Amount from not having Public Money sufficient in his Hands, he shall note the Cause of his refusing Payment, and shall appoint another Day within One Month at farthest from that time, and shall deliver back the Bill so noted to the Person presenting it; and if upon Complaint to the Commissioners of the Board of Revenue, on whose Officer such Bill shall have been drawn, it shall appear that such Officer hath unnecessarily delayed Payment, taken any Fee, or made any Deduction whatsoever, he shall be fined in a Sum not exceeding Fifty Pounds.'

And which Bill shall be signed, attested, forwarded and transmitted in the manner directed in cases of Parties desiring their Wages to be remitted at the Pay of a Ship, by the aforesaid Act passed in the Thirty first Year of the Reign of His late Majesty; and which Remittance Bills shall be made payable to such Persons only as shall be expressed as Administrators, Executors, Widows, next of Kin or Creditors in the Check or Certificate issued as before directed by the Inspector, and all the Money payable by the Treasurer of the Navy, upon such Check of Administration, Probate of Will, Administration with Will annexed, or Certificate, being made into a Remittance Bill or Bills, the Treasurer's Clerk shall examine the said Check, and if it shall appear that there are no further Sums due by the said Treasurer of the Navy, but that the full Sum due by him upon such Authority has been paid and satisfied, the said Clerk shall enclose the said Check in the Letter or Cover which contains the Bill of Remittance, and forward it to the Administrators, Executors, Widows, next of Kin or Creditors, that it may be and remain (as and with respect to any Administrators or Executors) in their Hands, and stand in the Place and Stead of the original Administration or Probate of the Will, as Authority to receive whatever other Sums may be due or become due to the Estate of the Deceased.

How signed, &c.
31 G. 2. c. 10.
§ 14.

XXIV. Provided always, and be it enacted, That in the Absence of the Commissioner of the Navy comptrolling the Payment of Wages at any of the Out Ports, at the time when any Remittance Bill made it under the Provisions of this Act, or the said Act passed in the thirty first (a) Year of the Reign of His said late Majesty, or any other Act or Acts, it shall and may be lawful to and for the Senior Officer of His Majesty's Dock Yard at such Out Port to sign such Bill in the Room and Stead of such absent Commissioner, and whose signature to every such Bill shall, in that case, render the same as valid and effectual as if the same had been signed by such Commissioner; any thing in this or the said recited Act, or any other Act or Acts to the contrary in any wise notwithstanding. (a) [31 G. 2. c. 14.]

In Absence of Commissioners of Navy, Senior Officers of Dock Yards may sign Remittance Bills.

XXV. And be it further enacted, That as soon as the Duplicate of any Remittance Bill or Bills, made out in Favour of, or granted, in manner hereinbefore directed in the different Events specified, to an Administrator, Executor, Widow, next of Kin or Creditor of a Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall be produced and delivered to any Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, in the United Kingdom of Great-Britain and

Duplicates.

and *Ireland* respectively, within Six Calendar Months from the Date thereof, he is hereby required and enjoined to examine such Duplicate, and enquire into the Truth thereof by the Oath of the Person producing the same (which Oath he is hereby authorized and directed to administer), and upon being duly satisfied, to testify the same on the Back of such Bill, and immediately to pay to the Person or Persons to whom such Bill shall be made payable, and who shall be entitled to receive the same, without Fee or Reward, on any Pretence whatsoever, the Sum contained in such Bill, taking his, her or their Receipt for the same on the Back thereof; which Bill so paid, upon being produced and delivered, together with the Duplicate thereof, at the Navy Office, shall be immediately assigned for Payment by Three or more Commissioners of the Navy, and shall be immediately repaid, by the Treasurer of the Navy, to such Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise, Clerk of the Cheque, or to the Order of any of them respectively, who shall have paid such Bill; but in case the Duplicate of such Bill shall not be produced and delivered, and the Payment thereof be demanded within Six Calendar Months from the Date thereof, then the said Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise or Clerk of the Cheque, shall return such Bill to the Treasurer of the Navy, who shall cause such Bill to be immediately cancelled, and from and after the cancelling thereof, the Sum so contained in such Bill shall accrue and become payable to such Executor, Administrator, Widow, next of Kin or Creditor of such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, for whose Wages or Pay it was made out (or their lawful Representatives, in case they shall be dead), in the same manner as if such Bill had never been issued.

Receiver General having no Money in Hand, to appoint future Day for Payment.

XXVI. Provided always, and be it further enacted, That if any such Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise or Clerk of the Cheque, to whom the Duplicate of any of the Bills hereinbefore directed to be made out and addressed to him as aforesaid, shall be tendered for Payment, shall not then have in his Hands Public Money sufficient to answer the same, and shall for that reason refuse or delay the immediate Payment thereof, such Receiver General, Collector of the Customs, Collector of the Excise or Clerk of the Cheque, shall immediately indorse on the Back of the said Duplicate the Day of its being so tendered to him, and the Cause of his Refusal or Delay to pay the same, and shall appoint thereon, for the Payment of such Bill, some future Day, within the Space of One Month at the furthest, from the Day of its having been first tendered to him as aforesaid, and such Duplicate with the Indorsement thereon shall immediately be delivered back to the Person presenting the same; and if upon Complaint, to be made to the respective Commissioners appointed by His Majesty, his Heirs or Successors, to manage the said several Duties of the Land Tax, Customs or Excise, or to the Commissioners of the Navy, if the Person complained of be a Clerk of the Cheque, it shall appear that such Receiver General, Collector of the Customs, Collector of the Excise or Clerk of the Cheque hath unnecessarily and wilfully delayed the Payment of such Bill, or that such Receiver General, Collector of the Customs, Collector of the Excise or Clerk of the Cheque hath wilfully refused to pay the same, then the said Commissioners shall cause such Receiver General, Collector of the Customs, Collector of the Excise or Clerk of the Cheque to be summoned to appear before them, and to shew Cause why he should not be punished for the same.

Unnecessarily, &c. delaying Payment of Bill, &c.

directly or indirectly received or taken any Fee, Reward, Gratuity, Discount or Deduction whatsoever, on account of the Payment of the said Bill, it shall and may be lawful to and for any Three or more of the said Commissioners to convict and fine any such Offender under their respective Direction, in any Sum not exceeding Fifty Pounds, according to the Nature and Degree of the Offence; and such Fine shall be adjudged, levied and recovered, in such and the same manner to all Intents and Purposes, as any Conviction may be made, and any Penalty or Fine may be levied and recovered for any Offence against any Law by which any Custom or Excise is imposed or laid; and the said Fine, when recovered, shall be paid to the Informer or Informers against such Offender or Offenders.

Penalty.

XXVII. And be it further enacted, That all and every such Bill or Bills, Duplicate and Duplicates respectively, hereinbefore directed to be made out and paid as aforesaid, shall be deemed and taken as good and sufficient Vouchers for the Treasurer of the Navy, or so much Money as shall have been so directed to be paid upon all or any of such Bill or Duplicate respectively, and as shall have been paid by him thereon, and shall be allowed as such in passing his Accounts.

Bills, &c. allowed on Accounts.

XXVIII. Provided always, and be it enacted, That when any Remittance Bill, made out under the Provisions of this Act, or any Act or Acts of Parliament now in force, in favour of or granted to any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, or to any other Person, for the whole or any part of the Wages or Pay due to any such Inferior or Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, and which shall have been transmitted to the Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise or Clerk of the Cheque, as respectively directed, shall be returned by such Receiver General, Collector of the Customs, Collector of the Excise or Clerk of the Cheque respectively to the Treasurer or Commissioners of the Navy, by his or their Direction, or the Direction of the Paymaster of the Navy, for any Cause whatsoever, before the Expiration of six Calendar Months from the Date thereof in *Great Britain*, and nine Calendar Months from the Date thereof in *Ireland*, it shall and may be lawful to and for the said Treasurer or Commissioners to cause such Bill to be immediately cancelled; and also, on its being certified one Part of the original Bill by the said Treasurer, Commissioners or Paymaster, that reasonable Cause had been assigned by the Party whom such Bill may be payable, for the cancelling of the said Bill before the Expiration of Six Months from its Date in *Great Britain*, and Nine Months from its Date in *Ireland*, for the proper Officer or Officers to make out or cause to be made out another like Remittance Bill or Bills, for the Sum of Money contained in such Bill so cancelled as aforesaid; which new Remittance Bill shall be signed in duplicate, attested, forwarded and paid, in such and the same manner as provided by this Act and the said respective Acts, with respect to the original Bill or Bills hereby and thereby directed to be issued; if such new Bill or Bills shall not be paid within Six Calendar Months from the Date thereof in *Great Britain*, and Nine Months from the Date thereof in *Ireland*, the same shall be returned and cancelled, in like manner as is by the same Acts also provided with respect to such original Bill or Bills; and the Sum or Sums of Money

Renewal of Remittance Bills.

fo contained in such new Bill or Bills shall then accrue and become payable to such Inferior or Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, for whose Wages or Pay it was so made out, or to his lawful Attorney or Attornies, or his Representatives, in case he shall be dead, or to other the Person or Persons entitled thereto, in the same manner as if such new Bill had never been issued; any thing in this Act or in the said recited Acts to the contrary thereof in any wise notwithstanding.

Petty Officers,
&c. forging, &c.
Certificates.

XXIX. And be it further enacted, That if any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall receive his Pay, or shall attempt to receive the same or any Part thereof, upon any Certificate purporting to be a Certificate of Servitude or a Certificate of Discharge, knowing the same to be forged or counterfeited; or if any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, or any other Person, shall falsely make, forge or counterfeit, or cause or procure to be falsely made, forged or counterfeited, or shall willingly act or assist in the false making, forging or counterfeiting of any such Certificate, every such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, or other Person being thereof lawfully convicted, shall be punished as in cases of wilful and corrupt Perjury.

Perjury.
Falsely representing next of Kin, &c.

XXX. And be it further enacted, That if any Person shall sign or subscribe any Petition or Application to the Treasurer or Paymaster of His Majesty's Navy for the time being, falsely and wilfully representing herself or himself to be the Widow, or the nearest or one of the nearest of Kindred of any deceased Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, who shall have belonged to or served on board any of His Majesty's Ships or Vessels, or utter or publish any such Petition or Application so signed or subscribed as aforesaid, containing such false and wilful Representation as aforesaid, in order to obtain a Certificate from the Inspector of Seamen's Wills and Powers to procure Letters of Administration to the Effects of any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, or to procure Payment of any Wages, Pay, Prize Money, Bounty Money or other Allowances of Money under Twenty Pounds, for or in respect of Services on board any Ship or Vessel of His Majesty, his Heirs or Successors; or if any Person or Persons shall demand or receive any Wages, Pay, Prize Money, Bounty Money or other Allowance of Money due or supposed to be due for or in respect of the Services of any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, upon or by virtue of any Certificate from the said Inspector of Seamen's Wills, knowing such Certificate to have been obtained by false Representations or Pretences, every such Person shall, on being convicted of any such Offence in due Form of Law, be transported beyond the Seas for the Term of Seven Years, in like manner as Persons convicted of Felony are directed to be transported by the Laws and Statutes of this Realm.

Transportation.

Forging, &c.
Names of
Ministers, &c.

XXXI. And be it further enacted, That if any Person shall falsely make, forge or counterfeit, or cause or procure to be made, forged or counterfeited, or shall willingly act or assist in the false making, forging or counterfeiting of any such Certificate, every such Person being thereof lawfully convicted, shall be punished as in cases of wilful and corrupt Perjury.

described and mentioned in this Act, to enable any Person or Persons to obtain Probate of any Will or Letters of Administration to any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine; or shall utter or publish as true, any such Certificate annexed or subjoined to or contained in any such Check or Petition, with any false, forged or counterfeited Signature of any such Minister, or Householder of any Parish subscribed thereto, knowing the same Signature to be false, forged or counterfeited, with Intention to defraud any Person or Persons, Body or Bodies Politic or Corporate whatsoever, then every such Person so offending, and being thereof convicted by due Course of Law, shall be deemed guilty of Felony and shall be transported as a Felon for the Term of his or her natural Life, or for the Term of Fourteen Years, or Seven Years, as the Court before which such Offender or Offenders shall be tried, shall adjudge.

Transportation.

XXXII. And be it further enacted, That if any Person or Persons shall willingly or knowingly personate or falsely assume, or cause or procure any other Person to personate or falsely assume the Name or Character of any Commission, Warrant or Petty Officer, or Seaman, or any Commissioned or Non Commissioned Officer of Marines or Marine, or any other Person entitled or supposed to be entitled to any Wages, Pay, Prize Money, Bounty Money or other Allowances of Money, for or in respect of Services performed, or supposed to have been performed on board of any Ship or Vessel of His Majesty, his Heirs or Successors, or the Wife, Widow, Executor or Administrator, Relation or Creditor, of any such Officer, Seaman or other Person as aforesaid, in order to receive any Wages, Pay, Prize Money, Bounty Money or other Allowances of Money, due or supposed to be due, for or in respect of the Services of any such Officer, Seaman, Marine or other Person as aforesaid, performed, or supposed to have been performed on board of any Ship or Vessel of His Majesty, his Heirs or Successors; or shall falsely make, forge, counterfeit or alter, or cause or procure to be falsely made, forged, counterfeit or altered, or willingly act or assist in the false making, forging, counterfeiting or altering any Letter of Attorney, Bill, Ticket, Certificate purporting to be a Certificate from the Inspector of Seamen's Wills and Powers or his Assistant, Assignment, last Will, or other Power or Authority whatsoever, in order to receive to enable any other Person to receive any Wages, Pay, Prize Money, Bounty Money or other Allowances of Money, due, or supposed to be due, for or in respect of the Services of any such Officer, Seaman, Marine or other Person as aforesaid, performed, supposed to have been performed on board of any Ship or Vessel of His Majesty, his Heirs or Successors, with Intention to defraud Person or Persons, Body or Bodies Politic or Corporate whatsoever; or shall utter or publish as true, any false, forged, counterfeit or altered Letter of Attorney, Bill, Ticket, Certificate purporting to be a Certificate from the Inspector of Seamen's Wills and Powers or his Assistant, Assignment, last Will, or other Power or Authority whatsoever, in order to receive any Wages, Pay, Prize Money, Bounty Money or other Allowances of Money, due, or supposed to be due, for or in respect of the Services of any such Officer, Seaman, Marine or other Person as aforesaid, performed, or supposed to have been performed, on board of any Ship or Vessel of His Majesty,

Personating, &c.
Petty Officers,
&c.Forging, &c.
Letter of At-
torney, &c.Uttering forged,
&c. Letter of
Attorney, &c.

‘ Hospital at *Chelsea*, as the case may require: And Whereas it is expedient, that the Treasurer of His Majesty’s Navy for the time being should have Power to sue for such of the said Penalties as are by the said several Acts respectively made applicable to the Use of the Commissioners and Governors of the said Royal Hospital at *Greenwich*, or suable for in their Names;’ Be it therefore enacted, That all and every the Penalties and Forfeitures incurred or to be incurred by any Person or Persons for Offences committed or Acts done by him, her or them, contrary to the said Three last mentioned Acts of Parliament, or either of them, or against this Act, so far as the same relate to the Naval Service, and the Penalties and Forfeitures of which Acts are applicable to the Use of the Commissioners and Governors of the said Royal Hospital at *Greenwich*, shall and may be sued for by the Treasurer of His Majesty’s Navy for the time being, in his own Name, or in the Name of any other Person by his Authority; any thing in the said recited Acts or in this Act to the contrary thereof in any wise notwithstanding.

Penalties, &c. of former Acts and this Act sued for by Treasurer of Navy.

XXXV. Provided always, and be it enacted, That all and every such Penalties and Forfeitures so sued for by the said Treasurer, or by his Authority, shall, when recovered, go and be applied to the Use of the Commissioners and Governors of the said Royal Hospital at *Greenwich*.

Penalties, &c. how applied.

‘ XXXVI. And Whereas by the said recited Act passed in the Fifty fourth Year of the Reign of His present Majesty, certain Provisions are made to prevent Abuses with respect to any Orders that may be drawn upon the Agents to the Captors of any Prize, or the proper Officers of *Greenwich* Hospital, for any Share of Prize or Bounty Money, and it is expedient to extend the same to Persons resident in *Ireland*, and in the Islands of *Guernsey*, *Jersey*, *Alderney*, *Sark* and *Man*;’ Be it enacted, That if the Person making such Order, as in the Schedule to the said Act marked (B.) expressed, shall be resident in any Place in *Ireland* where no Deputy to the Treasurer of *Greenwich* Hospital resides, then the Certificate to be thereto subjoined, containing such Particulars as in the said Schedule is also expressed, shall be signed by the Minister and of the Churchwardens; and if resident in either of the Islands of *Guernsey*, *Jersey*, *Alderney*, *Sark* or *Man*, then by the Minister of such Parish or Place in which such Person shall reside at the time of making such Order; and that every such Order and Certificate, when so respectively made, signed and attested as aforesaid, shall be good and effectual to all Intents and Purposes, as if the same had been respectively made, signed and attested, according to the Directions of the said recited Act; any thing in the same Act to the contrary thereof in any wise notwithstanding.

54 G. 3. c. 93. § 45.

Provisions of former Acts extended to Ireland.

XXXVII. And be it further enacted, That no Assignment, Bargain, Sale, Order or Contract which shall be made or given by the Warrant Officer, for or in respect of any Prize or other Money due to the Hands of Prize Agents, or paid into *Greenwich* Hospital, shall be valid, unless such Assignment shall truly express the Consideration Money actually paid by the Person or Persons in whose Hands such Assignment, Bargain, Sale, Order or Contract is made by the Person making and executing the same, and upon every such Assignment, Bargain, Sale, Order or Contract, the Agent or Agents for the said Hospital and the Treasurer of *Greenwich* Hospital respectively, shall

Assignments, &c. not valid unless Consideration expressed.

Place where such Name or Names shall be so inserted, and where such Order shall be intended to be attested under the Provisions of the said last mentioned Act, or shall tender any such Order with the Name or Names of any such Captured Ship, Vessel, Fortrefs or Place inserted therein to any Agent for Prize, or to the Treasurer or Clerk of the Cheque of *Greenwich* Hospital, for the Purpose of demanding or receiving Payment of any Prize Money or Bounty Money for or in respect of such Captured Ship, Vessel, Fortrefs or Place, such Prize Money or Bounty Money being then in Course of Distribution or Payment within Six Miles of the Place where such Order shall have been made or drawn and attested, every such Person so offending shall forfeit and pay the Sum of Fifty Pounds, to be recovered with full Costs of Suit, by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record at *Westminster*, wherein no Effoin, Protection, Wager of Law or more than One Imparllance shall be allowed, One Moiety of which Forfeiture shall go to the Use of the said Royal Hospital at *Greenwich*, and the other Moiety to him or them who will sue for the same.

Penal

XL I. And be it further enacted, That all Letters and Packets addressed to and sent by the said Treasurer or Paymaster of the Navy for the time being, shall be sent and received free from the Duty of Postage, in the same manner and under the same Restrictions (a) as the Clerk Assistant and Chief Clerk without Doors of the House of Commons of the United Kingdom of *Great Britain* and *Ireland* now send and receive the same.

Letters, &c. of Treasurer, &c. of Navy free.

[See 9 G. 3. c. 35. § 7. — 42 G. 3. c. 63. § 5.]

XL II. And be it further enacted, That all Letters and Packets addressed to and sent from the Inspector of Seamen's Wills and Letters of Attorney for the time being, or his Assistant, upon any Business or Affairs of or relating to the said Office of Inspector, shall be free from the Duty of Postage; and all Letters and Packets being upon any Business or Affairs relating to the said Office of Inspector of Seamen's Wills, that shall be forwarded by the said Inspector or his Assistant for the time being, shall be under Cover, with the Words 'Pursuant to Act of Parliament, 55 Geo. III.' printed upon the same, and the said Inspector or his Assistant shall write his Name under the same.

Letters, &c. of Inspector, &c. free.

[See 49 G. 3. c. 108. § 8.]

XL III. And be it further enacted, That if any Inspector or Assistant Inspector of Seamen's Wills, or any other Person, shall send or convey under any of the Covers aforesaid, any Writing, Paper or Parcel, other than those relating to the Business or Affairs of the said Office of Inspector of Seamen's Wills, the Person so offending shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds.

Letters, &c. under Cover.

Inspectors, &c. sending other Papers, &c. under Covers.

Penalty.

[See 49 G. 3. c. 108. § 9.]
XL IV. And be it further enacted, That all Bargains, Sales, Bills of Sale, Contracts, Agreements and Assignments whatsoever, for or concerning any Wages, Pay, Prize Money, Bounty Money or other Allowances of Money of any Kind, due or to grow due to any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marines, for or in respect of Services on board any of His Majesty's Ships, made or entered into, or hereafter to be made entered into, shall be and are hereby declared to be void and of no Effect, to all Intents and Purposes whatsoever; and the Treasurer of the Navy for the time being, the Treasurer of the Royal Hof-

Bargains, &c. for Seamen's Pay, &c. void.

Hof-

Hospital at *Greenwich* for the time being, and all and every Agent or Agents for Prizes is and are hereby authorized, directed and required to pay or cause to be paid to all such Petty Officers and Seamen, Non Commissioned Officers of Marines or Marines, as shall appear in Person at the Pay Table, or in their Absence to the lawful Attornies empowered by them, in such manner as is hereinbefore directed, or to the Executors or Administrators of such Petty Officers and Seamen, Non Commissioned Officers of Marines and Marines, to their respective Attorney or Attornies, duly authorized in such manner as is hereinbefore directed, the respective Wages, Pay, Prize Money, Bounty Money or Allowances of Money of any kind due to them, without regard to any Bargain, Sale, Bill of Sale, Contract, Agreement or Assignment whatsoever, made or to be made, of, for or concerning any such Wages, Pay, Prize Money, Bounty Money or Allowances of Money of any kind; any Law, Statute, Custom or Usage to the contrary thereof in any wise notwithstanding.

Captains to deliver to discharged Seamen Certificates.

XLV. And be it further enacted, That when and so often as any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall be discharged for any Cause, from any Ship or Vessel in the Service of His Majesty, his Heirs or Successors, the Captain or Commanding Officer of such Ship or Vessel shall make or cause to be made out a Certificate, in the Manner and Form following, or to the like Effect;

‘ No.

‘ THESE are to certify, That *A. B.* has served as
 ‘ on board of His Majesty’s Ship
 ‘ under my Command, from the _____ Day of _____
 ‘ to the _____ Day of _____ Dated
 ‘ the _____ Day of _____ *A. B.* is
 ‘ Feet _____ Inches high, is of a
 ‘ Complexion, and aged _____ Years.’

Which he shall sign with his Name, and deliver, or cause to be delivered to such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, at the time of his being discharged; and no Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall be entitled to receive his Wages, Pay or other Allowances, for Services on board any Ship or Vessel in the Service of His Majesty, his Heirs or Successors, unless at the time of paying such Wages, Pay or Allowances, he shall be identified by One or more of the Commission or Warrant Officers who belonged to the Ship or Vessel at the time or during some Part of the time for which he may so claim the Payment for such Services, or unless he shall produce a Certificate as above described, and directed to be delivered to him as aforesaid; and no Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, who shall be discharged from any Ship or Vessel in the Service of His Majesty, into any other Ship or Vessel in such Service, shall be entitled to receive his Wages, Pay or Allowances of any Kind, for his Service on board of the Ship to which he shall have last belonged, unless he shall be identified as aforesaid, and be cautions three times in the Ship or Vessel to which he shall be so discharged, or shall appear

therefrom; or if such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall be taken by the Enemy, unless he shall voluntarily return and enter on board some Ship or Vessel, in the Service of His Majesty, his Heirs or Successors, in a reasonable time after he shall be released from Prison; or if the Ship or Vessel in which such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, last served, shall have been lost or destroyed, and the Crew, or any Part of the Crew, shall have been saved, unless he shall enter again in a reasonable time on board some Ship or Vessel in such Service; or if such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall be discharged from the Ship or Vessel to which he belonged, to any of His Majesty's Hospitals, unless he shall enter the Ship or Vessel to which he shall be discharged from such Hospital, or be discharged out of the Service, or unless in any of the above Specified Events, reasonable Cause shall be shewn and allowed by the Commissioner of the Navy, compelling such Payment, and the Clerk of the Treasurer of the Navy making the same, for not producing such Certificate, or for Non Compliance with any thing herein directed.

XLVI. Provided also, and be it further enacted, That when any Sum not exceeding the Sum of Ten Pounds shall be due and payable by the Rules of the Navy, to any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, in respect of his Services in the Navy, it shall and may be lawful for such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, to give an Order in Writing for Payment of the same upon the Treasurer of the Navy, which Order shall be revocable, as in the case of Orders of Attorney, and shall be payable to the Person in such Order named, or to his Order; and the same shall be attested by the Captain or Commander, or any other of the signing Officers or a Lieutenant of the Ship on board of which such Services were performed, accompanied with a Certificate from One of the signing Officers or Lieutenants of such Ship, certifying the Particulars of the Services of the Drawer of such Order; and the said Order and Certificate shall be laid before the said Inspector, who shall examine the same, and if he sees no cause to suspect the Authenticity thereof, shall stamp and pass the same for Payment; but if he shall see cause to suspect the Authenticity of such Order, he shall report the same to the Treasurer or Paymaster of the Navy, and shall enter his Objection against the same, which shall prevent any Money from being paid and received thereon, until the same shall be authenticated to the Satisfaction of the said Treasurer or Paymaster; but if any such Sum not exceeding Ten Pounds shall be due and payable to any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, who shall have been discharged from His Majesty's Service, and in such case, the Order for Payment thereof shall be attested in such and the like manner as is hereinbefore directed with respect to the Attestation of Letters of Attorney, made by such Orders after their Discharge from His Majesty's Service; and such Orders shall be accompanied by the like Certificates mentioned in the said Order, and be subject to such and the like Examination by the Treasurer of Seamen's Wills and Powers, and such Caveat against Payment to be made under the Authority thereof, as is above directed with regard to Orders made by Persons in His Majesty's Service:

Orders executed
by Seamen not
above 10l.

Caveat.

Proviso.

Service: Provided always, that if the Party making such last mentioned Order shall have been discharged from His Majesty's Service, at his own Request, or for any other Cause or Reason than being unserviceable, he shall not be entitled to immediate Payment on such Order, but shall wait for the Payment of the same, according to the Rules of the Navy, until the Ship from whence he shall have been discharged shall come in course of Payment.

Run Men not to receive Wages until R. taken off.

XLVII. And be it further enacted, That no Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, who shall be marked on the Books of any Ship or Vessel in the Service of His Majesty, his Heirs or Successors, as having run therefrom, shall receive his Wages, Pay, Prize Money or other Allowance of Money for such Ship or Vessel, or for any other Ship or Vessel in His Majesty's Service in which he may have served, unless such Mark shall be taken off by Order of the Commissioners for executing the Office of Lord High Admiral of Great Britain, or by Order of the Commissioners of His Majesty's Navy.

Ships Twelve Months in Sea Pay to be paid.

XLVIII. And be it further enacted, That when and so often as any Ship or Vessel having been Twelve or more Calendar Months in Sea Pay, shall be or arrive in any Port of Great Britain, where any Commissioner of the Navy shall be or reside, and Money shall have been issued for Payment of the Wages due upon the Books of such Ship or Vessel, sufficient time shall be allowed for sending to the Navy Office, preparing and examining the Books of the said Ship or Vessel, and the Wages due to the Officers or Seamen, Non Commissioned Officers of Marines or Marines, of or belonging to such Ship or Vessel, for the time during which the said Books shall have been examining and preparing, which shall be done without Delay, shall be reserved and kept in arrear, over and above the Six Months ordered to be left unpaid by the said Act made in the Thirty first Year of the Reign of His late Majesty King George the Second; any thing therein contained to the contrary notwithstanding.

31 G. 2. c. 10. § 6.

Months reckoned by Calendar Months. Exception.

XLIX. And be it further enacted, That all Months mentioned in this and preceding Acts of Parliament relating to the Navy shall be counted and reckoned Calendar Months, excepting only in the Computation of Pay, Wages and other Allowances, which shall be computed and cast by reckoning Twenty eight Days to the Month, according to the usual Practice of the Navy.

Lieutenants to sign Names in Muster Books.

L. And for the Purpose of more effectually preventing Frauds and Forgeries in the Execution and attesting of Letters of Attorney, Wills, Orders or Certificates, made by or in favour of Petty Officers, Seamen, Non Commissioned Officers of Marines or Marines, be it enacted, That every Lieutenant on board His Majesty's Ships shall, upon a Page of every Muster Book of such Ship, sign his Name, for the Purpose only that the Inspector of Seamen's Wills, or such Persons as shall be deputed by him, may have the Opportunity of comparing the same with the Name of any such Lieutenant attesting the Will, Letter of Attorney, Certificate or Order, executed by or in favour of any Petty Officer, Seaman, Non Commissioned Officer of Marines or Marine.

Transmitting Musters.

LII. And be it further enacted, That every Captain and Commandant of any Ship, who shall be ordered to transmit Musters to the Admiralty, shall transmit the same to the Admiralty, and shall not transmit any other Musters to the Admiralty.

Books, Tickets and Lifts, by any Acts of Parliament directed to be made out and transmitted, then and in every such case such Captain or Commander shall leave such Muster Books, Tickets and Lifts, with the Naval Officer (if any such Officer shall be and reside at such Place) or if there shall be no Naval Officer at such Place, then and in that case, with some respectable Merchant or other Person, with proper Directions to forward the same to the Principal Officers and Commissioners of His Majesty's Navy, by the first safe Opportunity thereafter; and that such Naval Officer, respectable Merchant, or other Person shall give a Receipt for the Muster Books, Tickets and Lifts so left, and which Receipts shall be forwarded by the Captain or Commander to the Commissioners of His Majesty's Navy, at the time of passing his Accounts.

LII. And be it further enacted, That if any Captain or Commander shall be removed from any Ship or Vessel in His Majesty's Service, he shall forward to the Commissioners of His Majesty's Navy a perfect Muster Book, for the time between the ending of the last Two Monthly Muster Books, and the Date of his quitting the Command, and he shall deliver or cause to be delivered over to his Successor One complete Muster Book, signed by himself and the proper Officers, made up to the time of such Removal, and for which he shall receive a Receipt from his said Successor; and the Principal Officers and Commissioners of His Majesty's Navy are hereby strictly directed and required not to grant to any such Captain or Commander the general Certificate, to entitle him to his Wages for such Ship or Vessel, unless such Receipt shall be produced thereon, or unless thereto required by particular Order from the Lord High Admiral of *Great Britain*, or from the Commissioners for executing the Office of Lord High Admiral of *Great Britain*, or by Three or more of such Commissioners in cases of Necessity, and its being made appear to their Satisfaction, that the Directions thereinbefore given in this behalf have been complied with, as far as the nature of the Service will admit.

Delivering
Musters.

LIII. And Whereas by an Act passed in the Thirty second Year of the Reign of His present Majesty, intituled *An Act for explaining and amending an Act passed in the Thirty first Year of the Reign of His late Majesty King George the Second, intituled An Act for the Encouragement of Seamen employed in the Royal Navy, and for establishing a regular Method for the punctual, frequent and certain Payment of their Wages, and for enabling them to receive the same more easily and readily to remit the same for the Support of their Wives and Families, and for preventing Frauds and Abuses attending such Payments; and for further extending the Benefits thereof to Petty Officers and Seamen, Non Commissioned Officers of Marines and Marines, serving or who may have served on board any of His Majesty's Ships*, Provision was made, among other things, for the Payment of Wages due to Petty Officers and Seamen, Non Commissioned Officers of Marines and Marines, who should be duly discharged as disabled or unserviceable: And Whereas it is expedient to give further Facility to the Attainment of that Object, in cases not provided for in the said Act, in Ports and Places where there shall be no resident Commissioner of the Navy; Be it therefore enacted, That it shall and may be lawful and for any Naval Officer or Naval Officer, at any of the Ports or Places within the

32 G. 3. c. 33.

§ 7.

Discharged
Seamen may re-
ceive Wages at

Ports where
the Commis-
sioner.

the United Kingdom, where there shall be no resident Commissioner of His Majesty's Navy, to receive from any Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, who shall have been duly discharged or disabled or unserviceable, or in any other way duly discharged, and who shall be desirous to receive Payment of any Ticket or Certificate which shall have been made out on his Account, as by the said recited Act is directed; and also to require a Certificate from the Master of the Packet or Vessel in which such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, shall have come Home, or from some respectable Inhabitant of such Place, to the Purport and Effect respectively as required by the said recited Act; and thereupon such Naval Storekeeper or Naval Officer, being satisfied in every respect with regard to the Identity of any such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, as in the said Act is mentioned, shall in such case grant an Acknowledgment or Receipt to him for such Ticket and Certificate as he shall so receive, and immediately transmit the same, together with the Certificate of the Master of the Packet or Vessel, or of the Inhabitant of such Place, as the case may be, with the Address of the Party, to the Commissioners of His Majesty's Navy, who, on Receipt thereof, shall direct the Day on which they shall receive the same to be indorsed thereon, and shall immediately cause such Ticket and Certificate to be examined by the Muster Books, if received, and thereupon return such Ticket and Certificate to the said Naval Storekeeper or Naval Officer, with an Order to him subjoined thereto, or indorsed thereon, to pay to the Petty Officer, or Seaman, Non Commissioned Officer of Marines or Marine, therein named, the net Balance due upon such Ticket and Certificate, or upon the Ship's Books for which such Ticket or Tickets shall have been made out, in case the Ship or Ships shall have been paid for the time; and which Amount the said Naval Storekeeper or Naval Officer shall pay to such Petty Officer or Seaman, Non Commissioned Officer of Marines or Marine, only taking his Receipt thereon, duly attested, and shall charge the same in his Account with the said Commissioners; and the said Commissioners, being satisfied that such Payment hath been duly made, shall allow the same in the Accounts of such Naval Storekeeper or Naval Officer accordingly; any thing in the said recited Act to the contrary thereof in any wise notwithstanding.

Proviso for
54 G. 3. c. 93.

§ 88.

§ 36.

§ 40.

§ 7

LIV. Provided always, and be it enacted, That nothing in this Act contained shall extend, or be construed to extend, to repeal or alter any of the Provisions of the before mentioned Act, passed in the last Session of Parliament, except so far as the same is hereby extended to authorize the Treasurer of the Navy for the time being to sue for Penalties and Forfeitures incurred or to be incurred by any Person or Persons, for Offences committed, or Acts done contrary to the said Act; and except so far as the same Act is hereby amended with regard to the Attestation of Orders made in *Ireland*, and in the Islands of *Guernsey, Jersey, Alderney, Sark and Man*; and as to the inflicting a Penalty on licensed Agents who shall insert the Name of any Prize, or Orders for Payment of Prize Money, payable within Six Miles of the Place where such Orders shall be drawn, and as to the Alteration of so much of the said Act as extends to the alteration thereof to Seizures under the Revenue Laws, with the Money as therein mentioned.

LIV. And, for the more speedy and effectual bringing to Justice Persons who shall commit any of the Offences punishable under the Authority of this Act, be it further enacted, That, from and after the passing of this Act, it shall and may be lawful to and for the Treasurer and Commissioners of the Navy for the time being, or any One or more of them, and they and he is and are hereby respectively authorized and empowered from time to time in all Places whatever, to do, perform, exercise and execute the Office and Duty of a Justice or Justices of the Peace, to all Intents and Purposes whatsoever, in causing any Person or Persons who shall at any time or times, from and after the passing of this Act, be charged with any of the Offences mentioned in this Act, to be apprehended, committed and prosecuted for the same; and all Constables, Headboroughs, Keepers of Gaols and Prisons, and all other Officers whatever, shall and they are hereby respectively required from time to time diligently to execute, perform and obey all such Warrant and Warrants as shall be made, directed, issued or given to them, or any of them, by any One or more of the Persons aforesaid touching any of the Matters and Things hereinbefore contained; and all and every the Laws and Statutes of this Realm, made and now in force for the Ease, Safety and Protection of Justices of the Peace in the Execution of their Office, shall extend and be construed to extend to the Treasurer and Commissioners of His Majesty's Navy, acting in the Execution of this Act, and to all Constables and Headboroughs, or other Peace Officers, or Persons acting under the Warrant or Authority of the said Treasurer or Commissioners, or any of them, as fully and effectually to all Intents and Purposes as if the same were herein and hereby repeated and re-enacted, as to and for the Ease, Safety and Protection of the said Treasurer and Commissioners, and the Constables, Headboroughs or other Peace Officers or Persons acting under their any of their Warrant or Authority.

Treasurer and Commissioners to act as Justices.

LVI. Provided always, and be it further enacted, That this Act shall commence and take Effect at the following Periods; that is to say, at all Places in the *West Indies* and *America*, at the Expiration of Six Months, at all Places in the *East Indies* at the Expiration of Twelve Months, at all Places in the *Mediterranean* and in the *Baltic*, at the Expiration of Four Months, and at all other Places, at the Expiration of Two Months respectively next after the passing of the same.

Act when to commence.

LVII. And be it further enacted, That the Commissioners of the Navy shall deliver sufficient Quantities of blank Certificates of Discharge, in the Form prescribed by this Act, to all Captains and Officers in the Command of any of His Majesty's Ships; and the Treasurer of the Navy shall cause to be printed an Abstract of the Provisions and Regulations contained in this and other Acts of Parliament, respecting the Payment of the Royal Navy, and send or deliver a competent Number of Copies thereof to the Principal Officers and Commissioners of His Majesty's Navy at Home and abroad, to the Commissioners for taking Care of sick and wounded Seamen, to the Commissioners for conducting His Majesty's Transport Service, to the Commissioners of Excise and of the Customs in *England*, *Scotland* and *Ireland*, to the Governors of His Majesty's Colonies and Plantations, and to the Governors of the Settlements in the Charter of the *East India Company*, to His Majesty's Consuls

Commissioners to deliver blank Certificates, and Treasurer to print Abstracts.

Hung up in
Offices.

Hung up in
Ships.

Read once a
Month.

Consuls abroad, to the Receivers General of Land Tax throughout *Great Britain*, to the Registrars and Deputy Registrars of the Prerogative Court of *Canterbury*, to the Clerks of the Cheque of His Majesty's Dock Yards, to the Governors and Agents of Royal Hospitals, to the Commanding Officers of the several Divisions of Marines; all of whom are hereby strictly directed and enjoined to hang up and affix the same in some conspicuous Part of their several Offices, and to promulgate the same as effectually as they can in their respective Situations; and the Commissioners for executing the Office of Lord High Admiral of the United Kingdom for the time being, shall cause a competent Number of the Copies of the said Abstracts to be delivered to the Captains and Commanders of all the Ships and Vessels in His Majesty's Service; and every such Captain or Commander, as soon as the Ship or Vessel under his Command shall be put into Sea Pay, shall cause One of the said printed Abstracts, together with the Articles of War, to be hung up and affixed to the most Public Place of such Ship or Vessel, and shall cause the same to be constantly kept up and renewed, so that they may be at all times accessible to the Inferior Officers and Seamen on board of such Ships or Vessels; and every such Captain or Commander shall cause such Abstracts to be audibly and distinctly read over once every Month, in the Presence of the Officers and Seamen of such Ships or Vessels, immediately after the Articles of War are read; and the reading of the Articles of War and of the said Abstracts, and the Days when read, shall be attested by the Captain or Commander and the usual signing Officers of such Ship or Vessel, at the Foot of the Muster Books of such Ship or Vessel, before they are transmitted to the Commissioners of the Navy; and the said Commissioners are hereby strictly charged and directed to inquire whether the Directions hereby given for hanging up and affixing the said Abstract and Articles of War, and for reading of the same as aforesaid, have been duly observed by the Captain or Commander of such Ship or Vessel, which Commissioners shall not grant to such Captain or Commander his general Certificate until they are fully satisfied thereof; to the End and Intent that every Seaman employed in the Royal Navy of the United Kingdom, may at One and the same time hear and know the Forfeitures and Punishments he is liable to for any Neglect or Disobedience, and likewise the Encouragements and Benefits to which he is entitled by a due and faithful Performance of his Duty; and that upon suffering any Oppression or Injury in such Service, he may be better enabled to lay his Complaint before the Lord High Admiral of *Great Britain*, or the Commissioners for executing the Office of Lord High Admiral of *Great Britain*, who are hereby respectively charged and directed, upon any Complaint being laid, strictly to inquire into the circumstances of the same, and to grant immediate Redress therein, if such Complaint shall be justly founded, and to take special and constant Care that this Act, and others relating to the Navy, be fully complied with and punctually carried into Execution.

SCHEDULES to which this Act refers.

SCHEDULE (A.)

' CERTIFICATE.

' Navy Pay Office,
' Day of 18 .

HAVING duly examined a Claim, presented to me as Inspector of Seamen's Wills, and Letters of Attorney, by *A. B.* of stating, that he, [she, or, they] is [or, are] the Creditor [or, Creditors] of *C. D.* originally of and lately a Seaman [or, Marine] of His Majesty's Ship and who died at

Day of I hereby certify, That the stated Demands in Writing presented to this Office by the said *A. B.* as Creditor [or, Creditors] of the said *C. D.* under the Authority of the Act passed in the Fifty fifth Year of His Majesty King *George* the Third, Chapter Section have been duly examined agreeably to the Provisions of the said Act, and that I believe the Sum of to be due and owing by the late *C. D.* to the said *A. B.* and that the said *A. B.* is, [or, are] therefore entitled to receive by virtue of this Certificate the said Sum of out of whatsoever Wages, Prize Money, Bounty Money or other Allowances of Money, may be due to the said *C. D.* deceased, for his Services in His Majesty's Navy, and no more.

' Signed (J. B.) Inspector.'

SCHEDULE (B.)

TABLE of FEES to be taken for Probates of Wills, Letters of Administration, and Letters of Administration with Will annexed, of Warrant and Petty Officers and Non Commissioned Officers of Marines, and also of Common Seamen and Marines, in pursuance of this Act.

PROBATES.													
Under what Sum the Effects sworn.	Where the Deceased was a Warrant or Petty Officer in the Navy, or a Non Commissioned Officer of Marines.						Where the Deceased was a common Seaman or Marine.						
	If the Executor be a Wife, Child, Parent, Brother or Sister, of the Deceased.			If the Executor be more remotely related, or a Stranger in Blood to him.			If the Executor be a Wife, Child, Parent, Brother or Sister, of the Deceased.			If the Executor be more remotely related, or a Stranger in Blood to him.			
	£.	s.	d.	£.	s.	d.	£.	s.	d.	£.	s.	d.	
If the Executor sworn in London	20	—	7	—	—	16	6	—	—	—	7	—	
	40	—	1	—	—	10	6	—	—	—	11	—	
	60	—	1	4	—	—	13	—	—	—	14	6	
	100	—	1	8	6	—	—	15	6	—	—	19	—
If the Executor sworn in the County by Commission	20	—	19	—	—	—	—	—	—	—	19	—	
	40	—	1	17	—	—	—	—	—	—	1	7	6
	60	—	2	8	—	—	—	—	—	—	1	12	6
	100	—	2	8	—	—	—	—	—	—	1	18	6

ADMINISTRATIONS, and ADMINISTRATIONS with Will annexed.

Under what Sum the Effects are sworn.	Where the Deceased was a Warrant or Petty Officer in the Navy, or a Non Commissioned Officer of Marines.				Where the Deceased was a common Seaman or Marine.			
	If the Administrator be a Wife, Child, Parent, Brother or Sister, of the Deceased.		If the Administrator be more remotely related, or a Stranger in Blood to him.		If the Administrator be a Wife, Child, Parent, Brother or Sister, of the Deceased.		If the Administrator be more remotely related, or a Stranger in Blood to him.	
	Administ'ns Will annexed.	Administ'ns interlate.	Administ'ns Will annexed.	Administ'ns Will annexed.	Administ'ns Will annexed.	Administ'ns interlate.	Administ'ns Will annexed.	Administ'ns Will annexed.
If the Administrator sworn in London	£.	£. s. d.	£. s. d.	£. s. d.	£. s. d.	£. s. d.	£. s. d.	£. s. d.
	20	— 12 6	1 3 —	1 8 —	— 12 6	— 15 6	1 3 —	— 1 8 —
	40	2 5 6	2 16 —	3 2 —	— 16 —	— 19 6	2 6 6	2 12 6
	60	2 9 —	3 6 6	3 14 —	— 19 6	1 4 6	2 17 —	3 4 6
If the Administrator sworn by Commission in the Country	100	2 13 6	3 9 —	3 16 6	1 4 —	1 9 —	2 19 6	3 7 —
	20	— 19 6	1 13 6	1 18 6	— 19 6	1 2 —	1 13 6	1 18 6
	40	2 17 —	3 13 —	3 19 —	1 7 6	1 11 —	3 3 6	3 9 6
	60	3 1 6	4 2 6	4 10 —	1 12 —	1 17 —	3 13 6	4 — 6
	100	3 8 —	4 5 —	5 4 12 6	1 18 6	2 8 6	3 15 6	4 3 —

C A P. LXI.

An Act to grant to His Majesty certain increased Rates, Duties and Taxes in *Ireland*, in respect of Windows, Male Servants, Carriages, Horses and Dogs, in lieu of former Rates, Duties and Taxes in respect of the like Articles.

[25th May 1815.]

‘ Most Gracious Sovereign,

‘ **W**E, Your Majesty’s most dutiful and loyal Subjects, the Com-
 ‘ mons of the United Kingdom of *Great Britain and Ireland*,
 ‘ in Parliament assembled, towards raising the necessary Supplies,
 ‘ have freely and voluntarily resolved to give and grant unto Your
 ‘ Majesty the increased Rates, Duties and Taxes, hereinafter men-
 ‘ tioned, 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, from and after the Fifth Day
 of *January* in the Year of our Lord One thousand eight hundred
 and fifteen, there shall be raised, levied, collected and paid, unto
 His Majesty, his Heirs and Successors, upon and in respect of the
 several Windows, Male Servants, Carriages, Horses and Dogs, men-
 tioned, specified and expressed, in the several Schedules marked (A.)
 (B.) (C.) (D.) (E.) (F.) and (G.) to this Act annexed, the
 several annual Sums of Money, Rates, Duties and Taxes, as they
 are respectively described and set forth in the said respective
 Schedules; and that the said several Schedules, and all the Rules,
 Regulations and Exceptions, therein specified and contained, shall
 be deemed and taken to be Part of this Act to all Intents and
 Purposes whatever; and the said Rates, Duties and Taxes, shall
 be in lieu and instead, and in full Satisfaction of all Duties and
 Taxes, granted upon or in respect of the like Articles, Matters
 and Things, in and by any Act or Acts in force in *Ireland* imme-
 diately before the passing of this Act; and that all Rates, Duties
 and Taxes, on or in respect of the said several Articles, Matters
 and Things, or any of them, under or by virtue of any Act or
 Acts (a) in force in *Ireland* immediately before the passing of this
 Act, shall, from and after the said Fifth Day of *January* One
 thousand eight hundred and fifteen, cease and determine, and be no
 longer paid or payable, except so far as relates to any Arrears of the
 said Rates, Taxes or Duties, due and payable before the said Fifth
 Day of *January* One thousand eight hundred and fifteen; and ex-
 cept in cases where any such Rates, Taxes or Duties, for the Year
 beginning on the said Fifth Day of *January*, shall have been actually
 paid before the Expiration of Ten Days after the passing of this
 Act; and also except the several Duties of One Pound and of Ten
 Shillings, under an Act made in the Forty eighth Year of His
 present Majesty’s Reign, intituled *An Act to grant to His Majesty
 certain Duties and Taxes in Ireland, in respect of Carriages, Horses,
 Fire Hearths, Horses, Male Servants and Windows, in lieu of former
 Duties and Taxes in respect of the like Articles, upon the
 makers or Makers of Carriages, charged with*

Duties specified
in Schedules
annexed to be
paid.

Schedules part
of Act.
Duties, &c. in
lieu of former
Duties.
Duties, &c. of
former Acts to
cease.

Exceptions.

48 G. 3. c. 42.

or constructed, by such Coachmaker or Maker of Carriages for Sale, or on Carriages sold by any Person in Ireland by Auction or on Commission, which Duties shall continue payable, and shall be paid by such Coachmakers and Persons selling such Carriages for and in respect of any Carriages chargeable with Duty under this Act.

II. And be it further enacted, That all Rates, Duties and Taxes, by this Act and the Schedules hereunto annexed granted and made payable, shall be paid and payable and received and receivable according to the Amount thereof in *British* Currency; and that all and every the said Rates, Duties and Taxes granted by this Act, the necessary Charges of raising and accounting for the same being deducted, shall be carried to and made Part of the Consolidated Fund of *Ireland*; and that the Sum of Six pence in the Pound and all other Fees which shall or may be payable to the Lord High Treasurer or Commissioners for executing the Office of Lord High Treasurer of *Ireland*, Clerk of the Pells, or any other Officer of the Treasury of *Ireland*, upon issuing or Payment of any Sum or Sums of Money out of the Consolidated Fund of *Ireland*, shall be carried to the said Consolidated Fund, in Aid and in Addition to the Duties hereby granted, and shall be accounted for accordingly.

Duties paid in British Currency.

Consolidated Fund.

Application of certain Fees.

III. And be it further enacted, That the several Rates, Duties and Taxes, by this Act and the Schedules hereunto annexed granted and made payable, shall be under the Management of the Commissioners of Inland Excise and Taxes in *Ireland*, and shall be raised, levied, collected, paid and sued for, and recovered in the same 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, levying, paying and managing of the like Rates, Duties and Taxes in and by any Act or Acts in force in *Ireland* immediately before the passing of this Act, with respect to the said Rates, Duties or Taxes, or any of them, and with and under all such Powers and Authorities as are given in and by an Act made in *Ireland*, in the Fourteenth and Fifteenth Years of the Reign of His late Majesty King *Charles* the Second, intituled *An Act for settling of 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 or by any other Act or Acts in force in *Ireland*, relating to the Revenues under the Management of the Commissioners of Inland Excise and Taxes in *Ireland*, fully and effectually, to all Intents and Purposes, as if the same Rules and Directions, Penalties and Forfeitures, were herein expressed and enacted, except only so far as the same are altered or repealed by this present Act, with like remedy of Appeal to and for the Party or Parties aggrieved, as in and by the said Acts or any of them is or may be provided.

Duties under Management of Commissioners of Excise and Taxes in *Ireland*, and levied as former Duties.

14 & 15 Car. 2.
(1.) Self. 4. c. 8.

46 G. 3. c. 106.
cc.

Appeal.

IV. And be it further enacted, That in all cases where any Person in *Ireland* shall, at any time after the Fifth Day of *January* One thousand eight hundred and fifteen, and before the Expiration of

Paying former Rates liable to pay Difference between new

and former
Rates.

of Ten Days after the passing of this Act, have been charged with and shall have actually paid to any Officer of the Commissioners of Inland Excise or Taxes in *Ireland*, any Rates, Duties or Taxes, upon or in respect of Windows, Servants, Carriages, Horses or Dogs, under any Act or Acts in force in *Ireland* immediately before the passing of this Act, for the Year beginning on the said Fifth Day of *January* One thousand eight hundred and fifteen, and ending on the Fifth Day of *January* One thousand eight hundred and sixteen, it shall be lawful for any Officer or Officers appointed by or acting under the Orders and Directions of the Commissioners of Inland Excise and Taxes in *Ireland*, in the collecting or superintending the Collection of the said Rates, Duties and Taxes, or any of them, to charge, and such Officer and Officers is and are hereby authorized and required to charge any and every such Person or Persons so having paid such former Rates, Duties and Taxes, with the whole of the Rates, Duties and Taxes granted by this Act, for the Year so beginning and ending as aforesaid, and such Charge shall be made by the said Officers on the Persons so having paid the said former Rates, Duties and Taxes, at the same time when the Charge of the Rates, Duties and Taxes on or in respect of Windows, Servants, Carriages, Horses or Dogs, granted by this Act, shall be made on other Persons by such Officers for the Year so beginning and ending as aforesaid; and so much and such Part of the said Rates, Duties and Taxes payable under this Act for the said Year so beginning and ending as aforesaid as shall exceed the Amount which shall have been so previously actually paid by any Person or Persons for such former Rates, Duties or Taxes, shall be payable and paid by such Person, and shall be collected by the proper Officers at the same time and in such manner as the Rates, Taxes and Duties payable under this Act by any other Person or Persons for the Year so beginning and ending as aforesaid shall be payable, and so much and such Part of such Rates, Duties and Taxes payable under this Act as shall exceed the Amount so paid under any former Act or Acts for the said Year, shall be collected, levied and paid, and recovered and recoverable by, with, under and subject to all such and the like Powers and Remedies as are given for the collecting, recovering and levying any of the said Rates, Taxes or Duties under or by virtue of any Act or Acts in force in *Ireland* relating to the said Rates, Taxes and Duties, or any of them; and in case any Person or Persons having paid such former Rates, Duties or Taxes for such Year so beginning and ending as aforesaid, shall produce to the Officer demanding Payment of the Rates, Duties and Taxes for such Year under this Act, the Receipt for such former Rates, Duties and Taxes, and shall pay such Excess as aforesaid to such Officer, and shall deliver such former Receipt to such Officer, and shall require of such Officer a Receipt for the whole of the Rates, Duties and Taxes payable for the said Year under this Act, such Officer shall give such Receipt accordingly in lieu of such former Receipt, or otherwise shall give to the Party paying such Excess a Receipt for the whole of the Duties payable for the said Year, specifying the Sum so formerly paid, and also specifying the Amount of the Excess paid in Satisfaction of such Rates, Duties and Taxes under this Act for such Year, so beginning and ending as aforesaid.

" Owners of Houses untenanted for Three Months to be relieved
 " of Payment of Duty on Windows and Hearths for that Pe-
 " riod, §5. [Repealed, *post.* c. 140. §2.]

VI. 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 altered, &c.*

[See *post.* cc. 67. 140.]

SCHEDULES to which this Act refers.

SCHEDULE (A.)

WINDOWS.

A SCHEDULE of the Rates and Duties payable annually for and out of every TENEMENT or DWELLING HOUSE having more than Six Windows or Lights, in respect of the Windows or Lights in every such Tenement or Dwelling House respectively.

In respect of 7 Windows or Lights			£.	s.	d.
8	-	Do.	1	0	0
9	-	Do.	1	13	0
10	-	Do.	2	2	0
11	-	Do.	2	16	0
12	-	Do.	3	12	6
13	-	Do.	4	9	6
14	-	Do.	5	6	6
15	-	Do.	6	3	6
16	-	Do.	7	0	0
17	-	Do.	7	17	0
18	-	Do.	8	14	0
19	-	Do.	9	10	6
20	-	Do.	10	7	6
21	-	Do.	11	4	6
22	-	Do.	12	1	0
23	-	Do.	12	18	0
24	-	Do.	13	15	0
25	-	Do.	14	11	6
26	-	Do.	15	8	6
27	-	Do.	16	5	6
28	-	Do.	17	2	0
29	-	Do.	17	19	0
30	-	Do.	18	16	0
31	-	Do.	19	12	6
32	-	Do.	20	9	6
33	-	Do.	21	6	6
34	-	Do.	22	3	0
35	-	Do.	23	0	0
36	-	Do.	23	16	6
37	-	Do.	24	13	6
38	-	Do.	25	10	6
39	-	Do.	26	7	0
			27	4	0

Schedule (A.)—*continued.*

	£.	s.	d.
In respect of 40 to 44 Windows or Lights	-	28	17 6
45 to 49 Do.	-	31	13 6
50 to 54 Do.	-	34	10 0
55 to 59 Do.	-	37	6 0
60 to 64 Do.	-	39	15 6
65 to 69 Do.	-	42	0 6
70 to 74 Do.	-	44	5 0
75 to 79 Do.	-	46	10 0
80 to 84 Do.	-	48	15 0
85 to 89 Do.	-	51	0 0
90 to 94 Do.	-	53	4 6
95 to 99 Do.	-	59	9 6
100 to 109 Do.	-	58	17 0
110 to 119 Do.	-	63	6 6
120 to 129 Do.	-	67	16 6
130 to 139 Do.	-	72	6 0
140 to 149 Do.	-	76	16 0
150 to 159 Do.	-	81	5 6
160 to 169 Do.	-	85	15 6
170 to 179 Do.	-	90	5 0
180 Do. or upwards	-	93	2 6
And for every such Dwelling House which shall contain more than 180 Windows or Lights, for every Window or Light exceeding the Number of 180	-	0	3 0

EXEMPTIONS and ABATEMENTS.

His Majesty's Castle of Dublin and any House within the Circuit thereof, and any House or Tenement for the Residence of the Lord Lieutenant or other Chief Governor or Governors of Ireland for the time being, or of the Chief Secretary to the Lord Lieutenant or other Chief Governor or Governors of Ireland, or of the Under Secretaries in his Office, and the College of the Holy and Undivided Trinity of Queen Elizabeth, near Dublin, shall be wholly exempt from the said Duties:

Any Warehouse or Workhouse being a distinct and separate Building, and not a Part or Parcel of the Dwelling House nor Shop, nor occupied in part nor in the whole as a Dwelling House, but employed solely for the Purpose of lodging Goods, Wares or Merchandize, or for carrying on some Manufacture or Trade, although the same may adjoin to or have internal Communication with the Dwelling House, shall be wholly exempted from the said Duties:

If in any House containing Eight Windows or more, any Room or Rooms shall be occupied by any Lodger or Lodgers, not paying respectively a Rent exceeding Five Pounds yearly for each Lodger, so much of the Tax on such House in respect of Windows or Lights therein, as shall in respect of the Windows

Schedule (A.)—*continued.*

the Part of such House so occupied, exceed One Shilling for each Window or Light, shall be deducted from the whole Charge of such House :

Any Hospital, Charity School or House provided for the Reception and Relief of Poor Persons, or any Gaol, Prison or Sessions House, or any Hall, Office or Public Building whatsoever in Ireland, shall not be charged in respect of Windows therein otherwise than in manner hereinafter mentioned ; that is to say, all the Dwelling Rooms or Apartments in any such Public Building being occupied by any Officer of or belonging to or employed in the same, or by any Servant of such Officer ; and if all such Rooms or Apartments shall not contain more than Six Windows or Lights, shall be charged with the Tax in respect of Windows, at the Rate of One Shilling for each Window or Light therein ; and if all such Rooms or Apartments shall contain more than Six Windows or Lights, then they shall be charged with the said Tax as if they were an entire House ; and the Officers or Persons respectively by whom or by whose Servant such Rooms or Apartments are or shall be inhabited shall be chargeable with and liable to pay the said Taxes as Occupiers of inhabited Houses are by Law chargeable with and liable to pay the same :

Any Dwelling House or other Building in respect of any Window which shall be occupied with or used for a Loom which shall be standing at such Window, and really used in weaving :

Any Dwelling House wholly occupied as a Boarding School for the Education of Children, and kept by a Person licensed to keep a School by the Ordinary of the Diocese, or the Justices at Sessions, shall not be charged with any higher Rate of Tax than One Shilling for each Window or Light therein.

SCHEDULE (B.)

MALE SERVANTS.

A SCHEDULE of the Duties payable annually for every MALE SERVANT retained or employed by any Person or Persons in the several Capacities herein mentioned.

NUMBER THEREOF.		Amount of Duty payable for each Servant.
		£. s. d.
1	such Servant	2 8 0
2	Do.	3 2 0
3	Do.	3 16 0
4	Do.	4 7 0
5	Do.	4 18 0
6	Do.	5 3 0
7	Do.	5 5 0
8	Do.	5 12 0
9	Do.	6 2 0
10	Do.	6 13 0
11	Do. and upwards	7 13 0

RULES

Schedule (B.)—*continued.*

RULES for charging the said Duties.

The said Duties shall be paid by the Person who shall retain or employ such Male Servant or Servants, and shall be paid for every Male Servant who shall be retained or employed by any Person at any time between the Fifth Day of January in any Year and the Fifth Day of January in the Year following, in any of the following Capacities; that is to say, Maitre d'Hotel, House Steward, Master of the Horse, Groom of the Chamber, Valet de Chambre, Butler, Under Butler, Clerk of the Kitchen, Confectioner, Cook, House Porter, Footman, Running Footman, Coachman, Groom, Postillion, Stable Boy or Helper in the Stables, Gardener, Park Keeper, Game Keeper, Huntsman or Whipper-in, or by whatever Name or Names Male Servants really acting in any of the said Capacities shall be called or known, or whether such Male Servants shall have been or shall be retained or employed in one or more of the said Capacities, or in any other Business jointly with any one or more of the same, and for every Servant hired with any Carriage or Horses for one Year, or any longer Period.

EXEMPTIONS.

Any Servant (other than such as are herein specified, and in respect of whom the Master is subject to Duty) who shall be really retained or employed for the Purpose of Husbandry or Manufacture, or of any Trade or Calling by which the Master or Mistress of such Servant shall earn a Livelihood or Profit, and who shall not at any time be employed in any Capacity in respect of which a Tax is payable for any Servant :

Any Servant of the Lord Lieutenant or other Chief Governor or Governors of Ireland for the time being, or any Butler, Cook, Gardener or Porter of the College of the Holy and Undivided Trinity of Queen Elizabeth near Dublin, or any Servant of the Royal Hospital near Kilmainham, or of the Blue Coat Hospital or Lying-in Hospital in Dublin, or of any Hospital or Charitable Institution :

One Servant of any Officer serving in any Regiment of Horse or Dragoons under the Rank or not receiving the Pay of a Field Officer, provided such Officer retains no more than One Servant, and any Servant of any Officer serving in any Regiment of Artillery, Infantry or Marines, or Corps of Engineers, such Servant being actually a Soldier in the Regiment or Company to which such Officer shall belong, and any Servant of any Officer in His Majesty's Navy, under the Rank of a Master and Commander, in actual Employment, such Servant being borne upon the Books of the Ship to which such Officer shall belong :

One Servant of any Officer on Half Pay from His Majesty's Navy, Army or Marines, provided such Officer shall retain no more than one such Servant only :

Any Boy apprenticed to serve for any Term not exceeding Seven Years by the Foundling Hospital, the Incorporated Society the Hibernian School for Soldiers' Children, the Hibernian Society, or any Society or Charitable Institution in Ireland for the Care and Education of Children supported in whole or in part by Public Money or Assessment.

**SCHEDULE (C.)
CLERKS AND SHOPMEN.**

A SCHEDULE of the Duties payable annually for every **MALE PERSON** retained or employed in the several Capacities after mentioned.

	£. s. d.
For every Male Person employed by any Person in Trade or exercising any Profession whatever as a Clerk or Book Keeper or Office Keeper (except Apprentices for or with whom no higher Sum than Twenty Pounds Sterling has been paid or contracted for as a Fee or Reward) the yearly Sum of - - - - -	2 0 0
For every Male Person employed by any Person in Trade as a Shopman (except Apprentices as aforesaid) for the Purpose of exposing to Sale or selling Goods, Wares or Merchandize in such Shop or Warehouse, whether by Wholesale or Retail, the yearly Sum of - - - - -	2 0 0

RULES for charging the said Duties.

The said Duties shall be paid by the Person or Persons who shall retain or employ such Male Person or Persons, and shall be paid for every Male Person who shall be retained or employed in any of the said Capacities by any Person or Persons at any time between the Fifth Day of January in any Year, and the Fifth Day of January in the Year following.

**SCHEDULE (D.)
CARRIAGES.**

A SCHEDULE of the Duties payable annually on all **CARRIAGES** of any of the Descriptions after mentioned.

NUMBER OF CARRIAGES.	Amount of the Duty for each Carriage.
For Carriages with Four Wheels :	
For 1 such Carriage, the Annual Sum of - - - - -	£. s. d. 12 0 0
2 Do. - - - - -	13 0 0
3 Do. - - - - -	14 0 0
4 Do. - - - - -	15 0 0
5 Do. - - - - -	15 15 0
6 Do. - - - - -	16 8 0
7 Do. - - - - -	17 0 0
8 Do. - - - - -	17 12 0
9 Do. and upwards - - - - -	3 0
And for every additional Body successively used on the same Carriage or Number of Wheels, the further Annual Sum of - - - - -	6 6 0
For Carriages with less than Four Wheels :	
For every such Carriage drawn by One Horse, Mare, Gelding or Mule, and no more - - - - -	6
And for every such Carriage drawn by Two or more Horses, Mares, Geldings or Mules - - - - -	6
And for every additional Body successively used on the same Carriage or Number of Wheels, the further Sum of - - - - -	6

R

Schedule (D.)—continued.

RULES for charging the said Duties.

The said Duties shall be respectively charged for every Coach, Berlin, Landau, Chariot, Calash, Chaise Marine, Chaise, Sociable or Caravan with Four Wheels; and for every Calash, Chaise Marine, Chaise, Curricule, Chair or Car, with less than Four Wheels; and for any Number of such Carriages respectively; and for every other Carriage with Four Wheels, or with less than Four Wheels respectively, used or to be used for the like Purposes by whatever Name or Names the same shall be called or known which any Person shall keep or have in his or her Possession at any time between the Fifth Day of January in any Year, and the Fifth Day of January following, or which shall be hired by the Year or any longer Period; and upon all such Carriages as shall be kept to be let out to hire by any Person letting out Horses to travel Post, or by the Mile, who shall charge, demand or receive a higher Rate of Payment for drawing any such Carriage travelling Post by the Mile, or from Stage to Stage, than such Person charges for his or her own Carriage of the same Denomination travelling Post in like manner; and which Duties shall be respectively paid by the Person or Persons keeping such Carriages, and shall be chargeable upon the Body, or if more than One, upon the Bodies of such Carriages respectively, according to the Number thereof successively used on the same Carriage or Number of Wheels, and not in respect of the Wheels thereof, or any other Parts of such Carriages to which the Wheels shall be attached.

EXEMPTIONS.

Stage Coaches, Hackney Coaches, Hackney Chaises and Coaches and other Carriages kept to be let for Hire, except such Carriages kept to be let for Hire as are subject to Duty under the foregoing Rules for charging the said Duties:

48 G. 3. c. 42.
Sch.

Carriages kept for Sale for which Duty of One Pound or Ten Shillings shall have been paid by the Maker thereof, according to the Act for that Purpose.

SCHEDULE (E.)

HORSES.

A SCHEDULE of the Duties payable annually for all HORSES, MARES and GELDINGS, kept by any Person or Persons for the Purpose of Riding, or for the Purpose of Drawing any Carriage chargeable with Duty.

NUMBER OF HORSES.	Amount of Duty for Horses.
For each Horse, Mare or Gelding	
for each such Horses, Mares or Geldings	

Schedule (E.) — *continued.*

NUMBER OF HORSES.		Amount of Duty for each Horse, Mare or Gelding.
		£. s. d.
For 7 such Horses, Mares or Geldings		
8	Do.	5 19 6
9	Do.	5 19 6
10	Do.	6 1 6
11	Do.	6 7 0
12	Do.	6 7 0
13	Do.	6 7 0
14	Do.	6 7 6
15	Do.	6 7 6
16	Do.	6 7 6
17	Do.	6 7 6
18	Do.	6 8 0
19	Do.	6 9 0
20	Do. or upwards	6 10 0
		6 12 0

RULES for charging the said Duties.

The said Duties shall be payable annually for every Horse, Mare or Gelding, which any Person shall keep or have in his or her Possession, at any time between the Fifth Day of January in any Year, and the Fifth Day of January in the Year following, or which shall be hired by the Year or any longer Period, for the Purpose of riding or for the Purpose of drawing any Carriage whatever, chargeable with Duty, and which Duties shall be paid by the Person or Persons using such Horse, Mare or Gelding, except as after mentioned.

EXEMPTIONS.

Any Horse, Mare or Gelding, under Three Years old :

Any Horse, Mare or Gelding, which shall be used truly and without Fraud, for the Purpose of Husbandry only on Land occupied by the Owner of such Horse or other Beast, or for the Purpose of drawing any Waggon, Cart or Carriage (except such Carriages as are liable to Duty), or carrying Burthens in the Course of the Trade, or Occupation of the Person or Persons to whom such Horse, Mare or Gelding shall belong, although such Horse, Mare or Gelding shall be used for riding on the Occasions and in the manner hereinafter mentioned; that is to say, when returning from any Place to which any Load or Burthen shall have by such Horse, Mare or Gelding, been drawn or carried, or in going to any Place from whence any Load or Burthen shall be to be brought back by any such Horse, Mare or Gelding, or for the Purpose of procuring Medical Assistance, or for the Purpose of going to or from Market, or to or from any Place of Public Worship, or to or from any Election of Members to serve in Parliament, or to or from any Court of Justice, provided such Horse, Mare or Gelding shall not on any Occasion be used for any other Purpose, save as aforesaid :

55 Geo. III.

One

Schedule (E.)—*continued.*

One Horse, Mare or Gelding, used only for the Purpose of drawing any Carriage with less than Four Wheels, not chargeable with any Duty under this Act by any Person occupying a Farm, and making a Livelihood solely thereby, or by any Person carrying on a Trade and making a Livelihood solely thereby, or making a Livelihood by such Occupation and Trade jointly; or by any Ecclesiastical Person not possessed of an annual Income of One hundred Pounds or upwards, whether arising from any Ecclesiastical Preferment or otherwise:

One Horse, Mare or Gelding, used by any Non Commissioned Officer or Private in any of the Regiments of Cavalry, or in the Artillery:

One Horse, Mare or Gelding, used by any Person enrolled or to be enrolled, and serving in any Troop of Yeoman Cavalry in *Ireland*, who shall have attended on Horseback One Half at the least of the Number of Days appointed for him to exercise or be on Duty in the Year; and who shall produce a Certificate from the Commanding Officer or Permanent Serjeant of his having done so, and of Pay having been drawn for him for the said Number of Days.

SCHEDULE (F.)

RACE HORSES.

A SCHEDULE of the Duty payable annually on RACE HORSES.

For every Horse, Mare or Gelding bona fide kept for the Purpose of Racing, or running for any Plate, Prize or Sum of Money, or other Thing, or kept in Training for any of the said Purposes, whether in the Stable of the Proprietor or Proprietors, or of any other Person or Persons	£. s. d. 2 17 6
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SCHEDULE (G.)

DOGS.

A SCHEDULE of the Duties payable annually on DOGS.

For every Greyhound kept by any Person, whether the same be his or her Property or the Property of any other Person or Persons	£. s. d. 1 0 0
For every Hound, Pointer, Setting Dog, Spaniel, Terrier or Lurcher, where only One such Dog is kept	0 11 6
For every Hound, Pointer, Setting Dog, Spaniel, Terrier or Lurcher, and for every other Dog, where any Person shall keep Two or more Dogs of whatever Description or Denomination the same may be, except Greyhounds, whether the same be the Property of him, her or them, or of any other Person or Persons	0 14 9
For every Dog not being a Greyhound, Hound, Pointer, Setting Dog, Spaniel, Terrier or Lurcher, kept by any Person, having One such Dog and no more, whether the same be the Property of him, her or them, or the Property of any other Person or Persons, the annual Sum of	

Schedule (G.)—*continued.*

EXEMPTIONS.

Any Dog or Whelp which shall not be actually of the Age of Six Calendar Months :

All Dogs kept by any Person who shall, in respect of the several Dogs kept by such Person in each Year, pay the full Sum of Thirty six Pounds British Currency, by way of Composition for all such Dogs, before the Twenty fourth Day of June in each Year.

C A P. LXII.

An Act to grant to His Majesty certain increased Duties of Excise in *Ireland* on Malt. [25th May 1815.]

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 necessary Supplies, have freely and voluntarily resolved to give and grant unto Your Majesty the Duties 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, this present Parliament assembled, and by the Authority of the same, That within and through that Part of the United Kingdom called *Ireland*, there shall be granted, raised, levied, collected, paid and satisfied, unto and for the Use of His Majesty, his Heirs and Successors, the several additional and increased Duties of Excise following; that is to say,

For and upon every Barrel of Malt ground or unground which Additional Duties. shall have been, or shall be in the Possession of any Person in *Ireland*, on any time on or after the First Day of *May* One thousand eight hundred and fifteen, and before the Expiration of Ten Days after the passing of this Act; and which shall have been charged or chargeable with the Duty payable thereon, under or by virtue of this Act or Acts in force in *Ireland* immediately before the passing of this Act, an Excise Duty of Four Shillings and Four pence *British* Currency, in Addition to the Duty with which such Malt shall have been so charged or chargeable under any such Act or Acts: [See *post*. c. 139. § 4. 7.]

And upon every Barrel of Malt, containing Four Bushels *Winchester* Measure, which at any time or times from and after the expiration of Ten Days after the passing of this Act shall be made of Barley or any other Corn or Grain in *Ireland*, by any Person or Persons whomsoever, whether the same shall be or shall not be for the Sum of Seventeen Shillings and Four pence *British* Currency, and so proportionably for any greater or less Quantity, to be paid by the Maker or Makers thereof respectively, in lieu of all Duties payable thereon, under or by virtue of any Act or Acts in force in *Ireland* immediately before the passing of this Act. 48 G. 3. c. 78. 53 G. 3. c. 56.

I. 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 increased and additional Duties imposed on Malt in *Ireland*, increased Countervailing Duties should be charged on Malt and upon Beer or Ale made in *Great Britain* respectively

Countervailing
Duties paid on
Malt and Beer.

ively imported from thence into *Ireland*, sufficient to countervail the said increased and additional Duties; Be it therefore enacted, That, from and after the First Day of *May* One thousand eight hundred and fifteen, there shall be charged on all such Malt, and on all such Beer or Ale the Countervailing Duties following, in lieu and full Satisfaction of all Countervailing Duties whatever, payable upon such Malt, or on such Beer or Ale, under or by virtue of any Act or Acts of Parliament in force in *Ireland* immediately before the passing of this Act; that is to say,

Malt.

For and upon every Barrel of Malt, containing Four Bushels *Winchester* Measure, made in *Great Britain*, and imported directly from thence into *Ireland*, the Sum of Seventeen Shillings and Four pence *British* Currency :

Beer or Ale.

For and upon every Barrel of Beer or Ale, containing Thirty two Gallons, brewed or made in *Great Britain*, and imported from thence into *Ireland*, the Sum of Twelve Shillings *British* Currency :

Exportation.

And that upon the Exportation from *Ireland* to *Great Britain* of any Malt, or of any Beer or Ale made or brewed in *Ireland* from Malt, on which the Duties payable under this Act shall have been fully paid and satisfied respectively, there shall be allowed and given a Drawback equal in Amount to the Countervailing Duty hereby granted on Malt and on Beer or Ale made in *Great Britain*, and imported from thence into *Ireland*; and such Drawback shall be in lieu of all Drawbacks payable by virtue of or under any Act or Acts in force in *Ireland* immediately before the passing of this Act, in respect of such Malt or Beer or Ale exported from *Ireland* to *Great Britain*.

Drawback.

53 G. 3. c. 56.
§ 2.

53 G. 3. c. 56.
§ 3.

III. And be it further enacted, That in lieu and instead of all former Drawbacks on Malt or on Beer or Ale made in *Ireland*, and exported to any other Place than *Great Britain*, there shall be paid to every Person who shall legally export from *Ireland* to any other Place than *Great Britain*, any Malt or any Strong Beer or Ale made or brewed in *Ireland* from Malt, on which the Duties payable under this Act shall have been fully paid and satisfied, the Drawbacks or Allowances following; that is to say,

New Drawbacks
on Malt, &c.

For every Barrel of such Malt, containing Four Bushels *Winchester* Measure, the Sum of Seventeen Shillings and Four pence *British* Currency; and for every Barrel of such Beer or Ale the Sum of Twelve Shillings *British* Currency :

47 G. 3. Sess. 2.
c. 16. § 7.

And all the said Drawbacks shall be paid by the Collector of *Ireland* Excise and Taxes of the District from which such Malt or Beer or Ale shall be exported, out of any Money in his Hands, on such Certificate from the Collector, Comptroller or other Chief Officer of the Port from whence the same shall be exported, as is required by an Act 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 Drawbacks on the Exportation of certain Goods, Wares and Merchandizes, into and from Ireland*; in case of Drawbacks on Exportation of Goods in respect of any internal Duty of Excise paid thereon.

Regulations for
obtaining Draw-
back.

Provided always, and be it enacted, That the said Drawbacks or Allowances payable under this Act shall be paid to the Person who shall be entitled to the same, upon the passing of this Act.

or Ale exported from *Ireland* to *Great Britain*, or elsewhere, shall continue to be paid and allowed on all Malt, and on all Beer or Ale so exported, upon which the additional or increased Duty in respect whereof the increased Drawbacks are given and allowed by this Act, shall not have been fully paid and satisfied: Provided also, that the increased Drawbacks and Allowances by this Act made payable, shall not be paid or allowed on any Malt, or on any Beer or Ale so exported, unless the Persons respectively who shall export such Malt, or Beer or Ale respectively, shall make Oath that the additional or increased Duties on account of which such Drawbacks shall be required respectively, have been fully paid and satisfied; and shall also perform all such Requisites, and comply with such Regulations and Restrictions as are or shall be required to be performed and observed by Persons exporting any Article whereon any Drawback or Bounty is payable for obtaining the same.

Proviso.

Oath.

V. And, in order to secure the additional Duty of Four Shillings and Four pence *per* Barrel on Malt imposed by this Act, be it enacted, That any Officer or Officers of Excise in *Ireland* shall and may take an Account of the just and true Quantity of all Malt, whether ground or unground, in the Possession of any Person in *Ireland* at any time on or after the First Day of *May* One thousand eight hundred and fifteen, and on or before the Expiration of Ten Days after the passing of this Act, in such manner as such Officer or Officers is or are now required by Law to take an Account of any Malt; and such Officer shall make a Return or Report in Writing to the Collector of the District in which such Person shall reside, or in which his or her Malt House or Stores shall be situated, of the just and true Quantity of all such Malt, and of the Amount of the additional Duties payable thereon under and by virtue of this Act, over and above the Duty theretofore paid or payable thereon; and such Return or Report shall be a Charge on every such Person respectively.

Officer to take Account of Malt in Possession, and make Return to Collector.

VI. And be it further enacted, That whenever it shall happen at any of the Duties of Excise on Malt in *Great Britain*, granted or made payable by any Act in force in *Great Britain* at the time of the passing of this Act, or any Part of such Duties in *Great Britain* shall cease or determine, or be repealed, or be or become no longer payable in *Great Britain*, Provision shall be made that so much of the Duty of Excise on Malt granted by this Act, and made payable in *Ireland*, as shall be equal to the Duties which shall so cease or determine or be repealed as aforesaid in *Great Britain*, shall in like manner cease or determine or be repealed and shall be payable in *Ireland*, at any time after the time when such Duties of Excise, or any Part thereof, shall cease or determine, or be repealed, or be or become no longer payable in *Great Britain*; and the Duty of Excise on Malt made payable by this Act, shall be reduced accordingly.

When the Duty reduced in G. B. same Reduction to take Place in Ireland.

VII. And be it further enacted, That all Persons charged with the said additional Duty on Malt shall, within Three Calendar Months from the time they shall be charged therewith, pay to the Collector of the District all such Duty as shall be due from them respectively, for or on account of any such additional Duty, unless such Malt shall be sooner removed, in which case the said additional Duty shall be paid for all such Malt, before the same shall

Additional Duty paid within One Month after Charge made.

be removed, and before any Permit for removing or conveying the same shall be granted.

In cases of Removal of Malt within certain time, Persons obtaining Permit to pay additional Duty.

VIII. Provided always, and be it enacted, That in case it shall happen that any Malt for which a Permit shall have been granted at any time on or before the Thirtieth Day of April One thousand eight hundred and fifteen, shall have been sent out of the Stock or Possession of any Person, and shall not have arrived or come into the Stock or Possession of some other Person at some time before the Expiration of Ten Days after the passing of this Act, so as to be chargeable with the said additional Duty of Four Shillings and Four pence by this Act imposed, such additional Duty of Four Shillings and Four pence shall be paid and payable by the Person who shall have obtained such Permit for the Removal of such Malt, as if such Malt had remained and been in the Possession of such Person on or after the said First Day of May.

Money carried to Consolidated Fund.

IX. And be it further enacted, That all Monies arising from the several Duties by this Act granted, the necessary Charges of paying and collecting the same being deducted, shall be carried to and made Part of the Consolidated Fund of Ireland.

Neglecting Payment of Duty, &c.

X. And be it further enacted, That every Person so having Malt in his or her Possession, who shall not within the time aforesaid pay the additional Duty so charged on all such Malt, or who shall remove any such Malt without having paid or cleared the said additional Duty, or in whose Stock Account kept by any Officer of Excise, there shall appear to have been any Decrease of such Malt, without having obtained from the proper Officer a Permit authorizing the Removal of such Malt so deficient, shall be liable to and shall pay Double the Amount of such additional Duty chargeable on such Malt, and shall also forfeit the Sum of Twenty Pounds for each Offence.

Penalty.

Duties, &c. how levied and paid.

XI. And be it further enacted, That the several Duties and Drawbacks by this Act granted and allowed 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 Drawbacks, 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 Revenue, Matters and Things under the Management of the Commissioners of Customs and Port Duties, and of the Commissioners of Inland Excise and Tunnage in Ireland*; or in or by any other Act or Acts in force in Ireland relating to the Revenue of Customs and Excise, or of any other Revenue, as fully and effectually to all Intents and Purposes as if the same were therein expressed and contained.

14 & 15 Car. 2. (l) Self. 4. c. 8.

46 G. 3. c. 106. &c.

Appeal.

late Majesty King Charles the Second, or any other Act or Acts as aforesaid, is provided; and that all and every Act and Acts in force in Ireland relating to the Duties of Excise on Malt, and all Powers, Rules and Regulations, Penalties, Clauses, Matters and Things therein contained, shall extend and be construed to extend to the raising, levying and collecting the new and additional Duties by this Act granted on Malt, as fully and effectually to all Intents and Purposes as if the same were repeated and re-enacted in this Act.

Acts in force extended to collecting Duties, &c.

XII. 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 altered, &c.

C A P. LXIII.

An Act to repeal the additional Duty on *British-made Wine* or Sweets granted by an Act of this Session of Parliament.

[25th May 1815.]

WHEREAS by an Act made in this Session of Parliament, intituled *An Act for granting to His Majesty, until the Fifth Day of April One thousand eight hundred and nineteen, additional Duties of Excise in Great Britain, on Sweets, Tobacco, Snuff and Excise Licences*, an additional Duty of Excise is imposed for Liquor made in *Great Britain* for Sale, by Infusion, Fermentation or otherwise from Fruit or Sugar, or from Fruit or Sugar mixed with any other Ingredients or Materials whatsoever, commonly called *Sweets*, or called or distinguished by the Name of *Made Wines*: And Whereas it is expedient to repeal the said additional Duty; 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 Eighteenth Day of *February* One thousand eight hundred and fifteen, the said additional Duty shall be and the same is hereby repealed.

Ante, c. 30.

Duty on Sweets or Made Wines repealed.

II. And be it further enacted, That the Commissioners of Excise in *England* and *Scotland* respectively, or any Three or more of them respectively, shall and they respectively are hereby authorized and empowered to cause any Sum or Sums of Money which shall have been charged as any such additional Duty for or in respect of any such *British-made Wine* or Sweets to be discharged from and out of the Books and other Documents containing any Entry or Entries of or relating to any such Charge, or Sum or Sums of Money.

Entries of Duties discharged.

C A P. LXIV.

An Act to explain and amend an Act of the Fifty third Year of His present Majesty, as far as relates to the granting Gratuities by the *East India Company*. [25th May 1815.]

WHEREAS by an Act of Parliament passed in the Fifty third Year of His Majesty's Reign, for continuing in the *East India Company*, for a further Term, the Possession of the *British Territories in India*, and for other Purposes, after reciting ~~that~~, that it was expedient that the said Company should be put under

53 G. 3. c. 155.

§ 88.

Company not charged with Gratuity unless approved by Commissioners for India Affairs.

Copies of Warrants, &c. laid before Parliament.

under reasonable Limitations in respect to the granting of Gratuities, it was enacted, that, from and after the passing thereof, it should not be lawful for the Court of Directors of the said Company to charge the Funds of the said Company with the Payment of any Gratuity to any Officer, Civil or Military, or any other Person, exceeding the Sum of Six Hundred Pounds, unless the Grant or Resolution for that Purpose should have been sanctioned by the Court of Proprietors, and approved and confirmed by the Board of Commissioners for the Affairs of India; and that Copies of all Warrants or Instruments, granting any Salary, Pension or Gratuity, should be submitted to both Houses of Parliament within One Month after such Grant, if Parliament should be then sitting, or if not, within One Month after their then next Meeting: And Whereas the said last mentioned Enactment doth not fully effectuate the Intention expressed in the Preamble thereto; 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, it shall not be lawful for the said Company, or for the Court of Directors of the said Company, with the Sanction of the Court of Proprietors of the said Company, to charge the Funds of the said Company with the Payment of any Gratuity to any Officer, Civil or Military, or other Person exceeding the Sum of Six hundred Pounds, unless the Grant or Resolution for that Purpose shall have been approved and confirmed by the Board of Commissioners for the Affairs of India; and that Copies of all Warrants or Instruments granting any Salary, Pension or Gratuity, shall be submitted to both Houses of Parliament, within One Month after such Grant, if Parliament should be then sitting, or if not within One Month after their then next Meeting.

C A P. LXV.

An Act to amend the Laws relating to the Militia of Great Britain. [25th May 1815.]

54 G. 3. c. 1.

54 G. 3. c. 20.

WHEREAS an Act passed in the last Session of Parliament, intituled *An Act to enable His Majesty to accept the Services of a Proportion of the Militia out of the United Kingdom, for the vigorous Prosecution of the War*: And Whereas another Act passed in the same Session of Parliament, intituled *An Act to explain and amend an Act passed in the present Session of Parliament, for enabling His Majesty to accept the Services of a Proportion of the Militia out of the United Kingdom, for the vigorous Prosecution of the War*; and to extend the Provisions thereof to the Regiment of Miners of Cornwall and Devon: And Whereas Doubts have arisen as to Half Pay of Officers appointed by His Majesty to serve in Provisional Battalions of Militia under the said Acts; 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 Provisions of the said Acts, relating to Half Pay, shall extend and be deemed to extend to Officers appointed by His Majesty to serve in Provisional Battalions of Militia under the said Acts.

Provisions of Acts as to Half Pay to extend to Officers appointed by His Majesty to serve in Provisional Battalions of Militia under the said Acts.

of the said recited Acts, and who shall have served upon extended Service under the said Acts, as fully and effectually to all Intents and Purposes as to Officers whose Services have been accepted by His Majesty under the said Acts; any thing in the said Acts or either of them to the contrary notwithstanding.

II. And be it further enacted, That no Officer who is entitled to Half Pay shall be deemed or taken to forfeit or quit such Half Pay, during the time he shall serve as a Captain in the Militia, but the same shall nevertheless continue; and every such Captain shall take the like Oath as Subalterns in the Militia receiving Half Pay.

III. And whereas the Militia of some of the Counties, Ridings and Places in *Great Britain*, have been kept embodied after the Militia of other Counties have been disembodied; and it is therefore reasonable and expedient that the Expence incurred, in Allowances to the Wives and Families of such Militia, should be reimbursed; Be it therefore enacted, That all Sums of Money which shall have been paid, by any County, Riding, Stewartry, Division, City, Town or Place, in *Great Britain*, or by any Parish, Township or Place therein, for or in respect of any Allowance to the Wives or Families of any Non Commissioned Officers, Drummers or Private Men, of the Militia of *England* or *Scotland* respectively, after the Twenty fourth Day of *June* One thousand eight hundred and fourteen, under or in pursuance of any of the Provisions of the Acts in force in relation to such Allowances in *England* and *Scotland* respectively, shall, upon the Certificate of Two or more of the Justices of the Peace in *England*, or of any Two or more of the Justices of the Peace in *Scotland*, be repaid, by the respective Receivers General in *England*, and by the Collectors of the Cefs in *Scotland*, to the Treasurers or Overseers of the Poor or Parish Officers respectively, or other Persons, of the Counties, Ridings, Divisions, Cities, Towns or Places, for or in respect of which such Allowances shall have been advanced, out of any Public Monies in their Hands; and all such Payments shall be allowed in other Accounts of such Receivers General respectively.

IV. And be it further enacted, That in every case in which a sufficient Number of Officers cannot be found within the Town where any Serjeant Major, Serjeant, Corporal, Drum Major or Drummer of the Militia while disembodied, is to be tried by any Court Martial, or within Ten Miles thereof, it shall be lawful for the Colonel, or the Commandant or Senior Field Officer, as the case may be, to order any such Number of other Officers of the Militia of the County, Riding or Place, to which the Regiment shall belong, residing beyond such Ten Miles, as may be necessary to complete the Court Martial, to attend and assist as Members of the Court, who shall at the time required thereupon attend and assist accordingly; and all such Officers shall be entitled to Pay during such Attendance, and to One Shilling and Six pence for every Mile or going to such Court Martial at the Commencement thereof and turning after the Conclusion of the Proceedings of the Court.

V. And Whereas an Act passed in the Forty third Year of the Reign of His present Majesty, intituled *An Act to authorize the training and exercising the Militia of Great Britain for Twenty eight Days*: And Whereas it is expedient that His Majesty should be empowered to order and direct the Assembly for Training

pointed to serve in Provisional Battalions.

Captain in Militia not to forfeit Half Pay. Same Oath as Subalterns.

Allowance to Wives and Families of Militia retained, embodied after 24th June 1814 repaid.

If sufficient Officers cannot be found for Court Martial, disembodied Militia Officers ordered to attend.

Pay and travelling Money.

43 G. 3. c. 19.

Number of
Days for Train-
ing lessened.

42 G. 3. c. 91.
§ 102.

Depôts for
Arms of Scotch
Militia.

52 G. 3. c. 68.
§ 124.

51 G. 3. c. 20.
§ 23.

Families of Non
Commissioned
Officers and
Drummers em-
ployed on Re-
cruiting Service
relieved.

ing and Exercise for a less Period than Twenty eight Days; Be it therefore enacted, That it shall be lawful for His Majesty to order and direct that the Militia shall be trained and exercised for any Period not exceeding Twenty eight Days in any Year, as His Majesty shall deem most expedient; any thing in the said recited Act, or any other Act or Acts of Parliament relating to the Militia of *Great Britain* to the contrary notwithstanding.

‘ VI. And Whereas an 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 Whereas no Provision is made in the said Act for the Expence of providing convenient Places for the keeping of the Arms, Accoutrements, Clothing and other Stores, of the Militia under the said Act; Be it therefore enacted, That such convenient Places and Depôts shall be provided for the Arms, Accoutrements, Clothing and other Stores, of the Regular Militia of *Scotland*, in like Manner and under such and the like Rules and Regulations, as are contained, in relation to Places and Depôts for the Arms and Clothing of the Local Militia, in an Act passed in the Fifty second Year of the Reign of His present Majesty, intituled *An Act for amending the Laws relating to the Local Militia in Scotland*.

‘ VII. And Whereas certain Persons serving in the Militia of *Great Britain*, as Non Commissioned Officers and Drummers, have lately been and are now employed in raising Men for the Militia, by Beat of Drum, under an Act passed in the Fifty first Year of His Majesty's Reign; and it is reasonable that their Families should receive the same Relief as if the corps to which they belonged were embodied; Be it therefore enacted, That where any such Non Commissioned Officer or Drummer, who shall be so employed on the Recruiting Service, shall have left a Family at the Head Quarters of the Regiment unable to support themselves, the Overseer or Overseers of the Parish, Tything or Township, where the Family of such Person shall dwell, shall, by Order of some one Justice of the Peace, pay to the Family of every such Non Commissioned Officer or Drummer, out of the Rates for the Relief of the Poor of such Parish, Tything or Township, such and the like Weekly Allowance as would have been payable to such Family under any Act now in force, if such Non Commissioned Officer or Drummer had been embodied and called out into actual Service; such Allowance to commence and be calculated from the Fourteenth Day of April next before the passing of this Act, and to be continued during the time such Non Commissioned Officer and Drummer shall be absent from Head Quarters upon such Recruiting Service; and if any Non Commissioned Officer or Drummer belonging to the Militia of *Great Britain*, who shall hereafter be employed in the Recruiting Service, shall leave a Family at the Head Quarters of the Regiment unable to support themselves, although the Militia to which such Non Commissioned Officer or Drummer shall belong shall not be embodied, such and the like Allowance shall be payable to the Family of such Non Commissioned Officer or Drummer, during the time he shall be absent from Head Quarters upon such Recruiting Service, as would have been payable, under any Law now in force, to such Family if such Non Commissioned Officer, or Drummer had been embodied and called out into actual Service; and

VIII. And be it further enacted, That every Surgeon of Militia, who shall be required by any Two Deputy Lieutenants to attend the Enrolment of any Man or Men in the Militia, for the Purpose of examining such Man or Men, at any Place specified by such Deputy Lieutenants, and not being more than Ten Miles from the Place of the Head Quarters of the Regiment where such Surgeon is bound to reside, shall and he is hereby required to attend at the Time and Place required, without any Fee or Reward, except an Allowance of One Shilling for each and every Mile of going to and returning from such Place of Attendance: Provided always, that in case no Surgeon of the Militia shall reside within such Distance of Ten Miles from the Place of Enrolment, it shall be lawful for any Two Deputy Lieutenants to summon any other competent Surgeon, who shall upon such Summons, with Two Days' Notice in Writing of the Time and Place at which he will be required to attend, attend accordingly, and examine into the Fitness of the Man or Men to be enrolled; and every such Surgeon shall in any such case be entitled to receive and shall have for such Attendance a Sum not less than One Guinea or exceeding Two Guineas, as the Deputy Lieutenants shall direct on that behalf, for each Day's Attendance upon every such Examination; and every Surgeon of Militia, or other Surgeon, shall, before he shall begin any such Examination, take the following Oath; which Oath any Deputy Lieutenant is hereby authorized to administer; viz.

Attendances of Surgeon, and Allowance for Examination.

Fee.

Proviso.

Fee.

Oath.

I *A. B.* do swear, That I will, to the best of my Ability, faithfully and truly report as to the Fitness for Service of the Man or Men about to be submitted to my Examination; and that I will not receive from any of them any Fee or Reward whatever for any such Examination.

IX. And be it further enacted, That in any case of the Illness or Absence from any County, Riding or Stewartry in *Great Britain*, the Lieutenant thereof, it shall be lawful for the Vice Lieutenant of such County, Riding or Stewartry, being authorized for that purpose by the Lieutenant, to grant Commissions to Officers to serve in the Militia of such County, Riding or Stewartry, upon any vacancy which shall then happen, in like manner as the Lieutenant thereof; and to do all Acts, Matters and Things which might lawfully be done by the Lieutenant, and the same shall be good and valid in Law, as if done by the Lieutenant himself.

Vice Lieutenant authorized by Lieutenant, may in Absence, &c. grant Commissions, and act as Lieutenant.

X. And be it further enacted, That no Ballotted Man shall be exempt from serving in the Militia of *Great Britain*, by reason of being under the Height of Five Feet Four Inches, provided such Man shall be of the Height of Five Feet Two Inches; any thing in any Act or Acts (a) of Parliament relating to the Militia of *Great Britain* to the contrary notwithstanding.

Ballotted Men of Five Feet Two Inches liable to serve.

c. 53. — 42 G. 3. c. 91. § 48.]

(a) [See 42 G. 3.]

C A P. LXVI.

An Act for allowing Makers of Oxygenated Muriatic Acid to take Salt Duty-free for making such Acid or Oxymuriate of Lime for bleaching Linen and Cotton; for repealing the Excise Duties on Glauber Salt, and on Bleaching Powder imported from *Ireland*; and to allow a further Drawback on Foreign Brimstone used in making Oil of Vitriol.

[25th May 1815.]

38 G. 3. c. 89.

§ 89.

§ 91.

§ 90, 91.

43 G. 3. c. 69.
Sch. (C.)

55 G. 3. (a)

† *Sic.*

47 G. 3. Sess. 2.
c. 30. § 1.

58 G. 3. c. 107.

‘ WHEREAS by an Act made in the Thirty eighth Year of
‘ the Reign of His present Majesty King George the Third,
‘ intituled *An Act 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 there-*
‘ *out, and for granting other Duties, Drawbacks, Allowances and*
‘ *Bounties thereon*, the whole of the Duties then payable on Salt
‘ of *Englsh* Manufacture (deducting Seven and a Half per Centum
‘ in consequence of the Increase in the Weight of the Salt by the
‘ Moisture of the Air) were directed to be drawn back and allowed
‘ to actual Bleachers of Linen or Cotton, for all Salt of *Englsh*
‘ Manufacture, used, employed, spent and consumed in making
‘ of Oxygenated Muriatic Acid in *England*, for the Purpose of being
‘ made use of in the Bleaching of Linen and Cotton; and the whole of
‘ the Duties then payable on Salt of the Manufacture of *Scotland*,
‘ deducting as aforesaid, were also directed to be drawn back and
‘ allowed to actual Bleachers of Linen or Cotton, for all Salt of the
‘ Manufacture of *Scotland*, used, employed, spent and consumed in
‘ making any such Oxygenated Muriatic Acid as aforesaid in *Scot-*
‘ *land*; under and subject to the Rules, Regulations and Provisions
‘ by the said Act in that behalf provided and prescribed: And
‘ Whereas by another Act made in the Forty third Year of His
‘ said Majesty’s Reign, the said Duties were repealed, and other
‘ Duties on Salt imposed, and Allowances of the said last men-
‘ tioned Duties (deducting as aforesaid) were made for all Salt
‘ used, employed, spent and consumed in making any such Oxyge-
‘ nated Muriatic Acid as aforesaid: And Whereas by another Act
‘ made in the Fifty fifth (a) † Year of His said Majesty’s Reign,
‘ intituled *An Act for granting Additional Duties on Salt in Great*
‘ *Britain*, Additional Duties were imposed on Salt made in *Great*
‘ *Britain*; and by another Act made in the Forty seventh Year
‘ of His said Majesty’s Reign, an Allowance was made of the said
‘ Additional Duties for all Salt used, employed, spent and consumed
‘ in making such Oxygenated Muriatic Acid as aforesaid: And
‘ by another Act made in the Fifty second Year of His said
‘ Majesty’s Reign, the said Allowances were extended to Salt used,
‘ employed, spent and consumed in making any such Oxygenated
‘ Muriatic Acid, for the Purpose of being made use of in the Bleach-
‘ ing of Linen, or Cotton Yarn or Twist: And Whereas it is ex-
‘ pedient to discontinue the said Allowances, and to allow all Makers
‘ of Oxygenated Muriatic Acid and Oxymuriate of Lime respect-
‘ ively, to take Salt in manner hereinafter mentioned, and to pay

(a) [45 G. 3. c. 111.]

‘ Oxygenated Muriatic Acid for the sole Purpose of Bleaching
 ‘ Linen or Cotton Cloth, or Linen and Cotton Cloth, or Linen or
 ‘ Cotton Yarn or Twist, or other Goods manufactured of Linen or
 ‘ Cotton, or to be used, employed, spent or consumed in the making
 ‘ of Oxymuriate of Lime, for the sole Purpose of such Bleaching
 ‘ as 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, from and after
 the First Day of *June* One thousand eight hundred and fifteen, the
 said Allowances shall cease and determine; and from and after that
 Day it shall and may be lawful to and for any Maker or Makers of
 Oxygenated Muriatic Acid or Oxymuriate of Lime in *Great Britain*,
 to receive and have delivered to him, her or them from and out of
 any Warehouse belonging and adjoining to any Salt Mine, Salt Pit
 or Salt Work, Salt for making Oxygenated Muriatic Acid, for the
 sole Purpose of Bleaching Linen or Cotton Cloth, or Linen and
 Cotton Cloth, or Linen or Cotton Yarn or Twist, or other Goods
 manufactured of Linen or Cotton, or to be used, employed, spent
 or consumed in the making of Oxymuriate of Lime for the sole
 Purpose of such Bleaching as aforesaid, upon Bond or Security to
 be approved of by the Commissioners of Excise in *England* and *Scotland*
 respectively, or any Two or more of them, or the Person or
 Persons who shall be appointed or employed by them respectively
 for that Purpose, being first given in Double the Duty of such
 Salt, and that all such Salt shall without any unnecessary Delay
 or Interruption, and with all due Diligence and Dispatch be carried
 and removed to, and delivered at and on the Oxygenated Muriatic
 Acid or Oxymuriate of Lime Work or Works specified in the
 Condition of such Bond or Security; and also that all such Salt
 shall, within Six Months next ensuing the Date of such Bond, be
 really and truly employed, spent and consumed at the said Work
 or Works by such Maker or Makers in the making of Oxygenated
 Muriatic Acid for the sole Purpose of Bleaching Linen or Cotton
 Cloth, or Linen and Cotton Cloth, or Linen or Cotton Yarn or
 Twist, or other Goods manufactured of Linen or Cotton, or to be
 used, employed, spent or consumed, in the making of Oxymuriate of
 Lime, for the sole Purpose of such Bleaching as aforesaid: Provided,
 that no such Maker or Makers shall obtain, receive or have any such
 Salt so delivered to him, her or them, in any less Quantity than Fifty
 Bushels, nor unless such Maker or Makers shall have first made such
 Entry as hereinafter mentioned.

II. And be it further enacted, That no such Salt shall be delivered
 from or out of any Warehouse belonging to or adjoining any Salt
 Mine, Salt Pit or Salt Work, for or under Pretext of making
 Oxygenated Muriatic Acid or Oxymuriate of Lime, but in the Pre-
 sence of the proper Officer of Excise, who shall make and keep an
 Entry in Writing, containing the true and real Weight or Quantity
 of the Salt so delivered, together with the Day and Hour of such
 delivery, and the Name of the Maker or Makers of Oxygenated
 Muriatic Acid or Oxymuriate of Lime, to or for whom the same
 all be so delivered, and the Place where the Oxygenated Muriatic
 Acid or Oxymuriate of Lime Work or Works of such Maker or
 Makers,

Allowances to
 cease.
 Makers to re-
 ceive Salt from
 Salt Works for
 making Oxy-
 genated Muri-
 atic Acid, on
 Bond for its due
 Appropriation.

What Quantity
 of Salt delivered.

Entry.
 No Salt deliver-
 ed but in Per-
 sence of Officer.
 Entry of Quan-
 tity, &c.

Makers, at which such Salt is so intended to be used, employed, spent and consumed as aforesaid, shall be situate.

Makers to take out Licence.

Regulations as to granting Licences.

III. And be it further enacted, That all and every Maker and Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime, before he, she or they shall begin to make or manufacture any Oxygenated Muriatic Acid or Oxymuriate of Lime, shall take out such Licence or Licences, authorizing him, her or them, to make and manufacture Oxygenated Muriatic Acid and Oxymuriate of Lime, or either of them; 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 Oxygenated Muriatic Acid and Oxymuriate of Lime, 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 Oxygenated Muriatic Acid and Oxymuriate of Lime, or either of them, 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 Oxygenated Muriatic Acid and Oxymuriate of Lime, 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 Oxygenated Muriatic Acid and Oxymuriate of Lime, 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 Two Pounds and Ten Shillings for each such Licence which shall be granted previous to the Tenth Day of *October* One thousand eight hundred and fifteen, to authorize the Person or Persons to whom the same shall be granted to make Oxygenated Muriatic Acid and Oxymuriate of Lime, or either of them, until the said Tenth Day of *October*; and the Sum of Five Pounds for each such Licence which shall be granted to authorize the Person or Persons to whom the same shall be granted to make Oxygenated Muriatic Acid and Oxymuriate of Lime, or either of them, after the said Tenth Day of *October* One thousand eight hundred and fifteen.

Duty on Licence.

IV. 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 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 of any Part of *Great Britain*, not within the said respective Limits, shall be paid to the Collector of Excise granting such Licence.

Licence Duty
to whom paid.

V. And be it further enacted, That no Person or Persons shall take any Oxygenated Muriatic Acid and Oxymuriate of Lime, or either of them, 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 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 make or manufacture, or begin to make or manufacture any Oxygenated Muriatic Acid and Oxymuriate of Lime, or either of them, without taking out a Licence authorizing him, her or them so to do, or, as the case may require, renewing the same as hereinbefore in that behalf directed, the Person or Persons offending shall, for every such Offence, forfeit and lose the Sum of Two hundred Pounds.

Licences renewed yearly.

Penalty.

VI. 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: Provided always nevertheless, that Persons in Partnership, and carrying on the Making or Manufacturing of Oxygenated Muriatic Acid and Oxymuriate of Lime, or either of them, in one House or Place only, shall not be obliged to take out more than one Licence in any one Year, for making such Oxygenated Muriatic Acid and Oxymuriate of Lime, or either of them; and no Licence which shall be granted by virtue of this Act shall authorize or empower any Person or Persons to whom the same shall be granted, to make or manufacture Oxygenated Muriatic Acid or Oxymuriate of Lime, in any other Workhouse, Warehouse, Storehouse, Room or other Place, than such Workhouses, Warehouses, Storehouses, Rooms or other Places, whereof Entry shall have been made by such Maker or Makers at the Office of Excise, in his, her or their own Name or Names, for making such Oxygenated Muriatic Acid and Oxymuriate of Lime respectively, or one of them, at the time of granting such Licence.

How long
Licences to remain in force.

Partnerships one
Licence for one
Manufactory.

Licence to extend only to
Houses, &c. for
which Entry
made.

VII. And be it further enacted, That all and every Person or Persons shall, before he, she or they shall presume to begin to make or manufacture any Oxygenated Muriatic Acid or Oxymuriate of Lime, make true and particular Entry in Writing of every Workhouse, Warehouse, Storehouse, Room and other Place, and also of every Utensil or Vessel by him, her or them respectively made use of or intended to be made use of, in or for the keeping of Salt, Muriatic Acid or Manganese, or in or for the making, manufacturing

Makers, to
make Entry of
Works, &c.

ing or keeping of Oxygenated Muriatic Acid or Oxymuriate of Lime, or any Residuum or Materials remaining, arising or produced from the Manufacture of Oxygenated Muriatic Acid or Oxymuriate of Lime respectively, at the Office of Excise, within the Compass or Limits whereof such Workhouse, Warehouse, Storehouse, Room or other Place respectively shall be situate; and if any Person or Persons shall begin to make or manufacture any Oxygenated Muriatic Acid or Oxymuriate of Lime without first making such Entry, he, she or they shall, for every such Offence, forfeit the Sum of One hundred Pounds, together with all the Oxygenated Muriatic Acid or Oxymuriate of Lime, and all the Materials proper to be made into Oxygenated Muriatic Acid, or into Oxymuriate of Lime, together with all the Utensils and Vessels used in making or manufacturing such Oxygenated Muriatic Acid or Oxymuriate of Lime respectively, which shall at any time be found in any Workhouse, Warehouse, Storehouse, Room or other Place made use of in or for the making or keeping of Oxygenated Muriatic Acid or Oxymuriate of Lime, whereof no such Entry shall be made.

Penalty.

Makers to have Words "Maker of Oxygenated Muriatic Acid" painted over Doors.

VIII. And be it further enacted, That all and every Maker and Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime, shall cause to be painted in large legible Characters over the outward Door, or in the Front or on some conspicuous Part of each and every Workhouse, Warehouse, Storehouse, Room and other Place by him, her or them respectively made use of for the making, manufacturing or keeping of Salt, Vitriolic Acid, Manganese, Oxygenated Muriatic Acid or Oxymuriate of Lime, the Words "Maker of Oxygenated Muriatic Acid," upon pain of forfeiting for every such Workhouse, Warehouse, Storehouse, Room or other Place which shall be so made use of by any such Maker or Makers without having the said Words so painted as aforesaid, the Sum of Fifty Pounds.

Penalty.

Officers may enter Warehouses, &c. to take Account.

IX. 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, to enter into all and every the Workhouses, Warehouses, Storehouses, Rooms and other Places, made use of by any Maker or Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime from Salt, for the Purpose of making, storing or keeping Salt, Vitriolic Acid or Manganese, or of making or manufacturing Oxygenated Muriatic Acid or Oxymuriate of Lime, or of storing or keeping any Oxygenated Muriatic Acid or Oxymuriate of Lime, and to take an Account of the Quantity and Quality of all Salt, Vitriolic Acid, Manganese, Muriatic Acid, Oxygenated Muriatic Acid, Oxymuriate of Lime, and of all the Residuum, Caput Mortuum, Refuse or Remains of Salt, or any other Material or Materials used or employed in the Making, Manufacture, Production or Procurement of Oxygenated Muriatic Acid or Oxymuriate of Lime.

Makers to assist Officers in taking Account of Salt.

X. And be it further enacted, That all and every Maker or Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime shall, when and so often as he, she or they shall be thereunto required by the proper Officer of Excise, with a sufficient Number of his, her or their Servants, aid and assist to the utmost of his, her or their Power, such Officer or Officers in weighing and taking an Account of the same in his, her or their Custody or Possession, on pain of forfeiting the Sum of One hundred Pounds, together with all the Materials proper to be made into Oxygenated Muriatic Acid, or into Oxymuriate of Lime, and all the Utensils and Vessels used in making or manufacturing such Oxygenated Muriatic Acid or Oxymuriate of Lime, and all the Materials proper to be made into Oxygenated Muriatic Acid, or into Oxymuriate of Lime, together with all the Utensils and Vessels used in making or manufacturing such Oxygenated Muriatic Acid or Oxymuriate of Lime, which shall at any time be found in any Workhouse, Warehouse, Storehouse, Room or other Place made use of in or for the making or keeping of Oxygenated Muriatic Acid or Oxymuriate of Lime, whereof no such Entry shall be made.

Penalty.

XI. And be it further enacted, That all and every Maker and Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime respectively shall, before he, she or they shall begin to mix with Salt any Vitriolic Acid, Manganese or Water, give to the Officer of Excise under whose Survey he, she or they shall then be, Six Hours' previous Notice in Writing, if his, her or their Premises in which such Salt shall be intended to be mixed with Vitriolic Acid, Manganese, or Water, shall be situate within the Limits of the Chief Office of Excise in London, or within the Limits of the City of Edinburgh; Twelve Hours' Notice in Writing, if such Premises shall be situate in any † City, or in the Suburbs thereof, or in any Market Town; and Twenty four Hours' Notice in Writing if such Premises shall be situate in any other Part of Great Britain, of his, her or their Intention so to mix with Salt such Vitriolic Acid, Manganese and Water, or Salt, Vitriolic Acid and Manganese (if unrectified Vitriolic Acid is intended to be used without Water), specifying in such Notice the Weight of the Salt, Vitriolic Acid, Manganese and Water respectively, or if † the Salt, unrectified Vitriolic Acid and Manganese, as the case may require, intended to be mixed, with the Date of the Permit under which such Salt was received by him, her or them, and the time of such Receipt, together with the whole Quantity of Salt expressed in such Permit, and the particular Salt Mine, Salt Pit or Salt Work from which such Salt was received, and he particular Time and Hour at which he, she or they intends or intend so to mix with such Salt, such Vitriolic Acid, Manganese and Water respectively; and the proper Officer of Excise shall attend pursuant to such Notice; and such Maker or Makers shall immediately on such Officer's Attendance, or within One Hour after the time specified in such Notice, begin to weigh, separate and part from each other, in the Presence of such Officer, all such Salt, Vitriolic Acid, Manganese and Water respectively, so intended to be mixed, and shall without Delay or Interruption proceed in and continue such Weighing, until all such Salt, Vitriolic Acid, Manganese and Water respectively, specified in such Notice, shall be weighed; and all and every such Maker or Makers shall without Delay or Interruption, after such Salt, Vitriolic Acid, Manganese and Water, or Salt, Vitriolic Acid and Manganese (if unrectified Vitriolic Acid intended to be used without Water), shall have been weighed, mix the same respectively in the Presence of such Officer: And if any Maker or Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime shall begin to mix with any Salt any Vitriolic Acid, Manganese or Water, without having given such Notice as is in that behalf hereinbefore directed to be given, or having given any such Notice and begun to weigh in the Presence of such Officer any such Salt, Vitriolic Acid, Manganese or Water respectively, in pursuance thereof, shall neglect or refuse to proceed in or continue any such weighing until the same shall be finished, or shall after such Salt, Vitriolic Acid, Manganese and Water, or Salt, Vitriolic Acid and Manganese (if unrectified Vitriolic Acid, is intended to be used without Water) shall have been weighed, neglect or refuse to mix the same respectively, in the Presence of such Officer in manner hereinbefore in that behalf directed, every such Maker or Makers shall, for every such Offence, forfeit and lose the Sum of Fifty Pounds: Provided always nevertheless, that no Officer or Officers of Excise shall

Maker to give Notice of Intention to mix Materials.

† Six.

† Six.

Officer to attend, and Maker to proceed to weigh Materials

Penalty. Mixing without Notice, &c.

Penalty. Officer not to attend mixing but at certain times.

X

at

at any time be obliged to attend the Mixture of any such Salt or other Ingredients oftener than Once in Two Days, nor at any other time than between the Hours of Seven in the Morning and Six in the Evening; and any Notice given for any such Mixing at any other time than between the said Hours, shall be null and void to all Intents and Purposes: Provided also, that no Maker or Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime shall be at Liberty to mix with Vitriolic Acid, Manganese and Water, or any or either of them, at any one time, any less Quantity than Two Bushels of Salt, nor shall any such Maker or Makers be at Liberty to mix or make use of any Water, unless the Vitriolic Acid used in such mixing shall be rectified.

What Quantity of Salt Maker permitted to mix.

Attendance of Officer.

XII. Provided always, and be it enacted, That where at the Works of any such Maker of Oxygenated Muriatic Acid, or Oxymuriate of Lime, there shall at any rate be Officers of Excise in daily Attendance at such Works, and between the Hours of Five of the Clock in the Morning and Four of the Clock in the Afternoon, on Account of Soap making or any other Excise Manufacture there carried on, then and in that case such Officers shall be obliged to attend daily once in each Day the Mixture of such Salt and other Ingredients as aforesaid, such Officer nevertheless not being obliged to attend longer than Two Hours after the Hour at which his Attendance shall have been required in the Notice hereby directed to be given, or at any other Hour than the Hour specified in such Notice: Provided always, that if any additional Expence shall arise in consequence of such Attendance, the same shall be borne by the Parties requiring it.

Proviso.

Officer to grant Certificates of mixing.

XIII. And be it further enacted, That the proper Officers attending, and seeing any Quantity of Salt not less than Two Bushels mixed in manner authorized by this Act for the Purpose of being used, employed, spent and consumed in making Oxygenated Muriatic Acid for the sole Purpose of Bleaching Linen or Cotton Cloth, or Linen and Cotton Cloth, or Linen or Cotton Yarn or Twist, or other Goods manufactured of Linen or Cotton, or to be used, employed, spent or consumed in the making of Oxymuriate of Lime for the sole Purpose of such Bleaching as aforesaid, and upon receiving or having received an authentic Permit for such Salt, he shall give and grant to the Maker or Makers of Oxygenated Muriatic Acid entitled to receive the same, a Certificate, specifying the Quantity of Salt so mixed, used and employed as aforesaid; and upon such Maker's producing to the Collector of Excise of the Collection in which the Oxygenated Muriatic Acid Works shall be situated, such Certificate, and making Oath before such Collector (which Oath such Collector is hereby authorized and empowered to administer) that all the Salt mentioned in such Certificate has been duly and *bona fide* used, employed, spent and consumed in making such Oxygenated Muriatic Acid as aforesaid, for the sole Purpose of Bleaching Linen or Cotton Cloth, or Linen and Cotton Cloth, or Linen or Cotton Yarn or Twist, or other Goods manufactured of Linen or Cotton, or to be used, employed, spent and consumed, he may be, in the making of Oxymuriate of Lime for the sole Purpose of such bleaching as aforesaid, the said Collector shall be authorized to sign and deliver to the said Maker or Makers a Certificate on such Certificate, certifying the same, and shall be deemed to have done so, if he shall have signed the said Certificate.

On Maker's Production of Certificate, and on Oath of Application of Salt, Collector to endorse Certificate.

Maker or Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime, for the Purpose of discharging such Bond or Security in manner hereinafter mentioned.

XIV. And, for the Purpose of preventing Makers of Oxygenated Muriatic Acid from imposing on the Officer or Officers, Salt mixed with adulterating Materials, as or for Salt by this Act authorized to be delivered from or out of any Warehouse belonging and adjoining to any Salt Mine, Salt Pit or Salt Work, be it further enacted, That no Certificate of any such Mixing as aforesaid shall be granted, for or in respect of any Salt or Saline Substance, other than genuine merchantable Salt, otherwise called Muriate of Soda, unmixed with any Dirt, Rubbish, or other extraneous Material or Ingredient whatsoever, such merchantable Salt being in the usual and ordinary State of Dryness, and fit and proper for salting Provisions for the Food of Man; nor shall any such Certificate of Mixing be granted for any more or other Salt than shall be actually mixed with Vitriolic Acid, Manganese and Water, in the presence of the proper Officer of Excise, and in the Proportion of at least Forty four Pounds Weight of rectified Vitriolic Acid, Twenty Pounds Weight of Manganese and Ten Pounds Weight of Water, to every Fifty six Pounds Weight of Salt; or of Fifty six Pounds Weight of unrectified Vitriolic Acid, Twenty Pounds Weight of Manganese and no Water, to every Fifty six Pounds Weight of Salt; nor shall any such Certificate of Mixing be granted unless the Vitriolic Acid made use of in such Mixing shall be at the least of the specific Gravity herein-after mentioned; that is to say, if the Vitriolic Acid so made use of shall be rectified, the same shall be of the specific Gravity compared with Water at One thousand of One thousand eight hundred and fifty, or such that a Vessel capable of containing Ten Ounces of Water only shall be capable of containing not more than Eighteen Ounces and a Half of such rectified Vitriolic Acid; and if the Vitriolic Acid so made use of shall be unrectified, the same shall be at the least of a specific Gravity compared with Water at One thousand of not less than One thousand six hundred and fifty, or such that a Vessel capable of containing Ten Ounces of Water only shall be capable of containing not more than Sixteen Ounces and a Half of such unrectified Vitriolic Acid.

In what case Certificate not granted.

No certificate unless Vitriolic Acid of certain specific Gravity.

XV. And be it further enacted, That all and every Maker and Makers of Oxygenated Muriatic Acid or of Oxymuriate of Lime shall, and he, she and they is and are hereby required to provide and keep proper, sufficient and just Scales and Weights at the Place or Places where he, she or they shall make or manufacture any Oxygenated Muriatic Acid or Oxymuriate of Lime, and shall, at his, her or their own Expence, find, provide and affix a fit and proper Hook or Staple, in a convenient and proper Place, to be approved of by the respective Surveyors or Supervisors of Excise of the Division or District in which such Place shall be situate, and also permit and suffer any Officer or Officers of Excise to use the same at all times for the Purpose of weighing and taking an Account of the Salt, Vitriolic Acid, Manganese and Water respectively, and also the Residuum, Caput Mortuum, Refuse or Remains of Salt, or any other Material or Materials used or employed in the Making, Manufacture or Procurement of Oxygenated Muriatic Acid or Oxymuriate of Lime respectively, which shall at any time be in the Possession

Makers to provide Scales, &c.

Neglecting, &c. to provide Scales, &c.

of such Maker or Makers respectively; and if any such Maker or Makers shall neglect or refuse to provide or 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 Hook or Staple, in a proper and convenient Place, to be approved as aforesaid, or shall not permit or suffer any Officer or Officers of Excise to use the same; or if any such Maker or Makers shall, in the Weighing of any Salt, Vitriolic Acid, Manganese or Water, or of any such Residuum, Caput Mortuum, Refuse or Remains as aforesaid, make use of or cause or procure or suffer to be made use of, any false, unjust or insufficient Scales or Weights, or shall attempt or endeavour so to do, 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 Salt, Vitriolic Acid, Manganese, Water, Residuum, Caput Mortuum, Refuse or Makers so offending shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds, together with all such false, unjust or insufficient Scales and Weights respectively.

Using, &c. false Scales, &c.

Penalty.

Makers to provide Hydrometer, &c.

XVI. And be it further enacted, That all and every Maker and Makers of Oxygenated Muriatic Acid or of Oxymuriate of Lime, shall, and he, she and they is and are hereby also required to provide and keep, at the Place or Places where he, she or they shall make or manufacture any Oxygenated Muriatic Acid or Oxymuriate of Lime, a proper, sufficient and just Hydrometer, and also a proper, sufficient and just Measure, for trying and ascertaining the specific Gravity of all his, her or their Vitriolic Acid to be mixed with Salt, Manganese or Water, for the Purpose of making Oxygenated Muriatic Acid; and also to permit and suffer any Officer or Officers of Excise to use the same respectively, for trying and ascertaining the specific Gravity of such Vitriolic Acid as aforesaid; and if any such Maker or Makers shall neglect or refuse to provide or to keep such Hydrometer and Measure as aforesaid, or either of them, or shall not permit or suffer any Officer or Officers of Excise to use the same or either of them; or if any such Maker or Makers shall, under Pretence of trying or ascertaining the specific Gravity of any such Vitriolic Acid, or of having such specific Gravity tried or ascertained, make use of, or cause or procure or suffer to be made use of, any false, unjust or insufficient Hydrometer, Instrument or Measure, or shall practise any Art, Device or Contrivance, by which any such Officer or Officers may be hindered or prevented from trying or ascertaining the just and true specific Gravity of any such Vitriolic Acid; then and in every such case all and every such Maker or Makers so offending, shall, for each and every such Offence, forfeit and lose the Sum of Fifty Pounds, together with such false, unjust or insufficient Hydrometer, Instrument and Measure respectively.

Officers to use same.

Neglecting, &c. to keep Hydrometer, &c.

Using &c. false Hydrometer, &c.

Penalty.

Proviso not to increase Bleachers Frequency of Mixing, nor to increase Quantity of Salt mixed; nor to subject to Licence Bleachers not

XVII. Provided always nevertheless, That nothing herein contained shall extend, or be deemed or construed to extend, to increase the Frequency of mixing or mingling of Salt, allowed by the Laws in force immediately before the passing of this Act, to Bleachers of Linen or Cotton, or of Linen or Cotton Yarn or Goods manufactured of Linen or Cotton, with Manganese and Water, unless such Bleacher shall be obliged to do so by virtue of any Act or Law in force at the time of the passing of this Act.

such Bleacher not so licensed from mixing or mingling any Quantity of Salt not less than One Bushel with Vitriolic Acid, Manganese and Water, in the Proportions prescribed by this Act; or to subject any actual Bleacher of Linen or Cotton Cloth, or Linen and Cotton Cloth, or Linen or Cotton Yarn or Twist, or other Goods manufactured of Linen or Cotton, to any such Licence, if such Bleacher shall not at any time sell, deliver or otherwise dispose of to any other Person or Persons whatsoever, any Oxygenated Muriatic Acid, or any of the Residuum, Caput Mortuum, Refuse or Remains of any Salt, or other Material or Materials by him or her used or employed in the Making, Manufacture or Procurement of Oxygenated Muriatic Acid, or any Preparation or Mixture containing any Glauber Salt, or Residuum, Caput Mortuum, Refuse or Remains thereof, but shall expend and make use of the whole of the Oxygenated Muriatic Acid by him or her made, in his or her own Bleaching of Linen or Cotton Cloth, or Linen and Cotton Cloth, or Linen or Cotton Yarn or Twist, or other Goods manufactured of Linen or Cotton; any thing in this Act contained to the contrary in any wise notwithstanding.

nated Muriatic Acid, or any Part of Refuse.

XVIII. And be it further enacted, That no Maker or Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime shall, before the mixing of any Salt intended to be mixed with Vitriolic Acid, Manganese and Water, or with Vitriolic Acid and Manganese, under or by virtue of this Act, clandestinely add to such Salt any Water or other Liquor, or any extraneous or adulterating Material or Materials, or Substance or Substances whatsoever, nor shall clandestinely increase the Weight of any such Salt, or shall attempt or endeavour so to do, by putting, depositing, laying or keeping the same in any wet, moist or damp Place, or by wilful or unnecessary Exposure of such Salt to a humid Atmosphere or other Moisture; and if any Maker or Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime shall, before the mixing of any Salt intended to be mixed with Vitriolic Acid, Manganese and Water, or with Vitriolic Acid and Manganese, under or by virtue of this Act, clandestinely add to such Salt any Water or other Liquor, or any extraneous or adulterating Material or Materials, or Substance or Substances whatsoever; or shall clandestinely increase the Weight of any such Salt, or shall attempt or endeavour so to do, by putting, depositing, laying or keeping the same in any wet, moist or damp Place, or by wilful or unnecessary Exposure of such Salt to a humid Atmosphere or other Moisture; or shall mix or weigh, for the Purpose of mixing with Vitriolic Acid, Manganese and Water, or with Vitriolic Acid and Manganese, any Salt of one Receipt or Delivery or Permit as or for Salt of another Receipt or Delivery or Permit, or any Salt not received by or delivered to him, her or them, from or out of any Warehouse belonging or adjoining to any Salt Mine, Salt Pit or Salt Work, under or by virtue of this Act, as or for Salt received by or delivered to him, her or them, from or out of any such Warehouse under or by virtue of this Act; the Maker or Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime so offending shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds, together with all such Salt and the Casks or other Packages containing the same.

Increasing Weight of Salt by Addition of Water, &c. substituting Salt of one Receipt for another. or Salt not delivered Duty-free under Act, for salt so delivered.

Penalty.

X 3

XIX. And

Salt brought in
without Permit.

XIX. And be it further enacted, That no Salt shall be brought into any Workhouse, Warehouse, Storehouse, Room or other Place, made use of by any Maker or Makers of Oxygenated Muriatic Acid, or Oxymuriate of Lime, without an authentic Permit granted and given according to Law, which Permit shall be produced to and left with the Officer of Excise; under whose Survey such Maker or Makers shall then be, on Pain of forfeiting all such Salt so brought in without such Permit, or without such Permit being produced to and left with such Officer of Excise, and the Casks and Packages containing the same.

Penalty.

On Receipt of
Salt, Notice
given to Officer.

XX. And be it further enacted, That all and every Maker and Makers of Oxygenated Muriatic Acid, or Oxymuriate of Lime, who shall receive any Salt, shall within Six Hours next after such Salt shall be received or delivered at or into any Workhouse, Warehouse, Storehouse, Room or other Place, to him, her or them belonging, give to the Officer of Excise under whose Survey he, she or they shall then be, Notice in Writing of the Receipt and Delivery thereof; and if any such Maker or Makers shall neglect or refuse to give any such Notice, such Maker or Makers so offending shall, for each and every such Offence, forfeit and lose the Sum of Fifty Pounds, together with all Claim to any Certificate for or in respect of any mixing thereof with Vitriolic Acid, Manganese and Water, or any of them.

Penalty.

Salt of each
Receipt or De-
livery kept sepa-
rate from all
other, till mixed
with Vitriolic
Acid and Manganese.

XXI. And be it further enacted, That all and every Maker and Makers of Oxygenated Muriatic Acid, or of Oxymuriate of Lime, shall from time to time and at all times, keep all Salt received by him, her or them, under or by virtue of each Permit, separate and apart from all other Salt in his, her or their Custody or Possession; and if any such Maker or Makers shall neglect or refuse to keep such Salt and every Part thereof respectively received by him, her or them, under or by virtue of each Permit, separate and apart from all other Salt, until such Salt so received under or by virtue of such Permit shall be mixed with Vitriolic Acid, Manganese and Water, or Vitriolic Acid and Manganese, according to the Directions of this Act; or shall mix any Salt of one Receipt or Delivery with any Salt of any other Receipt or Delivery; then and in every such case the Maker or Makers so offending shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds.

Penalty.

Using Salt de-
livered to
Makers for any
other Purpose
than making
Muriatic Acid.

XXII. And be it further enacted, That in case any Maker of Oxygenated Muriatic Acid, or Oxymuriate of Lime, to whom or for whose Use or on whose Account any Salt shall be so delivered, or in case any other Person or Persons shall use the same, or any Part thereof, or any Acid Materials to be produced therefrom after being used in the making of such Oxygenated Muriatic Acid, or Oxymuriate of Lime as aforesaid, for any other Purpose than that of making Oxygenated Muriatic Acid, for the sole Purpose of Bleaching Linen or Cotton Cloth, or Linen and Cotton Cloth, or Linen or Cotton Yarn or Twist, or other Goods manufactured of Linen or Cotton, or that of being used, employed, spent or consumed in the making of Oxymuriate of Lime for the Purpose of such Bleaching as aforesaid, the Person or Persons so offending shall, for each and every such Offence, forfeit and lose the Sum of Five hundred Pounds.

Penalty.

XXIII. 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 Salt, Vitriolic Acid, Muriatic Acid, Oxygenated Muriatic Acid, Oxymuriate of Lime, Muriate of Potash, Potash, Soda, or any other Salt or Acid, or any Materials alleged or pretended to be, or passing under the Denomination of Salt, Vitriolic Acid, Muriatic Acid, Oxygenated Muriatic Acid, Oxymuriate of Lime, Muriate of Potash, Potash, Soda, or any other Salt or Acid, at any time in the Custody or Possession of any Maker or Makers of Oxygenated Muriatic Acid, or Oxymuriate of Lime, paying for the same (if demanded) the Value thereof; and in case any Maker or Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime shall refuse to permit any such Officer or Officers to take any such Sample or Samples as aforesaid, upon his or their 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.

Officers may take Samples.

Makers refusing Officers.

Penalty.

XXIV. And be it further enacted, That if any Question shall arise, whether any Substance, Matter or Material, Substances, Matters or Materials, which shall be seized as or for Salt, Oxygenated Muriatic Acid, Oxymuriate of Lime, or any other Substance, Matter or Material, Substances, Matters or Materials forfeited under or by virtue of this Act, be Salt, Oxygenated Muriatic Acid, Oxymuriate of Lime, or such other Substance, Matter or Material, Substances, Matters or Materials, the Proof of such Substance, Matter or Material, Substances, Matters or Materials so seized, not being Salt, Oxygenated Muriatic Acid, Oxymuriate of Lime, or such other Substance, Matter or Material, Substances, Matters or Materials, shall lie upon the Owner or Claimer thereof.

Onus probandi.

XXV. And be it further enacted, That if any Maker or Makers of Oxygenated Muriatic Acid, or Oxymuriate of Lime, shall hide, conceal, take, remove or carry away, or cause, procure, permit or suffer to be hidden, concealed, taken, removed or carried away, any Salt, Vitriolic Acid, Manganese, Oxygenated Muriatic Acid, Oxymuriate of Lime, or any Salt, or other Material, arising or produced in or from the making or preparing of Oxygenated Muriatic Acid, or Oxymuriate of Lime, for the Purpose of preventing the Discovery or Examination thereof by any Officer or Officers of Excise, the Maker or Makers so offending shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds, together with all the Salt, Vitriolic Acid, Manganese, Oxygenated Muriatic Acid, Oxymuriate of Lime, or any Salt, or other Material, arising or produced in or from the making or preparing of Oxygenated Muriatic Acid or Oxymuriate of Lime, so hidden, concealed, taken, removed or carried away.

Makers removing, &c. Salt, &c. to evade Discovery by Officer of Excise.

Penalty.

XXVI. And be it further enacted, That such Bond or Security as aforesaid shall be cancelled and discharged, upon such Maker or Makers of Oxygenated Muriatic Acid or Oxymuriate of Lime producing to and leaving with the proper Officer of Excise a Certificate, under the Hand of the Officer or Officers of Excise, in whose Presence the said Salt shall have been mixed with Vitriolic Acid, Manganese and Water, or Vitriolic Acid and Manganese in manner hereinbefore mentioned, testifying that all and every Part

Bonds discharged, on Production of Officers Certificate of Mixing.

of the Salt mentioned in such Bond or Security had been really and truly weighed in the Presence of such Officer or Officers, and mixed with Vitriolic Acid, Manganese and Water, or Manganese and Vitriolic Acid, in manner hereinbefore mentioned; and stating the time or times of such mixing or mixings, and the Quantity of Salt so weighed and mixed at each such time, for making Oxygenated Muriatic Acid for the sole Purpose of Bleaching Linen or Cotton Cloth, or Linen and Cotton Cloth, or Linen or Cotton Yarn or Twist, or other Goods manufactured of Linen or Cotton, or to be used, employed, spent or consumed in making Oxymuriate of Lime for the sole Purpose of such Bleaching as aforesaid.

Each Warrant

XXVII. And be it further enacted, That if any Officer or Officers of Excise shall have cause to suspect that any Oxygenated Muriatic Acid or Oxymuriate of Lime is privately making in any Place or Places whatsoever, or that any Oxygenated Muriatic Acid or Oxymuriate of Lime privately made, is kept or deposited 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 privately making, or if privately made, to be kept or deposited (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 Oxygenated Muriatic Acid or Oxymuriate of Lime respectively to be privately making, or if privately made to be kept or deposited, and to seize and carry away as forfeited all such Oxygenated Muriatic Acid and Oxymuriate of Lime respectively, which he, she or they shall then and there find privately making, together with all Materials fit or proper for making the same respectively, which he or they shall then and there find, and all such privately made Oxygenated Muriatic Acid and Oxymuriate of Lime respectively, which he or they shall then and there find; 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 any such Warrant, or of any Warrant granted by the said Commissioners of Excise, or any Two or more of them, or Justice or Justices of the Peace, [as or for any such Warrant]

Oath.

Constables.

Obstructing, &c.
Execution of
Search Warrant.

entering any such Place or Places where such Officer or Officers shall so suspect such Oxygenated Muriatic Acid or Oxymuriate of Lime to be so making, or any such privately made Oxygenated Muriatic Acid or Oxymuriate of Lime to be kept or deposited, or in seizing or carrying away any Oxygenated Muriatic Acid, Oxymuriate of Lime, or any Material fit or proper for making the same respectively, so seized, or any Substance, Matter or Thing seized as or for Oxygenated Muriatic Acid or Oxymuriate of Lime, or as or for any such Materials as aforesaid, 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.

Penalty.
Bribing, &c.
Officers.

XXVIII. 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 of any other Act or Acts of Parliament hereafter to be made, relating to Oxygenated Muriatic Acid or Oxymuriate of Lime; or to neglect to do or perform any Act or Acts, Thing or Things whatsoever, belonging or appertaining to the Business or Duty of such Officer or Officers, in the Execution of any such Act or Acts of Parliament; or to connive at or conceal any Fraud or Frauds relating to any of the Regulations by this or any such other Act or Acts of Parliament prescribed, or not to discover the same; all and every the 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.

XXIX. And be it further enacted, That if any Person or Persons shall assault, resist, oppose, molest, obstruct or hinder any Officer or Officers of 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 such Officer shall have seized any Salt, Vitriolic Acid, Manganese Water, Oxygenated Muriatic Acid or Oxymuriate of Lime, or any Substance, Matter or Material, Substances, Matters or Materials, as or for Oxygenated Muriatic Acid or Oxymuriate of Lime, forfeited under or by virtue of this Act, or any other Substance, Matter or Thing, forfeited under or by virtue of this Act, rescue or cause to be rescued any such Salt, Vitriolic Acid, Manganese Water, Oxygenated Muriatic Acid or Oxymuriate of Lime, or any Substance, Matter or Material, Substances, Matters or Materials, after the same shall have been seized by any such Officer or Officers as aforesaid, or shall attempt or endeavour so to do; or after such Seizure, or whilst any such Officer or Officers is or are attempting to seize any such Salt, Vitriolic Acid, Manganese Water, Matter or Material, shall stove, break or otherwise destroy or damage any Cask, Vessel, Bottle, Jar or other Package, wherein the same shall be contained; all and every the Person or Persons so offending, shall for every such Offence, for which no other Penalty is particularly provided or imposed by this Act, forfeit and lose the Sum of Two hundred Pounds.

Obstructing, &c.
Officers.

Penalty.
Perjury.

XXX. And be it further enacted, That any Person or Persons who shall be convicted of wilfully taking a false Oath in any case in which

which an Oath is required to be taken by virtue of this Act, shall be liable to the Pains and Penalties to which Persons are liable for wilful and corrupt Perjury.

Makers not to act as Justices.

XXXI. And be it further enacted, That no Person whatsoever, being a Maker of Oxygenated Muriatic Acid or Oxymuriate of Lime, or who is or shall be in any wise interested or concerned in the Trade or Business of making or dealing in Oxygenated Muriatic Acid or Oxymuriate of Lime respectively, shall during such time as he or they shall be so interested or concerned in the Trade or Business of making or dealing in Oxygenated Muriatic Acid or Oxymuriate of Lime, 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 Power or Authority, or to 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.

Penalties, &c. how recovered, &c.

XXXII. 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, her or them who shall inform, discover or sue for the same.

43 G. 3. c. 69. Sch. (A.) (C.) 45 G. 3. c. 14. § 1. 2. As to Glauber Salt repealed.

XXXIII. And Whereas it is expedient to repeal the Duties of Excise now payable on Glauber Salt made or produced in Great Britain, and the Drawbacks by Law granted or allowed on the Exportation thereof to Foreign Parts as Merchandize; Be it therefore enacted, That, from and after the First Day of June One thousand eight hundred and fifteen, the said Duties and Drawbacks shall be and the same are hereby respectively repealed; 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, and incurred before or on the said last mentioned Day.

[See as to Epsom Salt, post. c. 162.]

54 G. 3. c. 183. repealed.

XXXIV. And Whereas it is expedient to repeal the Act hereinafter mentioned; Be it therefore enacted, That, from and after the passing of this Act, an Act made in the last Session of Parliament, intituled An Act to impose a Countervailing Duty of Excise on Bleaching Power imported from Ireland, shall be and the same is hereby repealed. [Sect. 6. previously repealed, ante, c. 38.]

Powers of 12 Car. 2. c. 24. &c. extended to Act.

XXXV. 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 His late Majesty King Charles the Second, intituled An Act for taking away the Court of Wards and Forfeitures in Capite and by Knights' Services and Tenants in Socage upon His Majesty's

Law or Laws now in force relating to His Majesty's Revenue of Excise, are provided or established (other than and in such cases for which other Penalties or Provisions are made and prescribed by this Act) shall be practised, used and put in Execution in and for the Purposes of this Act, and for preventing, detecting and punishing Frauds and Offences relating thereto, as fully and effectually, to all Intents and Purposes, as if all and every the said Powers, Rules, Directions, Penalties, Forfeitures, Clauses, Matters and Things, were particularly repeated and re-enacted in this present Act.

XXXVI. And Whereas an Act passed in the Fiftieth Year ^{50 G. 3. c. 40.} of the Reign of His present Majesty, intituled, *An Act for discontinuing the Bounty on Exportation of Oil of Vitriol, and allowing a Drawback of a Proportion of the Duties paid on the Importation of Foreign Brimstone used in making Oil of Vitriol*, whereby Nine Tenth Parts of the Duties of Customs paid on the Importation into Great Britain of Brimstone was allowed in respect of such Brimstone used and consumed in making and preparing Oil of Vitriol: And Whereas an Act of Parliament passed in the Fifty ^{53 G. 3. c. 33.} third Year of the Reign of His present Majesty, intituled *An Act for granting certain additional Duties of Customs imported into and exported from Great Britain*, under which Act Brimstone became subject to an additional Duty; but no Provision was made in the said Act for allowing any additional Drawback in respect of any Brimstone used and consumed in making Oil of Vitriol, upon which such additional Duties of Customs should have been paid: And Whereas it is expedient that such Drawback should be allowed; Be it therefore enacted, That a Drawback of Nine Tenth Parts of all such additional Duties as shall have been paid on the Importation into Great Britain of any Foreign Brimstone, shall be allowed in respect of all such Foreign Brimstone which, since the passing of the said last recited Act, shall have been used and consumed in making and preparing Oil of Vitriol, or which shall be so hereafter used and consumed; and the Amount of such Drawback, in respect of such additional Duties, shall be ascertained, paid and allowed to the Manufacturer of such Oil of Vitriol, under the Regulations and Restrictions contained in the said recited Act passed in the Fiftieth Year aforesaid, and under and subject to the like Penalties upon the Manufacturer of such Oil, for delivering any false Account in respect of Foreign Brimstone used and consumed in his Manufactory with an Intent to defraud His Majesty.

Drawback on Foreign Brimstone.

C A P. LXVII.

An Act to grant to His Majesty certain Duties and Taxes in Ireland, in respect of certain Male Servants, Carriages and Horses kept to be let to Hire.

[7th June : 815.]

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, have freely and voluntarily resolved to give and grant unto Your Majesty the Duties and Taxes herein after mentioned, and 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

Duties specified
in Schedule an-
nexed levied.

Schedule Part of
Act.

Half the Duties
paid for Period
between passing
of Act and
Jan. 5, 1816.

Duties in British
Currency.

Consolidated
Fund.
Application of
certain Fees.

List of Servants,
&c. hired deli-
vered by Persons
using same to
proper Officer.

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, upon and in respect of the several Male Servants, Carriages and Horses mentioned, described and expressed in the Schedule to this Act annexed, which shall be kept to be let to Hire by any Person in *Ireland*, at any time between the Fifth Day of *January* in any Year and the Fifth Day of *January* following, the several yearly Sums of Money, Rates, Duties and Taxes respectively specified, mentioned and set forth in the said Schedule; and the said Schedule, and all the Rules and Regulations, Exceptions and Exemptions in the said Schedule specified and contained shall be deemed and taken to be Part of this Act to all Intents and Purposes whatever.

II. Provided always, and be it enacted, That if any Person shall at any time after the passing of this Act and before the Fifth Day of *January*, which will be in the Year of our Lord One thousand eight hundred and sixteen, keep for the Purpose of letting to Hire, or shall let to Hire for any Period of time less than One Year, between the passing of this Act and the said Fifth Day of *January* One thousand eight hundred and sixteen, any Male Servant, Carriage or Horse, for which such Person shall be liable to Duty under this Act, such Person shall be subject and liable to and shall pay for or in respect of any Servant, Carriage or Horse which shall be so kept to be let to Hire, or shall be so let to Hire, One Half only of the Amount of the several Annual Duties in the Schedule annexed to this Act mentioned, specified and contained; any thing in this Act, or the Schedule thereto annexed, to the contrary in any wise notwithstanding.

III. And be it further enacted, That all Rates, Duties and Taxes by this Act, and the Schedule hereunto annexed, granted and made payable, shall be paid and payable, and received and receivable, according to the Amount thereof, in *British* Currency; and that all and every the said Rates, Duties and Taxes granted by this Act, the necessary Charges of raising and accounting for the same being deducted, shall be carried to and made Part of the Consolidated Fund of *Ireland*; and that the Sum of Six pence in the Pound and all other Fees which shall or may be payable, to the Lord High Treasurer, or Commissioners for executing the Office of Lord High Treasurer in *Ireland*, Clerk of the Pells, or any other Officer of the Treasury of *Ireland*, upon issuing or Payment of any Sum or Sums of Money out of the Consolidated Fund of *Ireland*, shall be carried to the Consolidated Fund in Aid and Addition to the Duties hereby granted, and shall be accounted for accordingly.

IV. And be it further enacted, That in every case where any Person in *Ireland* shall hire, or shall use on Hire, for any Period of time, whether annually or otherwise, any Servants, Carriages or Horses, which if let or hired for any time less than a Year would be liable to Duty under this Act, every Person so using the same on Hire shall deliver to the Collector of the Taxes on Fire Hearths, or to some Officer appointed by the Commissioners of Inland Revenue in *Ireland*, a true List or Account in Writing, signed by the said Person, of the Number and such other Particulars of the said Servants, Carriages and Horses, as shall be required on Hire, before the said Person shall be liable to pay any Duty thereon.

like Period, and at all such times and under the like Penalties, as Returns of other Servants, Carriages and Horses liable to Duty are directed to be made under any Act or Acts in force in *Ireland* relating to Duties on Servants, Carriages and Horses, immediately before the passing of this Act; and every such List shall specify the Name and Place of Abode of the Person or Persons from and by whom such Servants, Carriages and Horses shall have been or shall be hired and let to Hire, and the Period of each letting to Hire of every such Servant, Carriage or Horse respectively.

V. And be it further enacted, That where any Servants, Carriages or Horses shall be let to Hire, and the Person using such Servants, Carriages or Horses on Hire shall not make such Return as by this Act is required, then and in such case the Duties chargeable in respect of such Servants, Carriages and Horses respectively for One Year, shall and may be charged upon and shall be paid by the Person or Persons using such Servants, Carriages and Horses on Hire, over and above the Penalty incurred for any Neglect or Omission as aforesaid, unless the Person or Persons by whom such Servants, Carriages or Horses shall have been let to hire, shall have been duly charged for such Servants, Carriages and Horses respectively; and in every case where the said Duties shall be chargeable on the Person or Persons using such Servants, Carriages and Horses on Hire, making Default of Return as aforesaid, the progressive Duties made payable under or by virtue of any Act or Acts relating to any Duty on Servants, Carriages or Horses respectively, shall be charged upon such Person or Persons using such Servants, Carriages or Horses on Hire, in respect of such Servants, Carriages or Horses so used on Hire, in like manner as if such Servants, Carriages or Horses had not been hired, and as if they were the Property of the Person using the same on Hire respectively.

When Returns are not made how Duty charged.

VI. And be it further enacted, That every Person in *Ireland* who shall keep any Servant or Servants, Carriage or Carriages, or Horse or Horses, for the Purpose of letting the same to hire, or shall let to hire any Servant, Carriage or Horse, shall return and deliver Lists signed by or on behalf of such Person of the Number of such Servants, Carriages and Horses kept by such Person to be let to hire, or let to hire by such Person whenever such Person shall be thereto required by any Collector of Taxes on Fire Hearths, or by any Officer appointed and authorized by the Commissioners of Inland Excise and Taxes in *Ireland*, and also at such times and in like manner and for the like Periods, and under the like Penalties, as Lists or Returns of Servants, Carriages and Horses subject to any Duty are directed to be made and delivered by the Person or Persons keeping the same under or by virtue of any Act or Acts in force in *Ireland*, relating to the Duties on Servants, Carriages or Horses, in force immediately before the passing of this Act; and every such List shall specify the Name and Place of Abode of the Person or Persons for whose Use or in whose Service such Servants, Carriages and Horses shall have been or shall be employed on Hire, and the Number of each let to hire to every such Person, and the Period of each Letting; and according to the Number of Servants, Carriages and Horses, which shall or ought to be contained in such List, the said Duties by this Act made payable shall be charged on the Person or Persons keeping such Servants, Carriages and Horses to be

Lists delivered by Persons letting Servants, &c. to Hire.

be let to hire, or letting to hire such Servants, Carriages or Horses, as the case may require.

Notice given
for delivering in
Lists.

VII. And be it further enacted, That within Sixty one Days after the passing of this Act and yearly within Sixty one Days after the Fifth Day of *January* in each and every Year and at such other times as the Commissioners of Inland Excise and Taxes in *Ireland* shall from time to time order, direct and appoint, the Supervisors of the Taxes on Fire Hearths, or the Collectors thereof in their respective Divisions, or any other Officer appointed for that Purpose by the said Commissioners of Inland Excise and Taxes, shall cause to be affixed such General Notices on the Doors of Churches, Chapels, Market Houses and Public School Houses, and shall give or serve, or cause to be given or served, such particular Notices within their respective Districts, to or for all Persons required to make out and deliver any Lists or Accounts required by this Act; and to or for all Persons liable or supposed to be liable to the Duties under this Act, on Servants, Carriages and Horses, let to hire, requiring such Persons to deliver such Lists or Accounts respectively in like manner, as in and by an Act made in the Forty ninth Year of His present Majesty's Reign, intituled *An Act to provide for the better Collection of the Duties and Taxes on Carriages, Servants, Horses and Dogs, in Ireland*, is required and directed to be done by such Supervisors, Collectors or other Officers, with respect to the Duties in the said recited Act mentioned; and such Notices or any of them, shall and may be in such Form and Forms as the said Commissioners of Inland Excise and Taxes may from time to time order, direct or appoint, and shall and may be made Part of or separate from the Notices required by the said recited Act, as the said Commissioners shall direct; and all Rules, Regulations, Penalties and Forfeitures, in the said recited Act mentioned, expressed and contained, with respect to the Notices in the said Act mentioned, shall be applied with respect to the Notices as to the Duties under this Act, to all Intents and Purposes whatsoever, as if such Rules, Regulations, Penalties and Forfeitures were expressly repeated and re-enacted in this Act.

49 G. 3. c. 75.
§ 2—5.

Proviso for
Notices.

Accounts of
Letting of Ser-
vants, &c. kept
for Inspection,
and Copy of
which delivered
Quarterly to
Collector of
Excise.

VIII. And be it further enacted, That every Person in *Ireland* letting to Hire any Servants, Carriages or Horses, shall from time to time enter in a Book an Account of all such Servants, Carriages and Horses, and the Number thereof, and the Periods of each Letting, and also the Names of such Servants and the Descriptions of such Carriages, all which Books shall at all reasonable times in the Day time, be open to the Inspection of the Collector of the Tax on Fire Hearths, or of any Officer appointed to superintend the Collection of the said Tax in the District where the Person required to keep such Account shall reside and carry on his Business; and every Person hereby required to enter and keep such Account respectively, shall within Twenty Days after the Tenth Day of *October*, the Fifth Day of *January*, the Fifth Day of *April* and the Fifth Day of *July*, in each and every Year, deliver a true Copy in Writing of all and every Entry made in such Book or Books respectively within the preceding Quarter of the Year ending on every Quarter Day respectively, containing the several Matters and Things before directed, to the Collector of Excise of the District where such Person required to keep such Account shall reside, and such Copy shall be delivered to the Collector of Excise of the District where such Person shall reside, and the said Copy shall be retained by the said Collector of Excise.

Taxes, or by the Collector of Excise in such District, every such Person, or his or her Chief Servant or Manager, shall make Oath or (being a Quaker) an Affirmation of the Truth of such Account, according to the best of his Knowledge and Belief; and every such Copy of the Account to be delivered by such Person shall, to the best of his or her Knowledge or Belief, express the Christian and Surname of every Person required to be entered in such Account, and the Place or Places of his, her or their usual Residence; and if any such Person shall neglect to keep such Account or to deliver such Copy thereof, or shall wilfully omit any Description which ought to be contained therein, every such Person so offending shall forfeit and pay the Sum of Fifty Pounds *British* Currency.

Oath.

Neglecting to keep Account.

IX. And be it further enacted, That the Commissioners of Inland Excise and Taxes in *Ireland* shall cause to be prepared and issued to every Person applying for the same, and leaving his or her Name and Place of Abode in Writing at the Excise Office in *Dublin*, or with any Collector of Excise for the District where the Person making such Application shall reside, proper Forms for entering the Accounts hereinbefore required to be made of Servants, Carriages and Horses let to Hire as aforesaid; and in default of such Application the Party shall be obliged to provide proper Forms for the said Purpose, and shall cause all such Entries to be duly made therein as are before directed by this Act.

Penalty.

Forms for keeping Accounts delivered to Persons applying for same.

X. And be it further enacted, That the several Rates, Duties and Taxes by this Act and the Schedule hereunto annexed, granted and made payable, shall be under the Management of the Commissioners of Inland Excise and Taxes in *Ireland*, and shall be raised, levied, collected, paid and sued for and recovered in the same 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; and all Penalties and Forfeitures under this Act shall be recovered, levied and applied in such manner as are appointed, directed and expressed for the raising, collecting, levying, paying and managing of any Rates, Duties and Taxes payable in *Ireland* upon or in respect of Male Servants, Carriages or Horses, in or by an Act made in the Forty seventh Year of His present Majesty's Reign, intituled *An Act to provide for regulating and securing the Collection of certain Rates and Taxes in Ireland, in respect of Dwelling Houses, Fire Hearths, Windows, Male Servants, Horses, Dogs and Carriages*; or in and by an Act made in the Forty ninth Year of His present Majesty's Reign, intituled *An Act to provide for the better Collection of the Duties and Taxes on Carriages, Servants, Horses and Dogs in Ireland*; or in and by any other Act or Acts in force in *Ireland*, with respect to such Duties, and with the like Powers and Authorities as are given in and by an Act made in *Ireland*, in the Fourteenth and Fifteenth Years of the Reign of His late Majesty King Charles the Second, intituled *An Act for settling of 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 Revenues under the

Duties how levied.

47 G. 3. Sess. 1. c. 21.

49 G. 3. c. 75. &c.

14 & 15 Car. 2. (1.) Sess. 4. c. 8.

46 G. 3. c. 106. &c.

Manage-

Appeal.

Management of the Commissioners of Inland Excise and Taxes in *Ireland*, as fully and effectually to all Intents and Purposes as if all such Rules and Directions, Penalties and Forfeitures were repeated and expressly enacted in this Act, except only so far as the same are altered or repealed by this present Act, or by any other Act or Acts, with the like Remedy of Appeal to and for the Party or Parties aggrieved, as in and by the said Acts, or any of them, is or may be provided.

[See ante, c. 61. post. c. 140.]

SCHEDULE to which this Act refers.

A SCHEDULE of the Duties payable annually on Servants, Carriages and Horses let to Hire in *Ireland*.

For every Coachman, Groom, Postillion or Helper, kept for the Purpose of being let to Hire, for any Period of time less than One Year, the annual Sum of - - - - -	£. s. d.
- - - - -	2 10 0
For every Carriage with Four Wheels kept by any Coachmaker, or Maker of Carriages, or other Person, for the Purpose of being let to Hire, for any Period of time less than One Year, without a Horse or Horses to be used therewith, the annual Sum of - - - - -	12 0 0
For every Carriage with Four Wheels kept by any Postmaster, Innkeeper or other Person duly licensed to let Post Horses, for the Purpose of being let to Hire for any Period of time less than One Year, with a Horse or Horses to be used therewith, the annual Sum of - - - - -	10 10 0
For every Carriage with less than Four Wheels kept by any Person whatever for the Purpose of being let to Hire with or without a Horse or Horses for any Period of time less than a Year, - - - - - if drawn by One Horse, Mare, Gelding or Mule, and no more, the annual Sum of - - - - -	6 10 0
- - - - - if drawn by Two or more Horses, Mares, Geldings or Mules, the annual Sum of - - - - -	9 0 0
For every Horse, Mare or Gelding, kept for the Purpose of Riding, or of drawing any Carriage chargeable with Duty and let to Hire, for any Period of time less than One Year, the annual Sum of - - - - -	2 17 6

RULES for charging the said DUTIES.

The said annual Duties shall be paid by any Person who shall employ, or shall keep or have in his or her Possession, any such Male Servant, or any Carriage or Horse for the Purpose of letting to Hire such Servant, Carriage or Horse respectively, or who shall let to Hire such Servant, Carriage or Horse respectively, at any time between the Fifth Day of *January* in any Year, and the Fifth Day of *January* following.

EXEMPTIONS.

All Stage Coaches, Hackney Coaches, Hackney Chaises and Coaches and other Carriages kept for Hire by any Person, or Horses to travel Post, or by the Mile, for the drawing of a higher Rate of Payment shall be demanded, or received for other Carriages of the same Description travelling by Mile, or from Stage to Stage, and for such Carriages used in the drawing of such Carriages.

C A P. LXVIII.

An Act to amend an Act of the Thirteenth Year of His present Majesty, for the Amendment and Preservation of the Public Highways, in so far as the same relates to Notice of Appeal against turning or diverting a Public Highway; and to extend the Provisions of the same Act to the stopping up of unnecessary Roads.

[7th June 1815.]

WHEREAS by an Act of Parliament made in the Thirteenth Year of the Reign of His present Majesty, intituled *An Act to explain, amend and reduce into One Act of Parliament, the Statutes now in being for the Amendment and Preservation of the Public Highways, within that Part of Great Britain called England; and for other Purposes*, it was, amongst other things, enacted, that when it should appear, upon the View of any Two or more of the Justices of the Peace in the said Act mentioned, that any Public Highway not in the Situation thereinbefore described, or Public Bridleway, or Footway, might be diverted so as to make the same nearer or more commodious to the Public, and the Owner or Owners of the Lands and Grounds through which such new Highway, Bridleway or Footway, was proposed to be made, should consent thereto, by Writing under his or their Hand and Seal, or Hands and Seals, it should and might be lawful, by Order of such Justices at some Special Sessions, to divert and turn and stop up such Footway, and to divert, turn and stop up, and inclose, sell and dispose of such old Highway or Bridleway, and to purchase the Ground and Soil for such new Highway, Bridleway or Footway, by such ways and means, and subject to such Exceptions and Conditions, in all respects, as in the said recited Act mentioned, with regard to Highways to be widened or diverted; and where any such Highway, Bridleway or Footway, herein last before described, should be so ordered to be stopped up or inclosed, and such new Highway, Bridleway or Footway, set out and appropriated in lieu thereof as aforesaid, it should and might be lawful for any Person or Persons injured or aggrieved by any such Order or Proceeding, or by the Inclosure of any Road or Highway, by virtue of any Inquisition taken upon any Writ of *Ad quod damnum*, to make his or their Complaint thereof, by Appeal to the Justices of the Peace, at the next Quarter Sessions which should be holden within the Limit where the same should lie, after such Order made or Proceeding had as aforesaid; upon giving Ten Days' Notice in Writing of such Appeal to the Surveyor and Party interested in such Inclosure, if there should be sufficient time for that Purpose, if not, such Appeal might be made, upon the like Notice, to the next subsequent Quarter Sessions of the Peace; which Courts of Quarter Sessions were thereby respectively authorized and empowered to hear and finally determine such Appeal; and if no such Appeal be made, or, being made, such Order and Proceedings should be confirmed by the said Court, the said Inclosures might be made, and the said Ways stopped, and the Proceedings thereupon should be binding and conclusive to all Persons whomsoever; and the new Highway, Bridleway or Footway, so to be appropriated and set out, should be and for ever after continue a Public Highway, Bridleway or

13 G. 3. c. 78.

§ 19.

or Footway, to all Intents and Purposes whatsoever; but that no
 Inclosures of such Highway, Bridleway or Stoppage of such Foot-
 way, should be made, until such new Highway, Bridleway or Foot-
 way should be completed and put into good Condition and Repair,
 and so certified by Two Justices of the Peace upon View thereof;
 which Certificate it was thereby enacted, should be returned to the
 Clerk of the Peace, and inrolled amongst the Records of the said
 Court of Quarter Sessions; but from and after such Certificate,
 such old Highways, Bridleway or Footway should and might be
 stopped up, and the Soil of such old Highways or Bridleways sold,
 in the manner and subject to the Reservations and Restrictions in
 the said recited Act mentioned, with respect to the Highways to be
 enlarged or diverted by virtue thereof: And Whereas it is expe-
 dient that more public Notice should be given of any Order made
 or Proceeding had for diverting, turning, stopping and enclosing
 any Highway, Bridleway or Footway; and also that a greater
 Facility of Appeal to the Quarter Sessions against such Order or
 Proceeding should be given to any Person or Persons who may
 think themselves aggrieved thereby; and it is also expedient that
 His Majesty's Justices of the Peace should have Power under cer-
 tain Regulations, to stop up unnecessary Highways, Bridleways
 and Footways; 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 so much of the said Act of
 the Thirteenth Year of His present Majesty, as hereinbefore recited,
 shall be and the same is hereby repealed.

In part repealed.

Trustees by
 Order at Special
 Sessions may
 divert and turn
 certain High-
 ways, Bridle-
 ways and Foot-
 ways.

13 G. 3. c. 78.
 § 16.

Justices may
 order stopping
 up of unneces-
 sary Highways,
 &c.

II. And be it further enacted by the Authority aforesaid, That
 when it shall appear, upon the View of any Two or more of the said
 Justices of the Peace, that any Public Highway, or Public Bridle-
 way or Footway, may be diverted, so as to make the same nearer or
 more commodious to the Public, and the Owner or Owners of the
 Lands and Grounds through which such new Highway, Bridleway
 or Footway, so proposed to be made, shall consent thereto, by
 Writing under his or their Hand and Seal or Hands and Seals, it
 shall and may be lawful, by Order of such Justices at some Special
 Sessions to divert and turn and to stop up such Footway, and to
 divert, turn, stop up and inclose, sell and dispose of, such old High-
 way or Bridleway, and to purchase the Ground and Soil for such
 new Highway, Bridleway or Footway, by such ways and means,
 and subject to such Exceptions and Conditions, in all respects, as in
 the said recited Act mentioned with regard to Highways to be
 widened or diverted; and also when it shall appear, upon the View
 of any Two or more of the said Justices of the Peace, that any
 Public Highway, Bridleway or Footway is unnecessary, it shall and
 may be lawful, by Order of such Justices, or any Two of them, to
 stop up, and to sell and dispose of such unnecessary Highway, Bri-
 dleway or Footway, by such ways and means, and subject to such
 Exceptions and Conditions in all respects as in the said recited
 Act is mentioned, in regard to Highways to be widened or diverted,
 except that the Money to arise from such Sale, shall be applicable to
 the purchase of such new Highway, Bridleway or Footway, as aforesaid.

to the Surveyor or Surveyors, and be applied towards the general Repairs of the Highways and Bridleways of the Parish, Township or Place, within which the said Highway, Bridleway or Footway, so stopped up, shall be situate: Provided, that in the several cases before mentioned, a Notice, in the Form or to the Effect of Schedule (A.) to this Act annexed, shall be affixed in legible Characters at the Place and by the Side of the said Highway, Bridleway or Footway from whence the same is directed to be turned, diverted or stopped up, and also inserted in One or more Newspaper or Newspapers published or generally circulated in the County where the Parish, Township or Place, in which the Highway, Bridleway or Footway, so ordered to be diverted and turned, or stopped up, as the case may be, shall lie, (or, in case no such Newspaper shall be so published or circulated in such County, then in any Newspaper or Newspapers published or circulated in the nearest adjoining County) for Three successive Weeks after the making of such Order; and a like Notice shall be affixed to the Door of the Church or Chapel of every Parish or Township in which such Highway, Bridleway or Footway, so ordered to be diverted, turned, or stopped up, or any Part thereof, shall lie, on Three successive *Sundays* subsequent to the making of such Order; and the said several Notices having been so published, the said Order shall at the Quarter Sessions which shall be holden within the Limit where the Highway, Bridleway or Footway, so diverted and turned or stopped up, shall lie, next after the Expiration of Four Weeks from the First Day on which such Notices shall have been published as aforesaid, be returned to the Clerk of the Peace in open Court, and lodged with him; and the said Order shall at such Quarter Sessions be confirmed, and by the Clerk of the Peace inrolled amongst the Records of the said Court of Quarter Sessions.

Notice inserted in Newspapers of County in which Highways, &c. lie.

Order returned to Clerk of Peace, confirmed and inrolled at Quarter Sessions.

III. Provided always, and be it further enacted, That where any such Highway, Bridleway or Footway, shall be so ordered to be stopped up or inclosed, and such new Highway, Bridleway or Footway, set out and appropriated in lieu thereof as aforesaid, or where any unnecessary Highway, Bridleway or Footway, shall be so ordered to be stopped up as aforesaid, it shall and may be lawful for any Person or Persons injured or aggrieved by any such Order or Proceeding, or by the Inclosure of any Road or Highway, by virtue of any Inquisition taken upon any Writ of *Ad quod damnum*, to make his or their Complaint thereof, by Appeal to the Justices of the Peace at the said Quarter Sessions, upon giving Ten Days' Notice in Writing of such Appeal to the Surveyor of the Highways of the Parish, Township or Place wherein such Highway, Bridleway or Footway shall be situated; and also affixing such Notice to the Door of the Church or Chapel of such Parish, Township or Place; and the said Court of Quarter Sessions is hereby authorized and empowered to hear and finally determine such Appeal.

Appeal.

Notice.

IV. Provided always, and be it further enacted by the Authority aforesaid, That if no such Appeal be made, or, being made, such Order and Proceedings shall be confirmed by the said Court, the said Inclosures may be made, and the said Ways stopped; and the Proceedings thereupon shall be binding and conclusive to all Persons whomsoever; and the new Highways, Bridleways and Footways, so to be appropriated and set out, shall be and for ever after continue a Public Highway, &c.

If no Appeal made, or if Order confirmed, old Ways stopped, Proceedings conclusive; new Highway; afterwards to continue Public Highway, &c.

a Public Highway, Bridleway or Footway, to all Intents and Purposes whatsoever; but no Inclosures of such old Highways, Bridleways or Footways (except in the case of stopping up of such useleſs Highways, Bridleways or Footways, as hereinbefore is mentioned) ſhall be made, until ſuch new Highway, Bridleway or Footway, ſhall be completed and put into good Condition and Repair, and fo certified by Two Juſtices of the Peace upon view thereof; which Certificate ſhall be returned to the Clerk of the Peace, and by him inrolled amongſt the Records of the Court of Quarter Seſſions, next after ſuch Order as aforeſaid ſhall have been confirmed or inrolled purſuant to the Directions hereinbefore contained; but from and after the Inrolment of ſuch Order and Certificate, ſuch old Highway, Bridleway or Footway, ſhall be ſtopped up, and the Soil of ſuch old Highway or Bridleway ſold, in the manner, and ſubject to the Reſervations and Reſtrictions in the ſaid recited Act mentioned, with reſpect to Highways to be diverted by virtue of the ſaid recited Act.

13 G. 3. c. 78.
§ 17.

Act not to annul previous Order or Proceeding.

V. Provided always, and be it further enacted, That this Act or any Thing herein contained ſhall not, and ſhall not be conſtrued to annul, or in any way affect or impeach any Order or Proceeding for the diverting or ſtopping up any Highway, Bridleway or Footway, made or had previous to the Day of paſſing of this Act, but ſuch Order and Proceedings may be proceeded in and completed in the ſame manner, and ſhall be valid and binding on all Perſons whatsoever, to all Intents and Purpoſes, as if this Act had not been made; any thing hereinbefore contained to the contrary notwithstanding.

54 G. 3. c. 109.
§ 4.

VI. And Whereas by an Act paſſed in the Fifty fourth Year of His preſent Majeſty, intituled *An Act to amend an Act of the Thirteenth Year of His preſent Majeſty*, it is, among other things, enacted, that Two or more Juſtices of the Peace, at their Special Seſſions to be holden in the Week next after *Michaelmas* yearly, ſhall fix ſuch Rates, as they ſhall adjudge reaſonable, as a Compoſition in lieu of Teams, Carts, Horſes, Oxen or Labour: And Whereas certain other Matters relative to the Highways are directed to be done by Juſtices of the Peace, at their Special Seſſions to be holden in the Week next after the *Michaelmas* Quarter Seſſions: And Whereas the Time for holding the *Michaelmas* Quarter Seſſions has been altered by an Act made in the Fifty fourth Year of His preſent Majeſty, intituled *An Act for regulating the Time of holding the Michaelmas Quarter Seſſions*; Be it therefore enacted, That it ſhall and may be lawful for the Juſtices of the Peace, aſſembled in their Special Seſſions in the Week after *Michaelmas*, to do and perform every Act which they might heretofore legally have done in the Special Seſſions directed to be holden in the Week after the ſaid *Michaelmas* General Quarter Seſſions of the Peace.

54 G. 3. c. 84.

Michaelmas
Special Seſſions.

SCHEDULE to which this Act refers.

SCHEDULE (A.)

FORM OF NOTICE.

NOTICE is hereby given, That on the

of _____ laſt, an Order was ſigned by

of His Majeſty's Juſtices of the Peace in

for _____

stopping up, &c. here so state it, and describe the Road ordered to be turned, diverted and stopped up;—if the Order be for stopping up a useless Road, here so state it, and describe the Road ordered to be stopped up;] and that the said Order will be lodged with the Clerk of the Peace for the said County, at the General Quarter Sessions of the Peace to be holden at _____ in and for the said County, on the _____ Day of _____ next, and also that the said Order will at the said Quarter Sessions be confirmed and inrolled, unless upon an Appeal against the same to be then made, it be otherwise determined.

C A P. LXIX.

An Act to regulate Madhouses in Scotland.

[7th June 1815.]

WHEREAS it is expedient that Provision should be made for the proper Reception and the due Care and Confinement of furious and fatuous Persons and Lunatics, in that Part of the United Kingdom called Scotland; 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 Sheriffs and Stewarts Depute and Substitute, of every County and Stewartry in that Part of the United Kingdom called Scotland, and they are hereby empowered to grant Licences, in the manner directed by this Act, for the Reception and the Care and Confinement of furious and fatuous Persons and Lunatics, within their respective Counties and Stewartries.

Sheriffs to grant Licences.

II. And be it further enacted, That, from and after the Expiration of One Calendar Month after the passing of this Act, it shall not be lawful for any Person or Persons to keep a House for the Reception and the Care or Confinement of furious and fatuous Persons and Lunatics, within any Part of Scotland, or to detain any such Persons therein, without a Licence for that Purpose, granted and received in the manner directed by this Act; in which shall be specified the Name, Description and Age, of every such furious or fatuous Person or Lunatic; and if any Person or Persons shall keep a House for the Reception and Care or Confinement of furious or fatuous Persons or Lunatics, without such Licence, or shall, upon any Pretence whatever, conceal, harbour, entertain or confine, in any House or Place kept for the Confinement of furious or fatuous Persons or Lunatics, in any Part of the United Kingdom called Scotland, any Person or fatuous Person or Persons, or Lunatic or Lunatics, any Person or Persons as such, without having a Licence as required by this Act, every such Person shall, for every such Offence, forfeit the Sum of Two hundred Pounds, and the Expences attending the Recovery of the same.

Madhouse not kept without Licence.

Penalty.

III. And be it enacted, That every such Licence shall be made by the Sheriff or Stewart Clerk of the County or Stewartry wherein the same is granted, and the same shall be renewed every year; and for the First and every Annual Licence there shall be paid at the Rate of Two Guineas for every furious or fatuous Person

Licences renewed Yearly.

Rate.

Application of
Monies.

Sheriff, &c.
neglecting to
pay Monies.

Penalty.

Inspectors
elected.

Within what
time Madhouses
inspected.

Other Medical
Persons em-
ployed.

Person or Lunatic specified therein; and all Monies received by any Sheriff or Stewart Clerk for such Licences shall be paid by him, after deducting the Sum of Two Shillings and Six pence, as his Fee for making out such Licence, and form Part of the Rogue Money in such County or Stewartry; from which Fund all the Expences required to be disbursed in the Execution of this Act shall be paid and defrayed, upon the Order of the Sheriff or Stewart Depute of the County or Stewartry; and if any Sheriff or Stewart Clerk shall neglect or delay so to pay to the Collector of the Rogue Money all Monies received by him for such Licence, subject to such Deduction, for the Space of Ten Days after the same shall have been received by him, every such Sheriff or Stewart Clerk shall, for every such Neglect or Delay, forfeit the Sum of Five Pounds, and the Expence of recovering the same.

IV. And be it enacted, That within One Calendar Month after the passing of this Act, and thereafter annually, the Royal College of Physicians in *Edinburgh* shall elect Four of their ordinary Resident Fellows as Inspectors of Madhouses; and that the Faculty of Physicians and Surgeons in *Glasgow* shall in like manner within One Calendar Month after the passing of this Act, and thereafter annually, elect Four of their ordinary Resident Members as Inspectors of Madhouses.

V. And be it enacted, That within Two Calendar Months after the passing of this Act, the Sheriff Depute or Substitute of *Edinburgh* or *Mid Lothian* shall employ any of the said Four Fellows of the Royal College of Physicians of *Edinburgh* to inspect every House which shall be then kept for the Reception, Care and Confinement of furious or fatuous Persons or Lunatics within the City of *Edinburgh* or County of *Mid Lothian*, and the Sheriff Depute or Substitute of *Lanarkshire* shall employ any of the said Four Members of the said Faculty of Physicians and Surgeons of *Glasgow* to inspect every such House in *Lanarkshire*; and the Sheriff or Stewart Depute or Substitutes in every other County or Stewartry in *Scotland*, where any House shall be kept for the Reception, Care and Confinement of furious or fatuous Persons or Lunatics, shall employ for the said Inspection, Physicians qualified to make such Inspection, unless where local or other circumstances shall render it inexpedient to employ such Physicians, in which case they shall employ either Members of the Royal College of Physicians of *London*, or of the Royal College of Physicians of *Edinburgh*, or of the Royal College of Surgeons of *Edinburgh*, or Medical Men having a Diploma from the Royal College of Surgeons of *Edinburgh* or from the Royal College of Surgeons of *London*, or from the Faculty of Physicians and Surgeons in *Glasgow*, or who have acquired a Right to practise from having served in the Army or Navy.

VI. Provided always, and be it enacted, That it shall be lawful for any Sheriff or Stewart Depute or Substitute (where, from their Distance from the Place of Inspection or other circumstances, Medical Persons of the above Description cannot be easily procured) to employ any Medical Person or Persons of Character and Skill such or any Inspection hereinafter directed by this Act, and every Medical Person employed in the Execution of this Act shall be paid such Sum of Money or Fees as shall be determined by the Inspectors of Madhouses.

seem adequate; subject to the Controul and Direction of the Commissioners of Supply of such County or Stewartry.

VII. And be it enacted, That the said Sheriffs and Stewarts Depute or Substitutes shall order and direct every Matter and Thing to be done which may be necessary, for the Purpose of ascertaining whether any Person or Persons confined in such Houses ought to be confined therein, as a furious or a fatuous Person or Persons or Lunatic or Lunatics, and to make such Order for their Care or Confinement, or for their being set at Liberty, as the circumstances of the case may seem to require.

Sheriffs, &c. to ascertain whether Persons improperly confined.

VIII. And be it enacted, That, from and after the passing of this Act, no Person or Persons shall be received into any House kept for the Reception and the Care or Confinement of furious or fatuous Persons or Lunatics, in that Part of the United Kingdom called *Scotland*, without an Order made by the Sheriff or Stewart Depute or Substitute of the County or Stewartry where such House shall be, who shall forthwith satisfy himself as to the Propriety of granting such an Order, by the Certificate or Report of Medical Persons, and otherwise, as the circumstances of the case may seem to require; pursuant to which Order a Licence shall be granted in the manner directed by this Act, for which a Fee of Two Guineas shall be paid for every Person specified therein, to be accounted for and paid into the Rogue Money of such County, by the Sheriff or Stewart Clerk, after deducting the Sum of Two Shillings and Six pence, as his Fee for making out such Licence; and every furious or fatuous Person or Lunatic, for the Reception of whom such Order shall have been made, shall be specified and described in the next annual Licence granted to the Person or Persons, by whom he shall have been so received to be taken care of and confined as a furious or fatuous Person or Lunatic; and if any Person or Persons shall receive any furious or fatuous Person or Lunatic, to be taken care of or confined in any such House kept for the Reception and the Care and Confinement of such Persons, without such Order and Licence, every such Person or Persons so offending shall, for every such Offence, forfeit the Sum of Two hundred Pounds, and the Expenses attending the Recovery thereof: And if any Medical Person shall sign or give any such Certificate or Report, without having carefully visited and examined the Person to whom it relates, and without having endeavoured to ascertain in a proper manner, by such Examination and otherwise, that such Person is a furious or fatuous Person or Lunatic, and proper to be confined in a House for the Reception of such Persons, every such Medical Person shall forfeit and pay for such Offence or Neglect the Sum of Fifty Pounds, and the Expenses of recovering the same.

Sheriff, &c. to make Order for Reception of Lunatics.

Licence. Fees.

Persons to be described.

Receiving without Order, &c.

Penalty. Signing Certificate, &c. without examining Persons.

Penalty.

Report or Certificate signed by Medical Person.

IX. And be it enacted, That every Certificate or Report, upon which a Sheriff Depute or Substitute shall give an Order for the Confinement of any Person in a House kept for the Reception, Care and Confinement of furious or fatuous Persons or Lunatics, shall be signed by a Medical Man, who is either a Physician, or has a Diploma from the Royal College of Surgeons in *Edinburgh* or of *London*, or from the Faculty of Physicians and Surgeons of *Glasgow*, or who has acquired a Right to practise from having served in the Army or Navy, except in those cases where no Medical Man of the above Description can be conveniently applied to, in which Event such Certificate may

be signed by any Medical Practitioner of Character whom such Sheriff or Stewart Depute or Substitute may think proper to employ.

Sheriff, &c. may make interim Order.

X. Provided nevertheless, and be it enacted, That it shall and may be lawful for any such Sheriff or Stewart Depute or Substitute to make such Order, or to give such Directions, as the circumstances of the case may seem to require, for the Care and Confinement of any furious or fatuous Person or Lunatic, in the mean time, until he shall be satisfied that he ought to grant an Order for the Reception and the Care and Confinement of any such Person in any House kept for the Reception and Care and Confinement of furious or fatuous Persons or Lunatics, in the manner hereby directed, not exceeding a Period of Fourteen Days.

Madhouses inspected Twice a Year.

XI. And be it enacted, That every House kept for the Reception and Care or Confinement of furious or fatuous Persons or Lunatics in *Scotland*, shall be inspected at least Two several times in the Year, once by the Sheriff or Stewart Depute or Substitute, and once by the Sheriff or Stewart Depute in Person, of the County or Stewartry wherein the same shall be situated, and such of the Medical Inspectors above described, and failing them such Medical Person or Persons as he shall think proper to direct to accompany him, on such Day or Days as he shall think proper from time to time to appoint for that Purpose; and it shall and may moreover be lawful for such Sheriff or Stewart himself to inspect, or to order such Inspection to be made, as often as he may think proper.

Inspectors may inspect at any time.

XII. And be it further enacted, That it shall be lawful to any of the said Inspectors appointed by the Royal College of Physicians in *Edinburgh*, at any time with Concurrence of the Sheriff Depute of *Mid Lothian* and to any of the said Inspectors appointed by the Faculty of Physicians and Surgeons of *Glasgow*, with Concurrence of the Sheriff Depute of *Lanarkshire*, to inspect any of such Houses for the Reception, Care and Confinement of furious or fatuous Persons or Lunatics within the respective Districts of the said Sheriffs, and to report to the said Sheriff Deputes: Provided always, that for such Inspections no Sum of Money shall be paid, and no Allowance given for Attendance and Trouble.

Proviso.

Sheriff, &c. may set Persons improperly detained at Liberty.

XIII. And be it enacted, That if, upon any Inspection made as directed by this Act, it shall appear that any Person or Persons are improperly detained in any such House as aforesaid, it shall and may be lawful for the Sheriff or Stewart Depute, or Stewart of the County or Stewartry where such improper Detention shall take place, to set such Person or Persons at Liberty, or otherwise to do in the Premises as the circumstances of the case may seem to require.

Licence recalled.

XIV. And be it enacted, That it shall and may be lawful for any Sheriff or Stewart Depute to recall any Licence which may have been granted pursuant to this Act, if it shall appear to him proper so to do, upon a Report to that Effect made to him by any Two of the Inspectors acting under the Authority of this Act as aforesaid.

Sheriff, &c. may make Rules and Regulations.

XV. And be it enacted, That it shall and may be lawful for the Sheriff and Stewart Depute of every County or Stewartry in Scotland, from time to time to make such Rules and Regulations as he or she or Stewart may think proper, for the better Management of the Houses kept for the Reception and the Care and Confinement of furious or fatuous Persons or Lunatics, in the manner hereby directed, not exceeding a Period of Fourteen Days.

ensuring the proper Treatment of the Persons confined therein, and to enforce the same by such Penalties not exceeding the Sum of Twenty Pounds for each Offence, as such Sheriff or Stewart Depute shall think proper, to be recovered and applied as any Penalty or Forfeiture granted by this Act may be recovered and applied; such Rules and Regulations being always first duly notified in Writing to the Person or Persons by whom any such House or Houses may be kept.

XVI. Provided always, and be it enacted, That before any such Rules and Regulations shall be put in force the said Sheriff or Stewart Depute shall transmit a Copy of the said Rules and Regulations to the Clerk of the High Court of Justiciary, who shall lay the same before the Lords Commissioners of Justiciary for their Consideration, and such Lords Commissioners of Justiciary shall forthwith signify to the said Sheriff or Stewart Depute what shall appear to them thereupon, and upon being approved of by the said Lords Commissioners of Justiciary, all such Rules and Regulations shall receive Effect in the manner in which they shall have been finally settled pursuant to such Communication thereof so made to the said Lords Commissioners of Justiciary, who shall cause the same to be inserted in the Records of such Court.

Regulations transmitted to Clerk of Court of Justiciary.

XVII. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to any of the Public Hospitals, or Public Lunatic Asylums in *Scotland*, further than to authorize the said Sheriffs or Stewarts to visit and inspect the same, or to order such Inspection as aforesaid.

Act not to extend to Public Hospitals;

XVIII. Provided also, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to any House where only One furious or fatuous Person or Lunatic is confined, unless such Person shall be confined in such House for Gain or Reward.

nor to Confinement of One Person.

XIX. And be it enacted, That it shall and may be lawful for the Procurator Fiscal of every County or Stewartry where any House for the Reception and the Care or Confinement of furious or fatuous Persons or Lunatics is situated, and he is hereby required to enforce the due Execution of this Act, and to sue for and recover all Penalties or Forfeitures granted by this Act, by Action or Complaint before the Court of Session, or the Sheriff or Stewart's Court: Provided always, that such Action or Complaint shall be brought within Twelve Calendar Months after the Offence shall have been committed, or the Penalty incurred.

Procurator Fiscal to enforce Act and recover Penalties.

XX. And be it enacted, That all Penalties recovered by virtue of this Act shall be paid into and form Part of the Rogue Money of the County or Stewartry by whose Procurator Fiscal the same shall have been recovered; and all the Expences incurred in carrying this Act into Execution shall be paid out of such Rogue Money.

Limitation of Actions.

XXI. And be it enacted, That the Sheriff or Stewart Depute or Substitute of every County or Stewartry in *Scotland*, where any House is kept for the Reception and the Care or Confinement of furious or fatuous Persons or Lunatics, shall lay before or cause to be transmitted, an Account of all Expences incurred by his Directions in carrying this Act into Execution, and of all Monies received by the Sheriff or Stewart Clerk of his County or Stewartry, for any Licence or Licences granted in pursuance of this Act, and of all Monies

Application of Penalties. Expence of executing Act.

Sheriff, &c. to transmit Accounts to Commissioners of Supply.

of the Records of the Court of Session, to be appointed by the Lord President of the College of Justice for the time being; who is hereby authorized and required forthwith after the passing of this Act, and from time to time thereafter, as often as there shall be occasion, to choose and nominate some fit Person to hold the said Office, *ad vitam aut culpam*, who shall progressively arrange the whole of these Records into one Series, and carefully preserve the same until they shall be finally deposited in His Majesty's General Register House.

II. And be it further enacted, That on the Fifteenth Day of August in every Year, the foresaid Clerks of Session, or their Assistants, shall also transmit to the said Keeper of the Records of the Court of Session all such Processes as have been concluded, and have been in a Situation to admit of Extract, on or before the Twelfth Day of July in the Year preceding respectively, although the said concluded Processes have not been then actually extracted: Provided always, that if an Extract of any such Process shall be thereafter demanded it shall be competent for the Extractor of such Process to resort to the Office of the said Keeper and there make such Extract accordingly.

Concluded Processes, though not extracted, transmitted.

III. And be it further enacted, That the said Officer to be called *The Keeper of the Records of the Court of Session*, shall be bound to discharge his said Office in Person, and shall act in conformity to such Orders and Regulations as may from time to time be made and communicated to him by the Lord Clerk Register for the time being, subject always to the Review and Controul of the Court of Session; and the said Keeper of Records shall, from and after the Date of his Appointment, be entitled to a Salary of Two hundred Pounds *per Annum*, payable out of the Fee Fund of the Court of Session, to be paid to him Quarterly by the Collector of the said Fee Fund, in the same manner with the Salaries of the Clerks and other Officers of the Court of Session.

Keeper of Records to attend personally.

Salary.

IV. And Whereas certain Irregularities and Defects have prevailed in the Formation of the Register of Deeds, Probative Writings and Instruments of Protest, in the Books of Council and Session, and certain new Arrangements have become necessary for the more regular and effectual Discharge of the Duties to be performed by the Keeper of the said Register; Be it enacted, That, from and after the Twelfth Day of November next, instead of Six Keepers of the said Register, there shall be One principal Keeper and Two Assistant Keepers, who shall be bound to discharge the Duties of their said Offices in Person; and who shall be entitled to the Fees now drawn by the Six Keepers of the said Register in the following Proportion; that is to say, Three seventh Parts to be payable to the Principal Keeper, and Two sevenths to each of the Two Assistant Keepers; the said Fees being always liable in the First Instance to the Burden of defraying the whole Expence of Register Books, and Minute Books, for the Record of Deeds, Probative Writings and Instruments of Protest, and the whole of the Fees or Dues payable to the Writing or Copying Clerks.

Number of Keepers reduced.

Fees.

V. And be it further enacted, That the said Principal and Assistant Keepers shall be appointed by the Principal Clerks of Session in the same manner as the Six Keepers have heretofore been appointed; but it is hereby specially provided, that the said Keepers so chosen and presented by the Principal Clerks of Session shall not be admitted

Appointment approved of by Lord President and Lord Clerk Register.

by

the Sheriff Depute of the County of *Linlithgow*, shall be Commifioners for granting Licences in the manner directed by this A&.

III. And be it enacted, That every Hawker, Pedlar, Petty Chapman, or other Person, going from Place to Place or to other Men's Houfes, and travelling either on Foot or with any Horfe, or otherwife, in *Scotland*, carrying to fell or expofing to Sale any Goods, Wares or Merchandize, shall take out a Licence from the faid Commifioners or any Two of them, who are hereby empowered to grant fuch Licence, upon Payment of the Sum of Four Pounds for every fuch Person travelling on Foot, and the like Sum of Four Pounds for every Horfe, Als, Mule or other Beaft, bearing or drawing Burthen, any fuch Person shall travel with, over and above the faid firft mentioned Sum of Four Pounds; which Licence shall be taken out upon the Firft Day of *Auguſt* in every Year, and shall continue in force for One Year and no longer.

Licences taken out.

Duties.

IV. And be it enacted, That before any Person shall receive any fuch Licence, every fuch Person shall produce to the faid Commifioners, or ſome Two or more of them, a Certificate figned by the Miniſter of the Pariſh or Place wherein fuch Person has his uſual Residence, and alſo by Two reputable Houſholders in fuch Pariſh or Place, attesting that the Person ſo applying to be licensed is of good Character and Reputation, and is a fit Person to be licensed to exerciſe the Trade of a Hawker, Pedlar and Petty Chapman; which Certificate shall be in the Form and to the Effect following:

Certificate produced.

WE, *A. B.* the Miniſter, and *C. D.* and *E. F.*, being Two Houſholders reſiding at _____ in the Pariſh of _____ in the County of _____ do hereby certify, That *G. H.* hath been known to us for the Space of _____ Years laſt paſt, and during all that time hath uſually reſided in the ſaid Pariſh [*or otherwiſe, as the caſe may be*] and is a Person of good Character and Reputation, and is a fit Person to be licensed to exerciſe the Trade of a Hawker, Pedlar and Petty Chapman. Dated the _____ Day of _____

Form of Certificate.

‘ *A. B.* Miniſter.
‘ *C. D.* } Houſholders.
‘ *E. F.* }

V. And be it enacted, That it shall and may be lawful for the ſaid Commifioners from time to time to appoint a Clerk, to whom ſuch Certificates shall be delivered at ſuch Place or Office as the ſaid Commifioners may from time to time alſo appoint, where the Licences authorized by this A& to be granted shall be iſſued, and who shall otherwiſe aſſiſt them in the Execution of the Duties impoſed upon them by this A&; which Clerk shall alſo receive and keep an Account of the Sums to be paid for Licences to be granted under the Authority of this A&, and shall find Security for his Intromiſſions to the Satisfaction of the ſaid Commifioners; and it shall and may be lawful for the ſaid Commifioners to grant and direct to be paid to ſuch Clerk ſuch Allowance, for Trouble and Expences, as they shall think reaſonable, out of the Monies to be paid for Licences to be granted purſuant to this A&; and after ſatisfying and paying ſuch Allowance and Expences, all Sums received for or in reſpect of ſuch Licences shall forthwith after the Receipt thereof be paid to the

Clerk of Commifioners, Appointment and Duties.

the Receiver General of *Scotland*, and shall be paid and accounted for by him in the same manner with any other Public Monies which come to his Hands.

Going about without Licence.

VI. And be it enacted, That if, without having a Licence in the manner directed by this Act, any Hawker, Pedlar, Petty Chapman, or any other Person, shall, after the First Day of *August* next, go from Place to Place, or to other Men's Houses, or shall travel either on Foot or otherwise, for the Purpose of selling any Goods, Wares or Merchandize, or shall open an occasional Room or Shop, and expose to sale by Retail any Goods, Wares or Merchandize, in any Town, Parish or Place, such Person not being a Householder there, or the same not being the usual Place of his or her Abode; or by any Means or Device shall vend or sell, either by himself or herself, or by any Auctioneer, whether licensed or not, Broker, Appraiser, Agent, Servant or other Person, on his or her Behalf, any Goods, Wares or Merchandize whatsoever, by any Mode of Sale at Auction whatsoever, or whereby the best and highest Bidder is or shall be deemed to be the Purchaser; every such Person shall forfeit and pay, for every such Offence, the Sum of Twenty five Pounds, to be recovered and applied as hereinafter mentioned.

Penalty.

Packages of Hawker to have Words 'Licensed Hawker,' &c.

VII. And be it further enacted, That every Person to whom any such Licence as aforesaid shall be granted under or by virtue of this Act, and who shall trade with or under Colour of such Licence, shall cause to be written, painted or printed, in large legible Roman Capitals, upon the most conspicuous Part of every Pack, Box, Bag, Trunk, Case, Cart or Waggon, or other Vehicle or Conveyance in which he or she shall carry his or her Goods, Wares and Merchandize, and of every Room and Shop in which he or she shall so trade, and likewise upon every Hand-bill or Advertisement which he or she shall give out, distribute or publish, the Words "Licensed Hawker," together with the Number, Name or other Mark or Marks of Distinction so written or printed upon his or her Licence as aforesaid; and that every such Person in any respect making Default herein shall forfeit for every Offence the Sum of Ten Pounds.

Penalty.

Persons not licensed using such Words.

VIII. And be it further enacted, That if at any time, from and after the said First Day of *August* next, any Person other than to whom such Licence shall have been so granted as aforesaid, shall write, paint or print, or cause to be written, painted or printed, or kept† or continue written, painted or printed upon any Pack, Bag, Box, Trunk, Case, Cart, Waggon or other Vehicle or Conveyance for any Goods, Wares or Merchandize, or in any Room or Shop in which he or she shall sell or expose to Sale, or keep for Sale any Goods, Wares or Merchandize, the Words "Licensed Hawker" or "Licensed Pedlar," or any other Word or Words to that Effect, every Person offending herein, shall forfeit for each Offence the Sum of Ten Pounds.

† Sic.

Penalty.

Dealing, &c. in Smuggled, &c. Goods.

IX. And be it further enacted, That if any Hawker, Pedlar, Petty Chapman or other trading Person as aforesaid, shall, from and after the said First Day of *August* next, be convicted of knowingly dealing in, vending or selling any Kind of smuggled, contraband, prohibited Goods, Wares or Merchandize, or knowingly vending or selling any Goods, Wares or Merchandize which are or dishonestly procured, either by themselves or by any other Person, or others with whom they have dealt, or shall be convicted of

Pedlar, Petty Chapman or trading Person, shall, from and after such Conviction, forfeit his or her Licence, and for ever thereafter be incapable of obtaining or holding any new Licence, or dealing, trafficking or trading under the same, and that over and above all such Forfeitures and Incapacities, Fines and Penalties, to which he or she is or shall be by Law subject and liable for such illicit and illegal Trafficking and Dealing.

Penalties.

X. And be it further enacted, That if any such Hawker, Pedlar or Petty Chapman, or other trading Person so travelling as aforesaid, shall, from and after the said First Day of *August* next, trade as aforesaid, without or contrary to or otherwise than as shall be allowed by such Licence, such Person shall, for each and every such Offence forfeit the Sum of Ten Pounds, to be recovered and applied as hereinafter mentioned; and that if any Person trading under or by virtue of any Licence to him or her granted as aforesaid, upon Demand made by any Person or Persons authorized or appointed to demand any such Licence by the Commissioners appointed by this Act, or any Two of them, under their Hands, and upon producing or shewing such Authority or Appointment to such Person so trading as last aforesaid, or upon Demand made by any Sheriff or Stewart Depute or Substitute, Justice of the Peace, Provost, Constable or other Officer of the Peace of any County, Stewartry, Burgh or Place where he or she shall so trade, or by any Officer of the Customs or Excise, or by any Person to whom such Hawker, Pedlar or Petty Chapman shall offer any Goods to Sale, shall refuse to produce and shew his or her Licence for so trading as aforesaid, or shall not have his or her Licence ready to produce and shew unto such Person authorized or appointed as last aforesaid, or unto such Sheriff, Stewart, Justice of the Peace, Provost, Baillie, Constable, or other Officer of the Customs or Excise, that then the Person so refusing, or not having his or her Licence ready to produce and shew as aforesaid, shall forfeit Ten Pounds, to be recovered and applied as hereinafter mentioned, and for Nonpayment thereof shall be treated as a Common Vagrant, and be committed to the nearest Gaol or House of Correction.

Trading contrary to Licence.

Penalty.

Refusing to produce Licence.

Penalty.
Imprisonment.

XI. And be it further enacted, That if any Person or Persons whatsoever shall forge or counterfeit any Licence or Licences by this Act directed to be granted, or travel with or produce or shew any such forged or counterfeited Licence or Licences, for any of the Purposes aforesaid, every such Person shall, for every such Offence, forfeit the Sum of Three hundred Pounds, to be recovered and applied as hereinafter directed; or shall be punished according to Law, as guilty of the Crimes of Forgery or of using forged Writings knowing them to be such.

Forging, &c.
Licences.

Penalty.

XII. And be it further enacted, That in case any Person shall let out, or hire or lend any Licence to him or her granted as aforesaid, or shall trade with or under Colour of any Licence granted unto any Person whatsoever, or of any Licence in which his or her own real Name shall not be inserted as the Name of the Person to whom the same is granted, the Person letting out to hire or lending any such Licence, and the Person so trading with or under Colour of any Licence granted to any other Person, or any Licence in which his or her own real Name shall not be inserted as the Name of the Person to whom the same is granted, shall each of them forfeit the Sum of

Hiring or lending Licence.

Twenty

Penalty.

Lending Licence.

Penalty.

Trading without Licence, or refusing to produce it, detained and taken before Justice.

Trading without Licence.

Warrant Pounding.

† *Sic*

Imprisonment.

Constables refusing to assist in Execution of Act.

Penalty.

Goods exposed to Sale in Public Markets, &c.

Twenty five Pounds, to be recovered and applied as hereinafter mentioned ; and in case any Person shall be convicted or have Judgment against him for lending his or her Licence to any other Person or Persons contrary to this Act, such his or her Licence shall be from henceforth forfeited and void, and he or she shall be utterly incapable of having any Licence again granted to him or her to trade as aforesaid.

XIII. And be it further enacted, That it shall be lawful for any Person or Persons whatsoever, to seize and detain any such Hawker, Pedlar, Petty Chapman, or other trading Person as aforesaid, who shall be found travelling from Place to Place, or trading without a Licence contrary to this Act, or who, being so found, shall refuse or neglect to produce to such Person or Persons a Licence according to this Act. after being required so to do for a reasonable time, in order to give Notice to a Constable or other Peace Officer or Officers, who are hereby required to carry such Person so seized, unless they shall in the mean time produce their respective Licences, before the Sheriff or Stewart Depute or Substitute, or some one of His Majesty's Justices of the Peace of the County, Stewartry or Place where such Offence or Offences shall be committed ; which said Sheriff or Stewart or Justice of the Peace is hereby authorized and strictly required to examine into the Fact or Facts charged ; and upon the Proof, either by Confession of the Party offending, or by the Oath of one or more credible Witnesses or Witnesses, that the Person so brought before him had so traded as aforesaid, and no such Licence being produced by such Offender before the said Sheriff, Stewart or Justice, to convict the Offender so trading without a Licence ; and thereupon, it shall be lawful for such Sheriff or Stewart or Justice, and he is hereby required, by Warrant under his Hand, to cause the said Sum of Twenty five Pounds to be levied by Pounding and Sale of the Goods, Wares or Merchandize of such Offender or Offenders, or of the Goods† which such Offender or Offenders shall be found trading as aforesaid, rendering the Overplus, if any be, to the Owner or Owners thereof, after deducting the reasonable Charges of such Pounding and Sale, and out of the said Sale to pay the said respective Penalties and Forfeitures aforesaid ; and in the mean time to commit such Offender to the Common Gaol or House of Correction for the County, Stewartry, City or Place where the said Offence shall be committed, there to remain until the said Penalties and Forfeitures, and the reasonable Charges of such Pounding and Sale, shall be levied as aforesaid, or until the same shall be otherwise paid or satisfied by such Offender.

XIV. And be it further enacted, That if any Constable or other Officer or Officers of the Peace shall refuse or neglect upon due Notice, or on his or their own View, to be aiding and assisting in the Execution of this Act, being thereunto required, and each and every such Officer or Officers being thereof convicted upon his Confession, or by the Oath of One or more credible Witness, or Witnesses before the Sheriff or Stewart Depute or Substitute, or Justice of the Peace for the County, Stewartry or Place where the Offence shall be committed, shall forfeit for each and every such Offence the Sum of Twenty five Pounds, to be recovered and applied as hereinafter mentioned.

XV. Provided further, and be it enacted, That the Statute in that behalf made, bearing the Title of an Act for the better regulating and improving the Trade of Pedlars, Hawkers, and Petty Chapmen, shall extend or be construed to extend to the said Pedlars, Hawkers, and Petty Chapmen, as if the same had been made and enacted in relation to the said Pedlars, Hawkers, and Petty Chapmen.

Merchandise in any Public Fair or Market legally established and held within *Scotland*, but such Persons may do therein as they lawfully might have done before the passing of this Act; any thing herein contained to contrary the notwithstanding.

XVI. Provided always, and it is hereby enacted, That nothing in this Act shall extend to prohibit any Person or Persons from selling within Twenty Miles of his or her usual Place of Residence any Printed Papers licensed by Authority, or any Fish, Fruit or Victuals; nor to hinder the real Worker or Workers, or Maker or Makers of any Goods, Wares or Manufactures of *Great Britain*, or his, her or their Children, Apprentices or known Agents or Servants usually residing with such real Workers or Makers only, from carrying Abroad or exposing to sale, and selling by retail or otherwise, any of the said Goods, Wares or Manufactures of his, her or their own making, in any Mart, Market or Fair, and in any City and Market Town.

Proviso for certain Persons.

XVII. And be it further enacted, That all pecuniary Penalties which shall be incurred under this Act, of a greater Sum than Twenty five Pounds, shall be recovered, together with Expences, in the Court of Exchequer in *Scotland*, by Action of Debt, Bill, Plaint or Information, wherein no Effoin, Protection, Privilege or Wager of Law, or more than One Imparlance, shall be allowed; and one Moiety of every such Penalty or Forfeiture shall belong to His Majesty, his Heirs and Successors, and the other Moiety thereof to the Person or Persons who shall inform or sue for the same.

Penalties above 25l. where recovered.

XVIII. And be it further enacted, That in all cases where the pecuniary Penalty by this Act imposed does not exceed the Sum of Twenty five Pounds, it shall be recoverable before the Sheriff or Stewart Depute or Substitute, or before One of His Majesty's Justices of the Peace, of the County, Stewartry, City, Burgh or Place wherein the Offence shall be committed, on proof of the Offence, either by voluntary Confession of the Party or Parties accused, or by the Oath of One or more credible Witnesses or Witnesses; and one Moiety of every such last mentioned Penalty shall belong to His Majesty, his Heirs and Successors, and the other Moiety to the Informer or Informers prosecuting for the same; and in case of Non-payment, the said Sheriff or Stewart or the said Justice, by Warrant under his Hand, shall cause the same to be levied by Pounding and Sale of the Offender's Goods and Effects, or of the Goods and Effects with which such Offender shall be found trading, and the Overplus of the Money raised, after deducting the Penalty and Expence of the Pounding and Sale, shall be rendered to the Owner, and shall also commit the Offender to the Prison of such County, Stewartry, City, Burgh or Place, there to remain until the said Penalties and the reasonable Charges of the said Pounding and Sale shall be levied as aforesaid, or until the same shall be paid or satisfied by such Offender; and it shall be lawful for any such Sheriff or Stewart or such Justice of the Peace, by his Warrant to cause such Offender to be apprehended and brought before him, to answer to any Charge or Complaint for any such Penalty, and to commit such Offender to Prison as aforesaid, until the Hearing of such Charge or Complaint, unless he or she shall and do enter into a bond before such Sheriff, Stewart or Justice, with Two sufficient Sureties in a sufficient Sum,

Penalties not exceeding 25l. how recovered, &c.

Warrant. Pounding.

Imprisonment.

Warrant.

Imprisonment.

Security.

to be ordered by such Sheriff, Stewart or Justice, to appear at the Hearing of such Charge or Complaint.

Commissioners
may act as Jus-
tices or Sheriffs.

XIX. Provided always, and be it enacted, That it shall and may be lawful for the Lord Provost of the City of *Edinburgh*, the Sheriffs Depute and Substitute of the County of *Edinburgh*, and the Sheriffs Depute of the Counties of *Haddington* and *Linlithgow*, to grant Convictions, and to do every other Matter or Thing which a Justice of the Peace or Sheriff or Stewart may do under this Act, notwithstanding they are hereby appointed Commissioners for carrying the same into Execution.

Limitation of
Imprisonment.

XX. Provided always, and be it further enacted, That no Person committed to any Gaol or House of Correction for any Offence committed against this Act, shall be detained in such Gaol or House of Correction for any longer Space of time than Three Calendar Months.

Appeal.

XXI. And be it further enacted, That if any Person or Persons shall find himself, herself or themselves aggrieved by the Judgment of any such Justice, then he, she or they shall or may, upon entering into a Bond with Two sufficient Sureties, to be approved by such Justice, to the Amount of the Value of such Penalty and Forfeiture, together with a Sum which in the Judgment of such Justice shall be adequate to the Amount of the Expences which may be awarded, conditioned to pay the Amount of such Penalties, Forfeitures and Expences as shall be adjudged in case such Judgment shall be affirmed, appeal to the Justices of the Peace at the next General Sessions for the County, Stewartry or Place, who are hereby empowered to summon and examine Witnesses upon Oath, and finally to hear and determine the same, or at their Discretion to state the Facts especially, for the Determination of the Court of Exchequer; and in case the Judgment of such Justice shall be affirmed, it shall be lawful for such Court to award the Person or Persons to pay such Expences, occasioned by the Proceedings before them, as to them shall seem meet.

Expences.

Conviction not
to be removed.

XXII. And be it further enacted, That no Conviction made or Decree given under or by virtue of this Act, by any Sheriff or Stewart Depute or Substitute, shall be removed to the Court of Session by Advococation, nor shall the same be suspended; but any Sheriff or Stewart, upon being required by the Party or Parties after they shall have granted Bond with Two sufficient Sureties in the manner above directed in the case of an Appeal to the Quarter Sessions, shall state the Facts specially for the Determination of the Court of Exchequer; and in case the Judgment of such Sheriff or Stewart shall be affirmed it shall be lawful for the said Court to award the Person or Persons to pay such Expences occasioned by the Proceedings before them, as to them shall seem meet.

Fines for
Use of His
Majesty re-
ceived.

XXIII. And be it enacted, That every Sheriff, Stewart or Justice before whom any Person shall be convicted for any Penalty under the Authority of this Act, shall take and receive His Majesty's Share of the Penalty levied or paid under or by virtue of this Act, and shall pay the same to the Collector of the County or Stewartry wherein the same shall have been levied; which Collector shall forthwith transmit every Sum so received to the Receiver General of Scotland, who shall by

him, but distinguishing the same in such manner as to enable the said Receiver General to transmit to the Clerk of the said Commissioners, on the First Day of *August* in every Year, an Account of all such Monies so received by him in the preceding Year, which Account the said Receiver General is hereby required to transmit to the Clerk of the said Commissioners; and every Sheriff, Stewart or Justice, before whom any such Conviction shall be had, shall transmit an Account of the Amount of the Penalty therein to the Clerk of the said Commissioners, within One Calendar Month after the Date of every such Conviction.

XXIV. And be it enacted, That the Court of Exchequer by whom Judgment shall be given for any Penalty under and by virtue of this Act shall by the Judgment direct and authorize the Sheriff or Stewart within whose County or Stewartry the Offender may reside, or within which his Goods may be situated, to collect and levy His Majesty's Share of such Penalty; and upon receiving the same, such Sheriff or Stewart shall pay the Amount to the Collector of the Cefs, who shall transmit the same to the Receiver General of *Scotland*, and send an Account thereof to the Clerk of the said Commissioners, as in the manner above directed in the case of Penalties recovered upon Convictions made by any Sheriff, Stewart or Justice of the Peace.

Where recovered in Court of Exchequer.

XXV. And be it enacted, That if any Person, who is hereby directed to transmit an Account of any Penalty in the manner hereby directed, shall omit or neglect so to do, every Person guilty of such Omission or Neglect shall be liable in a Penalty not exceeding double the Amount of the Sum or Sums of which an Account ought to have been transmitted; and if any Person, who ought to pay any Sum or Sums of Money in the manner hereby directed to any Collector or to the Receiver General of *Scotland*, shall omit or neglect so to do in the manner directed by this Act, every such Person shall be liable in a Penalty equal to the Amount of the Sums omitted or neglected to be paid; and if any such Person shall appear to have wilfully omitted or neglected to make any such Payment, every such Person shall be deprived of his Office, and shall be incapable of serving His Majesty, his Heirs and Successors, in any Office of Trust or Emolument; all which Penalties shall and may be recovered and applied in the manner in which other Penalties may be recovered and are directed to be applied by this Act.

Omitting, &c. to transmit Account of Penalty.

Penalty.

Omitting to pay Money.

Penalty.

Office forfeited.

XXVI. And be it enacted, That if any Person or Persons shall at any time be sued, molested or prosecuted, for any thing by him or them done or executed in pursuance of this Act, or of any Clause, Matter or Thing therein contained, such Person or Persons shall and may, in the Court of Exchequer in *Scotland*, plead the General Issue, and give this Act and the Special Matter in Evidence for his or their Defence; and if upon the Trial a Verdict shall pass for the Defendant or Defendants, or the Plaintiff or Plaintiffs shall become nonsuited, then such Defendant or Defendants shall have Treble Costs awarded to him or them against such Plaintiff or Plaintiffs; and in the Court of Session in *Scotland*, the Defender or Defenders shall and may deny the Libel, and shew that the Act complained of was done in pursuance of and by the Authority of this Act; and if the same shall appear to have been so done, or if the Action or Proceedings shall be found irrelevant or otherwise dismissed, or the Pursuer

General Issue.

Treble Costs.

Libel denied.

Treble Cofts.

or Purfuers fhall not profecute the Action or Procefs or fuffer the fame to fall afleep, or if Decree fhall be given againft the Purfuor or Purfuers, the Defender or Defenders fhall have Treble Cofts or Expences, and fhall have fuch Remedy for recovering the fame, as any Defender or Defenders hath or have for Expences in other cafes in *Scotland*.

Limitation of Actions.

XXVII. And be it enacted, That all Suits, Actions or Profecutions, for any thing done, or for Penalties incurred under or by virtue of this Act, fhall be commenced within the Space of Three Calendar Months after the Cause of Complaint fhall have arifen, or the Penalty fhall have been incurred, and not afterwards.

C A P. LXXII.

An Act to fix the Election for *Glamorganshire* at a central Place within the faid County. [7th June 1815.]

Bridgend the Place of Election.

‘ WHEREAS it is expedient that the Elections of Knights to ‘ ferve in Parliament for the County of *Glamorgan* fhould ‘ be holden and determined at a convenient and central Place ‘ within the faid County;’ Be it therefore enacted by The King’s Moft Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this prefent Parliament affembled, and by the Authority of the fame, That upon every Election to be made of any Knight to ferve in this prefent or any future Parliament for the County of *Glamorgan*, the Sheriff of the faid County fhall hold his County Court for the fame Election and every Adjournment thereof at the Town of *Bridgend*, within the faid County, and fhall proceed to and determine the faid Election at the faid Town of *Bridgend*, and at no other Place.

C A P. LXXIII.

An Act for granting to His Majesty a Sum of Money to be raifed by Lotteries. [7th June 1815.]

[60,000 Tickets.]

C A P. LXXIV.

An Act for granting Annuities to difcharge certain Exchequer Bills; and for raifing a Sum of Money by Annuities, for the Service of *Great Britain*. [7th June 1815.]

[See ante, c. 58. *post*. cc. 124. 169.]

C A P. LXXV.

An Act to continue the Encouragement of Perfons making Difcoveries for finding the Longitude at Sea, or other ufeful Difcoveries and Improvements in Navigation, and for making Experiments relating thereto; and for difcharging certain Debts incurred by the Commiffioners of the Longitude, in carrying the Acts then relating thereto into Execution. [7th June 1815.]

46 G. 3. c. 77.

WHEREAS by an Act made in the fifth Year of His Majesty King George the Third, bearing Date the twenty-ninth Day of March in the fecond Year of His Majesty King George the Fourth, and intituled, “An Act for continuing the Encouragement of Perfons making Difcoveries for finding the Longitude at Sea, or other ufeful Difcoveries and Improvements in Navigation, and for making Experiments relating thereto; and for difcharging certain Debts incurred by the Commiffioners of the Longitude, in carrying the Acts then relating thereto into Execution.”

' the Longitude at Sea, or other useful Discoveries and Improvements
 ' in Navigation, and for making Experiments relating thereto; and for
 ' discharging certain Debts incurred by the Commissioners of the Lon-
 ' gitude in carrying the Acts relating thereto into Execution; the Com-
 ' missioners for the Discovery of the Longitude were empowered,
 ' whenever they should be satisfied of the Probability of any Proposal
 ' or Proposals that should be made to them for Discovery of the
 ' Longitude, or making any other useful Discovery and Improve-
 ' ment in Navigation, so as to think it proper to cause Experiments
 ' to be made thereof, to certify the same to the Commissioners of
 ' the Navy, and also in case they should adjudge any Person or Per-
 ' sons to have made any Discovery for finding the Longitude at Sea,
 ' which though not of so great Use as to be entitled to any of the
 ' great Rewards specified in an Act made in the Fourteenth Year of
 ' His present Majesty, yet that such Discovery was of considerable
 ' Use to the Public, or to have made any other Discovery or Discov-
 ' eries, Improvement or Improvements useful to Navigation, to cer-
 ' tify such less Reward or Sum or Sums of Money as the said Com-
 ' missioners for the Discovery of Longitude should think reasonable
 ' to be paid to such Person or Persons; and the Commissioners of the
 ' Navy were thereby authorized and required to make out a Bill or
 ' Bills upon the Treasurer of the Navy, for such Sum or Sums so
 ' certified, who was thereby authorized and required to pay the same
 ' immediately to such Person or Persons out of any Monies which
 ' should be in his the Treasurer's Hands, unapplied to the Use of the
 ' Navy; and it was thereby further enacted, that all such Sum or
 ' Sums of Money as should be paid by the Treasurer of the Navy
 ' by virtue of the said Act, as well for the Purpose of discharging
 ' the several Debts which had been incurred and were then growing
 ' due, as of making such Experiments as aforesaid, and of rewarding
 ' in a lesser Degree lesser Discoveries for finding the Longitude at
 ' Sea, and also other Discoveries and Improvements useful to Navi-
 ' gation, should not altogether exceed the Sum of Ten thousand
 ' Pounds: And Whereas by several Payments made by the Trea-
 ' surer of the Navy pursuant to the Directions of the said Act of
 ' the Forty sixth Year of the Reign of His present Majesty, the
 ' said Commissioners for the Discovery of the Longitude have ex-
 ' pended the whole of the Sum of Ten thousand Pounds granted
 ' by the said Act for the Purposes aforesaid; and moreover several
 ' Debts have been incurred and are now growing due, for sundry
 ' Matters and Things done by Order of the said Commissioners in
 ' carrying the said Acts into Execution, and for Service tending to
 ' the Benefit of Navigation: And Whereas it is highly necessary
 ' that the said Debts should be discharged, and that the said Encou-
 ' ragements and Rewards for the Purposes mentioned in the said Act
 ' of the Forty sixth Year of the Reign of His present Majesty should
 ' be continued; Be it therefore enacted by The King's Most Excel-
 ' lent Majesty, by and with the Advice and Consent of the Lords Spi-
 ' ritual and Temporal, and Commons, in this present Parliament assem-
 ' bled, and by the Authority of the same, That the Commissioners for
 ' the Discovery of the Longitude shall and may certify the Amount of
 ' such Debts, together with the Names of the Persons to whom the
 ' same are or shall be respectively due, under their Hands and Seals, to
 ' the Commissioners of the Navy, who are hereby authorized and re-
 ' quired

§ 3.

Debts incurred
 under Act certi-
 fied, and Bills
 made out for
 Payments.

quired to make out a Bill or Bills upon the Treasurer of the Navy, for such Sum or Sums of Money as may be necessary for discharging the said Debts, which Sum or Sums the said Treasurer is hereby required to pay to the Person or Persons to whom the same shall be so certified to be due respectively out of any Money which shall be in his the said Treasurer's Hands, unapplied as aforesaid.

Useful Discoveries in Navigation certified for Reward.

14 G. 3. c. 66.
§ 2.

II. And be it further enacted, That it shall and may be lawful to and for the said Commissioners for the Discovery of the Longitude, and they are hereby authorized and empowered whenever they shall be satisfied of the Probability of any Proposal or Proposals that shall be made to them for Discovery of the Longitude, or making any other useful Discovery and Improvement in Navigation, so as to think it proper to cause Experiments to be made thereof, to certify the same to the Commissioners of the Navy, and also in case they shall adjudge any Person or Persons to have made any Discovery for finding the Longitude at Sea, which though not of so great Use as to be entitled to any of the great Rewards specified in the said Act of the Fourteenth Year of His present Majesty; yet that such Discovery is of considerable Use to the Public, or to have made any other Discovery or Discoveries, Improvement or Improvements useful to Navigation, to certify such less Reward or Sum or Sums of Money as they the said Commissioners for the Discovery of the Longitude shall think reasonable to be paid to such Person or Persons; and the Commissioners of the Navy are hereby authorized and required to make out a Bill or Bills upon the Treasurer of the Navy for such Sum or Sums as shall be so certified to them by the said Commissioners for the Discovery of the Longitude, and the said Treasurer of the Navy is hereby authorized and required to pay immediately such Sum or Sums to the Person or Persons who shall be appointed by the said Commissioners for the Discovery of the Longitude, to make such Experiments or to receive such less Reward or Sum or Sums of Money for making lesser Discoveries for finding the Longitude at Sea, or any other Discoveries and Improvements useful to Navigation, out of any Monies which shall be in his the said Treasurer's Hands unapplied to the Use of the Navy.

Debts incurred and new Rewards not to exceed 10,000l.

How Rewards certified.

III. Provided always, and be it enacted, That all such Sum or Sums of Money as shall be paid by the Treasurer of the Navy by virtue of this Act, as well for the Purpose of discharging the several Debts which have been incurred and are now growing due in manner aforesaid, as of making such Experiments as aforesaid, and of rewarding in a lesser Degree lesser Discoveries for finding the Longitude at Sea, and also other Discoveries and Improvements useful to Navigation, do not altogether exceed the Sum of Ten thousand Pounds: Provided also, that in case any such Reward or Sum of Money to be given or paid for any of the Purposes aforesaid shall not exceed the Sum of One thousand Pounds, that then and in every such case it shall be certified to the Commissioners of the Navy as aforesaid, under the Hands and Seals of the said Commissioners for the Discovery of the Longitude, or any Five or more of them, but if any such Reward or Sum of Money shall exceed the Sum of One thousand Pounds, that then the same shall in every such case be certified as aforesaid, under the Hands and Seals of the First Commissioner of the Admiralty, the First Commissioner of the Navy, the President of the Royal Society, the Royal Astronomer at Greenwich, and the Comptroller of

of the Navy for the time being, they respectively being, by virtue of the several Offices held by them, Commissioners for the Discovery of the Longitude as aforesaid.

IV. Provided always, and be it enacted, That such Certificates signed and sealed respectively as hereinbefore is directed, shall not be considered, deemed or taken to be Deeds or Instruments liable to any Stamp Duties, but that the same shall be good and valid, and shall and may be given in Evidence in any Court of Law or Equity as Occasion shall require, without being stamped in any manner whatsoever, any Law, Statute or Usage to the contrary notwithstanding.

Certificates not
liable to Stamp
Duty.

C A P. LXXVI.

An Act to enable His Majesty, until the First Day of *May* One thousand eight hundred and sixteen, to accept the Services of the Local Militia, either in or out of their Counties, under certain Restrictions.

[14th June 1815.]

WHEREAS it is highly expedient, in the present circumstances, that His Majesty should be empowered to accept of a limited Extension of Service of the Local Militia for a short Period for the internal Defence of *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 it shall be lawful for His Majesty to accept the Services of such Parts of the Local Militia of *Great Britain* as may make voluntary Offers, duly certified by their respective Commanding Officers, of serving under this Act, either in or out of the Counties within which they shall be inrolled, and as His Majesty may think proper to permit so 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, directed to the Commanding Officer of any Regiment, Battalion or Corps of the said Local Militia Forces of *Great Britain*, to propose to such Regiment, Battalion or Corps, or any Part or Parts thereof, so to extend their Services, under such Rules and Regulations, and upon such Allowances, as His Majesty may think fit to make and appoint in that behalf, subject nevertheless to the Restrictions contained in this Act; and it shall be lawful for His Majesty to call out and employ, from time to time, any such Parts or Proportions of any Local Militia so volunteering as aforesaid, at such times and in such manner as he shall think fit, either in or out of their Counties, for any Period not exceeding such as are allowed by this Act; any thing in any Act or Acts of Parliament relating to the Local Militia to the contrary notwithstanding.

His Majesty
may accept
Officers of Local
Militia, to serve
either in or out
of Counties.

II. Provided always, and be it further enacted, That no Local Militia shall be allowed to extend its Services, or be liable to be kept assembled upon any such extended Service under this Act, for any longer Period than Twenty eight Days in the whole in any One Year, exclusive of the Days of March, and Days of Arrival at and Departure from the Place where they should be assembled to do Duty; and all Days of Service under any such voluntary Offers as aforesaid shall be deemed Part of the Days of Training and Exercise,

Services not to
extend to more
than 28 Days,
exclusive of
Days of March.

III. And be it further enacted, That all the Regulations, Provisions and Clauses contained in any Act or Acts of Parliament in any way relating to the Drawing out and Embodying the *British* and *Irisb* Militias, or either of them, and now in force, shall extend and apply to the Drawing out and Embodying the said Militias respectively under present Circumstances, as fully and effectually as if such Regulations, Provisions and Clauses, were in this Act severally and separately re-enacted and repeated; and that all the Powers, Authorities, Provisions, Regulations, Penalties, Forfeitures, Clauses, Matters and Things contained in the several Acts relating to the *British* and *Irisb* Militias, or either of them, and now in force, in relation to such Militias or either of them, shall be respectively used, applied and enforced, for the Drawing out and Embodying the said Militias, or either of them, or any Part or Proportion thereof, under this Act, and as to such Militias, or either of them, when so drawn out and embodied, as fully and effectually, to all Intents and Purposes, as if the said Powers, Authorities, Provisions, Regulations, Penalties, Forfeitures, Clauses, Matters and Things were in this Act severally and respectively re-enacted and repeated, and made Part thereof.

Regulations of former Acts extended to Act.

IV. And be it further enacted, That this Act may be amended, altered or repealed, by any Act or Acts which may be passed in the present Session of Parliament.

Act amended, &c.

C A P. LXXVIII.

An Act to repeal the several Duties under the Care of the Commissioners for managing the Stamp Duties in *Ireland*, and to grant new Duties in lieu thereof. [14th June 1815.]

WHEREAS it is expedient to repeal the several Rates and Duties upon Stamped Vellum, Parchment and Paper, and upon other Articles and Things under the Care of the Commissioners for managing the Stamp Duties in *Ireland*, and to consolidate and simplify the same, and to grant other Duties 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 all and singular the Duties under the Care of the Commissioners of Stamp Duties in *Ireland*, and all Allowances on the Purchase of Stamps granted and made payable by any Act or Acts in force in *Ireland* (save and except only the Duties on Lottery Licences (a)), shall, from and after the Commencement of this Act, cease and determine: Provided always, that nothing herein contained shall prevent or be in any wise deemed, taken or construed to prevent the recovering, allowing or paying at any time after the Commencement of this Act of any Arrears of Duty or Allowances which shall then remain unpaid.

52 G. 3. c. 87.
Sch. (A.) in part
and Sch. (B.)
(C.) wholly.
54 G. 3. c. 118.
§ 1.
repealed.

(a) [See 46 G. 3. c. 64. Sch. (A.) No. VI.]
II. And be it further enacted, That, from and after the Commencement of this Act, in lieu and instead of the said Duties and Allowances by this Act repealed, there shall be granted, raised, levied, collected and paid in *Ireland* unto His Majesty, his Heirs and Successors, for and in respect of the several Instruments, Articles, Matters and Things mentioned, enumerated and described in the Schedule to this Act annexed the several Sums of Money and Duties

Stamp Duties described in Schedule levied.

as

Allowances specified in Schedule made.

In what cases Duties, &c. payable in British or Irish Currency.

Duties under Commissioners of Stamp Duties.

Duties paid to Receiver General, and by him to Exchequer.

Consolidated Fund.

Portion of Duties on Admission of Students, &c. accounted for to Treasurer of Society of King's Inns.

as they are respectively inserted, described and set forth in Words and Figures in the said Schedule, and in each and every Part thereof and that there shall be made, allowed and paid, for or in respect of all such Articles, Matters or Things as are inserted, enumerated or described therein in that behalf, the several Allowances inserted, described and set forth in the said Schedule; and that no Sum of Money shall be paid or given in the Nature of Discount Allowance in the Purchase of Stamps, other than such as is hereinafter expressed and directed in the said Schedule; any thing in any former Act or Acts to the contrary notwithstanding; and that in the said Schedule, and every Matter and Thing therein respectively contained, shall be deemed, taken and considered as Part of this Act.

III. And be it further enacted, That the Duties and Allowances by this Act granted and made payable, shall be paid and payable according to the Amount thereof in *British* Currency, except on such of the said Duties as are under the Sum of Six pence, and between the Sum of Six pence and the Sum of One Shilling, at which said Duties shall be paid and payable according to the Amount thereof in *Irish* Currency: Provided always, that in all cases where any Duties of Stamps or any Allowances in respect thereof are directed to be ascertained by the Amount of any Sum referred to, in respect whereof such Duties are imposed, such Amount so referred to shall be taken and deemed to be, and shall be computed in *Irish* Currency.

IV. And be it further enacted, That the several Duties and Allowances by this Act and the Schedule thereto annexed, granted and made payable, shall be under the Government, Care and Management of the Commissioners of Stamp Duties in *Ireland* for the time being.

V. And be it further enacted, That all Monies arising by the several Duties by this Act and the Schedule thereto annexed granted shall be paid from time to time by the several Distributors of Stamps in *Ireland* into the Hands of the Receiver General of Stamp Duties for the time being in *Ireland*, and to no other Person whatever; and the said Receiver General shall pay the same (the necessary Charges of raising, paying and accounting for the same being deducted) into the Receipt of the Exchequer of *Ireland*, at such times and in such manner as the Duties on Stamped Vellum, Parchment and Paper are by Law directed to be paid; and all Money so paid into the said Receipt shall be carried to and made Part of the Consolidated Fund of *Ireland*.

VI. And be it further enacted, That the said Commissioners of Stamp Duties in *Ireland* shall cause to be kept a distinct Account of the Sum of Ten Pounds, Part of the several and respective Duties of Thirty Pounds, in the Schedule mentioned, on the Admission of any Student into the Society of *King's Inns*, and on the Admission of any Person to the Degree of a Barrister in the Inns of Court and of the Sum of Seven Pounds, Part of the Duty of Fifty Pounds in the said Schedule mentioned, upon each Part of Indenture binding an Apprentice to an Attorney; and that the Receiver General of Stamp Duties shall pay the same at the Receipt of the said Society of *King's Inns*, and the Exchequer of *Ireland*, and the said Commissioners shall cause to be kept a distinct Account of the same for the

the time being, shall cause the said respective Parts of the said respective Duties of Twenty five Pounds and of Fifty Pounds to be paid to the Treasurer of the said Society of *King's Inns*, to be applied by him in such manner as shall be directed by the said Society.

VII. And be it further enacted, That in all cases where any Equity or Right of Redemption, or any Reversionary Right or Interest of, in, to or out of any Lands or other Property in Mortgage, or standing pledged or charged for or with the Payment of any Sum of Money, shall be conveyed or disposed of either in Consideration of the Money so due on Mortgage, or in Consideration of that and of any further Sum paid or agreed to be paid, the Conveyance of such Equity of Redemption or Reversionary Right or Interest, shall be deemed and taken to be a Conveyance upon the Sale of Property, and the Money due on Mortgage shall be deemed and taken to be the Purchase Money or Part of the Purchase Money for the same, as the case may be, and the Conveyance shall be liable to such Duty in respect of the whole of such Consideration, as any other Conveyance upon the Sale of Property is liable to, deducting thereout, nevertheless, such *ad valorem* Duty, if any, as shall have been previously paid on the Execution of such Mortgage, in respect of so much of the Principal Sum lent on such Mortgage, as shall then remain unpaid.

Conveyances of Equity, or Right of Redemption or Reversion of mortgaged Property to pay *ad valorem* Duty as on a Sale, deducting *ad valorem* Mortgage Duty previously paid.

VIII. And be it further enacted, That where any Lands or other Property separately contracted to be purchased of different Persons, shall be conveyed to the Purchaser, or according to the Purchaser's Direction, in and by one and the same Deed or Instrument, such Deed or Instrument shall be charged with the *ad valorem* Duties, which shall be then by Law payable on Conveyances on the Sale of Property for and in respect of the separate Prices paid or agreed to be paid for such Lands or other Property, and not for and in respect of the aggregate Amount thereof.

How Conveyance of Property purchased of different Persons charged.

IX. And be it further enacted, That where any Deed or Instrument, operating as a Conveyance on the Sale of any Property, shall also operate as a Conveyance of any other than the Property sold by way of Settlement, or for any other Purpose whatever, or shall also contain any other Covenant, Matter or Thing, besides what shall be incident to the Conveyance of the Property sold, every such Deed or Instrument shall be charged in addition to the Duty and progressive Duty to which it shall be liable as a Conveyance on the Sale of Property, with such further Stamp Duty as any separate Deed containing the other Matters would have been chargeable with, exclusive of such Duty and progressive Duty.

Conveyances on Sale containing other Matter to pay further Duty.

X. And be it further enacted, That all Powers, Provisions, Articles, Clauses, Penalties and Forfeitures, contained in any Act (a) for regulating any Duties under the Care of the Commissioners for managing the Stamp Duties in *Ireland*, or for regulating the Collection or Management of such Duties which shall from time to time be in force and unrepealed, shall be applied and put in Execution for the raising, levying, paying collecting, enforcing and securing the Duties and Allowances, by this Act granted and made payable, as fully and effectually to all Intents and Purposes, as if the same had been hereby specially enacted, and had made Part of this Act.

Powers of Acts relating to Stamps in *Ireland* extended to Act.

(a) [See *post*. c. 81.]

XI. And

Commencement
of Act.

XI. And be it further enacted, That this Act and the several Clauses, Provisions and Regulations therein contained, shall commence and take Effect from and after the Fifth Day of July One thousand eight hundred and fifteen, and not sooner.

[See as to Stamp Duties payable on Licences to deal in Exciseable Commodities in Ireland, c. 19. ante. See as to Great Britain, post. ec. 184, 185.]

SCHEDULE to which this Act refers.

SCHEDULE.

PART THE FIRST:

Containing the Duties on ADMISSIONS to Offices, &c.; on Instruments of CONVEYANCE, CONTRACT, OBLIGATION and SECURITY for Money; on DEEDS in general; and on other INSTRUMENTS, Matters and Things, not falling under either of the following Heads.

PART THE SECOND:

Containing the Duties on LAW PROCEEDINGS, on Proceedings in the Admiralty and Ecclesiastical Courts, and in the several Courts of Law and Equity in *Dublin*, and other Courts in *Ireland*, and in the Offices belonging thereto, and before the Lord High Chancellor or the Lord Keeper or Commissioners for the Custody of the Great Seal, in Matters of Bankruptcy and Lunacy.

PART THE THIRD:

Containing the Duties on PROBATES of Wills and Letters of ADMINISTRATION; on INVENTORIES to be exhibited in the Ecclesiastical Courts in *Ireland*; on LEGACIES out of Real or Personal Estate; and on SUCCESSIONS to Personal Estates upon Intestacy.

PART THE FOURTH:

Containing the Duties on NEWSPAPERS, ALMANACKS and PUBLICATIONS; ARTICLES not stamped on VELLUM, PARCHMENT or PAPER.

PART THE FIFTH:

Containing ALLOWANCES on the Purchase of STAMPS.

SCHEDULE;—PART THE FIRST.

Containing the Duties on ADMISSIONS to Offices, &c. on Instruments of CONVEYANCE, CONTRACT, OBLIGATION and SECURITY for Money; on DEEDS in general; and on other INSTRUMENTS, Matters and Things, not falling under either of the following Heads.

PART THE FIRST.	Duty.		
	£.	s.	d.
ADMISSION (a) of any Person to act as an Advocate of the Ecclesiastical Courts, or in the Court of Admiralty in Ireland; for the Register or Entry thereof -	30	0	0
ADMISSION of any Person to the Degree of a Barrister at Law, in the Inns of Court in Ireland; for the Register or Entry thereof -	30	0	0
ADMISSION of any Person to act as an Attorney, Solicitor or Proctor, in any Court in Ireland -	20	0	0
ADMISSION of any Person as a Master in ordinary in Chancery, or as one of the Six Clerks of the Curfitors, or one of † the Court of Chancery in Ireland, or other Clerk or Officer whatsoever, in any Court in Ireland, who must necessarily be employed to do certain official Business, and whose Emoluments shall be therefore so far fixed and certain;			
Where the Salary, Fees and Emoluments of the Office or Appointment shall not amount to 50l. per Annum -	2	0	0
And where the same shall amount to 50l. and not amount to 100l. per Annum -	4	0	0
And where the same shall amount to 100l. and not amount to 200l. per Annum -	6	0	0
And where the same shall amount to 200l. and not amount to 300l. per Annum -	12	0	0
And where the same shall amount to 300l. and not amount to 500l. per Annum -	25	0	0
And where the same shall amount to 500l. and not amount to 750l. per Annum -	35	0	0
And where the same shall amount to 750l. and not amount to 1,000l. per Annum -	50	0	0
And where the same shall amount to 1,000l. and not amount to 1,500l. per Annum -	75	0	0
And where the same shall amount to 1,500l. and not amount to 2,000l. per Annum -	100	0	0
And where the same shall amount to 2,000l. and not amount to 3,000l. per Annum -	150	0	0
And where the same shall amount to 3,000l. or upwards per Annum -	200	0	0

(a) [See as to Collection and Management of Stamp Duties on Admissions of Advocates, Proctors, &c. in Ireland, *post.* c. 79.]

† *Sic.*

SCHEDULE, PART I.	Duty.
ADMISSION — <i>continued.</i>	£. s. d.
The said Fees and Emoluments to be estimated according to the Average Amount thereof for three Years preceding, if practicable; and if not, according to the best Information that can be obtained.	
<i>Exemptions from the preceding and all other Stamp Duties.</i>	
<i>Where any Officer shall be admitted annually, every Admission after the first shall be free of Duty, provided the proper Duty shall have been paid on his first Admission.</i>	
<i>All Admissions of Officers, proceeding upon any Grants of or Appointments to Offices, which shall be charged with the Duties hereinafter mentioned.</i>	
But in all Cases not expressly exempted, the proper Duty is to be paid on every Admission of the same Person.	
ADMISSION of any Person to act as a Notary Public.— — See LICENCE and FACULTY.	
ADMISSION of any Person into the Society of King's Inns	25 0 0
ADMISSION of any Person to be a Fellow of the College of Physicians or Surgeons	20 0 0
Note.—The said hereinbefore mentioned Duties on Admissions are, in all cases not expressly provided for, to be charged on the Register, Entry or Memorandum of each Admission, in the Rolls, Books or Records of the Court, College, Inn or Society, in which the Admission shall be made.	
ADMISSION of any Person into any Corporation, Guild or Company, in any City, Borough, Burgh or Town Corporate in Ireland; for the Register, Entry, Minute or Memorandum thereof, in the Court Book, Roll or Record, of such Corporation, Guild or Company;	
Where the Admission shall be in respect of Birth, Apprenticeship or Marriage	1 0 0
And: where the same shall be upon any other Ground	3 0 0
<i>Exemptions from the preceding and all other Stamp Duties.</i>	
<i>The Admission of any Person into a Corporation or Company for the Direction of any Charitable Institution exclusively.</i>	
ADMISSION to Ecclesiastical Benefices.— See COLLATION.	
AFFIDAVIT, or AFFIRMATION, made in pursuance of any Law for amending or repairing Public Roads,	

SCHEDULE, PART I.

Duty.

AFFIDAVIT — *continued.*

or made before the Trustees of any Turnpike, relative to the Roads or Tolls of such Turnpike, or made for the Purpose of grounding thereon any Presentment of any Grand Jury, or for raising Money for Repair of Roads, or any other Public Purpose, or for accounting for any Public Money, or discharging Queries on Presentments;

Where the Amount of the Money to be presented, raised or accounted for, shall not exceed 20l.

Where such Amount shall exceed 20l. and shall not exceed 50l.

Where such Amount shall exceed 50l. and shall not exceed 100l.

Where such Amount shall exceed 100l. and shall not exceed 200l.

Where such Amount shall exceed 200l.

Any Affidavit not otherwise charged; for every Sheet or Piece of Paper, Parchment or Vellum, on which the same shall be written or printed

Exemptions from the preceding and all other Stamp Duties.

Affidavits required or authorized by Law, to be made before any Justice or Justices of the Peace; or before any Commissioner or Commissioners of any Public Board of Revenue, or any of the Officers appointed or acting under them; or before any other Commissioner or Commissioners appointed or to be appointed by A^s of Parliament or by the Crown.

Affidavits or Affirmations relating to Criminal Prosecutions.

Affidavits or Affirmations for the Purpose of Registering Freeholds.

Affidavits or Affirmations to be made before any Justice or Justices of the Peace, or before a Magistrate of any Corporation acting as a Justice of the Peace, unless hereby otherwise charged.

Affidavits or Affirmations to be taken before a Magistrate acting in any Court of Conscience, or of a summary Jurisdiction, or before any Judge of Assize, Commissioner of Oyer and Terminer, or Recorder, or Assistant Barrister, relative to Prosecutions or Trial of Indictments, or to Civil Bills.

Affidavits or Affirmations made in pursuance of any A^s relative to the Hempen and Linen

£. s. d.

0 2 0

0 3 0

0 4 0

0 5 0

0 6 0

0 2 0

SCHEDULE, PART I.	Duty.
AFFIDAVIT— <i>continued.</i>	£. s. d.
<i>Manufactures: And Affidavits or Affirmations as to the Payment of Corn Premiums: And Affidavits or Affirmations made before the Dublin Society.</i>	
<i>Affidavits which may be required at the Bank of Ireland, to prove the Death of any Proprietor of any Share in any of the Stocks or Funds, to identify the Person of any such Proprietor, or to remove any other Impediment to the Transfer of any such Stocks or Funds, or in any wise relating to the Loss, Mutilation or Defacement of any Bank Note or Bank Post Bill.</i>	
AGREEMENT, or Contract, accompanied with a Deposit of Title Deeds, for making a Mortgage, or other Security on any Estate or Property therein comprised.—See MORTGAGE.	
AGREEMENT, or any Minute or Memorandum of Agreement, made in <i>Ireland</i> under Hand only, (<i>and not otherwise charged in this Schedule nor expressly exempted from all Stamp Duty,</i>) where the Matter thereof shall be of the Value of 20l. or upwards, whether the same shall contain an actual Contract, or shall be actual Evidence of a Contract, or obligatory upon the Parties from its being a written Instrument, together with every Schedule, Receipt, or other Matter put or indorsed thereon or annexed thereto -	1 0 0
For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper therein, after the first -	0 10 0
Provided always, that where divers Letters shall be offered in Evidence to prove any Agreement between the Parties who shall have written such Letters, it shall be sufficient if any one of such Letters shall be stamped with a Duty of 1l.	
<i>Exemptions from the preceding and all other Stamp Duties.</i>	
<i>Memorandum or Agreement for the Hire of any Labourer, Artificer, Manufacturer or Menial Servant.</i>	
<i>Memorandum, Letter or Agreement, made for or relating to the Sale of any Goods, Wares or Merchandize.</i>	
<i>Memorandum or Agreement made between the Master and Mariners of any Ship or Vessel, for Wages, on any Voyage Coastwise, from Port to Port in Ireland.</i>	
<i>Letters containing any Agreement, Contract, or Matter, in relation to any Merchandize, or</i>	

SCHEDULE, PART I.

Duty.

AGREEMENT—continued.

Evidence of such an Agreement, which shall pass by the Post, between Merchants and other Persons carrying on Trade or Commerce, in Ireland, and residing and actually being, at the time of sending such Letters, at the Distance of Forty Miles from each other, or between one or more Merchants in Ireland, and one or more Merchants in any other Country.

£. s. d.

APPOINTMENT, in execution of a Power, of Land or other Property, Real or Personal, or of any Use or Interest therein, where made by any Writing, not being a Deed or Will

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, after the first

If made by Deed.—See DEED.

APPOINTMENT of a Chaplain, operating as a Qualification to hold Two Ecclesiastical Benefices in Ireland

APPOINTMENT of a Game Keeper.— See DEPUTATION.

APPOINTMENT to Offices.— See ADMISSION, GRANT.

APPRENTICESHIP.— Indenture or other Instrument, containing the Covenants, Articles or Agreements for or relating to the Service of any Apprentice, Clerk or Servant, who shall be put or placed to or with any Master or Mistress, to learn any Profession, Trade or Employment whatsoever; *except Articles of Clerkship or Apprenticeship to Attornies and others, hereinafter specifically charged;*

If the Sum of Money, or the Value of any other Matter or Thing which shall be paid, given, assigned or conveyed, or be secured to be paid, given, assigned or conveyed, to or for the Use or Benefit of the Master or Mistress, with or in respect of any such Apprentice, Clerk or Servant, or both the Money and Value of such other Matter shall not exceed 30l.

Where such Sum or Value shall exceed 30l. and shall not exceed 50l.

Where such Sum or Value shall exceed 50l. and shall not exceed 100l.

Where such Sum or Value shall exceed 100l. and shall not exceed 200l.

Where such Sum or Value shall exceed 200l. and shall not exceed 300l.

Where such Sum or Value shall exceed 300l. and shall not exceed 400l.

1 0 0

0 10 0

2 0 0

0 5 0

0 10 0

1 10 0

3 0 0

6 0 0

10 0 0

SCHEDULE, PART I.	Duty.
APPRENTICESHIP — <i>continued.</i>	£. s. d.
Where such Sum or Value shall exceed 400l. and shall not exceed 500l. - - -	12 10 0
Where such Sum or Value shall exceed 500l. and shall not exceed 600l. - - -	20 0 0
And where such Sum or Value shall exceed the Sum of 600l. for every 100l. of such Excess, a Duty of - - -	3 0 0
And where there shall be no such Consideration as aforesaid, moving to the Master or Mistress	0 10 0
APPRENTICESHIP , Indenture or other Instrument, containing the Covenants, Articles or Agreements for or relating to the Service of any such Apprentice, Clerk or Servant, as aforesaid, who shall be put or paced to or with a new Master or Mistress, either by Assignment or Turnover, or upon the Death, Absence or Incapacity of the former Master or Mistress, or otherwise ;	
Where there shall be any such valuable Consideration as aforesaid, moving to the said Master or Mistress, exclusive of any Part of the Consideration to the former Master or Mistress, which may be returned, or given, or transferred to the new Master or Mistress	<p><i>Such and the like Duty in Proportion to the Amount or Value of such new Consideration only, as is before charged on any original Indenture of Apprenticeship.</i></p>
And where there shall be no such new Consideration - - -	0 10 0
<i>Exemptions from the preceding Stamp Duties.</i>	
<i>Indentures or other Instruments where no Apprenticeship Fee shall be given, or if any be given, where such Apprenticeship Fee shall not exceed the Sum of 10l.</i>	
<i>And all Assignments of such Apprentices so as before excepted ; provided there shall be no such valuable Consideration as aforesaid given to the new Master or Mistress, other than what may have been or shall be given by any Public Charity.</i>	
ARTICLES of APPRENTICESHIP, Indenture or other Instrument, whereby any Person shall first become bound to serve as an Apprentice or Clerk to an Attorney or Solicitor, in order to his Admission as an Attorney or Solicitor in any of His Majesty's Courts in Ireland, on each Part of such Articles or Contract - - -	50 0 0
ARTICLES of APPRENTICESHIP, Indentures or other Instrument, whereby any Person shall become bound to serve as an Apprentice ; in order to any such Admission as aforesaid, for the Residue of the Term for which he was originally bound, in consequence of the Death of his former Master - - -	

SCHEDULE, PART I.

	Duty.		
	£.	s.	d.
ARTICLES of APPRENTICESHIP—continued. Contract between them being vacated by Consent, or by Rule of Court, or in any other Event -	1	10	0
And for any Counterpart or Duplicate thereof -	1	10	0
ARTICLES of APPRENTICESHIP, Indenture or other Instrument, whereby any Person shall first become bound to serve as a Clerk or Apprentice, in order to his Admission as a Proctor in any of the Ecclesiastical Courts in Dublin, on each Part of such Articles or Contract -	50	0	0
ARTICLES of APPRENTICESHIP, Indentures or other Instrument, whereby any Person shall become bound to serve as a Clerk or an Apprentice, in order to his Admission in the Court of Admiralty in Ireland, or in any Ecclesiastical Court save as aforesaid, on each Part of such Articles or Contract -	15	0	0
ARTICLES of APPRENTICESHIP, Indentures or other Instruments, for binding a Clerk or an Apprentice to a Notary Public, in order to his becoming a Notary Public, on each Part of such Indentures -	15	0	0
ARTICLES of APPRENTICESHIP, Indenture or other Instrument or Contract, whereby any Person shall become bound to serve as a Clerk or Apprentice, in order to his Admission as a Proctor or as a Notary Public in any of the Courts aforesaid, for the Residue of the Term for which he was originally bound, in consequence of the Death of his former Master, or of the Contract between them being vacated, or in any other Event -	1	10	0
And for any Counterpart or Duplicate thereof -	1	10	0
ASSIGNMENT upon the Sale of any Property.—See CONVEYANCES.			
ASSIGNMENT of any Mortgage, or other similar Security.— See MORTGAGE.			
ASSIGNMENT of any Property, Real or Personal, not otherwise charged in this Schedule, nor expressly exempted from all Stamp Duty -	0	15	0
For every Skin after the first Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper after the first -	0	5	0
AWARD under Hand and Seal, or under Hand only, made in Ireland, and whether the same shall or shall not be enrolled of Record in, or made a Rule of any Court -	1	0	0
BARGAIN and SALE (to be enrolled) of any Estate, upon the Sale thereof, or by way of Mortgage.— See CONVEYANCE.— MORTGAGE.	1	0	0
BARGAIN and SALE (to be enrolled) of any Estate, upon any other Occasion than the Mortgage or Sale thereof, over and above all other Duties -	1	0	0
For every Skin or Piece of Vellum or Parch-			

SCHEDULE, PART I.

Duty.

BARGAIN and SALE—continued.

ment, or Sheet or Piece of Paper, after the first

£. s. d.
0 5 0

Inland BILL of EXCHANGE (b), Promissory Note or other Note, whether of Bankers or otherwise, Draft or Order for the Payment to the Bearer or to Order, either on Demand or otherwise, of any Sum of Money, not otherwise charged or expressly excepted,

Where the Sum therein expressed shall not exceed 10l.

0 0 6

Where the Sum shall exceed 10l. and shall not exceed 30l.

0 1 6

Where the Sum shall exceed 30l. and shall not exceed 50l.

0 2 0

Where the Sum shall exceed 50l. and shall not exceed 100l.

0 3 0

Where the Sum shall exceed 100l. and shall not exceed 200l.

0 4 0

Where the Sum shall exceed 200l. and shall not exceed 500l.

0 5 0

Where the Sum shall exceed 500l. and shall not exceed 1,000l.

0 8 0

Where the Sum shall exceed 1,000l. and shall not exceed 3,000l.

0 15 0

Where such Sum shall exceed 3,000l.

1 5 0

Inland BILL, Draft or Order for the Payment of any Sum of Money, though not made payable to the Bearer or to Order, if the same shall be delivered to the Payee, or some Person on his or her Behalf

The same Duty as on a Bill of Exchange for the like Sum payable to Bearer or Order.

Inland BILL, Draft or Order for the Payment of any Sum of Money, Weekly, Monthly, or at any other stated Periods, if made payable to Bearer or to Order, or to the Payee or some Person on his or her Behalf, or which shall be delivered to the Payee or such Person, where the Total Amount of the Money thereby made payable shall be specified therein, or can be ascertained therefrom

The same Duty as on a Bill payable to Bearer or Order, for a Sum equal to such total Amount.

And where the total Amount of the Money thereby made payable shall be indefinite

The same Duty as on a Bill for the Sum therein expressed only.

And the following Instruments shall be deemed and taken to be Inland Bills, Drafts or Orders, for the Payment of Money, within the Intent and Meaning of this Schedule; viz.

(b) [See as to Collection and Management of Stamp Duties on Bills of Exchange in Ireland, s. 100.]

SCHEDULE, PART I.

Duty.

BILL—*continued.*

All Drafts or Orders for the Payment of any Sum of Money by a Bill or Promissory Note, or for the Delivery of any such Bill or Note in Payment or Satisfaction of any Sum of Money; where such Drafts or Orders shall require the Payment or Delivery to be made to the Bearer, or to Order, or to the Payee, or shall be delivered to the Payee, or some Person on his or her Behalf:

All Receipts given by any Banker or Bankers, or other Person or Persons, for Money received, which shall entitle, or be intended to entitle, the Person or Persons paying the Money, or the Bearer of such Receipts, to receive the like Sum from any Third Person or Persons:

And all Bills, Drafts or Orders, for the Payment of any Sum of Money out of any particular Fund which may or may not be available, or upon Condition or Contingency which may or may not be performed or happen, if the same shall be made payable to the Bearer, or to Order, or to the Payee, or if the same shall be delivered to the Payee, or some Person on his or her Behalf.

Foreign BILL of EXCHANGE

{ The same Duty as on
an Inland Bill of the
same Amount and
Tenor.

Exemptions from the preceding and all other Stamp Duties.

Bank Notes and Bank Post Bills not otherwise charged; Promissory Notes for any Sum not exceeding 2l. 10s. passed on account of Tithes, or for Money lent by, or payable to, any Society for Charitable Loan, or by or to their Trustees, in trust for them.

All Drafts or Orders for the Payment of any Sum of Money to the Bearer on Demand, and drawn upon any Banker or Bankers, who shall reside or transact the Business of a Banker, within Ten Miles of the Place where such Drafts or Orders shall be drawn; provided such Place shall be specified in such Drafts or Orders; and provided the same shall bear Date on or before the Day on which the same shall be issued; and provided the same do not direct the Payment to be made by Bills or Promissory Notes.

All Bills, for the Pay and Allowances of His Majesty's Land Forces, or for the Expenditures liable to be charged in the Public Regimental or District Accounts, which shall be drawn according to the Forms now pre-

SCHEDULE, PART I.		Duty.		
		£.	s.	d.
BILL — <i>continued.</i>				
<i>scribed or hereafter to be prescribed by His Majesty's Orders, by the Paymasters of Recruiting Districts, or by the Paymasters of Detachments, or by the Officer or Officers authorized to perform the Duties of Paymaster during a Vacancy, or the Absence, Suspension or Incapacity of any such Paymaster as aforesaid; save and except such Bills as shall be drawn in favour of Contractors or others, who furnish Bread or Forage to His Majesty's Troops, and who by their Contracts and Agreements shall be liable to pay the Stamp Duties on the Bills given in Payment for the Articles supplied by them.</i>				
BILL of LADING, which shall be signed of or for any Goods, Merchandize or Effects, to be exported or carried Coastways		0	1	6
BILL of SALE absolute. — See CONVEYANCE.				
BILL of SALE as a Security. — See MORTGAGE.				
BOND in Ireland, or other obligatory Instrument, conditioned for the Payment of any principal Sum, not otherwise particularly charged, not exceeding 100l. -		0	10	0
Exceeding 100l. and not exceeding 200l. -		1	0	0
Exceeding 200l. and not exceeding 300l. -		1	10	0
Exceeding 300l. and not exceeding 500l. -		2	0	0
Exceeding 500l. and not exceeding 1,000l. -		2	10	0
Exceeding 1,000l. and not exceeding 2,000l. -		3	10	0
Exceeding 2,000l. and not exceeding 3,000l. -		4	0	0
Exceeding 3,000l. and not exceeding 4,000l. -		4	10	0
Exceeding 4,000l. and not exceeding 5,000l. -		6	0	0
Exceeding 5,000l. -		10	0	0
BOND given as a Security for the Repayment of any Sum or Sums of Money to be thereafter lent, advanced or paid, or which may become due upon an Account Current, whether together with or without any Sum already advanced;				
Where the Total Amount of the Money secured, or to be ultimately recoverable, shall be uncertain and without any Limit		12	10	0
And where the Money secured, or to be ultimately recoverable thereupon, shall be limited not to exceed a given Sum		The same Duty as on a Bond for such limited Sum.		
BOND given as a Security for the Transfer, or Retransfer, of any Share in any of the Government or Parliamentary Stocks or Funds, or in the Stock and Funds of the Governor and Company of the Bank of Ireland, or of any other Company or Corporation		The same Duty as on a Bond for a Sum of Money, equal to the Value of the Stock or Funds, as aforesaid, according to the account		

SCHEDULE, PART I.	Duty.
BOND — <i>continued.</i>	<i>£. s. d.</i>
BOND in <i>Ireland</i> , commonly called a Mortgage or Annuity Bond, or Bond given as a Collateral Security for or in respect of any Mortgage or Annuity - -	0 10 0
BOND given as the only or principal Security for the Payment of any Annuity upon the original Creation and Sale thereof. — See CONVEYANCE upon the Sales of Lands, &c.	
BOND given as a Security for the Payment of any Annuity (<i>except upon the original Creation and Sale thereof</i>), or of any Sum or Sums of Money at stated Periods (not being Interest for any Principal Sum or Rent reserved, or payable upon any Lease) for any definite and certain Term, so that the Total Amount of the Money to be paid can be previously ascertained	} <i>The same Duty as on a Bond of the like Nature for the Payment of a Sum of Money equal to such total Amount.</i>
BOND given as a Security for the Payment of any Annuity (<i>except as aforesaid</i>), or of any Sum or Sums of Money at stated Periods (not being Interest for any principal Sum, nor Rent reserved, or payable upon any Lease) for the Term of Life or any other indefinite Period, so that the whole Money to be paid cannot be previously ascertained ;	
Where the Annuity, or Sums secured, shall not amount to 10 <i>l.</i> per Annum - -	0 10 0
And where the same shall amount to 10 <i>l.</i> and not amount to 50 <i>l.</i> per Annum - -	1 0 0
And where the same shall amount to 50 <i>l.</i> and not amount to 100 <i>l.</i> per Annum - -	1 10 0
And where the same shall amount to 100 <i>l.</i> and not amount to 200 <i>l.</i> per Annum - -	2 0 0
And where the same shall amount to 200 <i>l.</i> and not amount to 300 <i>l.</i> per Annum - -	2 10 0
And where the same shall amount to 300 <i>l.</i> and not amount to 400 <i>l.</i> per Annum - -	3 0 0
And where the same shall amount to 400 <i>l.</i> and not amount to 500 <i>l.</i> per Annum - -	3 10 0
And where the same shall amount to 500 <i>l.</i> and not amount to 750 <i>l.</i> per Annum - -	4 10 0
And where the same shall amount to 750 <i>l.</i> and not amount to 1,000 <i>l.</i> per Annum - -	6 0 0
And where the same shall amount to 1,000 <i>l.</i> and not amount to 1,500 <i>l.</i> per Annum - -	7 10 0
And where the same shall amount to 1,500 <i>l.</i> and not amount to 2,000 <i>l.</i> per Annum - -	10 0 0
And where the same shall amount to 2,000 <i>l.</i> per Annum or upwards - -	12 10 0
BOND for indemnifying any Person who shall become bound or engaged as Surety or Cautioner for the Payment of any Sum of Money or Annuity, or for	

SCHEDULE, PART I.		Duty.		
		£.	s.	d.
BOND— <i>continued.</i>				
the Transfer of any Share in any of the Stocks or Funds before mentioned		1	0	0
BOND for the due Execution of an Office, and to account for Money received by virtue thereof		1	0	0
BOND given pursuant to the Directions of any Act of Parliament, or by the Direction of the Commissioners of Customs and Port Duties, or Excise, or any of their Officers, for or in respect of any of the Duties of Customs or Excise or Taxes, or for preventing Frauds or Evasions thereof, or for any other Matter or Thing relating thereto		0	10	0
BOND of any Kind whatsoever, not otherwise charged in this Schedule, nor expressly exempted from all Stamp Duty		1	0	0
GENERAL DIRECTIONS respecting BONDS.				
Where any such Bond as aforesaid, together with any Schedule, Receipt or other Matter put or indorsed thereon, shall be written on more than one Skin of Vellum or Parchment, or on more than one Sheet of Paper, there shall be charged for every other Skin or Sheet of Paper as aforesaid, a further <i>progressive</i> Duty of		0	10	0
Where any such Bond as aforesaid shall be given as a Security for the Payment of a Sum of Money, and also of a Share in any of the Stocks or Funds before mentioned, or an Annuity, or both, or for the Payment of an Annuity, and also of a Share in any of the said Stocks or Funds, the proper <i>ad valorem</i> Duty shall be charged in respect of each.				
And where any such Bond as aforesaid shall be given as a Security for the Payment or Transfer, to different Persons, of separate and distinct Sums of Money, on Annuities or Shares in any of the Stocks or Funds before mentioned, the proper <i>ad valorem</i> Duty shall be charged in respect of such separate and distinct Sum of Money, or Annuity or Share in any of the said Stocks or Funds therein specified and secured, and not upon the Aggregate Amount thereof.				
And where any Bond shall be given as a Security for the Performance of any Covenant or Agreement for the Payment or Transfer of any Sum of Money, or Annuity, or any Share in any of the Stocks or Funds before mentioned, such Bond shall be charged with the same Duty as if it were a Bond for the				

SCHEDULE, PART I.

Duty.

£. s. d.

BOND—*continued.*

mediately given for the Payment or Transfer of such Money, or Annuity, or Share of the said Stocks or Funds.

And where any Bond for the Payment or Transfer, or for the Performance of any Covenant for the Payment or Transfer of any Sum of Money or Annuity, or any Share in any of the Stocks or Funds before mentioned, shall be contained in one or the same Deed or Writing, with any other Matter or Thing, in this Schedule specifically charged with any Duty (*except any Declaration of Trust of the Money, Annuity, Stock or Fund secured*) such Deed or Writing shall be charged with the same Duties as such Bond and other Matter or Thing would have been charged with, if contained in separate Deeds; but where a Bond for the Performance of Covenants or Agreements (*other than for the Payment or Transfer of any Sum of Money, or Annuity, or any Share in any of the said Stocks or Funds,*) shall be contained in the same Deed or Writing with any other Matter or Thing, the same shall not be charged separately, but the whole shall be considered as one Deed and be charged accordingly under its proper Denomination.

Exemptions from the preceding and all other Stamp Duties.

Administration Bonds, given by the Widow, Child, Father, Mother, Brother or Sister of any Common Seaman, Marine or Soldier, who shall be slain or die in the Service of His Majesty, his Heirs or Successors.

Administration Bond given by any Person, where the Estate to be administered shall not exceed 20l. in Value.

CERTIFICATE of having registered a Deputation as a Game Keeper (c)	3	3	0
CERTIFICATE to authorize any Person not being a Game Keeper to kill Game in Ireland (c)	3	3	0
CERTIFICATE to entitle any Person to receive a Drawback of any Duty.— See DEBENTURE.			
CERTIFICATE (d) to be taken out yearly by every Person admitted as an Attorney or Solicitor in any of			

(c) [See as to Collection and Management of Stamp Duties on Game Certificates in Ireland, *post.* c. 100.]

(d) [See as to Collection and Management of Stamp Duties on Attornies, Solicitors and Proctors in Ireland, *post.* c. 79.]

SCHEDULE, PART I.		Duty.
		£. s. d.
CERTIFICATE — <i>continued.</i>		
His Majesty's Superior Courts in <i>Dublin</i> , and by every Person admitted as a Proctor in any of the Ecclesiastical or Admiralty Courts in <i>Ireland</i> , and by every Person admitted as a Solicitor, Agent, Attorney or Procurator, in any other Court in <i>Ireland</i> holding Plea, where the Damage doth exceed Forty Shillings;		
If such Attorney or Solicitor, Proctor, Agent or Procurator, has been admitted for Three Years and upwards		8 0 0
Or if he shall not have been admitted for Three Years		3 0 0
CERTIFICATE to be taken out yearly by any Banker or Bankers, or other Person or Persons, who shall issue any Promissory Notes for Money payable to Bearer on Demand, and allowed to be re-issued, of such Banker or Bankers having registered the Firm of his House according to Law		30 0 0
CHARTER PARTY , or any Agreement or Contract for the Charter of any Ship or Vessel, or any Memorandum, Letter or other Writing between the Captain, Master or Owner of any Ship or Vessel, and any Person for or relating to the Freight or Conveyance of any Money, Goods or Effects, on board of such Ship or Vessel		1 0 0
CLERKSHIP , Articles or Contract of. — See APPRENTICESHIP. — ARTICLES.		
COLLATION by any Archbishop or Bishop to any Ecclesiastical Benefice, Dignity or Promotion in <i>Ireland</i> , of the Yearly Value of 100l.		5 0 0
And for every 100l. of the Yearly Value thereof, exceeding the first 100l. a Year, a further Duty of		5 0 0
The Value to be ascertained by Certificate of the Archbishop, Bishop or Vicar General of the Diocese: Provided always, that Two or more Benefices episcopally united shall be deemed One Benefice only.		
COLLATION by any Archbishop or Bishop to any other Ecclesiastical Benefice, Dignity or Promotion whatsoever in <i>Ireland</i> . —		
— See PROMOTION and INSTITUTION.		
COMPOSITION DEED , or other Instrument of Composition between a Debtor or Debtors, and his, her or their Creditors		1 0 0
CONSTAT of Letters Patent. — See EXEMPLIFICATION.		
CONVEYANCE , whether Grant, Assignment, Transfer, Release, Remission, or of any other Description whatsoever		

SCHEDULE, PART I.

Duty.

CONVEYANCE—*continued.*

nities or other Property, Real or Personal, or of any Right, Title, Interest or Claim into, out of or upon any Lands, Tenements, Rents, Annuities or other Property whatsoever in *Ireland*, which shall be executed by the Grantor or Grantors of any of them;

Where the Money therein or thereupon expressed shall not exceed 100l. - - - - -

£. s. d.

1 0 0

And where the same shall exceed 100l. and not exceed 300l. - - - - -

1 10 0

And where the same shall exceed 300l. and not exceed 500l. - - - - -

2 0 0

And where the same shall exceed 500l. and not exceed 750l. - - - - -

3 0 0

And where the same shall exceed 750l. and not exceed 1,000l. - - - - -

4 10 0

And where the same shall exceed 1,000l. and not exceed 2,000l. - - - - -

6 0 0

And where the same shall exceed 2,000l. and not exceed 3,000l. - - - - -

12 10 0

And where the same shall exceed 3,000l. and not exceed 4,000l. - - - - -

17 10 0

And where the same shall exceed 4,000l. and not exceed 5,000l. - - - - -

22 10 0

And where the same shall exceed 5,000l. and not exceed 8,000l. - - - - -

32 10 0

And where the same shall exceed 8,000l. and not exceed 12,000l. - - - - -

47 10 0

And where the same shall exceed 12,000l. and not exceed 15,000l. - - - - -

65 0 0

And where the same shall exceed 15,000l. and not exceed 20,000l. - - - - -

85 0 0

And where the same shall exceed 20,000l. and not exceed 30,000l. - - - - -

120 0 0

And where the same shall exceed 30,000l. and not exceed 40,000l. - - - - -

175 0 0

And where the same shall exceed 40,000l. and not exceed 50,000l. - - - - -

225 0 0

And where the same shall exceed 50,000l. and not exceed 60,000l. - - - - -

275 0 0

And where the same shall exceed 60,000l. and not exceed 100,000l. - - - - -

350 0 0

And where the same shall exceed 100,000l. - - - - -

500 0 0

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, in such Part of such Conveyance, Settlement, Deed or Instrument, after the first Skin, a further Duty of - - - - -

0 10 0

Note.—The Purchase or Consideration Money is to be truly expressed and set forth in

SCHEDULE, PART I:

Duty.

CONVEYANCE—*continued.*

Words at length, in or upon every such Deed or Instrument of Conveyance.

And where any Lands or other Property contracted to be sold at one entire Price for the whole, shall be conveyed in separate Parts or Parcels by different Instruments, the Purchase or Consideration Money shall be divided and appointed in such manner as the Party shall think fit, so that a distinct Consideration for each separate Part or Parcel may be set forth in or upon the Principal or only Instrument of Conveyance relating to such Part or Parcel.

And where any Lands or other Property shall be sold and conveyed, subject to any Mortgage, Bond or other Debt, or to any gross or entire Sum of Money, to be afterwards paid by the Purchaser, such Debt or Sum of Money shall be deemed part of the Consideration, in respect whereof the said *ad valorem* Duty is to be paid.

And where, upon the Sale of any Annuity or other Right not before in Existence, the same shall not be created by actual Grant or Conveyance, but shall only be secured by Bond, Warrant of Attorney, Covenant, Contract, or otherwise, the Bond or other Instrument by which the same shall be secured, or some one of such Instruments, if there be more than one, shall be deemed and taken to be liable to the same Duty as any actual Grant or Conveyance.

And where there shall be several Deeds or Instruments for completing the Title to the Property sold, such of them as are not liable to the said *ad valorem* Duty shall be charged with the Duty to which the same may be liable under any general or particular Description of such Deeds or Instruments contained in this Schedule.

Exemptions from the preceding and all other Stamp Duties.

All Transfers of Shares in any of the Government or Parliamentary Stocks or Funds, and in the Stock or Funds of the Bank of Ireland, or of any Company or Corporation in Ireland.

CONVEYANCE of Lands and Rents belonging to the Crown.— See *Gazette*.

CONVEYANCE of any Estate or Property.

SCHEDULE, PART I.	Duty.		
	£.	s.	d.
CONVEYANCE — <i>continued.</i>			
Sale, which shall be intended only as a Security for Money or Stock.—See MORTGAGE.			
CONVEYANCE , Lease, Release, Indenture, Deed or Instrument of any Kind whatsoever, not otherwise charged in this Schedule, nor expressly exempted from all Stamp Duty, for the first Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper therein	1	0	0
For every other Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper therein	0	10	0
COPY or EXTRACT of any Will or Codicil deposited in any Ecclesiastical Court in <i>Ireland</i> ;			
For every entire Quantity of 90 Words, over and above the first 90 Words, a further <i>progressive</i> Duty of	0	0	3
COPY or EXTRACT of any Memorial, or of the Register of any Memorial registered pursuant to an Act of Parliament made or to be made for the Public registering of Deeds and Conveyances in <i>Ireland</i>	0	5	0
And for every Piece of Vellum, Parchment or Paper, upon which any such Copy or Extract shall be written, a further <i>progressive</i> Duty of	0	5	0
DEBENTURE or CERTIFICATE for entitling any Person to receive any Drawback of any Duty or Duties, or Part of any Duty or Duties of Customs or Excise, or any Bounty payable out of the Revenue of Customs or Excise, for or in respect of any Goods, Wares or Merchandize exported or shipped to be exported from <i>Ireland</i> to any Part beyond the Seas;			
If the same shall † exceed 100l.	0	2	6
If the same shall exceed 100l. and not exceed 200l.	0	5	0
If the same shall exceed 200l. and not exceed 500l.	0	10	0
If the same shall exceed 500l.	1	0	0
DECLARATION of any Use or Trust, Uses or Trusts, of or concerning any Estate or Property, Real or Personal, where made by any Writing not being a Deed or Will	1	0	0
For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper therein, after the first	0	10	0
DEED of any Kind whatsoever, not otherwise charged in this Schedule, nor expressly exempted from all Stamp Duty; for the first Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper therein	1	0	0
For every other Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper therein	0	10	0

† *Sic.*

SCHEDULE, PART I.

Duty.

DEFEAZANCE DEED, or other Instrument of Defeazance, of any Conveyance or Disposition apparently absolute, but intended only as a Security for Money or Stock. — See MORTGAGE.

£. s. d.

DEPUTATION for any Person to be a Seneschal or Steward of a Manor

2 0 0

DISCHARGE for Money. — See RECEIPT.

DISPENSATION for holding Two Ecclesiastical Dignities or Benefices, or a Dignity or Benefice, in Ireland

25 0 0

DISPENSATION or Faculty from the Lord Archbishop of Armagh or Master of the Faculties for the time being

25 0 0

And in all other cases

20 0 0

DONATION. — See PRESENTATION.

DRAFT for Money. — See BILL OF EXCHANGE.

EXCHANGE of Lands or other Hereditaments;

Any Deed or Instrument of Exchange where no Sum of Money, or only a Sum of 300l. shall be paid or agreed to be paid for Equality of Exchange

1 0 0

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, after the first

0 10 0

And where a Sum of 300l. or upwards shall be paid or agreed to be paid for Equality of Exchange;

If the Exchange shall be effected by separate Deeds or Instruments of Conveyance, there shall be paid for the principal or only Deed or Instrument of Conveyance to each Party

The same Duty as for a Conveyance of the Sale of Lands for a Sum of Money, of equal Amount with the Money paid or agreed to be paid for Equality of Exchange.

And if the same shall be effected by mutual Conveyances, in One Deed or Instrument, there shall be paid for such Deed or Instrument

The same Duty as for a Conveyance on the Sale of Lands for a Sum of Money of twice the Amount of the Money paid or agreed to be paid for Equality of Exchange.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, after the first

0 10 0

EXEMPLIFICATION or Constat, under the Great Seal of Ireland, of any Letters Patent or Grant, made or to be made by His Majesty, his Heirs or Successors, or by any of His Royal Predecessors, of any Honour, Dignity, Promotion, Franchise, Liberty or Privilege to any Person or Persons, Body or Bodies Politic or Corporate, or of any Lands, Offices, or other Thing whatsoever

EXTRACTS from Records and Records in

SCHEDULE, PART I.

Duty.

FURTHER CHARGE. — See MORTGAGE.

GRANT or Letters Patent, under the Great Seal of that Part of the United Kingdom of *Great Britain and Ireland* called *Ireland*;

£. s. d.

Of the Honour or Dignity of an Archbishop	-	150	0	0
_____ of a Duke	-	350	0	0
_____ of a Marquis	-	300	0	0
_____ of an Earl	-	250	0	0
_____ of a Viscount	-	200	0	0
_____ of a Bishop	-	100	0	0
_____ of a Baron	-	150	0	0
_____ of a Baronet	-	100	0	0

Of any other Honour, Dignity or Promotion whatsoever, or of any Franchise, Liberty or Privilege, to any Person or Persons, Body or Bodies Politic or Corporate

20 0 0

And where Two or more Honours or Dignities shall be granted by the same Letters Patent to the same Person, such Letters Patent shall be charged with the proper Duty in respect of the highest in point of Rank only.

And where any Honour or Dignity, Honours or Dignities, shall be granted to any Person or Persons, in remainder, the Letters Patent shall be charged with such further Duty, in respect of every Remainder, as would have been payable for an original Grant of the same Honour or Dignity, Honours or Dignities.

And where any such Grant or Letters Patent shall be contained in more than One Skin, Sheet or Piece of Vellum, Parchment or Paper, then for every Skin, Sheet or Piece thereof, after the first, a further *progressive* Duty of

20 0 0

*Exemptions from the preceding Stamp Duties.**Commissions of Rebellion in Process.**Letters Patent or Briefs for collecting Charitable Benevolences.**Letters Patent for confirming any Dispensation hereinbefore charged with a Duty.*

GRANT, or Warrant of Precedence to take Rank	-	50	0	0
GRANT of an Escheatorship	-	20	0	0
GRANT of any Land in Fee, Lease for Years, or other Grant for Profit, and herein particularly charged, that shall pass the Seal of the Exchequer, except Custodiam Leases	-	3	0	0
GRANT from His Majesty, his Heirs and Successors, which shall pass the Great Seal of <i>Ireland</i> , out of the Civil List, or out of any other Fund, not being Part	-			

SCHEDULE, PART I.

Duty.

GRANT—*continued.*

of the Supplies of the Year, or appropriated by Parliament;

Of any definite and certain Sum or Sums of Money,

Not amounting to 100l. - - - 1 10 0

Amounting to 100l. and not amounting to 250l. - - - 4 0 0

Amounting to 250l. and not amounting to 500l. - - - 10 0 0

Amounting to 500l. and not amounting to 750l. - - - 20 0 0

Amounting to 750l. and not amounting to 1,000l. - - - 30 0 0

Amounting to 1,000l. or upwards; for every 100l. thereof - - - 5 0 0

Or of any Annuity or Pension,

Not amounting to 100l. per Annum - - - 1 10 0

Amounting to 100l. and not amounting to 200l. - - - 4 0 0

Amounting to 200l. and not amounting to 400l. per Annum - - - 10 0 0

Amounting to 400l. and not amounting to 600l. per Annum - - - 20 0 0

Amounting to 600l. and not amounting to 800l. per Annum - - - 30 0 0

Amounting to 800l. and not amounting to 1,000l. per Annum - - - 40 0 0

Amounting to 1,000l. per Annum and upwards - - - 50 0 0

But where any such Grant of an Annuity or Pension shall be made in Confirmation or by way of Renewal only, for any former Grant of the like Amount and Description, then only a Duty of

1 10 0

And where several and distinct Annuities or Pensions shall be granted to or for the Benefit of different Persons by the same Instrument, the proper Duty shall be charged in respect of each Annuity or Pension; but where the Grant shall be of any Annuity or Pension, or to or for the Benefit of Two or more Persons jointly, the Duty shall be charged in respect of the Whole.

GRANT, or Appointment by His Majesty, his Heirs or Successors, or by the Lord Lieutenant or other Chief Governor or Governors of Ireland for the time being, or by any other Person or Persons, Body Politic or Corporate, of or to any Office or Employment, or any Patent, Deed or other Writing;

SCHEDULE, PART I.

Duty.

GRANT—*continued.*

	s.	s.	d.
Where the Salary, Fees and Emoluments appertaining thereto, shall not amount to 50l. per Annum	2	0	0
And where the same shall amount to 50l. and not amount to 100l. per Annum	4	0	0
And where the same shall amount to 100l. and not amount to 200l. per Annum	5	0	0
And where the same shall amount to 200l. and not amount to 300l. per Annum	10	0	0
And where the same shall amount to 300l. and not amount to 500l. per Annum	20	0	0
And where the same shall amount to 500l. and not amount to 750l. per Annum	30	0	0
And where the same shall amount to 750l. and not amount to 1,000l. per Annum	40	0	0
And where the same shall amount to 1,000l. and not amount to 1,500l. per Annum	50	0	0
And where the same shall amount to 1,500l. and not amount to 2,000l. per Annum	75	0	0
And where the same shall amount to 2,000l. and not amount to 3,000l. per Annum	100	0	0
And where the same shall amount to 3,000l. per Annum or upwards	150	0	0
The said Fees and Emoluments to be estimated according to the Average Amount thereof for Three Years preceding, where practicable; and in other cases, according to the best Information that can be obtained.			
And where any such Grant or Appointment shall be made to Two or more Persons jointly, with separate and distinct Salaries, Fees or Emoluments, the same shall be charged with a separate and distinct Duty, in respect of each Person, according to the Amount of the Salary, Fees and Emoluments appertaining to such Person.			
Provided always, that no Duty shall be charged, in respect of any Person to whom any Office or Employment shall be granted anew, upon the Revocation of any former Grant or Appointment, and who shall have paid a Stamp Duty on any former Grant or Appointment, unless the Salary, Fees and Emoluments appertaining to such Person, shall be in any manner augmented; and in that case, a Duty shall be charged, in respect of such Person, only in Proportion to the Amount of the Augmentation.			

INDENTURES of Apprenticeship.—See APPRENTICESHIP and ARTICLES.

SCHEDULE, PART I.

Duty.

INSTITUTION, granted by any Archbishop, Bishop, Chancellor or other Ordinary, or by any Ecclesiastical Court, in and to any Ecclesiastical Benefice, Dignity or Promotion in *Ireland*, provided that an Institution to Two or more Benefices, episcopally united, shall be considered as an Institution to a single Benefice -

£. s. d.
2 0 0

Collation by an Archbishop or Bishop to be considered as equivalent to Presentation and Institution, and subject to the Two Duties accordingly. — See COLLATION and PRESENTATION.

INVENTORY. — See SCHEDULE.

LEASE, Release or Deed, Minute, Memorandum, or legal or equitable Article for selling or demising Lands, Tenements or Hereditaments in *Ireland*, for any Term not exceeding Three Lives or Thirty one Years, whether with or without a Clause or Covenant for the Renewal thereof, on the first Skin or Piece of Vellum, Parchment or Paper thereof;

Where the annual Amount of the Rent reserved, or agreed to be reserved (any Penal Rent, or any Increase of reserved Rent in the Nature of a Penal Rent, not being included in such Amount), shall not exceed 10l. and the Fine or Consideration for the same shall not exceed 100l. - - -

0 5 0

Where the annual Amount

of such Rent		or of such Fine or Consideration		
shall exceed	and shall not exceed	shall exceed	and shall not exceed	
£ 10	£ 20	£ 100	£ 150 - -	0 10 0
£ 20	£ 50	£ 150	£ 200 - -	0 15 0
£ 50	£ 100	£ 200	£ 500 - -	1 0 0
£ 100	£ 150	£ 500	£ 750 - -	1 10 0
£ 150	£ 200	£ 750	£ 1,000 - -	2 0 0
£ 200	£ 250	£ 1,000	£ 1,250 - -	2 10 0
£ 250	£ 300	£ 1,250	£ 1,500 - -	3 0 0
£ 300	£ 350	£ 1,500	£ 1,750 - -	3 10 0
£ 350	£ 400	£ 1,750	£ 2,000 - -	4 0 0

And where the annual Amount of such Rent reserved, or agreed to be reserved, shall exceed the Sum of 400l. or such Fine or Consideration shall exceed the Sum of 2,000l. then for every 100l. of the whole Amount of such Rent, and for every 500l. of such Fine or Consideration, a Duty

SCHEDULE, PART I.

Duty.

LEASE—*continued.*

Where there shall be both Rent and Fine Duty to be paid in respect of each, which may be denoted by either One or Two Stamps ;

For every Skin, or Piece of Vellum or Parchment, or Sheet or Piece of Paper, in any such Indenture, Lease, Release or Deed, Minute, Memorandum, or legal or equitable Article, after the first Skin or Sheet a further *progressive* Duty of

£. s. d.

LEASE, Release, or Deed, Minute, Memorandum, or legal or equitable Article for setting or demising Lands, Tenements or Hereditaments in *Ireland*, for any Term exceeding Three Lives, or Thirty one Years, for every Skin after the first

0 10 0

{ Subject to double the Amount of the Duty payable on the foregoing Leases. The like Duty as in the foregoing Leases.

And in case such Indenture, Lease, Release, Minute, Memorandum, or legal or equitable Article shall be executed by the Lessor or Lessors therein, or any of them, by Letter of Attorney for that Purpose, then for every Five Pounds of the annual Amount of such Rent reserved, or agreed to be reserved, and for every Twenty five Pounds of Fine or Consideration, a further Duty in all cases on the first Skin or Piece of Vellum, Parchment or Paper, in any of such Instruments, of

0 1 0

LEASE, Release, Deed or Instrument, for demising Lands, Tenements or Hereditaments in *Ireland*, executed by any Master in Chancery, or Officer of the Equity or Revenue Side of the Court of Exchequer, or executed by any eligit Creditor, or any Lease of Lands, Tenements, Hereditaments, under Eviction for Nonpayment of Rent, and redeemable, where such Lease shall not exceed the Period during which the same shall continue to be redeemable, on the first Skin or Piece of Vellum, Parchment or Paper, where such Rent shall not exceed 200l. by the Year, or that Rate for any Portion of a Year

0 10 0

Where such Rent shall exceed the Rate of 200l. by the Year, and shall not exceed the Rate of 400l. by the Year

1 0 0

Where such Rent shall exceed the Rate of 400l. by the Year, then for every 100l. of the yearly Rate of such Rent

0 10 0

Every Skin, or Piece of Vellum or Parchment, or Sheet or Piece of Paper, in every such Indenture, Lease, Release or Deed, Minute or Memorandum, or legal or equitable Article, after the first Skin or Sheet

0 10 0

B b 2

SCHEDULE, PART I.	Duty.		
	s.	s.	d.
LETTER or Power of Attorney, made by any Petty Officer, Seaman or Marine, or Soldier serving as a Marine, for Recovery of Prize Money - - -	0	1	0
LETTER of Attorney for the Sale, Transfer, Acceptance or Release of Dividends, of any Government, Parliamentary, or other Stock or Funds - - -	0	10	0
LETTER or Power of Attorney, of any other Kind, not otherwise charged - - -	0	10	0
LETTER of Attorney, empowering any Person to receive Rents in <i>Ireland</i> , except Letters of Attorney to receive Rents under Custodians or Eligits - - -	5	0	0
LETTER of Attorney, empowering any Person or Persons to execute any Lease or Leases of Lands in <i>Ireland</i> , on the Part or Behalf of any Lessor or Lessee ;			
If such Letter of Attorney shall be limited to the executing of any Lease or Leases in which the annual Amount of the Rent reserved, or to be reserved (any Penal Rent, or any Increase of reserved Rent, in the Nature of a Penal Rent, not being included in such Amount), shall not exceed 5 <i>l.</i> and the Fine or Consideration for the same shall not exceed 20 <i>l.</i> - - -	2	0	0
And where such Letter of Attorney shall not be limited - - -	10	0	0
LETTER of Attorney which shall be limited to any larger Rent or Fine, or which shall not specify the Amount of the Rent or Fine to be reserved or received on such Lease - - -	10	0	0
LETTER of Attorney empowering any Person to execute any Deed or Deeds of Conveyance of Lands or Tenements in <i>Ireland</i> , where the Consideration of such Conveyance shall not exceed 100 <i>l.</i> - - -	2	0	0
And where the Amount of such Consideration shall exceed 100 <i>l.</i> or where the Amount of the Consideration shall not be expressed in such Letter of Attorney - - -	10	0	0
LETTER of Licence from Creditors to a Debtor - - -	1	0	0
LETTERS Patent. — See GRANT.			
LICENCE (e) Special for Marriage, to be issued from the Court of Prerogative in <i>Ireland</i> - - -	5	0	0
If by any other Authority - - -	0	10	0
LICENCE to be granted by any Archbishop, Bishop, Vicar General, or other competent Authority in <i>Ireland</i> , for the Non-Residence of any Clergyman upon his Living - - -	3	0	0
(e) [See as to Collection of Stamp Duties on Licences granted by Commissioners of Stamps in Ireland, 6, 101.]			

SCHEDULE, PART I.	Duty.		
	£.	s.	d.
LICENCE — <i>continued.</i>			
LICENCE of any Kind, not otherwise charged in this Schedule, which shall pass the Seal of any Archbishop, Bishop or other Ordinary, or of any Ecclesiastical Court in Ireland	1	10	0
LICENCE to deal in or retail Stamps in Ireland	2	0	0
LICENCE to insure against Fire	0	5	0
LICENCE to act as a Notary Public. — See DISPENSATION.			
LICENCE to keep one or more Printing Presses or Presses	0	1	0
MARRIAGE LICENCE. — See LICENCE.			
MEMORIAL of any Deed, Conveyance, Will or Devise, which shall be registered or inrolled in the Public Office for registering of such Memorials, or entered in the Courts of Record in Ireland, <i>except those otherwise hereby charged</i>	0	10	0
And for every Skin of Vellum or Parchment, or Paper upon which the same shall be written, after the first, a further <i>progressive</i> Duty of	0	10	0
MEMORIAL of the Assignment of any Judgment ;			
Where the Penalty of such Judgment so assigned shall not exceed 100l.	0	5	0
And where the Penalty of the Judgment so assigned shall exceed 100l.	0	10	0
And for every Piece of Vellum, Parchment or Paper, upon which any such Memorial shall be written, after the first, a further Duty of	0	10	0
MEMORIAL of any Demise, or of any Agreement to demise	0	2	6
MORTGAGE or other Security of or affecting any Lands, Estate or Property, Real or Personal, whatsoever, also any Conveyance of any Lands, Estate or Property whatsoever, in Trust, to be sold or otherwise converted into Money, which shall be intended only as a Security, and shall be redeemable before the Sale or other Disposal thereof, either by express Stipulation or otherwise ;			
Any Defeazance or Deed for defeating or making redeemable any Conveyance of any Lands, Estate or Property whatsoever, which shall be apparently absolute, but intended only as a Security ;			
Also any Agreement, Contract or Bond, accompanied with a Deposit of any Title Deeds for making a Mortgage, or any such other Security or Conveyance as aforesaid, of any Lands, Estate or Property, comprised in such Title Deeds, or for pledging or charging the same as a Security ;			

SCHEDULE, PART I.		Duty.		
		£.	s.	d.
MORTGAGE—continued.				
Where the same respectively shall be made, as a Security for the Payment of any definitive and certain Sum of Money, advanced or lent at the time, or previously due and owing, or forborne to be paid, being payable, and shall be executed by the Grantor or Grantors thereof, or of any of them,				
	Not exceeding 100l. - - -	0	15	0
	Exceeding 100l. and not exceeding 200l. - - -	1	0	0
	Exceeding 200l. and not exceeding 300l. - - -	1	5	0
	Exceeding 300l. and not exceeding 500l. - - -	1	10	0
	Exceeding 500l. and not exceeding 1,000l. - - -	2	0	0
	Exceeding 1,000l. and not exceeding 2,000l. - - -	2	10	0
	Exceeding 2,000l. and not exceeding 3,000l. - - -	4	0	0
	Exceeding 3,000l. and not exceeding 4,000l. - - -	6	0	0
	Exceeding 4,000l. and not exceeding 5,000l. - - -	8	0	0
	Exceeding 5,000l. and not exceeding 10,000l. - - -	10	0	0
	Exceeding 10,000l. and not exceeding 15,000l. - - -	12	0	0
	Exceeding 15,000l. and not exceeding 20,000l. - - -	15	0	0
	Exceeding 20,000l. - - -	20	0	0
	For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, in such Part of such Mortgage or other Instrument, after the first Skin - - -	0	10	0
	And where the same respectively shall be made as a Security for the Repayment of Money, to be thereafter lent, advanced or paid, or which may become due upon an Account Current, together with any Sum already advanced or due, or without, as the case may be ;			
	If the total Amount of the Money secured, or to be ultimately recoverable thereupon, shall be uncertain and without any Limit - - -	20	0	0
	But if the total Amount of the Money secured, or to be ultimately recoverable thereupon, shall be limited not to exceed a given Sum - - -	} <i>The same Duty as on a Mortgage for such limited Sum.</i>		

SCHEDULE, PART I.

Duty.

MORTGAGE—*continued.*

And where the same respectively shall be made, as a Security for the Transfer or Retransfer of any Share, in any of the Government or Parliamentary Stocks or Funds, or in the Stock and Funds of the Governor and Company of the Bank of *Ireland*, or of any other Company, in Consideration of Stock or Money advanced or lent at the time, or previously due and owing, or forborne to be paid, being payable - - -

And where the same respectively shall be made, as a Security for the Payment of a Sum of Money, and also for the Transfer or Retransfer of a Share in any of the Stocks or Funds, the said *ad valorem* Duty shall be charged in respect of each.

And in case the same respectively shall be made, as a Security for the Payment or Transfer, to different Persons, of separate and distinct Sums of Money, or Shares in any of the Stocks or Funds; the said *ad valorem* Duty shall be charged for and in respect of each separate and distinct Sum of Money, or Share in any of the said Stocks or Funds therein specified and secured, and not upon the aggregate Amount thereof.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, in such Part of such Mortgage or other Instrument, after the first Skin - - -

MORTGAGE, &c. Any Transfer or Assignment of any Mortgage, or of any such other Security as aforesaid, or of the Benefit thereof, and of the Money or Stock thereby secured, in all cases where the Person entitled to the Right of Redemption or Reversion shall not be made a Party to such Transfer or Assignment; and also where the Persons who originally made the Mortgage or Security shall continue entitled to the Right of Redemption or Reversion, and shall be made a Party to such Transfer or Assignment, provided no further Sum of Money or Stock be added to the principal Money or Stock already secured - - -

And in all other cases such Transfer or Assignment shall be charged with the same Duty as an original Mortgage or other Security.

£. s. d.
 {The same Duty as on a Mortgage for a Sum of Money, equal to the Value of the Stock or Fund secured, according to the Average Price thereof on the Day of the Date of the Mortgage or other Instrument aforesaid, or on either of the Two Days preceding.

o 10 o

1 10 o

SCHEDULE, PART I.	Duty.
<p>MORTGAGE—<i>continued.</i> <i>Exemptions from the said ad valorem Duty on Mortgages, &c. but not from any other Duty to which the same may be liable.</i> <i>Any Deed or other Instrument made in pursuance of and conformably to any Agreement, Contract or Bond, hereby charged with, and which shall actually have paid the said ad valorem Duty.</i></p>	<p>£. s. d.</p>
<p>MORTGAGE, or other Security, with a Conveyance of the Equity or Right of Redemption or Reversion, or other Matter in the same Deed; viz.</p>	
<p>Where any Deed or Writing shall operate as a Mortgage or other Instrument hereby charged with the <i>ad valorem</i> Duty on Mortgages, and also as a Conveyance of the Equity or Right of Redemption or Reversion of any Lands, Estate or Property therein comprised, to, or in trust for, or according to the Direction of a Purchaser, such Deed or Writing shall be charged not only with the said <i>ad valorem</i> Duty on Mortgages, but also with the <i>ad valorem</i> Duty hereinbefore charged on a Conveyance upon the Sale of any Property, but where the Equity or Right of Redemption or Reversion shall be thereby conveyed or limited in any other Manner, such Deed or Writing shall be charged only as a Mortgage;</p>	
<p>And in all other cases where a Mortgage or other Instrument hereby charged with <i>ad valorem</i> Duty on Mortgages shall be contained in one and the same Deed or Writing with any other Matter or Thing (<i>except what shall be incident to such Mortgage or other Instrument</i>), such Deed or Writing shall be charged with the same Duties (<i>except the progressive Duty</i>) as such Mortgage or other Instrument and such other Matter or Thing would have been separately charged with if contained in separate Deeds or Writings.</p>	
<p>For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, contained in the Deed or Writing mentioned in the Two First Clauses, after the first Skin or Sheet, a further Duty of</p>	<p>0 10 6</p>
<p>NOTARIAL ACT, any whatsoever not otherwise charged in this Schedule</p>	<p>0 5 0</p>
<p>And for every Sheet or Piece of Paper, Parchment or Vellum, upon which the same shall be written, after the first, a further <i>proportional</i> Duty of</p>	

SCHEDULE, PART I.

Duty.

ORDER for the Payment of Money.—See BILL OF EXCHANGE.

£. s. d.

PARDON or Remission (*except Pardon passed in forma pauperis of or for any Crime or Offence*) of or for any Crime, Offence, or of any Money or Forfeiture whatsoever, exceeding 50l.

4 0 0

PARTITION of Lands or other Hereditaments, by Deed or Instrument of Partition, where no Sum of Money, or only a Sum under 300l. shall be paid, or agreed to be paid, for Equality of Partition

1 0 0

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper contained in such Deed, after the first Skin or Sheet, a further Duty of

0 10 0

And where a Sum of 300l. or upwards shall be paid or agreed to be paid for Equality of Partition

The same Duty as for a Conveyance on the Sale of Lands, for a Sum of Money of equal Amount with the Money paid or agreed to be paid for Equality of Partition.

And if the same shall be effected by mutual Conveyances in One Deed or Instrument, there shall be paid for such Deed or Instrument

The same Duty as for a Conveyance on the Sale of Lands for a Sum of Money of twice the Amount of the Money paid or agreed to be paid for Equality of Partition.

For every Sheet or Piece of Vellum or Parchment, or Sheet or Piece of Paper, after the first

0 10 0

POLICY of Assurance or Insurance, or other Instrument, by whatever Name the same shall be called; whereby any Insurance shall be made upon any Life or Lives, or upon any Event or Contingency relating to or depending upon any Life or Lives.

Where the Sum insured shall not amount to 500l.

0 10 0

And where it shall amount to 500l. and not amount to 1,000l.

1 0 0

And where it shall amount to 1,000l. and not amount to 3,000l.

1 10 0

And where it shall amount to 3,000l. and upwards

2 0 0

POLICY of Assurance or Insurance, or other Instrument, by whatever Name the same shall be called, whereby any Insurance shall be made of or upon any Building, Goods, Wares, Merchandize or other Property, from Loss or Damage by Fire only

0 1 0

POWER of ATTORNEY.—See LETTER OF ATTORNEY.

PRESENTATION, or DONATION, which shall pass the Great Seal of Ireland, or by any other Patron, To any Ecclesiastical Benefice, Dignity or Promotion of the yearly Value of 100l.

5 0 0

SCHEDULE, PART I.	Duty.
PRESENTATION or DONATION — <i>continued.</i>	£. s. d.
And for every 100l. of the yearly Value thereof exceeding the first 100l. a Year, a further Duty of - - -	5 0 0
The Value to be ascertained by Certificate of the Archbishop or Bishop, or Vicar General of the Diocese; Provided always that Two or more Benefices episcopally united shall be deemed One Benefice only.	
To any other Ecclesiastical Benefice, Dignity or Promotion whatsoever in <i>Ireland</i> - - -	10 0 0
PROCURATION , Deed of, or other Instrument of - - -	0 10 0
For every Skin, or Piece of Vellum or Parchment, or Sheet or Piece of Paper, after the first Skin or Sheet - - -	0 10 0
PROMISSORY NOTE (<i>f</i>), whether in the Form of a Bank Note, Bank Post Bill, or otherwise, which shall be issued by the Governor and Company of the Bank of <i>Ireland</i> , or by any Banker or Bankers, who shall have registered his or their Name or Names or Firm, in Manner directed by Law, where the Sum therein expressed shall not amount to 5l. - - -	0 0 3
Shall amount to 5l. and not to 10l. - - -	0 0 6
Shall amount to 10l. and not to 50l. - - -	0 0 8
For Notes exceeding 50l.— See INLAND BILL.	
PROMISSORY NOTE. — See INLAND BILL.	
PROMISSORY NOTE , for the Payment of any Sum of Money by Instalments, or for the Payment of several Sums of Money, at different Days or Times, so that the whole of the Money to be paid shall be definite and certain - - -	} The same Duty as on a Promissory Note, for a Sum equal to the whole Amount of the Sums to be paid.
And the following Instruments shall be deemed and taken to be Promissory Notes, within the Meaning of this Schedule; videlicet,	
All Notes, promising the Payment of any Sum or Sums of Money out of any particular Fund, which may or may not be available; or upon any Condition or Contingency, which may or may not be performed or happen; if the same shall be made payable to the Bearer or to Order, and if the same shall be definite and certain, and not amount in the whole to Twenty Pounds.	
PROTEST of any Bill of Exchange or Promissory Note, for any Sum of Money,	
Not amounting to 50l. - - -	0 5 0
Amounting to 50l. or upwards - - -	0 6 0
PROTEST of any other Kind - - -	0 2 0
<i>(f)</i> [See as to Collection and Management of Money Duties on Promissory Notes in <i>Ireland</i> , vol. 1, p. 100.]	

SCHEDULE, PART I.

Duty.

PURCHASE DEED.—See CONVEYANCE on the Sale of Lands, &c.

RECEIPT (g) or Discharge, for or upon the Payment of Money, or on the Delivery of any Check, Draft, Bill or other Order for any Sum of Money,

Amounting to 2l. and not amounting to 10l. -

£. s. d.

Amounting to 10l. and not amounting to 20l. -

0 0 2

Amounting to 20l. and not amounting to 50l. -

0 0 4

Amounting to 50l. and not amounting to 100l. -

0 0 8

Amounting to 100l. and not amounting to 200l. -

0 1 0

Amounting to 200l. and not amounting to 500l. -

0 2 0

Amounting to 500l. and upwards -

0 3 0

And where any Sum of Money whatever shall be therein expressed or acknowledged to be received in full of all Demands -

0 5 0

0 5 0

Exemptions from the present Duties on Receipts.

Receipts or Discharges given by any Agent, for Money impressed to him, on account of the Pay of the Army or Ordnance.

Receipts or Discharges given by any Officer, Seaman, Marine or Soldier, or their Representatives respectively, for or on account of any Wages, Pay or Pension, due from the Navy Office, Army Pay Office or Ordnance Office.

Receipts for any Sum of Money paid for or on account of the Pension of the Widow of any Officer of His Majesty's Land Forces payable in Ireland. [See 53 G. 3. c. 51.]

Receipts or Discharges given for the Consideration Money for the Purchase of any Share in any of the Government or Parliamentary Stocks and Funds of the Governor and Company of the Bank of Ireland, and for every Dividend paid on any Share of the said Stocks or Funds respectively.

Receipts given for Money deposited in the Bank of Ireland, or in the House of any registered Banker or Bankers, to be accounted for on demand; provided the same be not expressed to be received of or by the Hands of any other than the Person or Persons to whom the same is to be accounted for.

Receipts or Discharges written upon Promissory Notes, Bills of Exchange, Drafts or Orders for the Payment of Money, duly stamped according to the Laws in force at the Date

(g) [See as to Collection and Management of Stamp Duties on Receipts in Ireland, post. c. 100.]

SCHEDULE, PART I.		Duty.
RECEIPT — <i>continued.</i>		
<i>thereof; or upon Bills of Exchange drawn out of but payable in Ireland.</i>		l. s. d.
<i>Receipts or Discharges given upon Bills or Notes of the Governor and Company of the Bank of Ireland.</i>		
<i>Letters by the General Post acknowledging the safe Arrival of any Bills of Exchange, Promissory Notes or other Securities for Money.</i>		
<i>Receipts or Discharges indorsed or otherwise written upon or contained in any Bond, Mortgage or other Security, or any Conveyance, Deed or Instrument whatever, duly stamped according to the Laws in force at the Date thereof, acknowledging the Receipt of the Consideration therein expressed, or the Receipt of any principal Money, Interest or Annuity thereby secured.</i>		
<i>Receipts or Discharges exempted from Stamp Duty by any Act of Parliament not expressly repealed in that respect.</i>		
<i>Releases or Discharges for Money, by Deeds duly stamped according to the Laws in force at the Date thereof.</i>		
<i>Receipts or Discharges given for Drawbacks or Bounties for the Exportation of any Goods or Merchandise from Great Britain.</i>		
<i>Receipts or Discharges for the Return of any Duties of Customs upon Certificates of Over Entry.</i>		
RECOGNIZANCE , Statute Merchant and Statute Staple, entered into as a Security for the Payment of any Sum or Sums of Money	-	0 10 0
RECOGNIZANCE , Statute Merchant and Statute Staple, entered into as a Security for the Performance of any Covenant, Contract or Agreement; or for indemnifying any Person or Persons against any Matter or Thing	-	0 10 0
RECOGNIZANCE , Statute Merchant or Statute Staple, and Entry of Record in any Court or Office not herein otherwise charged	-	0 10 0
<i>Exemptions.</i>		
<i>Recognizance taken before any Justice or Justices of the Peace.</i>		
<i>Recognizance on an Appeal from a Decree or Dismissal made or pronounced by any Assistant Barrister in their respective Counties, or the Chairman of Kilmainsham, or by the Recorder of the City of Dublin.</i>		
REGISTER , or Entry of the Degree of a Barrister at Law, taken in either of the Courts of the Admiralty.		

SCHEDULE, PART I.	Duty.
RELEASE upon the Sale of any Property. — See CONVEYANCE.	£. s. d.
RELEASE, Conveyance or Surrender of any Grant or Grants, or Office or Offices, Release or other Deed whatever (<i>except Indentures of Attornies or Proctors, Apprentices and Assignments thereof, and Assignments of Judgments</i>) which shall be enrolled of Record in any of the Courts of the City of <i>Dublin</i> , or in any Court of Record whatsoever, over and above all other Duties	1 0 0
For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, after the first	0 10 0
RENUNCIATION upon the Sale of any Property. — See CONVEYANCE.	
REQUISITION, or any Request, Note for any Permit required to be granted by any Officer of His Majesty's Revenue, or other Person duly authorized to grant the same, relative to any exciseable or other Goods, and any Request, Note or Requisition, for any Certificate of any such Permit required by Law	0 2 0
REVOCATION of any Use or Trust, Uses or Trusts, of or concerning any Estates or Property Real or Personal, where made by any Writing not being a Deed or Will	1 0 0
For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, after the first Skin	0 10 0
SURRENDER upon the Sale of Lands or other Property. — See CONVEYANCE.	
SURRENDER (<i>not otherwise charged in this Schedule nor expressly exempted from all Stamp Duty</i>) of any Term or Terms of Years, or of any Freehold or uncertain Interest, in any Lands or Hereditaments	1 0 0
For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, after the first	0 10 0

SCHEDULE;—PART THE SECOND.

Containing the Duties on LAW, EQUITY, and other PROCEEDINGS.

Which Duties are to be paid and payable for and in respect of every Skin, Sheet or Piece of Vellum, Parchment or Paper, upon which the several Instruments, Matters and Things herein charged, shall be respectively written or printed; except where the Duties are imposed according to the Number of Words therein contained, or are expressly charged in any other manner.

And all the Instruments, Matters and Things herein charged with a Duty, in respect of every Skin, Sheet or Piece of Vellum, Parchment or Paper, upon which the same shall be written or printed, shall respectively be written or printed upon Vellum, Parchment or Paper, and in such and the same Manner and Form, as the like Instruments, Matters or Things, have been heretofore accustomed to be, or are now usually written or printed.

And where a Court of Law or Equity is mentioned generally, the same shall be taken to mean not only the Four Courts in the City of *Dublin*, but also any other Court in *Ireland*, holding Plea where the Debt or Damage shall exceed Forty Shillings.

PART THE SECOND.		Duty.		
		£.	s.	d.
I. PROCEEDINGS in the Court of Admiralty in <i>Ireland</i> .				
AFFIDAVIT to be filed, read or used in any of the said Courts	-	0	2	0
ALLEGATION in any of the said Courts	-	0	4	0
ANSWER in any of the said Courts	-	0	4	0
APPEAL from any definitive Sentence or final Decree, or from any Interlocutory Decree or Order of any of the said Courts	-	10	0	0
APPEARANCE, on the Entry of, for each Defendant	-	0	4	0
ATTACHMENT issuing out of any of the said Courts except in Suits for Recovery of Seamen's Wages	-	1	2	6
BAIL BOND, or Recognizance, taken in any of the said Courts, or by Commission from the same, where the Sum inserted therein shall not exceed 50l.	-	0	5	0
And where the Sum inserted therein shall exceed 50l. and shall not exceed 150l.	-	0	10	0
And where the Sum shall exceed 150l.	-	0	15	0
CITATION issuing out of any of the said Courts, including such Summons as may issue for the Attendance of any Witness, save in Suits for the Recovery of Seamen's Wages	-	0	5	0
COMMISSION issuing out of any of the said Courts	-	0	10	0
COPY, attested or otherwise, of any Affidavit filed, read or used, in any of the said Courts	-	0	0	3
COPY, attested or otherwise, of any Citation, Monition or Warrant issued out of any of the said Courts	-	0	5	0
COPY, attested or otherwise, of any Libel, Allegation, Answer, Interrogatories, Depositions or Inventory, filed in any of the said Courts.	-			

SCHEDULE, PART II.

Duty.

	£.	s.	d.
COPY — <i>continued.</i>			
COPY , attested or otherwise, of any Interlocutory Decree or Order of any definitive Sentence or final Decree, made in any of the said Courts	0	5	0
COPY , attested or otherwise, of any Rule or Order made or given on any Petition or Motion, whether such Rule or Order shall be made in open Court or otherwise	0	1	0
DECREE , Sentence or Order Interlocutory, save those having the Force of a definitive Sentence, made in any of the said Courts	0	10	0
DECREE , Sentence or Order Interlocutory, having the Force or Effect of a definitive Sentence	1	0	0
DEPOSITIONS taken in any of the said Courts, or by Commission from the same	0	4	0
EXEMPLIFICATION , under the Seal of any of the said Courts, of any Record or Proceeding therein	0	15	0
INTERROGATORIES filed or exhibited in any of the said Courts	0	4	0
INVENTORY filed or exhibited in any of the said Courts	0	5	0
LIBEL filed or exhibited in any of the said Courts	0	4	0
MONITION issuing out of any of the said Courts, save as aforesaid	0	7	6
RECOGNIZANCE. —See BAIL BOND.			
RELAXATION of any Attachment or Inhibition issued out of any of the said Courts	1	0	0
RULE or ORDER made or given on any Petition or Motion, whether such Rule or Order shall be made in open Court or otherwise	0	1	0
SENTENCE Definitive, or final Decree, of any of the said Courts, save as aforesaid	1	0	0
SENTENCE Interlocutory	0	10	0
WARRANT issuing out of any of the said Courts, save in Suits for the Recovery of Seamen's Wages	0	7	6
<hr/>			
II. PROCEEDINGS in the Ecclesiastical Courts, and in the High Court of Delegates, in Ecclesiastical Matters, in <i>Ireland.</i>			
AFFIDAVIT to be filed, read or used in any of the said Courts	0	2	0
ALLEGATION in any of the said Courts	0	4	0
ANSWER in any of the said Courts	0	4	0
APPEARANCE , on the Entry of, in any of the said Courts, for each and every Defendant named in such Entry	0	4	0
APPEAL from any definitive Sentence or final Decree, or from any Interlocutory Decree or Order, of the Prerogative Court, or any Archbishopial Court	10	0	0
APPEAL from any Diocesan Court	5	0	0
CAPIAS , Writs of.—See WRIT. III.			

SCHEDULE, PART II.	Duty.
CITATION issuing out of any of the said Courts, except in any Suit for Tithes, and not herein otherwise charged	s. d. 0 7 6
COMMISSION issuing out of any of the said Courts, not hereby particularly charged	0 7 6
COPY, attested or otherwise, of any Affidavit filed, read or used in any of the said Courts	0 2 0
COPY, attested or otherwise, of any Inventory filed or exhibited in any of the said Courts	0 5 0
COPY, attested or otherwise, of any Citation, Monition, Mandate, Prohibition, Summons or Requisition, issued out of any of the said Courts	0 5 0
COPY, attested or otherwise, of any other Process of what Nature or Kind soever, that shall issue out of any of the said Courts	0 5 0
COPY, attested or otherwise, of any Libel, Allegation, Answer, Interrogatories or Depositions, filed or exhibited in any of the said Courts	0 1 0
COPY, attested or otherwise, of any Interlocutory Decree or Order, or of any definitive Sentence or final Decree of any of the said Courts	0 5 0
COPY, attested or otherwise, of any Rule or Order made or given on any Petition or Motion, whether such Rule or Order shall be made in open Court or otherwise	0 1 0
DECREE, Sentence or Order Interlocutory, not having the Force and Effect of a definitive Decree, Order or Sentence	0 10 0
DECREE, Sentence or Order Interlocutory, having the Force and Effect of a definitive Decree or Sentence	0 10 0
DECREE final, or definitive Sentence, in any of the said Courts	0 10 0
DEPOSITIONS taken in any of the said Courts, or by Commission from the same	0 5 0
DISMISS	0 7 6
EXCEPTION to Allegation, Libel, Answer, Deposition, Report or other Pleading, upon each and every Skin containing such Exception or Exceptions	0 10 0
EXEMPLIFICATION under the Seal of any of the said Courts, of any Record or Proceeding therein	0 15 0
INHIBITION issuing out of any of the said Courts	1 0 0
INTERROGATORIES filed or exhibited in any of the said Courts	0 4 0
INVENTORY filed or exhibited in any of the said Courts	0 5 0
LIBEL filed or exhibited in any of the said Courts	0 4 0
MANDATE issuing out of the said Courts	0 5 0
MONITION issuing out of any of the said Courts, save as aforesaid	0 5 0
ORDER or Fiat for Order made on any Petition	0 5 0
PETITION on the Entry of each	0 5 0
PROCESS of Contempt for not appearing or answering	0 5 0

SCHEDULE, PART II.

	Duty.		
	£.	s.	d.
PROCESS— <i>continued.</i>			
PROCESS of whatsoever other Nature or Kind soever that shall issue out of said Courts	0	5	0
REQUISITION	0	7	6
RULE or ORDER made or given on any Petition or Motion, whether such Rule or Order shall be made in open Court or otherwise	0	1	0
SENTENCE Interlocutory	0	10	0
SENTENCE Definitive, or final Decree, of any of the said Courts	0	10	0
SUMMONS	0	5	0
III. PROCEEDINGS in the Courts of Law and Equity in <i>Dublin</i> , and in all other Courts in <i>Ireland</i> holding Plea, where the Debt or Damage shall exceed Forty Shillings.			
ACTIONS in the Courts of the Lord Mayor and Sheriffs of <i>Dublin</i> , and in the Courts of all Corporations, and in all other Courts in <i>Ireland</i> holding Plea, where the Debt or Damage exceeds Forty Shillings; for the Entry of every Action or Plea, except where the Debt or Damage claimed or demanded shall not exceed Forty Shillings	0	1	0
AFFIDAVIT, Affirmation or Deposition, not hereby otherwise charged or expressly exempted, taken before any Person or Persons authorized by Law to take the same	0	2	0
AFFIDAVIT made to enter a Fine, or to ground any Application against a Coroner or Sheriff	0	5	0
ANSWER in any Court of Equity	0	4	0
ANSWER filed by or on behalf of an Attorney or Solicitor, who shall sue or be sued as an Attorney or Solicitor in his own proper Person, on the first Skin over and above all other Stamp Duties	0	2	6
APPEARANCE (on the Entry of any) in any of the said Courts to any Action or Suit in any Court in <i>Ireland</i> holding Plea, where the Debt or Damage exceeds Forty Shillings, by any Six Clerk, Attorney, Solicitor or other Agent, for each and every Defendant named in such Entry	0	4	0
ASSIGNMENT of a Bail Bond by any Sheriff or other Officer	0	4	0
BAIL Common, to be filed in any Court of Law	0	1	0
BAIL Special, to be filed in any Court of Law	0	1	0
BAIL BOND taken by any Sheriff or other Officer	0	4	0
BANKRUPT's Certificate; the Confirmation thereof, by the Lord Chancellor, or by the Lord Keeper, or Commissioners for the Custody of the Great Seal	0	2	6
BILL filed in any Court of Equity	0	4	0

SCHEDULE, PART II.	Duty.		
	£.	s.	d.
BILL— <i>continued.</i>			
BILL filed in any Court of Equity on behalf of an Attorney, on the first Skin over and above all other Stamp Duties	0	2	6
CERTIFICATE by any Master of the High Court of Chancery, or by His Majesty's Remembrancer of the Court of Exchequer, or his Deputy, of any Default of any Person, in any Suit or Proceeding before them	0	5	0
CERTIFICATE of the Number of Stamps appearing on the Face of any Pleading in the Court of Chancery, or in the Equity Side of the Court of Exchequer	0	1	0
CHARGE or Discharge filed in any Court of Equity	0	1	0
COMMISSION to take Affidavits, or Special Bail, out of any Court of Law or Equity	1	5	0
COMMISSION of Bankrupt	0	10	0
COMMISSION of Lunacy	1	0	0
COMMISSION out of any Court of Law or Equity, for the Examination of Witnesses, or taking Depositions	0	10	0
COMMISSION of any other Kind, out of any Court of Law or Equity, except Commissions of the Peace	0	10	0
COPY attested of any Charge or Discharge filed in any Court of Equity	0	1	0
COPY attested of any Account or Report filed in any Cause in the Court of Chancery, or in the Equity or Revenue Side of the Court of Exchequer	0	3	0
COPY of any Account or Report filed in Chancery in the Matter of any Minor or Lunatic	0	2	6
COPY, attested or otherwise, issuing from any Public Office, of any Affidavit therein filed, which Copy shall be read or used in any Court of Law or Equity, except in Actions or Suits, where the Debt or Damage, or Thing claimed and demanded, shall not exceed the Amount or Value of Forty Shillings	0	0	3
COPY attested of any Affidavit made to enter a Fine, or to ground any Application against a Sheriff or Coroner	0	0	6
COPY, attested or otherwise, issuing from any Public Office, of any Bill, Answer, Demurrer, Plea, Replication, Rejoinder or other Pleading, or of any Interrogatories or Depositions, by Commission or otherwise, in any Court of Equity	0	0	4
COPY of any Declaration in Ejectment, or other Declaration, Plea, Replication, Rejoinder, Demurrer or other Pleading whatsoever, in any Court of Law	0	0	4
COPY of any Record to be furnished to any of the Judges, for hearing of Causes in Error in the Court of Exchequer Chamber, or in the Court of Delegates	0	0	4
COPY, attested or otherwise, issuing from any Public Office, of Interrogatories, or the Depositions and Answers thereto, in any Court of Law	0	0	4

SCHEDULE, PART II.

Duty.

	£.	s.	d.
COPY— <i>continued.</i>			
COPY, attested or otherwise, of any Rule or Order, made or given on any Petition or Motion in any of the Superior Courts of Law or Equity, or in any other Court in <i>Ireland</i> holding Plea, where the Debt or Damage shall exceed Forty Shillings, whether such Rule or Order shall be made in open Court, or by any Judge of such Courts respectively, by way of Fiat for an Order	0	1	0
COPY of any Summons, whereby the Defendant or Defendants shall be required to appear or answer the Plaintiff's Bill, or to appear before any Recorder, Chairman, Assistant Barrister, Seneschal or Steward of a Manor, or other Judge or Officer, in any Proceeding in a summary way by Civil Bill, save and except Seneschals or Stewards of a Manor holding Plea, where the Debt or Damage shall not exceed Forty Shillings	0	1	2
COPY, attested or otherwise, issuing out of any Public Office, of any Decree, Dismission or Order, made in or by the Court of Chancery	0	4	6
COPY, attested or otherwise, issuing out of any Public Office, of any Decree, Dismission or Order, made in or by the Court of Exchequer	0	4	6
COPY or Extract, attested or otherwise, issuing out of any of the Public Offices, of any Record, Report or Proceeding whatsoever, in any Court of Law or Equity in <i>Ireland</i> , not otherwise charged in this Schedule	0	1	0
COPY of any Writ, Mandate or other Process whatsoever, not otherwise charged in this Schedule, which shall issue out of or pass the Seal of any of the Courts in <i>Dublin</i> , whether the same be the superior Courts of Law or Equity, or any of the Ecclesiastical Courts	0	0	6
CUSTODIAM under the Seal of the Exchequer, grounded on Outlawry, in any Civil Action	0	5	0
DECLARATION in any Court of Law	0	4	0
DECLARATION in any Court of Law, on Behalf of an Attorney, on the first Skin, over and above all other Stamp Duties	0	2	6
DECREE or Dismission made in or by the High Court of Chancery, written on Paper and signed by the proper Officer	0	4	6
DECREE or Dismission made in or by the Court of Exchequer, written on Paper and signed by the proper Officer	0	4	6
DECREE which shall be made or pronounced by, or any Warrant which shall issue under the Hand and Seal, or Hand only, of any Recorder, Chairman,	0	4	6

SCHEDULE, PART II.		Duty.		
		£.	s.	d.
DECREE — <i>continued.</i>				
Assistant Barrister, Town Clerk or Seneschal, or by any Judge of Assize, or other Judge whatsoever, in Causes heard by Civil Bill, except Decrees by any Seneschal or Steward of a Manor, where the Debt or Damages do not exceed Forty Shillings ;				
Where the Sum decreed shall be under Five Pounds		0	2	0
And where the Sum decreed shall amount to Five Pounds and not amount to Ten Pounds		0	4	6
And where the Sum decreed shall amount to Ten Pounds or upwards		0	7	6
DECREE — Renewal of a Decree or Dismiss, by whomsoever made, on any Proceeding by Civil Bill, save as aforesaid				
		0	1	6
DEMURRER in any Court of Law				
		0	4	0
DEMURRER in any Court of Equity				
		0	4	0
DEPOSITIONS taken by virtue of a Commission out of any Court of Equity (<i>except the Paper Drafts thereof before the same are engrossed</i>)				
		0	4	0
DEPOSITIONS in any Court of Equity, taken by the Examiner, or other proper Officer, and not by Commission (<i>except the Paper Drafts thereof before the same are engrossed</i>)				
		0	4	0
DEPOSITIONS to answer to any Interrogatories in any Court of Law				
		0	4	0
DISMISS made or pronounced by any Recorder, Chairman, Assistant Barrister or Judge of Assize				
		0	4	0
DISMISS made or pronounced by any Seneschal or Steward of any Manor in any Proceeding by Civil Bill, save as aforesaid				
		0	1	6
EXCEPTIONS filed in any Court of Equity, for each Exception, whether alone or joined with any others or other				
		0	5	0
EXCEPTIONS filed in the Matter of any Bankrupt or Lunatic				
		0	5	0
EXEMPLIFICATION , under the Seal of any Court of Law or Equity whatever, of any Record or Proceeding therein (<i>except Exemplifications under the Great Seal charged in the First Part of this Schedule</i>)				
		0	15	0
GRANT of the Custody of the Person or Estate of any Lunatic. — See COMMISSION OF LUNACY.				
INDENTURES or Chirograph of a Fine levied in any Court, for each Part or Indenture				
		0	10	0
INQUISITION taken by or before any Sheriff or his Deputy, or by or before any Coroner or Elisor, in any Action at Law				
		0	10	0
INTERROGATORIES in any Court of Law				
		0	10	0
INTERROGATORIES in any Court of Equity				
		0	10	0
INTERROGATORIES in any Matter of Bankruptcy or Lunacy				
		0	10	0

SCHEDULE, PART II.	Duty.		
	s.	s.	d.
JUDGMENT, Interlocutory, in any Court of Law in Ireland	0	5	0
JUDGMENT (not Interlocutory), on the Entry thereof in any of the Superior Courts at Dublin;			
For any Sum under 100l.	0	5	0
For 100l. or upwards, and not exceeding 200l.	0	10	0
And for every 100l. after the Sum of 200l. a further Duty of	0	0	6
Where the Sum in such Judgment shall exceed 200l. or any progressive Sums of 100l. each, by any fractional Part of 100l. for such fractional Part	0	0	6
LETTERS of Guardianship under the Great Seal of Ireland	1	0	0
ORDER or Rule made or given on any Petition or Motion in any of the Superior Courts of Law or Equity, or in any Court in Ireland holding Plea, where the Debt or Damage doth exceed Forty Shillings, whether such Rule or Order shall be made in open Court, or by any Judge of such Courts respectively in his Chamber, by way of Fiat for an Order	0	1	0
<i>Except such as shall be made on the Application of any Prisoner or Insolvent Debtor.</i>			
PETITION, on the Entry of, in any Suit or Matter in any of the Superior Courts of Law or Equity	0	3	6
PLEA in any Court of Law	0	4	0
PLEA in any Court of Law on Behalf of any Attorney, on the first Skin, over and above all other Stamp Duties	0	2	6
PLEADING of any Kind, in any Court of Equity, not otherwise charged in this Schedule	0	4	0
PLEADING of any Kind, in any Court of Equity, not otherwise charged in this Schedule, filed by or on Behalf of any Attorney or Solicitor, on the first Skin, over and above all other Duties	0	2	6
POSTEA	0	10	0
PROCESS, commonly called Process of Contempt, on each	0	1	0
PROCESS of Contempt, on the Entry of each and every, for not appearing or for not answering, which shall be entered in the Courts of Chancery or Exchequer, for each Defendant	0	2	0
RECORD of Nisi Prius	0	10	0
RECOGNIZANCE on an Appeal from any Decree or Dismiss, by whomsoever made or pronounced in any Proceeding by Civil Bill	0	2	6
REJOINDER in any Court of Law	0	4	0
REJOINDER in any Court of Equity	0	4	0
REPLICATION in any Court of Law	0	4	0
REPLICATION in any Court of Equity	0	4	0

SCHEDULE, PART II.	Duty.						
REPORT made by any Master of the High Court of Chancery, or by His Majesty's Remembrancer in the Court of Exchequer, or his Deputy -	<table border="1"> <tr><td>£.</td><td>s.</td><td>d.</td></tr> <tr><td>0</td><td>1</td><td>0</td></tr> </table>	£.	s.	d.	0	1	0
£.	s.	d.					
0	1	0					
RULE or Order, made or given in or by any of the Courts of Law or Equity which shall be issued or delivered out, by the Clerk of the Rules, or other Officer, to the Party obtaining it -	<table border="1"> <tr><td>0</td><td>1</td><td>0</td></tr> </table>	0	1	0			
0	1	0					
And for the Entry of every such Rule or Order, in the Book kept by the Clerk of the Rules or other Officer for that Purpose, whether written on One or more Sheets or Leaves -	<table border="1"> <tr><td>0</td><td>1</td><td>0</td></tr> </table>	0	1	0			
0	1	0					
RULES to plead and reply, and all other Rules, of any of the said Courts of Law, not issued as above mentioned, but which shall be entered in the Books kept by the Clerk of the Rules, or other Officer, for that Purpose; for the Entry of every such Rule -	<table border="1"> <tr><td>0</td><td>1</td><td>0</td></tr> </table>	0	1	0			
0	1	0					
SUBPŒNA. — See WRIT.							
SUMMONS, or Procefs, whereby the Defendant or Defendants shall be required to appear, or answer the Plaintiff's Bill, or to appear before any Recorder, Chairman, Assifant Barrifter, Senefchal or Steward of a Manor Court, or other Judge or Officer, in any Proceeding in a fummary way by Civil Bill - Save and except Senefchals and Stewards of a Manor holding Plea, where the Debt or Damage shall exceed 40s.	<table border="1"> <tr><td>0</td><td>0</td><td>2</td></tr> </table>	0	0	2			
0	0	2					
SUMMONS ifsued by any Judge of any of the superior Courts of Law -	<table border="1"> <tr><td>0</td><td>2</td><td>0</td></tr> </table>	0	2	0			
0	2	0					
For the Duty on the Copy of the fame.— See COPY of any SUMMONS.							
SUMMONS ifsued by any Judge of a Court of Equity - <i>Except fuch as fhall be ifsued on the Application of any Prifoner or Infolvent Debtor.</i>	<table border="1"> <tr><td>0</td><td>2</td><td>0</td></tr> </table>	0	2	0			
0	2	0					
WARRANT or Summons, ifsued by any Master of the High Court of Chancery, or by His Majesty's Remembrancer of the Court of Exchequer, or his Deputy, or by any of the Chief or Deputy Prothonotaries of the Courts of King's Bench and Common Pleas, or by the Chief or Deputy Clerk of the Pleas in the Exchequer, or by any of the Chief or Deputy Registers of the Court of Chancery or Court of Exchequer, or by any other Officer or Officers of any Court of Law or Equity, or in any other Court in <i>Ireland</i> , for the Purpose of proceeding to fettle any Decree or Proceeding on any Order of Reference, or taxing Cofts, or any other Purpose for which Summonfes or Warrants are ufually ifsued by fuch Officers refpectively							
WARRANT to enter up							

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SCHEDULE, PART II.	Duty.		
	£.	s.	d.
WARRANT— <i>continued.</i> of King's Bench, Common Pleas or Exchequer in <i>Dublin</i>	0	2	6
WARRANT of Attorney to vacate any Recognizance entered into in the Court of Chancery or in the Equity Side of the Court of Exchequer, and any Order obtained to vacate the same	0	5	0
WRIT of Appeal	1	0	0
WRIT of Covenant for levying a Fine	2	0	0
WRIT of Entry for suffering a Common Recovery	2	0	0
WRIT of Error or Certiorari, on any Appeal in any Civil Case (except from the Court of Admiralty or Prerogative Court, or any Diocesan or Archbishopial Court, or from any Dismiss or Decree on any Civil Bill, or from any Manor Court)	1	0	0
WRIT of Superfedeas of a Commission of Bankrupt	0	2	6
WRIT of <i>Habere Facias Scisnam</i> or <i>Possessionem</i> , or Writ of Restitution or Possession	0	10	0
WRIT, Mandate, Subpœna, Writ of Habeas Corpus, or other Process whatsoever, <i>not otherwise charged</i> <i>in this Schedule</i> , which shall issue out of or pass the Seal of any of the Courts in <i>Dublin</i> , whether the same be the Superior Courts of Law or Equity or any of the Ecclesiastical Courts	0	4	0
GENERAL EXEMPTIONS from all Stamp Duties.			
<i>All Proceedings for or on the behalf of any Person leg- ally admitted to sue or defend in forma Pauperis.</i>			

SCHEDULE;—PART THE THIRD.

Containing the Duties on PROBATES of Wills and Letters of ADMINISTRATION; on INVENTORIES to be exhibited in the Ecclesiastical Courts in *Ireland*; and on LEGACIES out of Real or Personal Estate; and on SUCCESSIONS to Personal Estates upon Intestacy.

PART THE THIRD.	Duty.		
	£.	s.	d.
PROBATE of a Will or Letters of Administration to be granted in <i>Ireland</i> , and any Letter of Administra- tion, except Administrations <i>pendente lite</i> , of whatever Number of Skins or Pieces of Parchment or Vellum, or Sheets or Pieces of Paper the same may consist; Where the Estate and Effects for or in respect of which such Probate or Letters of Admini- stration respectively shall be granted (<i>exclusive</i> <i>of what the Deceased shall have been possessed of</i>)			

SCHEDULE, PART III.

Duty.

PROBATE — *continued.*

or entitled to as a Trustee for any other Person or Persons, and not beneficially) shall be

of the Value of 30l. and under the Value of 100l.
of the Value of 100l. and under the Value of 200l.
of the Value of 200l. and under the Value of 300l.
of the Value of 300l. and under the Value of 400l.
of the Value of 400l. and under the Value of 500l.
of the Value of 500l. and under the Value of 600l.
of the Value of 600l. and under the Value of 700l.
of the Value of 700l. and under the Value of 800l.
of the Value of 800l. and under the Value of 900l.
of the Value of 900l. and under the Value of 1,000l.
of the Value of 1,000l. and under the Value of 1,500l.
of the Value of 1,500l. and under the Value of 2,000l.
of the Value of 2,000l. and under the Value of 3,500l.
of the Value of 3,500l. and under the Value of 5,000l.
of the Value of 5,000l. and under the Value of 7,500l.
of the Value of 7,500l. and under the Value of 10,000l.
of the Value of 10,000l. and under the Value of 12,500l.
of the Value of 12,500l. and under the Value of 15,000l.
of the Value of 15,000l. and under the Value of 17,500l.
of the Value of 17,500l. and under the Value of 20,000l.
of the Value of 20,000l. and under the Value of 25,000l.
of the Value of 25,000l. and under the Value of 30,000l.
of the Value of 30,000l. and under the Value of 35,000l.
of the Value of 35,000l. and under the Value of 40,000l.
of the Value of 40,000l. and under the Value of 45,000l.
of the Value of 45,000l. and under the Value of 50,000l.
of the Value of 50,000l. and under the Value of 60,000l.
of the Value of 60,000l. and under the Value of 70,000l.

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135	0	0
160	0	0
185	0	0
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310	0	0
360	0	0
410	0	0
460	0	0
510	0	0
560	0	0
610	0	0
660	0	0
710	0	0

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SCHEDULE, PART III.

Duty.

PROBATE—continued.

of the Value of 70,000l. and under the Value of 80,000l.

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of the Value of 80,000l. and under the Value of 90,000l.

850 0 0

of the Value of 90,000l. and under the Value of 100,000l.

950 0 0

of the Value of 100,000l. and under the Value of 125,000l.

1,200 0 0

of the Value of 125,000l. and under the Value of 150,000l.

1,400 0 0

of the Value of 150,000l. and under the Value of 175,000l.

1,600 0 0

of the Value of 175,000l. and under the Value of 200,000l.

2,000 0 0

of the Value of 200,000l. and under the Value of 250,000l.

2,500 0 0

of the Value of 250,000l. and under the Value of 300,000l.

3,000 0 0

of the Value of 300,000l. and under the Value of 350,000l.

3,500 0 0

of the Value of 350,000l. and under the Value of 400,000l.

4,000 0 0

of the Value of 400,000l. and under the Value of 500,000l.

5,000 0 0

of the Value of 500,000l. or upwards

6,000 0 0

LETTERS of ADMINISTRATION, *pendente lite*

Exemptions.

Letters of Administration, or Probate of the Will of the Goods, Chattels and Effects of any Non Commissioned Officer, Common Seaman, Marine or Soldier, who shall be slain or die in the Service of His Majesty, his Heirs or Successors.

Letters of Administration, de bonis non.

Probates that shall be taken out by any Executor coming after another Executor shall have obtained Probate of the same.

RECEIPT or Discharge for any Legacy, specific or pecuniary, or of any other Description, given by any Will or Testamentary Instrument, and charged upon or given out of any Real or Personal Estate, and which shall be paid, delivered, retained, satisfied or discharged, or Monies arising from the Sale of any Real Estate directed to be sold by any Will or Testamentary Instrument, and which shall be paid, delivered, retained, satisfied or discharged ;

Also for the clear Residue, or for any Part or Proportion of the clear Residue of the Personal Estate of any Person dying testate or intestate, or for the clear Residue, or for any

SCHEDULE, PART III.

Duty.

RECEIPT—*continued.*

Part or Proportion of the clear Residue, devised to any Person or Persons, of any Monies arising, or that may arise, by the Sale of any Real Estate, directed to be sold by any Will or Testamentary Instrument (after deducting all Debts, Funeral Expenses, Legacies, and other Charges first made payable thereout), if any;

For every 100l. of the Value of any such Legacy, or Residue, or Part or Proportion of Residue, paid, delivered, retained, satisfied or discharged, and for any fractional Part thereof, over and above any Sum or progressive Sums of 100l. the Sums following, viz.

Where any such Legacy, or Residue, or Share of such Residue, shall have been given, or have devolved, to or for the Benefit of a *Brother or Sister of the Deceased, or any Descendant of a Brother or Sister of the Deceased*; a Duty of - - - - -

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Where any such Legacy, or Residue, or Share of such Residue, shall have been given, or have devolved, to or for the Benefit of a *Brother or Sister of the Father or Mother of the Deceased, or any Descendant of a Brother or Sister of the Father or Mother of the Deceased* - - - - -

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Where any such Legacy, or Residue, or Share of such Residue, shall have been given, or have devolved, to or for the Benefit of a *Brother or Sister of a Grandfather or Grandmother of the Deceased, or any Descendant of a Brother or Sister of a Grandfather or Grandmother of the Deceased* - - - - -

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And where any such Legacy, or Residue, or Share of such Residue, shall have been given, or have devolved, to or for the Benefit of any Person, in any more remote Degree of collateral Consanguinity to the Deceased than is above described, or to or for the Benefit of any *Stranger in blood to the Deceased*; or to any *Body or Bodies Politic or Corporate, or other Public Institution* (except Charitable Institutions) - - - - -

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Where any such Legacy, or Residue, or any Share of such Residue, shall have been given, or have devolved, to or for the Benefit of a *Child of the Deceased, or any Child of a Child of the Deceased, or any Child of a Child of a Child of the Deceased*, the Sum of 100l. of the Value thereof - - - - -

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SCHEDULE, PART III.	Duty.
<p>RECEIPT—continued.</p> <p style="text-align: center;"><i>Exemptions.</i></p> <p><i>Legacies, and Residues, or Shares of Residue, of any such Estate or Effects as aforesaid, given or devolving to or for the Benefit of the Husband or Wife of the Deceased, or to or for the Benefit of any of the Royal Family.</i></p> <p><i>Legacies given for the Education or Maintenance of poor Children in Ireland, or to be applied in support of any Public Charitable Institution in Ireland.</i></p> <p><i>Legacies consisting of Books, Prints, Pictures, Statues, Gems, Coins, Medals, Specimens of Natural History, or other specific Articles, which shall be given or bequeathed to or in Trust for any Body Corporate, whether Aggregate or Sole, or any Society, or any endowed School, in order to be kept and preserved by such Body Corporate, Society or School, and not for the Purpose of Sale.</i></p>	<p style="text-align: center;">£. s. d.</p>

SCHEDULE;—PART THE FOURTH.

Containing the Duties on NEWSPAPERS, ALMANACKS and PUBLICATIONS, ARTICLES not stamped on VELLUM, PARCHMENT or PAPER.

PART THE FOURTH.	Duty.
<p>VII. NEWSPAPERS, ALMANACKS and PUBLICATIONS. (b)</p> <p>Any Newspaper or Paper containing Public News, Intelligence or Occurrences - - - - -</p> <p>Any Hand Bill containing a single Advertisement, not otherwise charged, except Hand Bills respecting Charities, Robberies, Murders, Loss of Property, and Sales under Distress, Warrants, or Executions, or for Rent - - - - -</p> <p>Any Almanack or Calendar for any particular Year, or for any time less than a Year - - - - -</p> <p>Any Almanack or Calendar made to serve for any longer time than a Year, or for several Years - - - - -</p> <p>Any Dublin Directory - - - - -</p> <p>Any Army List (except such Lists respectively as shall be published with the Approbation of the Lord Lieu-</p>	<p style="text-align: center;">£. s. d.</p> <p style="text-align: center;">0 0 2</p> <p style="text-align: center;">0 0 0½</p> <p style="text-align: center;">0 0 9</p> <p style="text-align: center;">0 7 6</p> <p style="text-align: center;">0 0 6</p>
<p>(b) [See as to Collection and Management of Stamp Duties on Pamphlets, Almanacks and Newspapers in Ireland, post. c. 80.]</p>	

SCHEDULE, PART IV.	Duty.
NEWSPAPERS, &c.—continued.	£. s. d.
tenant or other Chief Governor or Governors of <i>Ireland</i> for the time being)	0 0 6
Any Account or Bill of Goods imported into or exported from <i>Ireland</i> , printed or published Daily, Weekly, Monthly, or at any other time or times, as an Account or Abstract of Account of such Goods for each Day's Account, or Abstract of Days' Account contained therein, whether the same be printed or published separately, or included in or with any other Publication, and in Proportion to the Number of Days' Accounts, or Abstracts of Days' Accounts contained in such Publications, for each and every of such Publications (except such Daily or other Accounts, or Bills of Imports or Exports, as shall be printed or published by some Person or Persons authorized to print the same by the Lord Lieutenant or other Chief Governor or Governors of <i>Ireland</i>)	0 0 1
<i>Articles, not stamped on Vellum, Parchment or Paper.</i>	
For every Advertisement to be contained or published in any Gazette, Journal or Daily Accounts, to be published Weekly or oftener, or in any other printed Paper or Pamphlet dispersed or made Public Yearly, Monthly, or at any other Interval of Time, or in any Hand Bill, containing more than One Advertisement, and for every Copy of any Proclamation, Order of Council or Act of State, made by the Lord Lieutenant, or other Chief Governor or Governors of <i>Ireland</i> , for the time being, or the Privy Council of <i>Ireland</i> , which shall be contained or published in any Gazette, Newspaper, Journal or Daily Account, other than the <i>Dublin Gazette</i>	0 2 6
For every Pamphlet or Paper, not exceeding Six Sheets, Octavo, or in a lesser Page, and not exceeding Twelve Sheets in Quarto, or Twenty Sheets in Folio, for every Sheet of any Kind of Paper, contained in One printed Copy or Impression thereof, a Duty of	0 2 0
<i>Exemptions.</i>	
<i>Advertisements published by the Trustees of Hospitals, relative to the Business of such Hospitals.</i>	
<i>Any Act of Parliament, Proclamation, Order of Council, Form of Prayer and Thanksgiving, or any Act of State which shall be ordered by His Majesty, his Heirs and Successors, or by the Lord Lieutenant, or other Chief Governor or Governors of Ireland for the time being, to be printed or published; or any Petition or other Matters which are or shall be ordered to be printed by either House of Parliament, or any House commonly</i>	

SCHEDULE, PART IV.

Duty.

Exemptions—continued.

of the Schools in Ireland; or any Books containing only Matters of Devotion and Piety; or any Weekly Bills of Mortality; or any Daily Accounts, or Bills of Goods imported or exported, so as such Daily Accounts or Bills do contain no other Matter than Accounts of Goods imported into or exported from Ireland, and the Particulars relating to such Imports and Exports, or the Arrival or Sailing of any Vessel or Vessels in or from any Port in Ireland, and so as the same shall be printed and published by such Person and Persons as shall be authorized thereto by the Lord Lieutenant, or other Chief Governor or Chief Governors of Ireland for the time being.

£. s. d.

For any ASSURANCE or INSURANCE, viz.

For any Assurance or Insurance of any Ship or Ships, Goods or Merchandize, or any other Property or Interest whereon Insurance may be lawfully made, against Loss in any Voyage or Voyages, or from the Dangers of or other Perils at Sea, where the Premium, or Consideration in the Nature of Premium, actually and *bona fide* paid or contracted for, shall not exceed the Rate of Twenty Shillings per Cent.

For any Voyage to or from any Port or Place in the United Kingdom of Great Britain and Ireland, or the Islands of Guernsey, Jersey, Alderney, Sark or Man, from or to any other Place in the said Kingdom or Islands;

Where the Sum insured shall amount to 100l. or any less Sum

And so progressively for every 100l. so insured

And where the Sum insured shall exceed 100l. or any progressive Sum of 100l. each, by any fractional Part of 100l. for such fractional Part

For any other Voyage, where the Sum insured shall amount to 100l. or any less Sum

And so progressively for every 100l. so insured

And where the Sum insured shall exceed 100l. or any progressive Sums of 100l. each, by any fractional Part of 100l. for such fractional Part

And where the Premium or Consideration in the Nature of a Premium, for such Insurance, actually and *bona fide* paid or contracted for, shall exceed the Rate of Twenty

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SCHEDULE, PART IV.		Duty.		
		£.	s.	d.
ASSURANCE, &c.—continued.				
Shillings <i>per Cent.</i> for any Voyage, then a Duty, in all cases, equal to double the Amount of the foregoing Duties respectively.				
Any Assurance or Insurance for or upon any Sum of 100l. or any lesser Sum that is or shall be insured by any Person or Persons in or by any Policy of Insurance for insuring Houses, Goods, Furniture, Warehouses, Merchandizes or other Property, from Loss by Fire, yearly		0	2	6
And for every 100l. of such Insurance, after the first Hundred, a like Sum of		0	2	6
And where the Sum insured shall exceed 100l. or any progressive Sums of 100l. each, by any fractional Part of 100l. a Duty in Proportion for such fractional Part.				
And so in Proportion for any shorter Period than a Year, in all the said cases of Insurance from Loss by Fire.				
For and upon every Pack of Printed, Painted or Playing Cards, made, manufactured or vended in <i>Ireland</i>		0	2	0
For and upon every Pair of Dice made, manufactured or vended in <i>Ireland</i>		0	15	0

SCHEDULE ;— PART THE FIFTH.
ALLOWANCES.

To any Person who shall bring Vellum, Parchment or Paper, to the Stamp Office in *Dublin* to be stamped, or who shall buy any Stamped Vellum, Parchment or Paper, at the said Stamp Office, the Duties whereof, respectively, shall amount to Twenty Pounds or upwards (*save and except Vellum, Parchment and Paper to be stamped with any Duty of Ten Pounds or upwards, or with any Number of Stamps amounting in the whole to Ten Pounds, on one Piece of Vellum, Parchment or Paper*), an Allowance, after the Rate of One Pound and Ten Shillings, for every One hundred Pounds, upon prompt Payment of the said Duty upon such Vellum, Parchment or Paper, so brought or stamped.

To Stationers and Shopkeepers who shall purchase Stamps for Receipts to the Amount, at one and the same time, of Five Pounds, in Consideration of their making no Charge to the Public for the Paper stamped for Receipts, but actually and *bona fide* selling the same for the Price of the Stamp Duty only, Seven Pounds Ten Shillings for every One Hundred Pounds of the Amount of the Duty on such Stamps for Receipts, and so in Proportion for any greater or less Sum not under the Sum of Five Pounds, the Allowance being over and above the Allowance on the Payment of the Stamp Duties to the Stationers and Shopkeepers.

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C A P. LXXIX.

An Act to regulate the Collection and Management of the Stamp Duties on Law Proceedings, Attornies, Solicitors, Proctors and Corporate Officers in *Ireland*.

[14th June 1815.]

WHEREAS it is expedient that permanent Regulations should be made for the better and more effectual Collection and Management of the Stamp Duties on Law Proceedings, and in respect of Attornies, Solicitors, Proctors and Corporate Officers 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 Commencement of this Act, every Person who shall apply to be sworn or admitted an Advocate, Proctor, Attorney, Solicitor, Clerk or other Officer, in any Court in *Ireland*, in respect of whose Admission any Stamp Duty shall be payable, shall, previous to being so sworn and admitted, produce and deliver to the proper Officer to whom he shall apply to be so admitted a Certificate signed under the Hand or Hands of some Person appointed for that Purpose by the Commissioners of Stamps for the time being, stating that such Person has paid such Duty as shall be then by Law payable on or in respect of such Admission, and stating the Amount of such Duty, which Certificate shall remain in the Custody of such Officer, to be used and disposed of as hereinafter mentioned; and that every such Officer shall keep Two Books, in each of which the Names of all Persons who after the Commencement of this Act shall be admitted by him as aforesaid, together with the Amount of the Stamp Duty paid by every such Person, according to such Certificate, shall be fairly written in due and regular Order; and such Officer shall Four times in every Year, on the Second Monday in January, the Second Monday in April, the Second Monday in July and the Second Monday in October, deliver or cause to be delivered, between the Hours of Eleven of the Clock in the Forenoon and Three of the Clock in the Afternoon, at the Stamp Office in *Dublin*, if the Court in which such Person shall be so admitted shall sit or be holden in the County, or County of the City of *Dublin*, to such Person as shall be appointed for that Purpose by the Commissioners of Stamps; and if such Court shall sit or be holden in any other Part of *Ireland*, then to the Distributor of Stamps in whose District such Court shall sit or be holden, at the Office of such Distributor one of the said Books with the Names of all Persons so admitted, and the Sums paid by them as aforesaid so written therein, together with all the said Certificates so delivered by the several Persons, if any, who shall have been so admitted in the Quarter of a Year ending on the Quarter Day preceding the Delivery of such Book; and every such Distributor shall forthwith transmit to the Stamp Office in *Dublin* every such Book, together with the Certificates so delivered to him therewith, and every such Book which shall be so delivered at or transmitted to the said Stamp Office in *Dublin*, shall be forthwith examined by an Officer appointed for that Purpose, and shall be compared with the Certificates accompanying the same, and if they shall be found

Ante, c. 78.

On Admission of Advocates, &c. they shall produce Certificate of Payment of Duty to Admitting Officer, who shall enter Names, &c. in Books, one of which transmitted quarterly to Stamp Office to be stamped with proper Duty, and returned to Officer.

to agree, then such Officer shall certify at the Foot of the Names then entered in such Book the Number of Admissions appearing therein for the last Quarter, and that the proper Stamp Duty has been paid thereon, and thereupon such Book shall be stamped with one or more Stamp or Stamps denoting the Payment of such Duty, and shall be returned without any unnecessary Delay to the proper Officer of such Court.

Like Certificate of Payment of Duty on Articles of Clerkship.

II. And be it further enacted, That every Person who shall be bound an Apprentice to any Attorney, Proctor or Notary Public in *Ireland*, shall in like manner obtain, from some Person appointed for that Purpose by the said Commissioners of Stamps, a written Certificate of his having paid the Duty which shall be by Law payable on such Indentures of Apprenticeship at the time of executing the same; which Certificate shall be lodged with the proper Officer of the Court in which such Indentures shall be enrolled, or of the Court, or One of the Courts, to which the Master of such Apprentice shall belong, or in the case of Notaries, with the Registrar of the Court of Prerogative; and the Officer or Officers of such Court is and are hereby required to take Charge of and keep such Certificate, so that the same may and shall be produced and read in open Court before any such Person shall be admitted to be an Attorney, Proctor or Notary, and shall be produced to a Master of the Court of Chancery in *Ireland*, before any such Person shall be admitted and sworn a Solicitor in the said Court of Chancery as aforesaid.

No Person admitted whose Name does not appear in Books.

III. And be it further enacted, That no Person, in respect of whose Admission any Stamp Duty shall be payable, shall be capable of practising or acting as an Advocate, Proctor, Attorney, Solicitor, Clerk or other Officer in any Court whatsoever in *Ireland*, under or by virtue of any Admission made after the Commencement of this Act, nor shall such Admission be valid or effectual, unless his Name shall appear so written in the said Books required by this Act to be kept as aforesaid, or in such of them as shall from time to time be in the Possession of the proper Officer of the Court, and shall be duly stamped as aforesaid; and that no such Officer of any Court shall deliver the same Book in Two successive Quarters, but that One of the said Books shall be delivered as aforesaid in *January* and in *July*, and the other of the said Books in *April* and in *October*, so as that such of the said Books as shall from time to time remain in the Hands of the proper Officer of the Court shall appear to have been inspected and stamped at the Stamp Office in its Turn.

Books of Admission truly kept.

IV. And be it further enacted, That the said Books shall be kept so as to agree as nearly as possible with each other, and that whenever any such Book shall be returned from the Stamp Office as aforesaid to the proper Officer of the Court, he shall forthwith cause to be fairly and regularly entered therein the Names of all Persons admitted in such Court while such Book was out of his Possession, so as to correspond in that respect with the other said Books which remained in his Possession; and if any such Officer of any Court shall neglect or omit so to deliver, or cause to be returned any such Book as aforesaid, together with the necessary entries thereon, at the times and in the manner hereinbefore prescribed, he shall be liable to the Penalty therein expressed.

Penalty.

any false Entry therein, or shall, without the Order of the Court, erase or alter any Entry therein, or shall knowingly permit or suffer any of the said Matters to be done, he shall, for every such Offence, forfeit the Sum of Five hundred Pounds, and shall be for ever after incapable of holding any Office under His Majesty in anywise connected with the Administration of Justice.

Defacing, &c.
Penalty.

V. And be it further enacted, That no Attorney shall practise in his own Name, or in the Name of any other Attorney in any of His Majesty's Courts of Law, or in any Court of Record whatsoever in *Ireland*, in which Attornies are admitted, except only in such Court or Courts in which he shall actually have been admitted and sworn an Attorney, on pain of the Person so practising being rendered incapable of being sworn or practising as an Attorney or Solicitor in any Court in *Ireland*; and every Attorney who shall so practise in any Court in which he shall have been admitted and sworn an Attorney, shall be disabled from recovering the Costs of any Proceedings carried on by him in any Court.

Attornies not to practise except in Courts where sworn, &c.

VI. And be it further enacted, That every Person admitted, sworn, enrolled and registered as a Solicitor or Attorney, or as a Proctor, Agent or Procurator in any of His Majesty's Courts in *Dublin*, or in any Ecclesiastical Court, or in any Court of Admiralty in *Ireland*, or in any other Court in *Ireland* holding Plea, where the Debt or Damage doth amount to Forty Shillings or more, shall annually before he shall commence, carry on or defend any Action, Suit or Proceeding whatsoever, in any of the said Courts, deliver or cause to be delivered to the Commissioners of Stamp Duties, or to some Officer or Officers appointed by them for that Purpose, at the Stamp Office in *Dublin*, a Paper or Note in Writing containing the Name and usual Place of Residence of such Person, and stating whether he has been so admitted Three Years or not, and thereupon and upon Payment of the Duties which shall then be by Law imposed on him as such Solicitor, Attorney, Proctor, Agent or Procurator, according to the time he has been admitted as stated in such Paper or Note in Writing, every such Person shall be entitled to a Certificate duly stamped, to denote the Payment of the said Duty by him, describing him in such Certificate according to the Description contained in the said Note so given in by him, which Certificate the said Commissioners, or such Person or Persons as shall be appointed by them for that Purpose, shall cause to be immediately issued under the Hand and Name of the proper Officer in such Manner and Form as the said Commissioners shall devise.

Annual Certificate of practising Attornies, &c.

VII. And be it further enacted, That every such Certificate issued to any Solicitor or Attorney, Proctor, Agent or Procurator under the Directions of this Act, shall bear Date on the Day on which the same shall be issued, and shall commence and be of force on and from the Day of issuing the same, or on and from the First Day of *January* next following, according as the Person obtaining the same shall desire, and every such Certificate shall cease and determine on the First Day of *January* next after the Day on which the same shall so commence and be of force.

Certificates when to bear Date and when to cease.

VIII. And be it further enacted, That every Annual Certificate so to be obtained as aforesaid shall be produced in every Court in which the Person described therein shall be admitted, enrolled, sworn or registered, to some Officer or Officers of the said Court, to be appointed

Entry of Certificates on Rolls of each Court where Solicitor or Attorney practises.

pointed for that Purpose by the Judges of the said Courts respectively, before such Attorney, Solicitor, Proctor, Agent or Procurator, shall be permitted to practise as aforesaid, and every such Officer so to be appointed shall and he is hereby required from time to time upon the Production of such Annual Certificate duly stamped, and upon the Payment of the Fee of One Shilling, to enter in its Order alphabetically the Name of the Person described in such Annual Certificate, together with the Place of such his Residence and the time he has been admitted as aforesaid, and the Date of such Annual Certificate in a Book or Roll to be prepared for that Purpose, to all which Books or Rolls in the said Courts respectively, all Persons shall and may at all reasonable times have free Access, without Fee or Reward.

Fee.

Attornies practicing without Certificate.

Delivering false, &c. Residence, &c.

Penalty.

Attorney answerable for Acts done in his Name unless set aside.

Officers not to permit Attorney to practise till he has obtained Certificate.

IX. And be it further enacted, That if any Person shall in his own Name or in the Name of any other Person or Persons sue out any Writ or Process, or commence, prosecute, carry on or defend any Action or Suit, or any Proceeding as an Attorney or Solicitor, Proctor, Agent or Procurator in any of the Courts aforesaid, without having obtained such annual Certificate which shall be then in force, and caused the Matters therein stated to be entered in such Court, in such manner as hereinbefore is directed; or shall deliver in to the Commissioners of Stamp Duties, or to the Officer to be appointed by them for the Purpose of issuing, granting or registering such Annual Certificate, any false or fictitious Place of Residence, or any false or fictitious Statement of his having been admitted an Attorney, Solicitor, Proctor, Agent or Procurator, or of the time when he shall have been so admitted; every such Person shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds, and shall be and is hereby made incapable to maintain or prosecute any Action or Suit in any Court of Law or Equity, for the Recovery of any Fee, Reward or Disbursement, on account of prosecuting, carrying on or defending any such Action, Suit or Proceeding.

X. And be it further enacted, That every Attorney, Solicitor, Proctor, Agent or Procurator, in whose Name, either singly or together with that of any other Person or Persons, any Writ or Process shall be sued out, or any Action, Suit or Proceeding shall be commenced, prosecuted, carried on or defended in any of the said Courts, shall on any Trial or Hearing whatsoever, whether for or relating to any Penalty under this Act, or for or relating to any other Purpose whatever, be deemed and taken to have so sued out such Writ or Process, or to have so commenced, prosecuted, carried on or defended such Action, Suit or Proceeding; unless previous to such Trial or Hearing such Writ, Process or Proceeding shall have been set aside by the Court on Examination into the Facts on Oath, and not by Consent, as having been so sued out, commenced, prosecuted, carried on or defended without the Directions, Privy or Permission of the Attorney, Solicitor, Proctor, Agent or Procurator in whose Name such Writ or Process shall be sued out, or such Action, Suit or Proceeding shall have been commenced, carried on or defended.

XI. And be it further enacted, That no Officer or Officer shall suffer any Writ or Process to be sued out, or any Action, Suit or Proceeding to be commenced, prosecuted, carried on or defended, unless he shall have obtained a Certificate from the Court, in writing, that he is qualified to practise as an Attorney, Solicitor, Proctor, Agent or Procurator, and that he has obtained the Certificate required by the Act in that behalf made.

in the Name of any Attorney, Solicitor, Proctor, Agent or Procurator, either singly or together with any other Person or Persons, unless such Attorney, Solicitor, Proctor, Agent or Procurator shall have previously obtained such annual Certificate as aforesaid, which shall be then in force, and shall have caused the Matters therein stated to be entered in such Court; and if any such Officer shall offend herein, he shall, for every such Offence, forfeit the Sum of Twenty Pounds; and it shall not be necessary in any Proceeding for the Recovery of such Penalty to prove that any such Officer was himself personally concerned in any of the Matters aforesaid, but it shall be sufficient that such Offence was committed in his Office or Department. Penalty.

XII. And be it further enacted, That every Appearance for any Defendant or Defendants in the Court of Chancery in *Ireland*, shall be entered in the Office of the Registrar of the said Court, in a Book to be there kept for that Purpose, and that any Appearance in any other Office, or in other manner, shall be null and void to all Intents and Purposes whatsoever; and that such Registrar, as also the proper Officer in whose Office any such Appearance shall be entered in the Equity Side of the Court of Exchequer, or in any of the Courts of Common Law or Ecclesiastical Courts in *Ireland*, shall for every such Appearance receive the Sum of Five pence, and no more, and shall thereupon give a Certificate of such Appearance, which Certificate shall be annexed to, and filed together with, the First Answer, Plea, Demurrer or other Pleading, of what Nature or Kind soever, which shall be thereafter put in, in such Cause, by or on behalf of the Party so appearing; and if any such Answer, Plea, Demurrer or other Pleading shall be filed without having such Certificate annexed thereto, then any Officer receiving or filing the same, and also the Solicitor in whose Name the same shall be filed, shall forfeit and pay a Sum of Ten Pounds each. Appearances entered and certified, and Certificate filed with First Pleading.

XIII. And be it further enacted, That a Memorandum of every Petition to the Court of Chancery in *Ireland* shall, before delivering the same to the Secretary of the Lord Chancellor or to the Person then acting as such Secretary, or on his behalf, be entered in the Office of the Registrar of the said Court in a Book to be by him kept for that Purpose, for which Entry such Registrar shall receive a Fee of One Shilling and no more, and such Registrar shall thereupon certify at the Foot of such Petition that the same is so entered, and if such Secretary or Person acting as or on behalf of such Secretary, shall receive any such Petition without such Certificate at the Foot thereof, he shall, for every such Offence, forfeit the Sum of Five Pounds, and any Order made on such Petition shall be null and void to all Intents and Purposes whatsoever. Penalty. Entering Memorandum of Petition in Chancery.

XIV. And be it further enacted, That if any Six Clerk in the Court of Chancery, or any Attorney or Solicitor or any Proctor in any Ecclesiastical or Admiralty Court in *Ireland*, or any other Person whatsoever, shall charge to or receive from the Plaintiff or Defendant, Promovant or Impugnant in any Suit, or to or from any other Person whatsoever, on any Occasion, the Amount of any Stamp Duty, and shall not have actually made use of or issued or filed the Warrant, Writ, Monition, Process, Pleading, Rule, Order, Record, Instrument or Proceeding, for which such Charge shall be made, Fee. Penalty. Attornies, &c. not paying Stamp Duties charged by them.

or such Amount shall be received, duly stamped with the Duty which shall be payable thereon at the time of so using, issuing or filing the same, such Six Clerk, Attorney, Solicitor, Proctor or other Person shall, for every such Offence, forfeit the Sum of One hundred Pounds; and if any Six Clerk, Attorney, Solicitor, Proctor or other Person shall charge to or receive from any Plaintiff or Defendant, Promovant or Impugnant or other Person, any Sum as and for the Cost, Expence or Charge of or for any Warrant, Writ, Motion, Process, Pleading, Rule, Order, Record, Instrument or Proceeding, and shall not at the same time charge, demand or receive as Part of such Sum a separate and distinct Sum expressly as and for the Amount of the Stamp Duty on such Warrant, Writ, Motion, Process, Pleading, Rule, Order, Record, Instrument or Proceeding, such Six Clerk, Attorney, Solicitor or Proctor shall thereupon, and without further Evidence, be deemed and taken to have made use of, issued or filed such Warrant, Writ, Motion, Process, Pleading, Rule, Order, Record, Instrument or Proceeding, without the same having been duly stamped, and shall be liable to all and every Penalty and Penalties provided in such case, and no Evidence to the contrary thereof shall be received.

Penalty.

Charging without specifying Stamp Evidence of having omitted to use it.

Charge by Skin for Equity Pleadings, according to Number of Stamps, and Costs taxed in Chancery accordingly.

XV. And be it further enacted, That where any Bill of Costs shall be taxed in any of His Majesty's Courts of Chancery or Exchequer in Ireland in which there shall be any Charge or Charges for drawing, or for engrossing on Parchment any Bills, Answers, or other Equity Pleadings in the said Courts respectively, which shall be engrossed or written, or filed in either of the said Courts, or for drawing or engrossing any Deed or Deeds, the Officer who shall tax such Bill of Costs shall tax the Charges for drawing and engrossing such Bills, Answers and other Pleadings, or such Deeds respectively, so as not to exceed the usual Charge by the Skin according to the Number and Amount of the Stamps actually appearing on such Pleadings or Deed respectively; and such Officer, if the Bill of Costs to be taxed be in a Cause in the Court of Chancery, shall signify at the Foot of such Bill of Costs that the Number and Amount of Stamps appearing on the Pleadings mentioned therein hath been certified to him by the Deputy Master or Keeper of the Rolls of the Court of Chancery, or his Deputy; and if such Bill of Costs be in a Cause in the Court of Exchequer, or if any Deed shall be charged for therein, the Officer who shall tax the same, shall signify at the Foot of such Bill that he hath inspected the Engrossment of the Pleadings mentioned in such Bill of Costs, or the Original Deed so charged for; and in case such Officer respectively who shall tax such Bill of Costs as aforesaid shall neglect or refuse to apply to the Clerk of the Rolls for such Certificate as aforesaid, or to inspect the Engrossment of the Pleadings, or of the Deeds or Deed mentioned in such Bill of Costs, or shall neglect or refuse to tax the Charges for drawing or engrossing such Bills, Answers, or other Pleadings or Deeds in manner hereinbefore directed, or if such Officer is neglecting or refusing respectively as aforesaid, he shall be liable for every such Neglect or Refusal the Sum of Ten Pounds.

Officer taxing Bills of Costs neglecting, &c. to apply for Certificate, &c.

Penalty.

Deputy Master of Rolls neglecting, &c. to inspect the Engrossment of the Pleadings, &c.

And if the Deputy Master or Keeper of the Rolls shall neglect or refuse to certify the Number of Stamps appearing on the Pleadings mentioned in such Bill of Costs, or to inspect the Engrossment of the Pleadings, or of the Deeds or Deed mentioned in such Bill of Costs, or shall neglect or refuse to tax the Charges for drawing or engrossing such Bills, Answers, or other Pleadings or Deeds in manner hereinbefore directed, or if such Officer is neglecting or refusing respectively as aforesaid, he shall be liable for every such Neglect or Refusal the Sum of Ten Pounds.

for that Purpose, such Deputy Master or Keeper of the Rolls shall, for every such Neglect or Refusal, forfeit in like manner the Sum of Ten Pounds; which said several Forfeitures, together with the Costs of recovering the same, shall as to the Pleadings and Proceedings in the said Courts be enforced in a summary way, upon Motion by Order of the said Courts of Chancery or Exchequer, upon Complaint made to them respectively against any Officer who shall be guilty of any such Neglect or Refusal, and shall enure to His Majesty, his Heirs and Successors, and as to Deeds shall be recovered as other Penalties under this Act.

Penalty.
Forfeitures
how enforced.

XVI. Provided always, That nothing in this Act contained shall extend, or be construed to extend, to the Charge to be made for engrossing any Bill, Answer or other Pleading in Equity, or Deed, the whole Contents of which shall not amount to the Number of Two thousand one hundred and sixty Words.

What Bills,
&c. Act not to
extend to.

XVII. And be it further enacted, That every Copy of every Affidavit which shall be read in any Court whatever in *Ireland*, shall be engrossed or written in such manner as that the Quantity of Writing contained in any One Sheet or Piece of Paper shall not be deemed more than One Sheet, according to the manner in which the Officers of the Courts in which such Affidavit shall be respectively filed charge by the Sheet for such Affidavit; and if any Officer of any Court shall charge or demand for the Quantity of Writing contained in any One Sheet or Piece of Paper, on which any Copy of such Affidavit shall be written, more than the Fees to which he would be entitled for One Sheet, according to the Course of the Court in which such Affidavit shall be filed, he shall, for every such Charge so made or demanded, forfeit and pay the Sum of Ten Pounds, with Treble Costs of Suit, to any Person or Persons who shall sue for the same.

Charges on
Copies of
Affidavits.

Penalty.

XVIII. And be it further enacted, That where more than One Side or Page of any Sheet of Paper shall be stamped or marked with the Duties which shall then be by Law charged on the Paper on which such Copy of an Affidavit shall be written, each Side or Page so marked or stamped shall be deemed a separate Sheet or Piece of Paper within the Intent and Meaning of this Act, and of every Act in force from time to time, for the Imposing, Collection or Management of any Stamp Duty, unless the contrary shall be expressly declared.

Affidavits
stamped on
each Side.

XIX. And be it further enacted, That every Record, or Transcript of a Record, to be brought in to the present Court of Exchequer Chamber in *Ireland*, shall, when copied for the Judges or others, be copied in like manner as in the former Court of Exchequer Chamber in *Ireland*.

Transcripts of
Records in
Exchequer
Chamber.

XX. And be it further enacted, That all Records, Writs, Pleadings and other Proceedings in the Courts of Law and Equity, and Ecclesiastical Courts, Courts of Admiralty, and all other Courts in *Ireland*, and all Office Copies thereof respectively, which shall from time to time be charged with any Stamp Duty, shall be engrossed or written in such manner as they usually have been accustomed to be written, save as is or may be otherwise provided by Law.

Records, &c.
written in usual
way.

XXI. And be it further enacted, That every attested Copy of any Interrogatory or Interrogatories, or Deposition or Depositions, in the Court of Chancery, or in the Equity Side of the Court of

Attested Copies
of Depositions,
&c. in Equity.

be then by Law required for such Copy or Extract when duly attested; and if any such Officer shall give, or deliver, or attest, or shall knowingly cause or permit to be given, or delivered, or attested, or written, any such Copy or Extract, contrary to the Directions of this Act, he shall, for every such Offence, forfeit the Sum of Forty Pounds. Penalty.

XXV. Provided always, and be it further enacted, That in case it shall happen that any Person shall require that any Copy of any Record, Document, Proceeding, Matter or Thing whatsoever, which shall have been made and attested by the proper Officer of any Court, shall be again attested by the proper Officer, and in respect of which attested Copy any Stamp Duty shall be payable, greater in Amount than was paid or payable at the time of such First Attestation, it shall and may be lawful to and for the proper Officer so again to attest such Copy, if the same shall have thereon, and on the several and respective Sheets thereof, due and lawful Stamps to the Amount of the Duties payable thereon at the time of such Request, although any such Copy may have been before attested by the proper Officer for the time being, and though such Stamps, or any of them, shall have been on such Copy at the time of such former Attestation, and may have been the Stamps or Stamp in respect whereof such former Attestation was made, and every Copy so attested, on Stamps to the proper Amount respectively, shall be deemed to be duly stamped to all Intents and Purposes; and if any Copy of any such Record, Document, Proceeding, Matter or Thing, having any Stamps thereon, shall be brought to the Stamp Office in *Dublin* to be farther stamped, then and in every such case, if such Copy shall appear to have been previously attested, and to have had any Stamp or Stamps thereon, at the time of such previous Attestation, such other and further Stamps shall be impressed thereon as shall be required by the Person so bringing the same, such Person first paying the Amount of such Stamps; and in such case the Officer to whom the same shall be produced at the said Stamp Office shall draw a Line across such former Attestation, and shall write the Initials of his Name, and the Date of the Month and Year, under the same, and thereupon such Copy shall never after be read or used by virtue of such Attestation, nor until such Copy shall be again attested by the proper Officer at some time subsequent to the same being so stamped; and if such Copy so to be brought to such Stamp Office shall not appear to have been previously attested, then such Stamp or Stamps as shall be required by the Person bringing the same shall be impressed thereon, he or she first paying the Amount thereof; and if any such Officer as aforesaid shall impress any Stamp on any such Copy so formerly attested, and shall not in manner aforesaid draw a Line across such Attestation, and write his Initials under the same as aforesaid, he shall, for every such Offence, forfeit the Sum of Ten Pounds. Penalty.

XXVI. And be it further enacted, That every Officer or Clerk belonging or that shall hereafter belong to the Court of King's Bench, Court of Common Pleas, or Law Side of the Court of Exchequer in *Ireland*, who shall sign any Writ or Process before Judgment to arrest any Person or Persons thereupon, shall at the time of signing thereof set down upon such Writ or Process the Day and Year of signing the same, which shall be entered upon the Remembrance Roll, or in the Book wherein the Abstract of such Writ or Signing Writs for Arrest.

Penalty.

Process shall be entered, upon Pain to forfeit the Sum of Ten Pounds for every Offence or Neglect of such Officer or Clerk as aforesaid.

Duty on Entry paid to Officer marking same.

XXVII. And be it further enacted, That, when any Person whatsoever shall desire to have any Judgment marked or any other Entry whatsoever made in or upon any Record, Book or Roll of any Court of Justice in *Ireland*, in respect of which Entry any Stamp Duty shall be payable, and shall not produce a Certificate of having paid such Stamp Duty where such Certificate is required by Law, such Person shall, over and above the Fee, if any, payable for such Entry of such Judgment or other Matter, pay to the Officer whom he shall so require to make such Entry, the Amount of such Duty, and such Officer shall afterwards pay over such Duty in manner hereinafter mentioned; and if any such Officer shall make or suffer to be made any such Entry without Production of such Certificate when required, or without having received the Amount of such Stamp Duty thereon where such Officer is to receive such Stamp Duty, such Officer shall be responsible for such Duty, and be bound to pay over the same in manner hereafter provided, in the same manner, in all respects, as if he had actually received such Duty.

Duplicate kept of Judgment Books.

XXVIII. And be it further enacted, That any Officer who shall have the Custody of any Book wherein Judgment shall be entered in *Ireland*, shall keep and have a Duplicate of every such Book wherein all such Entries of Judgments shall be truly copied, and shall in Consideration thereof be entitled to have and receive from the Person entering any such Judgment, a Fee of Six pence over and above all other Fees, if any chargeable thereon.

Fee.

Stamping Books of Courts.

XXIX. And be it further enacted, That every Officer of every Court of Justice, which shall be held or shall sit in the County or County of the City of *Dublin*, having the legal Custody of the several Records, Rolls or Books belonging to such Court respectively, or of any of them, wherein any such Entry whatever shall be made relating to the Rules or other Proceedings, Process or Judgments of such Courts, shall, within Ten Days after the First Day of each and every Term, produce and bring every Duplicate Book of the Entry of Judgments required to be kept as hereinbefore mentioned, and every original Record, Roll or Book of any of the said other Entries, to some Person to be appointed for that Purpose by the said Commissioners of Stamps at the Stamp Office in *Dublin*; and every such Officer so bringing any such Record, Roll or Book, shall insert therein, immediately after the last Entry therein, at the time of producing the same, a Certificate duly signed by him, stating the Number of such Entries made thereon or therein in the Term and Vacation immediately preceding, as are subject by Law to any Stamp Duty or Duties, and every such Officer shall thereupon pay the full Amount of all such Stamp Duties as shall be then by Law payable for or in respect of all such Entries therein respectively, and every such Record, Roll or Book shall thereupon be stamped respectively with some Stamp or Stamps denoting the full Amount of the whole of the Stamp Duties which shall be stamped, in respect of the several Entries so made therein respectively, in the Term and Vacation, which Stamp or Stamps shall be stamped on the

and shall be placed in the same Page or Place on which the Certificate of such Officer shall be written as aforesaid; and if any Officer of the said Courts shall neglect or omit to bring any such Record, Roll, Book, or to furnish such Certificate therein, or pay such Duties as aforesaid, or shall make any false Entry or Copy, or omit to make any true Entry or Copy, in any such Duplicate Book of Judgments, then and in every such case every such Officer shall, for every such Offence, forfeit the Sum of Forty Pounds; and in such case whenever such Record, Roll or Book shall be produced at the said Stamp Office, if such Certificate shall not appear therein, the proper Officer at the said Stamp Office shall himself make the said Certificate, and on Payment of the Duties thereby appearing to be due, the said Record, Roll or Book shall be duly stamped as aforesaid.

Officer neglecting, &c.

Penalty.

XXX. And be it further enacted, That whenever any Officer of any Court shall mark any Judgment not interlocutory, whether for the Plaintiff or Plaintiffs, or for the Defendant or Defendants, or any of them, the Amount of the Sum, if any, to be recovered thereby, whether in respect of Debt, Damages or Cofts, shall be stated in the said Entry thereof, so far as the same shall be then ascertained, in order that the Stamp Duty payable in respect thereof may be then calculated and paid, and be afterwards accounted for and paid over by such Officer as aforesaid; and if on any such Judgment, whether for Plaintiff or Defendant, Cofts shall be recoverable, and the Amount of such Cofts shall not be then ascertained, then a Blank shall be left for the Amount of such Cofts, whether Single, Double or Treble; and as soon as the said Cofts shall be ascertained and before any Record shall be made up or Execution issued on such Judgment, such Blank shall be filled up with the Amount of such Cofts, and the Person requiring such Entry, if Cofts only shall be recovered in such Judgment, shall pay the Stamp Duty in respect of such Amount; and if Debt and Damages, or Debt or Damages also be made recoverable therein, then such Person shall pay the Difference between the Stamp Duty, if any, theretofore paid as aforesaid, in respect of such Debt and Damages, or Debt or Damages, and the Duty payable in respect of the whole Amount adjudged; and if by any means such Stamp Duty shall not have been theretofore paid, then the Person requiring such Entry shall pay to such Officer the whole Stamp Duty payable in respect of the entire Sum adjudged, and such Officer shall in any of the said cases fill up the said Duplicate Book, and account for and pay over the Sums so received by him in manner aforesaid; and if any such Judgment shall have been so marked or entered on or previous to the last Day of the Term immediately preceding the filling up of such Blank, then such Officer when he shall be so required to fill up such Blank, and before he shall fill up the same, shall enter a Memorandum thereof in his Book, in the same Place as if such Memorandum were a Judgment entered on that Day, and such Memorandum shall state the Amount of such Cofts, and shall refer to the Judgment so previously marked and then about to be filled up, so that the same may immediately be found by such Reference, and a Reference to such Memorandum shall also be made in the Margin of such Judgment; and when such Officer shall afterwards certify, in the Duplicate of such Book, the Amount of the Stamp Duties for the Term and Vacation

Stamp Duty placed on Entry of Judgments.

next

Officer not stating in Entry Amount of Judgment.

next preceding as aforesaid, he shall include therein the Duty so payable on the filling up of such Blank as aforesaid; and if any Officer shall mark or enter any such Judgment without stating therein the Amount of the Sum recoverable thereby, so far as the same shall be then ascertained, or shall issue or suffer to be issued any Execution on any such Judgment, or shall suffer any Record thereof to be made up before full Entry shall have been made, of the Sum to be recovered by such Judgment as aforesaid, or shall omit to make such Memorandum as aforesaid, every such Officer so offending shall, for every such Offence, forfeit the Sum of Forty Pounds.

Penalty.
Stamps on Processes to enforce Appearances.

XXXI. And be it further enacted, That all Processes which shall be entered or obtained to enforce the Appearance or Appearances of any Defendant or Defendants in any Court of Law or Equity in *Ireland*, or to enforce the Answer or Answers of any Defendant or Defendants in any Court of Equity in *Ireland*, shall be engrossed and made out upon Vellum, Parchment or Paper stamped with the Duty which shall be then payable upon such Process; and in case the Officer or Officers who shall enter or cause such Process to be entered as aforesaid, shall neglect to have such Process made out as aforesaid, he and they shall, for every such Neglect, forfeit to His Majesty, his Heirs and Successors, the Sum of Ten Pounds, which Sum shall be enforced in a summary way upon Motion by Order of the Court in which such Process shall be entered, together with the Costs of so recovering the same.

Penalty.

Process of Attachment in Chancery, &c.

XXXII. And be it further enacted, That any Writ of Attachment, Alias Pluries, Proclamation, Commission of Rebellion, Serjeant at Arms, or Sequestration, which shall issue in or from the Court of Chancery in *Ireland*, shall be entered in the Office of the Registrar of the said Court, and that such Registrar and also the proper Officer for entering such Writs in the Equity Side of the Court of Exchequer in *Ireland*, shall receive a Fee of Six pence and no more, for every such Writ which shall be so entered by him, and shall certify such Entry on the Back of such Writ, and that every such Writ shall be so entered and issued before the Return Day thereof, and not afterwards; and that none of the said Writs, after the said Writ of Attachment, shall be so entered or issued, unless all the preceding Writs in the Order aforesaid shall previously have been actually and duly entered and issued as aforesaid; and that no Order, Decree or Proceeding shall be made or taken in or by either of the said Courts grounded on any such Writ or Process, nor shall such Court take any Notice of the Existence of any such Writ, until such Writ and the Certificate of the Entry thereof, shall have been produced and read to such Court: Provided always, that it shall and may be lawful to and for the said Officers respectively, to issue any such Writ or Writs at any time after the Return or Returns thereof respectively, so as the same shall be done under an Order made for that Purpose by the Court either on Consent of the Parties or on the particular circumstances of the case, and that every such Officer shall be liable to a Duty equal to the full Amount of the said Duties payable on each and every Writ which shall be so issued under the Authority aforesaid, and that the said Officer shall be liable to a Duty equal to the full Amount of the said Duties payable on each and every Writ which shall be so issued under the Authority aforesaid, and that the said Officer shall be liable to a Duty equal to the full Amount of the said Duties payable on each and every Writ which shall be so issued under the Authority aforesaid.

Provido.

the proper Officer for issuing such Writ, and thereupon such Writ shall not be subject to any Stamp Duty; and if any of the aforesaid Writs shall be issued without having been so entered, the same shall be void to all Intents and Purposes, and each and every Person concerned in so issuing the same, and any Person who shall make any Charge for the same, in any Bill of Costs or otherwise, and also the Officer from whose Office the same shall be so issued, shall forfeit and pay a Sum of Twenty Pounds Sterling.

XXXIII. And be it further enacted, That whenever any Officer of any Court of Law or Equity or of any Ecclesiastical or Admiralty Copy in *Ireland*, shall certify, subscribe, engross or write any attested Copy, or any other Matter whatsoever in any wise relating to the Business of such Court in respect of which any Stamp Duty shall be payable, and whenever any Six Clerk in Chancery, or any Attorney, Solicitor, Proctor, Agent, Procurator, Notary Public or Scrivener, shall cause any Pleading, Order or Proceeding whatsoever, in respect whereof any Stamp Duties shall be payable, to be filed in any such Court, or shall by himself, his Clerks, Agents or Servants prepare or cause to be prepared or written or engrossed, any Deed, Instrument or Writing in respect whereof any Stamp Duty shall be payable; and in case it shall happen that the Vellum, Parchment or Paper upon which such attested Copy or other Matter, Pleading, Order or Proceeding, Deed, Instrument or Writing shall be written, or engrossed, shall be stamped or marked with a false, forged or counterfeited Stamp or Mark, every such Officer, Six Clerk, Attorney, Solicitor, Agent, Procurator, Proctor, Notary Public or Scrivener respectively, shall, for every such false, forged or counterfeited Stamp or Mark, forfeit and pay the Sum of Ten Pounds *British* Currency, unless he shall prove that the Vellum, Parchment or Paper so stamped or marked was bought with the Stamps or Marks thereon at the Stamp Office in *Dublin*, or of some Distributor or Sub Distributor of Stamps, or of some Person licensed to sell Stamps.

Penalty.

Officers, &c. using forged Stamps unless bought at Stamp Office, or of some Distributor or Person duly licensed.

Penalty.

XXXIV. And be it further enacted, That whenever any Deed or other Instrument which shall be subject to any Stamp Duty whatsoever shall be delivered for Registry to the Registrar or Deputy Registrar for registering Deeds in *Ireland*, or shall be delivered for Enrollment to any Officer of any of His Majesty's Superior Courts in *Dublin*, or to any Clerk of the Peace or other Person entrusted to enroll Deeds in *Ireland*, such Registrar, Deputy Registrar, Officer, Clerk of the Peace or other Person shall, before the same shall be so registered or enrolled respectively, examine carefully such Deed and the Stamp thereon, for which Examination the Person actually making the same, whether Principal or Deputy, shall receive for his own proper Use from the Person so delivering such Deed or Instrument, a Sum or Fee of Six pence and no more, over and above all other lawful Fees, and if such Deed shall not be stamped with a proper and legal Stamp, to denote the Payment of the Duty which shall appear to be payable thereon, such Registrar or such Person shall not suffer such Deed to be registered or enrolled respectively, until the same shall be duly stamped; and if any such Registrar, Deputy Registrar, Officer, Clerk of the Peace or other Person, shall offend herein, he shall, for every such Offence, forfeit and pay the Sum of Fifty Pounds Sterling.

Stamps examined before Registry or Enrollment.

Fee.

Penalty.

XXXV. And

Officer not to receive Memorial without Deed, &c. referred to.

Penalty.

Certificate of Judgment being stamped.

Penalty.

Stamping Assignments of Bail Bond after Execution thereof.

Proviso.

On Sale of Property, Purchase or Consideration Money fully and truly set forth in Conveyance, &c.

XXXV. And be it further enacted, That no Memorial shall be received for Registry by any such Registrar, or Deputy Registrar, in *Ireland*, unless he shall receive at the same time the Deed or other Instrument required to be registered thereby; and if any such Registrar or Deputy Registrar shall receive such Memorial without such Deed or other Instrument, he shall, for every such Offence, forfeit the Sum of Twenty Pounds.

XXXVI. And be it further enacted, That no attested Copy of any Final Judgment which shall have been entered in *Ireland* before the Commencement of this Act, and which shall have required a Stamp, shall be given or received in Evidence, unless the Officer attesting the same shall certify, not only that the same is a true Copy of such Judgment, but that such Judgment has been duly stamped as aforesaid respectively; and if any Officer shall certify the same falsely, he shall, for every such Offence, forfeit the Sum of Forty Pounds.

XXXVII. And be it further enacted, That, if any Person or Persons shall be arrested by virtue of any Writ or Process of any of His Majesty's Superior Courts of Record in *Dublin*, at the Suit of any common Person, and the Sheriff or other Officer shall take Bail from such Person against whom such Writ or Process shall issue, the Sheriff or other Officer, at the Request and Cost of the Plaintiff in such Action or Suit, or of his lawful Attorney, shall duly assign to the Plaintiff in such Action or Suit, the Bail Bond or other Security taken from such Bail by Endorsement according to Law; and also when and so often as it shall become necessary for any Sheriff or other Officer in *Ireland*, having Authority to grant Replevins, to assign any Bail Bond of any Plaintiff in Replevin to the Avowant or Defendant in such Action, then and in every of the said cases such Assignment may be made without any Stamp: Provided nevertheless, that no Action shall be brought under any Assignment until the same shall have been first duly stamped with such Stamp as shall be then by Law required for such Assignment, and the said several Assignments shall, on Application at the Stamp Office in *Dublin*; at any time before any Action be brought thereupon, be duly stamped, in such manner as shall be then required by Law, without Payment of any Penalty or other Sum, save only the Duty which shall be then payable thereon.

XXXVIII. And be it further enacted, That, from and after the Commencement of this Act, in all cases of the Sale of any Lands, Tenements, Rents, Annuities or other Property, Real or Personal, or of any Right, Title, Interest or Claim, in, to, out of or upon any Lands, Tenements, Rents, Annuities, or other Property where a Duty is or shall be from time to time imposed on the Conveyance thereof, in Proportion to the Amount of the Purchase or Consideration Money therein or thereupon expressed, the full Purchase or Consideration Money, which shall be directly or indirectly paid or secured, or agreed to be paid for the same, shall be truly and set forth in Words at length in or upon the Principal Deed or Instrument, whereby the Land or other Thing is granted, assigned, transferred, released, or otherwise conveyed to or vested in the Purchaser or Assignee, or any other Person or Persons, by the Deed or Instrument, and upon the Day of any Assign-

Right, not before in Existence, the same shall not be created by actual Grant or Conveyance, but shall only be secured by Bond, Warrant of Attorney, Covenant, Contract or other Security, the full Purchase or Consideration Money which shall be directly or indirectly paid or secured or agreed to be paid for the same, shall be truly expressed and set forth in Words at length, in or upon the Bond or other Instrument or Instruments by which the same shall be secured; and if in any of the said cases the full Purchase or Consideration Money shall not be truly expressed and set forth in manner hereby directed, the Purchaser or Purchasers, Seller or Sellers shall forfeit the Sum of Fifty Pounds, and shall also be charged and chargeable with, and be holden liable to the Payment of Five times the Amount of the Excess of Duty, which would have been payable for such Deed, Bond or other Instrument as aforesaid, in respect of the full Purchase or Consideration Money, in case the same had been truly expressed and set forth in or upon such Deed, Bond or Instrument, beyond the Amount of the Duty actually paid for the same, which Quintuple Duty shall be deemed and taken to be a Debt to His Majesty, his Heirs and Successors, of and from the Party or Parties respectively hereby made liable to pay the same, and may be recovered by a summary Application to the Court of Exchequer against such Party or Parties, or any one or more of them, in like manner as any unpaid Stamp Duty may be recovered under the Provisions of any Act of Parliament made or to be made in that behalf.

Purchasers, &c.
making Default.

Penalty.

Debt to The
King.

XXXIX. Provided always, and be it further enacted, That if any or either of the Parties hereby made liable to the Payment of such Penalty and Quintuple Duty as aforesaid, shall give Information to the Commissioners of Stamps whereby such Penalty or Quintuple Duty, or any Part thereof, shall be recovered from any other Party or Parties liable thereto, the Party or Parties giving the Information shall not only be indemnified and discharged of and from such his, her or their Liability, but shall also be rewarded by the Commissioners of Stamps out of the Penalty or Quintuple Duty so recovered to such Extent as the said Commissioners shall think proper, but not exceeding One Half of what shall be so recovered; and where any other Person shall give Information whereby such Penalty or Quintuple Duty shall be recovered, he or she shall be rewarded in the like manner.

Parties liable to
Penalties in-
forming against
others indem-
nified and re-
warded.

XL. And be it further enacted, That where the full Purchase or Consideration Money shall not be truly expressed or set forth in the manner hereby directed, it shall be lawful for the Purchaser or Purchasers, or any of them, or his, her or their Executors or Administrators, to recover back from the Seller or Sellers, his, her or their Executors or Administrators, so much and such Part of such Purchase or Consideration Money as shall not be expressed and set forth as aforesaid, or the whole thereof, if no Part of the same shall be so expressed and set forth, either in an Action for Money had and received for the Use of the Party or Parties suing for the same, or by Action of Debt, Bill, Plaint or Information in any of His Majesty's Superior Courts of Record in *Dublin*, wherein no Effoin, Protection, Wager of Law, nor more than One Imparlanche shall be allowed, together with Double the Costs of Suit; but such Purchase or Conveyance shall not therefore be affected or impeached for any Want or Inadequacy of Consideration, but the same shall be of the same

Where Consi-
deration not
truly set forth,
Purchaser may
recover back so
much of Con-
sideration
Money as shall
not be stated.

same Force, Validity and Effect, as if the Sum so recovered had been expressed in the Deed or other Conveyance as the Consideration or Part of the Consideration thereof, and had been duly paid and retained accordingly.

Attornies, &c. not inserting full and true Consideration in Conveyance, &c.

XL I. And be it further enacted, That if any Attorney, Solicitor or other Person, who shall be employed in or about the preparing of any such Deed, Bond or other Instrument in or upon which the full Purchase or Consideration Money is hereby required to be truly expressed and set forth as aforesaid, or who shall be employed for any of the Parties thereto, in any wise about or relating to the Transaction therein mentioned, shall knowingly and wilfully insert or set forth, or cause to be inserted or set forth, in or upon any such Deed, Bond or other Instrument, any other than the full and true Purchase or Consideration Money directly or indirectly paid or secured, or agreed to be paid for the same, or shall in any wise aid or assist in the doing thereof respectively, every such Attorney, Solicitor or other Person so offending shall, for every such Offence, forfeit the Sum of Five hundred Pounds, and every Attorney and Solicitor so offending, and being thereof lawfully convicted, shall also be from thenceforth disabled to practise as an Attorney or Solicitor; and any other Person being entitled, entrusted or instructed to prepare any such Deed or other Instrument in virtue of any Public Office or Employment, and being guilty of such Offence, in the Execution of his Office or Employment, and being thereof lawfully convicted, shall also forfeit and lose his Office or Employment, and be from thenceforth incapable of holding the same.

Penalty.

But not to attach unless Duty paid less than Duty payable on full Consideration.

XLII. Provided always, and be it further enacted, That no Party, Attorney, Solicitor or other Person whomsoever, shall be liable to any Penalty, Disability or Forfeiture whatsoever, by reason of the full Purchase or Consideration Money not being truly expressed and set forth in or upon any such Deed, Bond or other Instrument as aforesaid, unless the Duty or Duties actually paid for the same, shall be less than would have been payable for the same, in case the full Purchase or Consideration Money had been truly expressed and set forth according to the Directions of this Act.

In case of Duplicates of Mortgages, &c. on Sale, One Part only charged with ad valorem Duty.

XLIII. And be it further enacted, That where there shall be Duplicates or Triplicates, or more than One Part made of any Instrument which shall be then by Law charged with any *ad valorem* Duty, one of such Duplicates, Triplicates or Parts shall be charged with the said *ad valorem* Duty, and the other or others of them shall be exempted therefrom, but shall nevertheless be charged with the ordinary Duty on Deeds and Conveyances in general, and the said Commissioners of Stamps upon all the Parts of the said Instruments being produced to them, duly stamped as hereby required, shall cause the Duplicates, Triplicates, or all other Parts, except that on which the *ad valorem* Duty shall be stamped, to be also stamped with some particular Stamp, for denoting or testifying the Payment of the said *ad valorem* Duty, and thereupon, but not before or otherwise, such Duplicate or Triplicate, or other Part, shall or may be received in Evidence in any Court of Justice.

In cases of Deeds effecting Conveyance of Property sold, and Doubts

XLIV. And be it further enacted, That where any Deeds or Instruments for effecting the Conveyance of any Property upon the Sale thereof, and any other Instruments, or any principal Deed or Instrument

Duty, in respect of such Sale, it shall be lawful for the Parties concerned to determine for themselves which shall be the Principal Deed or Instrument, and upon all the said Deeds or Instruments being produced, and appearing to be duly stamped, it shall be lawful for the said Commissioners of Stamps to cause those which shall not be stamped with the *ad valorem* Duty to be also stamped with some particular Stamp for denoting or testifying the Payment thereof, and thereupon, but not otherwise, such Deeds which shall not be stamped with the *ad valorem* Duty shall and may be received as Evidence in any Court of Justice.

arising which is Principal Deed, liable to *ad valorem* Duty, Parties to determine.

XLV. And be it further enacted, That no Affidavit made for the Purpose of grounding thereon any Presentment of any Grand Jury, for raising Money for Repair of Roads, or for any other Public Purpose, shall be lodged with or received by the Secretary of any Grand Jury, nor shall be entered in any Schedule delivered to any Grand Jury, nor shall any such Affidavit be delivered by him to or laid by him before any Grand Jury, unless such Affidavit shall be written on Paper stamped with the Stamp which shall be then by Law required for the same, nor shall any Affidavit for accounting for any Money presented by any Grand Jury, be laid before any Grand Jury by the Secretary, or be read in Court, or authorize the Court to discharge any Query, unless it shall be written on Paper duly stamped.

Affidavits for grounding Presentments to be stamped.

XLVI. And be it further enacted, That no Collation, Presentation or Donation, to or of any Benefice, or Spiritual or Ecclesiastical Promotion in *Ireland*, shall be good, valid or effectual, unless the same shall be in Writing under Hand and Seal, and shall be duly stamped, if a stamp shall be necessary thereon; and that every such Writing, as also all and every Presentation or Donation under the Great Seal of *Ireland*, shall be deposited with the Registrar of the Diocese, who shall forthwith cause the same to be filed in the Registry of the Diocese, and shall give to the Person so depositing the same a Certificate that the same has been so deposited, and such Certificate shall further state either that such Instrument is duly stamped or that the same is not by Law subject to any Stamp, and shall also state the Date of such Instrument, and the Day of the Month and Year when such Instrument was so deposited or filed; and no Person shall be inducted into any Benefice or Promotion in *Ireland*, who shall not, previous to and at the time and Place of such Induction, produce such Certificate to the Person or Persons authorized to make such Induction; and if any Induction shall be made contrary to this Provision, the same shall be wholly void and of no Effect, and every Person making the same shall forfeit and pay the Sum of Fifty Pounds Sterling.

Presentations, &c. to be in Writing on Stamps, and lodged with Registrar of Diocese.

Induction without Certificate.

Penalty.

XLVII. And be it further enacted, That every such Registrar shall, for so receiving and filing such Instrument, and granting such Certificate thereof, be entitled to receive a Fee of Two Shillings and Six pence and no more, and a Fee of One Shilling and Six pence for any new Certificate of the same Matter that may be afterwards required; and if any such Registrar shall refuse, neglect or omit to receive and file such Instrument, or to grant any such new Certificate on reasonable Demand thereof, or shall certify therein any thing which shall not be true (of the Truth whereof the Proof shall lie on him), he shall, for every such Offence, forfeit the Sum of One hundred Pounds Sterling.

Fees on Certificate, &c.

Refusing, &c. to file Instrument, &c.

Penalty.

XLVIII. And

Certificate to be Part of Title.

XLVIII. And be it further enacted, That every Person who, from and after the Commencement of this Act, shall receive any Benefice, or Spiritual or Ecclesiastical Promotion in Ireland, shall be bound to produce and prove, and shall produce and prove such Certificate as aforesaid, as Part of his Title to such Benefice or Promotion, upon any Trial or Hearing of any Action, Suit or Proceeding for the Recovery of any Tithe or Glebe, or other Purpose whatever, before any Court of Law or Equity, or any Ecclesiastical Court, or any summary Jurisdiction whatsoever, wherein it shall be necessary for him to produce or prove such his Title; and that without the Production and Proof of such Certificate, such Court or Jurisdiction shall deem such Title to be imperfect and not duly proved, † shall decide accordingly, notwithstanding any Consent or Admission of the Parties, or of any of them.

† Str.

Admissions into Corporations stamped.

XLIX. And Whereas the Payment of Stamp Duties imposed on the Admission of Fellows into the College of Physicians or Surgeons, and of Freemen and others into other Corporations, Guilds or Companies in Ireland, has been and may be evaded; Be it therefore enacted, That it shall be lawful for the said College of Physicians or Surgeons, and for every Body Politic or Corporate, Corporation, Guild or Company in Ireland, which shall admit any Person or Persons into any such College, Corporation, Guild or Company, by themselves, or by some Person or Persons employed by such College, Corporation, Guild or Company, and they are hereby required, previously to the Admission of any such Person into such College, Corporation or Company, to demand and receive for the Use of His Majesty, his Heirs and Successors, of and from the Person so admitted, the several and respective Stamp Duties which shall be then by Law payable on the Entry, Minute or Memorandum of Admission of such Person into such College, Corporation, Guild or Company, and the proper Officer of such College, or Body Politic or Corporate, Corporation or Company, shall make an Entry, Minute or Memorandum of such Admission, upon the proper Stamp, in some Book, Roll or Record of such College, Corporation or Company, within One Month after such Person shall be so admitted into such Corporation or Company; and if such Officer shall neglect or refuse so to do, he shall, for every such Offence, forfeit the Sum of Ten Pounds; and every such College, Corporation, Guild or Company shall be answerable for all such Duties, without any Proof of the same having been so received, or whether the same respectively shall have been so received or not, and the same shall be a Debt to His Majesty, and recoverable with Costs, by a summary Application to the Court of Exchequer, as any other unpaid Stamp Duty may be recovered under any Act of Parliament now made or hereafter to be made.

Penalty.

Debt to The King.

Inspection of Corporate Books by Stamp Officers.

L. And be it further enacted, That any and every Officer of the College of Physicians or Surgeons, or of any Corporation, Guild or Fraternity in Ireland, who shall from time to time have in his Custody any Book, File, Record, Remembrance, Docket or other Paper of or belonging to such College, Corporation, Guild or Fraternity, the Sight or Knowledge whereof may tend to the levying of His Majesty's Stamp Duties which now are or shall hereafter be by Law payable in Ireland, or to the evasion or non-payment of any such Duties, shall be liable to the same Penalties and Forfeitures in relation thereto as are now by Law imposed on any Officer of the Exchequer who shall be guilty of any such Offence.

reasonable times permit any Person thereunto authorized by the Commissioners of Stamps, to try, search, inspect and view all such Books, Files, Records, Remembrances, Dockets and Proceedings as aforesaid, without Fee or Reward, and to take therout such Notes and Memorandums as shall be necessary for the Purposes last mentioned, without Fee or Reward, and if any such Officer shall refuse or neglect so to do upon Demand made by such Person so authorized as aforesaid, such Officer so refusing or neglecting shall, for every such Refusal or Neglect, forfeit and pay the Sum of Ten Pounds. Penalty.

LI. And be it further enacted, That this Act and the several Clauses, Provisions and Regulations therein contained, shall commence and take Effect from and after the Fifth Day of *July* One thousand eight hundred and fifteen, and not sooner. Commencement of Act.

C A P. LXXX.

An Act to provide for the Collection and Management of Stamp Duties on Pamphlets, Almanacks and Newspapers in *Ireland*.

[14th June 1815.]

WHEREAS it is expedient that permanent Regulations should be made for the better and more effectual Collection and Management of the Stamp Duties on Pamphlets, Almanacks and Newspapers 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 Commencement of this Act, One printed Copy of every Pamphlet which shall be printed or published within the City of *Dublin* shall, within the Space of Six Days after the printing thereof, be brought to the Stamp Office in *Dublin*, and the Title thereof, with the Number of Sheets contained therein, and any Stamp Duty which shall be then by Law payable in respect thereof, shall be registered or entered in a Book to be there kept for that Purpose, which Duty shall be thereupon paid to the proper Officer or Officers appointed to receive the same, or his or their Deputy or Clerk, who shall thereupon give a Receipt for the same on such printed Copy; and that One printed Copy of every such Pamphlet that shall be printed or published in any Place in *Ireland*, not being within the City of *Dublin*, shall, within the Space of Fourteen Days after the printing thereof, be brought to some Distributor of Stamps, or Person employed by the Commissioners of Stamps in *Ireland*, or any of them, to execute the Office of Distributor for the time being, who is hereby required forthwith to enter the Title thereof, with the Number of Sheets contained therein, and the Duty which shall be then payable in respect thereof as aforesaid, in a Book to be by him kept for that Purpose; which Duty shall be thereupon paid to such Distributor, who shall give a Receipt for the same on such printed Copy.

Ante, c. 78.
Sch. Part IV.

One Copy of
Pamphlets
lodged at Stamp
Office.

II. And be it further enacted, That if any such Pamphlet shall be printed or published as aforesaid, and the Duty which shall be then by Law payable in respect thereof as aforesaid shall not be duly paid as aforesaid, within the respective times aforesaid, then the Printer or Publisher, and all and every other Person or Persons for the same on such printed Copy. Duty not paid on Pamphlets.

Penalty. concerned in and about the printing or publishing of such Pamphlet, shall for every such Offence forfeit the Sum of Forty Pounds; and all and every Author, Printer and Publisher of such Pamphlet, shall forfeit and lose all Copyright therein.

Proof of Payment of Duty on Printer. III. And be it further enacted, That on all Trials whatever of Actions, Informations, Complaints or Suits, for Recovery of the aforesaid Penalty for Nonpayment of the aforesaid Duty, within the respective times aforesaid, the Proof of the Payment of the said Duty shall lie upon the Printer or Publisher of such Pamphlet.

Selling unstamped Almanacks, &c. IV. And be it further enacted, That if any Person or Persons shall print, publish, sell, hawk, carry about, utter or expose to Sale, any Almanack or Calendar, or *Dublin* Directory, or any Book, Pamphlet or Paper deemed or construed to be, or serving the Purpose of an Almanack, *Dublin* Directory or Daily Account of Goods imported and exported, not being marked or stamped with the Proper Stamp, if any Stamp Duty shall be then by Law payable thereon, every such Person shall, for every such Almanack, Calendar, *Dublin* Directory, Book, Pamphlet, or Paper so printed, published, sold, hawked, carried about, uttered or exposed to Sale, forfeit the Sum of Five Pounds; which Penalty shall be to the sole Use and Benefit of the Person or Persons who shall without Fraud or Covin first sue for the same.

Penalty.

Definition of Almanacks. V. And be it further enacted, That all Books and Pamphlets, serving chiefly for the Purpose of an Almanack or a Directory, by whatever Name or Names entitled or described, are and shall be considered as Almanacks and Directories, and not as Pamphlets or other printed Papers within the Meaning of this Act, or of any Act or Acts from time to time in force for the Imposing, Collection or Management of any Stamp Duty, unless the contrary shall be expressly provided; and where any Almanack shall contain more than One Sheet or Piece of Paper, it shall be sufficient to stamp one of the Pieces of Paper upon which such Almanack shall be printed.

How stamped.

Hawking, &c. Hand Bills, &c. unstamped. VI. And, for the better securing the Payment of Stamp Duties on Hand Bills, Almanacks, Pamphlets and Newspapers in *Ireland*, be it enacted, That in case any Person or Persons shall at any time or times after the Commencement of this Act, hawk, carry about, dispose, dispose of or distribute any Hand Bill, Almanack, Pamphlet or Newspaper, not stamped or marked with the Stamp Duty which shall be then by Law required, every such Person being thereof duly convicted before any Justice of the Peace, shall forfeit the Sum of Five Shillings to the Person who shall prosecute for the same, together with all and every such unstamped Hand Bill, Almanack, Pamphlet or Newspaper, which shall and may be seized and delivered over to One of His Majesty's Justices of the Peace, and in Default of immediate Payment of the Sum of Five Shillings, such Offender shall and may be committed by such Justice to any Gaol or House of Correction within his Jurisdiction for One Week, or until such Offender shall pay such Penalty; and it shall and may be lawful for any Justice to seize, apprehend and carry before any Justice of the Peace of the County, City or Place, where such Offence shall be committed, any such Person so offending as aforesaid, or as such Offender shall be named in the Statute in that behalf made, and be further punished as in and by the Statute in that behalf made, and as by the Statute in that behalf made, shall appear.

Penalty.

Imprisonment.

Printers printing unstamped Hand Bills.

Bill being then subject to a Stamp Duty, and shall be duly convicted thereof before any Justice of the Peace, such Printer shall, for every such Offence, forfeit the Sum of Five Pounds to any Person who shall prosecute for the same. Penalty.

VIII. And be it further enacted, That every Hand Bill or other printed Paper which shall contain more than One Advertisement shall be deemed and taken to be a Newspaper, to all Intents and Purposes whatsoever. Definition of Hand Bills.

IX. And be it further enacted, That no Person shall sell or expose to Sale in *Ireland*, any Pamphlet or Newspaper without the true Name and Surname or Names and Surnames, and Place or Places of Abode of some known Person or Persons by or for whom the same shall have been or shall be really and truly printed or published being written or printed thereon, upon Pain that every Person offending herein shall forfeit for every such Offence the Sum of Ten Pounds; and that on all Trials of Actions, Informations, Complaints or Suits for Recovery of such Penalty, the Proof that the true Name and Surname, or true Names and Surnames, and Place or Places of Abode of some known Person or Persons by or for whom such Pamphlet or Newspaper shall have been really and truly printed or published, was or were written or printed thereon, shall lie on the Defendant in such Action, Information, Complaint or Suit. Printer's Name on Newspapers and Pamphlets.

Penalty.
Onus probandi.

X. And be it further enacted, That every Printer, Publisher and Proprietor of any Newspaper in *Ireland*, whether for himself or in Trust for any Bankrupt, Lunatic, Infant, Feme Covert, or Person beyond the Seas, or for any Number of such Persons, shall before he shall print or publish, or cause to be printed or published such Newspaper, and as often afterwards as the said Commissioners of Stamps, or any of them, shall by Notice in Writing or otherwise require the same, within Ten Days after being so required, give in to the said Commissioners at their Office in *Dublin*, or to the proper Officers in whose Districts such Newspaper shall be printed, at their respective Offices where stamped Paper shall be distributed, such Affidavit and of such Import as Printers, Publishers or Proprietors of Newspapers are or shall be by any Law or Laws directed to make, which Affidavit or Affidavits shall remain with such Commissioners of Stamps or Officers, to be produced in manner hereinafter mentioned, as often as Occasion may require; and every Printer, Publisher or Proprietor of any Newspaper in *Ireland*, whether for himself or in Trust for any Bankrupt, Lunatic or other Person or Persons, who shall print or publish or cause to be printed or published any Newspaper before he shall have given in to the Commissioners of Stamps such Affidavit as aforesaid, or when required thereto as aforesaid shall neglect or omit to give in such Affidavit within the time and at the Places aforesaid, shall, for every such Offence, Neglect or Omission, pay a Penalty of Forty Pounds, and shall be disabled from receiving any Stamps for printing such Newspapers upon, and shall be deemed and taken as if he, she or they never had been qualified to print or publish any Newspaper, until he, she or they shall make and deliver in such Affidavit as aforesaid. Affidavits of Proprietors of Newspapers.

Penalty.

XI. And be it further enacted, That it shall and may be lawful for any of the said Commissioners of Stamps, or for such Officer or Officers by them appointed for the Distribution of stamped Paper as aforesaid, to take such Affidavit or Affidavits as aforesaid, which Before whom such Affidavit made.

Perjury.

Affidavit or Affidavits shall be so made and taken without Fee or Reward; and if any such Affidavit shall contain a Falsehood, every Person swearing such Affidavit may be indicted for wilful and corrupt Perjury therein, and shall, upon due Conviction of such Offence, incur and suffer such Penalties, Forfeitures and Disabilities, as Persons convicted of wilful and corrupt Perjury, are or shall then be by Law liable and subject to, in *Ireland*.

Affidavit Evidence against Printer.

XII. And be it further enacted, That such and every such Affidavit shall be produced as Occasion may require, at or before the Trial of all such Actions, Suits, Prosecutions, Informations or Indictments, as shall be had or commenced, filed or found, touching such Newspapers, or any Publication therein contained, and such Affidavit or Affidavits shall on every such Trial be received and admitted against all and every the Person and Persons who shall have so signed and sworn the same as conclusive Evidence of all such Matters therein, as shall be by Law required to be therein contained, and also of the Continuance of all such Matters in the same Plight and Condition to the time in question, on such Trial, unless it shall be proved that previous to such time such Person or Persons became lunatic, or served a Notice in Writing at the Office where such Affidavit shall have been sworn, of any of the said Matters therein being changed, or unless it shall appear that previous to such time a new Affidavit of the same or a familiar nature respectively, was or were made concerning the same Newspaper in which the Person or Persons sought to be affected on such Trials did not join; and whensoever any such Affidavit shall be produced in Evidence on any such Trial, it shall be sufficient to prove that the Name of the Person or Persons then sought to be charged therewith, is of his, her or their Hand Writing, and it shall not be necessary to produce the Person who administered such Oath, or to prove the swearing of such Affidavit in any other manner.

Copies of Newspapers lodged in Stamp Office, to be Evidence against Proprietors.

XIII. And be it further enacted, That every Printer, Publisher and Proprietor of a Newspaper printed or published in the County or County of the City of *Dublin*, which is or from time to time shall be liable to any Stamp Duty, shall, on every Day of Publication thereof, or on such Day next following, which shall not be an Holiday, between the Hours of Ten and Three on each Day, cause to be delivered to the Person who shall be duly appointed for that Purpose in the Stamp Office in the City of *Dublin*, one Copy of the Newspaper so printed or published, with the Name of some Printer, Publisher or Proprietor thereof, written thereon, after the same shall be printed, by his or her own proper Hand Writing in his or her accustomed manner of signing the same; and every Printer, Publisher and Proprietor of a Newspaper printed or published in any other Place in *Ireland*, shall on each Day of the Publication of such Newspaper, or on such Day next following, which shall be a Holiday, in like manner between the Hours of Ten and Three of the Clock cause to be delivered to the Distributor of such Newspaper in that District such Newspaper shall be printed or published, one Copy of every such Newspaper so printed or published, with the Name of some Printer, Publisher or Proprietor thereof, written thereon, after the same shall be printed, by his or her own proper Hand Writing in his or her accustomed manner of signing the same.

thereof, or the Person or Persons so delivering the same, shall be paid the usual and current Prices of such Copies; which said several Copies so delivered as aforesaid shall be, and they are hereby declared to be Evidence against the several Proprietors, Publishers and Printers of such Newspapers respectively, in all Complaints, Suits, Actions, Indictments, Informations, Prosecutions and Proceedings, to be commenced and carried on as well touching such Newspapers respectively, as every Matter and Thing therein contained, and touching any other Newspaper, and any or every Matter or Thing therein contained, which shall be of the same Title, Purport or Effect, with such Impression or Copy so delivered as aforesaid, although the same should vary in some Instances or Particulars either as to Title, Purport or Effect; and the Printers, Publishers and Proprietors of the Copies so delivered as aforesaid, shall to all Intents and Purposes be deemed Printers, Publishers or Proprietors respectively, of all Newspapers which shall be of the same Title, Purport or Effect, with such Copies or Impressions so delivered as aforesaid, notwithstanding such Variance as aforesaid, unless such Printers, Publishers or Proprietors respectively shall prove that such Newspapers respectively were not printed or published by them respectively, or by or with their Knowledge, Privity or Direction; and every Printer, Proprietor or Publisher, of such Newspaper or Newspapers, who shall neglect or omit to deliver or cause to be delivered such Copies or Copy signed as aforesaid as hereinbefore directed, shall, for every such Omission, pay a Penalty of One hundred Pounds.

Penalty.

XIV. And be it further enacted, That no Newspaper so delivered shall be deemed a sufficient Copy so as to protect any such Printer, Publisher or Proprietor from the said Penalty of One hundred Pounds, unless the Title thereof shall be the same as that for which such Person shall have been registered at the Stamp Office in *Dublin*, as the Printer, Publisher or Proprietor thereof; but if any such Newspaper so delivered shall have a Title sufficient to denote that such Newspaper is the same for which such Printer, Publisher or Proprietor is so registered, of which the Court is in all cases to judge, every such Newspaper so delivered as aforesaid at the Stamp Office in *Dublin*, or to any Distributor, as the case may be, shall be Evidence in all cases against all and every the Printers, Publishers and Proprietors so registered, as fully and effectually to all Intents and Purposes as if such Newspapers so delivered bore the same Title as that for which such Person shall have been so registered.

Copy variant not sufficient in Favour of Printer, and sufficient against him.

XV. Provided always, and be it enacted, That if the Printer, Publisher or Proprietor of any Newspaper, which shall not be printed and published in the County or County of the City of *Dublin*, shall find it more convenient to cause such Copies of such Newspaper to be delivered to any other Distributor of Stamps than to the Distributor in whose District such Newspaper shall be published, it shall and may be lawful to and for such Printer, Publisher or Proprietor, to state such Matter by Petition to the Commissioners of Stamps in *Dublin*, and to pray that he may have Liberty to cause such Copies to be delivered to such other Distributor as he shall so name in the Office of such Distributor, and thereupon it shall and may be lawful to and for the Commissioners of Stamps to order the same accordingly, and from and after the Date of such Order, the Place of Publication of such Newspaper shall for that Purpose only be deemed

Commissioners may allow Printer to lodge Paper with Distributor.

deemed and taken to be within the District of such other Distributor, until the same shall be otherwise ordered by the Commissioners of Stamps for the time being.

Days of Publication ascertained.

XVI. And Whereas Doubts may be entertained as to what shall be the Days of Publication of any such Newspaper; Be it enacted, That on whatever Day or Days of the Week any such Newspaper shall have been published in the Week next immediately preceding the Commencement of this Act, such Day or Days shall, as against any registered Printer, Proprietor or Publisher thereof, be deemed the Days of Publication thereof; and every Printer, Publisher and Proprietor thereof, shall be deemed and taken to have published the same on the said Days in any future Week, until Notice of a Change in that respect shall have been duly served at the Stamp Office in *Dublin* by some registered Printer, Proprietor or Publisher thereof, unless it shall be expressly proved that such Newspaper was not so published on the particular Day or Days in question; and that in all Affidavits which shall hereafter be made or given the Commissioners of Stamps in *Ireland*, by any Printer, Proprietor or Publisher of a Newspaper, under the Provisions of this Act, or of any Act or Acts in force in *Ireland*, for securing the Liberty of the Press, or for amending any such Act, such Affidavit shall state [†] only the Matters heretofore required by Law to be stated therein, but also on what Day or Days of the Week such Newspaper is intended to be published, and from thenceforth the said Day or Days shall be deemed the Day or Days of Publication of such Newspaper; and every Printer, Proprietor and Publisher thereof, shall be deemed and taken to have published the same on the said Day or Days in every succeeding Week, until a new Affidavit shall be made according to Law, differing in that respect, or until Notice of a Change in that respect shall have been duly served at the Stamp Office in *Dublin* by some registered Printer, Proprietor or Publisher of such Newspaper, or unless it shall be expressly proved that such Newspaper was not published on the particular Day or Days in question.

Affidavits.

† Sic.

XVII. And whereas many Printers and Publishers of Newspapers print or strike off a Second Impression thereof, containing more Advertisements or other Matter than are contained in the Copy or Copies given in at the Stamp Office in *Dublin* as aforesaid, or to the Distributor, if in the Country, by which Means the Duty payable in respect of such Newspaper may be evaded and other Mischiefs and Inconveniences arise; Be it therefore enacted, That every Printer, Publisher or Proprietor of any Newspaper in *Ireland*, who shall vary any of such Publications, or publish such Second Impression without giving in, in manner aforesaid, One Copy of such Second or varied Impression or Publication at the Stamp Office in *Dublin*, or Two Copies thereof to the Distributor of Stamps, signed as aforesaid, as the case may be, shall, for every such Offence, forfeit the Sum of One hundred Pounds; and every such Second or varied Impression or Publication shall be deemed to be unstamped; and every Proprietor, Printer and Publisher thereof, shall be liable to all such Pains, Penalties and Forfeitures as if the same were unstamped.

Copies of Second Editions of Newspapers lodged in like manner as first.

Penalty.

Title of Paper lodged at Stamp Office Evidence against Printer.

And be it further enacted, That every Proprietor, Printer and Publisher of any Newspaper in *Ireland*, who shall vary any of such Publications, or publish such Second Impression without giving in, in manner aforesaid, shall be liable to all such Pains, Penalties and Forfeitures as if the same were unstamped.

Thing therein contained, any Newspaper having the same Title as that for which any Defendant in any such Action, Indictment, Information or Suit, shall be registered at the Stamp Office as Printer, Proprietor or Publisher, or having such Title as shall be sufficient to denote that such Newspaper is the same for which such Printer, Publisher or Proprietor, shall have been so registered, of which the Court is to judge, shall be sufficient Evidence that such Paper was printed and published by such Person or Persons so registered, unless the Defendant in such Action, Indictment or Information or Suit, shall shew the contrary, by satisfactory Evidence; and that upon all such Trials, the Proof that the Defendant or Defendants therein did give in, or deliver in manner aforesaid, a Copy of such Impression, signed as aforesaid, if in *Dublin*, to the Stamp Office as aforesaid, or if in the Country, Two Copies to the Distributor of Stamps, signed as aforesaid, shall lie upon such Defendant or Defendants.

Onus probandi.

XIX. And be it further enacted, That if the Printer, Publisher or Proprietor of any Newspaper in *Ireland*, upon any Trial to be commenced or carried on touching such Newspaper, or any Matter or Thing therein contained, shall not admit that any Copy of the Paper left at the Stamp Office in the City of *Dublin*, or with the Distributor of Stamps in the Country, was printed or published by him or her, then and in such case any such Copy or Impression which shall have been left at the Stamp Office in the City of *Dublin*, or with the Distributor of Stamps in the Country, at the times hereinbefore directed, shall be considered as printed and published by him or her, whether such Newspaper so delivered shall be of the same Title for which such Person shall have been registered at the Stamp Office as Printer, Publisher or Proprietor, or of a Title sufficient to denote that such Newspaper is the same for which such Printer, Publisher or Proprietor, shall have been so registered, of which the Court shall judge; and such Newspaper shall be so considered, although the same shall not appear to be duly signed in his or her Hand Writing, and though it shall not appear by whom the same was so left, unless he or she shall prove that he or she left, or cause to be left, at the time by this Act required, a printed Copy, or Two printed Copies, of the Paper published by him or her, with the Officer or Person with whom he or she is by this Act directed to leave the same, with his or her Name written thereon in his or her own Hand Writing, in the manner directed by this Act.

Copy so lodged Evidence against Printer.

XX. And be it further enacted, That if any Printer or Publisher or Proprietor of any Newspaper in *Ireland*, shall be, by due Course of Law, outlawed for any criminal Offence, or receive Judgment for printing or publishing a traitorous or seditious Libel, the said Commissions of Stamps in *Ireland*, and their Officers, for distributing Stamped Vellum, Parchment or Paper, respectively, are hereby prohibited to sell or deliver to or for the Use of any such Printer, Publisher or Proprietor, so outlawed, or who shall have so received Judgment for such Libel, any Stamped Paper for printing any Newspaper.

Printers outlawed, &c. not to have Stamps for Papers.

XXI. And be it further enacted, That if any Printer, Publisher or Proprietor of any Newspaper, which shall be at any time published in *Ireland*, shall have become a Bankrupt, or non compos mentis, or shall be outlawed for any Crime, or shall receive Judgment for printing

Printers becoming Bankrupt, &c. not entitled to print Newspapers.

shall have been made by the Printers, Publishers and Proprietors thereof, and deposited in the Stamp Office in *Dublin* according to Law; and that if it shall be at any time intended to change the Place of printing or publishing any such Newspaper, a new Affidavit shall thereupon be made, stating such new Place of Publication, and stating all other Matters required by Law to be contained in such Affidavit, as if such Newspaper had never before been published.

XXVI. And be it further enacted, That any Person who shall buy or sell, or shall without lawful Excuse keep in his, her or their Possession in *Ireland* any unstamped Newspaper, shall be subject and liable to the Penalty of Ten Pounds for every unstamped Newspaper so bought or sold, or found in his, her or their Possession; and every Printer, Proprietor or Publisher, of any unstamped Newspaper shall forfeit the Sum of Twenty Pounds for every Newspaper so unstamped, which he, she or they shall print or publish, or cause to be printed or published.

Buying, &c. un-
stamped New-
papers.

Penalty.

XXVII. And be it further enacted, That in all cases where any Person or Persons who is, are or shall be entitled to obtain from the said Commissioners of Stamps in *Ireland*, or their Officers, stamped Paper for the printing of any Newspaper of which he, she or they, is, are or shall be Printer or Printers, or Publisher or Publishers, Proprietor or Proprietors, shall furnish or supply any other Person or Persons with any such stamped Paper, every such Printer, Publisher or Proprietor, shall, for every such Offence, forfeit the Sum of Forty Pounds; and if any Person or Persons shall make use of any stamped Paper for the printing of any Newspaper which he, she or they shall receive or be furnished with, by or from any other Person or Persons than the said Commissioners of Stamps, or their Officers or Distributors, every such Person shall, for every such Offence, forfeit the Sum of Forty Pounds.

Printers not to
supply others
with Stamps.

Penalty.

XXVIII. And be it further enacted, That every Printer who shall print or publish in *Ireland*, any Advertisement or Advertisements in any Pamphlet, Newspaper or other Literary Performance, shall within the Space of Thirty Days next after the last Day of each Month, if such Advertisement or Advertisements shall be printed or published within the City of *Dublin*, pay or cause to be paid the Stamp Duty or Duties which shall be then by Law charged in respect thereof to the respective Persons appointed to receive the same, or to their respective Deputies or Clerks, and if printed or published in any Part of *Ireland*, out of the Limits of the City of *Dublin*, then to the Distributor of Stamps in whose District such Pamphlet, Newspaper or Literary Performance, shall be printed; and the said Commissioners of Stamps and their Officers, or such of them to whom it shall appertain, are hereby required, upon Payment of the said Duties in respect of such Advertisements, to give a Receipt or Receipts for the Duty or Duties so paid, and upon Payment thereof in the manner and within the time hereinbefore for that Purpose limited, the said Commissioners, or their Officers receiving the same, shall make to the Person or Persons paying the same out of the Sums so to be paid, such Allowance, if any, as shall be then warranted by Law, and in Default of such Payment within the time hereinbefore for that Purpose limited, the Printers, Publishers and Proprietors, of every such Pamphlet, Newspaper or other Literary Performance, and each and every of them, shall be liable to pay Treble the Amount of the

Penalty.

Payment of
Duty on Adver-
tisements.

Penalty.

the

Printer, &c. neglecting to pay Duties, Commissioners prohibited to sell Stamped Paper.

the Duties then by Law chargeable thereupon, to be recovered with full Costs of Suit by summary Application to the Court of Exchequer in Ireland, in the same manner as any unpaid Stamp Duties; and if any Printer, Publisher or Proprietor of a Newspaper, shall within the time hereinbefore limited for the Payment of the said Duties in respect of Advertisements neglect to pay the same, the said Commissioners and their Officers for distributing Stamp Paper and Parchment respectively, are hereby prohibited to sell or deliver to or for the Use of such Printer, Publisher or Proprietor, any stamped Paper for printing any Newspaper upon until such Printer, Publisher or Proprietor so in Arrear shall have paid and discharged all Arrears of Advertisement Duty, to the Payment of which he was subject, up to and for the last Day of the Month next preceding the Month in which such Payment shall be made; and if any Officer acting under the said Commissioners shall knowingly sell or deliver any Stamped Paper for printing a Newspaper, or Part of a Newspaper upon, contrary to the aforesaid Prohibition, he shall upon Conviction thereof forfeit the Sum of Forty Pounds; and if Judgment shall be entered against any such Officer upon Information for such Offence, every such Person shall forfeit his Office, and shall be for ever disabled from holding any Office under the Commissioners of Stamps.

Penalty.

Printer, &c. to enter into Bond for Payment of Duty.

XXIX. And be it further enacted, That no Printer or other Person or Persons shall publish in Ireland any Newspaper, unless he, she or they, together with the Proprietor or Proprietors of such Paper, and together with Two sufficient Sureties, shall previous thereto have entered into Security by Bond in a Sum not exceeding Three hundred Pounds, nor less than Two hundred Pounds, to His Majesty, his Heirs and Successors, conditioned for the Payment of the Duties which shall or may from time to time be payable on all Advertisements which shall be printed therein, upon Pain that every Person so offending shall forfeit the Sum of Forty Pounds; and no Officer appointed for distributing Stamped Vellum, Parchment or Paper in Ireland, shall sell or deliver any Stamped Paper for printing any Newspaper to any Person, unless such Person shall have previously given such Security for the Payment of the said Duties; and if any Officer shall sell or deliver any Stamped Paper for printing a Newspaper on to any Person who shall not have entered into such Security, knowing that such Security was not entered into, he shall upon Conviction thereof forfeit the Sum of Forty Pounds; and if Judgment shall be entered against such Officer upon Information for such Offence, every such Person shall forfeit his Office, and shall be for ever disabled from holding any Office under the Commissioners of Stamps.

Penalty.

Penalty.

Printing Materials seized for Duty.

XXX. And be it further enacted, That all Materials and Utensils for printing used in and kept at, or belonging to any Printing House in Ireland, in which any Newspaper or any Paper serving the purpose of a Newspaper as aforesaid hath been or shall be printed, whose Hands soever the same shall have come or shall come by whatsoever Conveyance or Title the same shall be charged to the said Place liable and subject to; and the same are hereby made liable to the said Duties, and every such Person who shall be charged with the same shall be liable to pay the same as aforesaid.

or shall be printed or published in such Newspaper, and as shall be due for Fines or Penalties adjudged against the Printer or Printers, Publisher or Publishers, Proprietor or Proprietors of such Newspaper, under and by virtue of any Act or Acts, which shall be then of force in *Ireland*, relating in any wise to the Collection or Regulation of any Stamp Duties or Duty, during such time as such Materials or Utensils shall have belonged to or been used in or kept at such Printing House as aforesaid; and it shall and may be lawful in all cases to levy such Sum and Sums of Money upon such Materials and Utensils in like manner as if the Printer or Printers of such Newspaper, or other Paper as aforesaid, were the Proprietor or Proprietors of such Materials and Utensils at the time of levying the same.

XXXI. And be it further enacted, That this Act, and all and singular the several Provisions and Regulations herein contained and mentioned, shall commence and be in force from the Fifth Day of *July* One thousand eight hundred and fifteen, and not sooner.

Commencement
of Act.

C A P. LXXXI.

An Act to repeal the several Acts for the Collection and Management of Stamp Duties in *Ireland*, and to make more effectual Regulations for collecting and managing the said Duties in general.

[14th June 1815.]

WHEREAS an Act was passed in the Fifty second Year of His present Majesty's Reign, intituled *An Act to repeal the several Acts for the Collection and Management of the Stamp Duties in Ireland, and to make more effectual Regulations for collecting and managing the said Duties*; And Whereas another Act was passed in the Fifty fourth Year of His said Majesty's Reign, to grant to His Majesty certain Stamp Duties in *Ireland*, and to explain and amend the said recited Act made in the Fifty second Year of His Majesty's Reign: And Whereas it is expedient that the said recited Acts should be repealed, and that Regulations should be established for the Collection of all Duties which shall be from time to time hereafter under the Management of the Commissioners of Stamp Duties, so far as the same is practicable; 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 Commencement of this Act, the said recited Acts shall be and the same are hereby repealed, save and except so far as the said Acts, or either of them, repeal any former Act or Acts of Parliament, or any Clause, Matter or Thing therein contained; and save as to any Proceeding commenced or to be commenced in any Court, Civil or Criminal, or otherwise, against any Person or Persons for any Fine, Penalty or Forfeiture for or in respect of any Offence committed or to be committed against the said Acts, or any of them, or for the levying or collecting any Duty that may be due under the said Acts, or either of them, previous to the Commencement of this Act; and save that all Licences and Certificates granted, and all Affidavits of any Printers, Publishers or Proprietors of any Newspaper under the said Acts respectively, before the

52 G. 3. c. 126.

54 G. 3. c. 118.

repealed.
Exceptions.

IV. And be it further enacted, That in all cases in which it shall not be otherwise directed or provided by any Act or Acts of Parliament, all and every Right, Power and Authority which from time to time shall be vested in the said Commissioners, shall and may be used and exercised by any Three or more of the said Commissioners, as fully and effectually to all Intents and Purposes as the same could be used or exercised by all the said Commissioners for the time being; and that all and every Powers and Authorities vested in any Commissioners of Stamp Duties, or in any Commissioners for stamping Vellum, Parchment and Paper, under whatsoever Name or Title by any Act not hereby repealed, shall be vested in the said Commissioners under this Act to all Intents and Purposes.

Three Commissioners a Quorum.

V. And be it further enacted, That the several Commissioners and inferior Officers heretofore appointed for the marking or stamping of Vellum, Parchment and Paper, and managing the Duties thereupon, and now actually holding and exercising such Offices respectively, shall continue to act in the several Offices to which they have been so appointed, in like manner, with the same Powers and Authorities, and subject to such Restrictions and Limitations as if appointed and sworn under this Act; and that every such Commissioner now appointed or hereafter to be appointed, shall continue to hold and exercise his said Office until he shall die, resign or be removed therefrom by His Majesty, his Heirs or Successors, or by the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being; and that every such inferior Officer now appointed, or hereafter to be appointed, shall continue to hold and exercise his said Office until he shall die, resign or be removed therefrom by the said Commissioners, with the Consent and Approbation of His Majesty, his Heirs and Successors, or of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being.

Officers to hold Employment till Death or Removal

VI. And be it further enacted, That if in any Court whatsoever, on any Trial, Proceeding or Occasion whatsoever, and whoever shall be the Parties therein, any Question shall arise concerning the Right of the said Commissioners or Inferior Officers, or of any of them, or of any Person or Persons appointed by the said Commissioners for the Purpose of executing any Duty whatsoever under any Act imposing any Stamp Duty, or regulating the Collection or Management of any such Duty, to hold, exercise or enjoy their said Offices, or to execute such Duty respectively, then and in every such case it shall be sufficient to prove that such Commissioner or Commissioners or inferior Officer or Officers, or Person or Persons, were or was at the time in question commonly reputed to be such Commissioners or Commissioner, or Officer or Officers, or was or were so appointed or authorized respectively, without producing any Patent, Appointment or Commission, and without giving any Evidence of having performed the several Requisites prescribed by Law, to enable them to execute the said Offices or Duties respectively.

Reputation sufficient Evidence of Appointment.

VII. And be it further enacted, That it shall and may be lawful to and for His Majesty, his Heirs and Successors, and to and for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, for the time being, out of the Produce of the Stamp Duties which shall from time to time be payable in *Ireland*, to cause such Sum and Sums of Money to be expended and paid from time to time for Salaries and incident Charges, as shall be necessary in and for

Salaries of Officers paid out of Stamp Duties.

XIII. And be it further enacted, That in all Actions or Suits, commenced or to be commenced against any Distributor of Stamps or Person in charge as a Distributor of Stamps, or against the Heirs, Executors or Administrators of such Distributor or Person in charge, or against both or either of the Sureties of any such Distributor or Person in charge, or their or either of their Heirs, Executors or Administrators, every Acknowledgement in Writing of the Receipt of any Stamps given or sent to such Distributor or Person in charge by or from the Stamp Office in *Dublin*, signed by such Distributor or Person in charge as a Distributor, or by any Person duly authorized by any such Distributor or Person in charge respectively, shall be accepted, taken and allowed in all Courts of Law and Equity as Evidence of the Receipt of the several Pieces and Skins of stamped Paper, Parchment and Vellum in such Acknowledgement stated to have been received by or for such Distributor or Person in charge as a Distributor, and of the Value thereof, and of the Stamps thereon respectively; and that all and every Account or Accounts, furnished and verified by Oath or Affirmation by such Distributor or Person in charge according to the Directions of this Act, shall be accepted, taken and allowed in all Courts of Law and Equity as Evidence against such Distributor or Person in charge as a Distributor, or against the Heirs, Executors or Administrators of such Distributor or Person in charge, or against both or either of the Sureties of such Distributor or Person in charge, or their or either of their Heirs, Executors or Administrators of the several Debts in any such Account severally contained; but any such Account, by whomsoever produced, shall not be Evidence of the Credits therein claimed or stated by such Distributor or Person in charge as Distributor.

Distributor's
Accounts Evi-
dence of Receipt
of Sums stated
therein.

XIV. And be it further enacted, That it shall and may be lawful or any Distributor or Distributors of Stamps, with the Consent of the said Commissioners of Stamps, or any One of them, to appoint by Warrant under Hand and Seal, any Person or Persons to be his, or their Deputy or Deputies or Sub Distributor or Distributors within his, her or their District, or any Part or Parts that may be specified in such Warrant; and every such Distributor or Distributors shall be answerable for the Conduct of every such Deputy or Sub Distributor in all Matters relating to the said Office of Distributor; and every such Deputy or Sub Distributor shall have full Power to sell Stamps for the said Distributor or Distributors, according to the Terms of such Warrant, in the same manner as the said Distributor or Distributors might personally do, but not to exercise any other Part of the Business or Office of such Distributor or Distributors; and no such Warrant for appointing any such Sub Distributor shall be subject to any Stamp Duty whatsoever.

Appointment of
Sub Distributor
to be free of
Stamp Duty.

XV. And be it further enacted, That it shall and may be lawful and for the Commissioners of Stamps in *Ireland*, or any One or more of them, as often as it shall seem fit to him or them so to do, by Warrant under his or their Hand and Seal or Hands and Seals to authorize any Person or Persons, with the Assistance of a Magistrate or any Peace Officer in the Day-time to enter into the House or Habitation of any Distributor of Stamps, or of any Deputy or Sub Distributor, or Person or Persons acting for or under such Distributor, or having Charge of the Office or Business of such Distributor for any particular time; and if on Demand, and Notice

Commissioners
empowered to
grant Warrants
to seize Stamps
in Hands of
Distributors.

Holiday, or as speedily after such *Wednesday* or other Day as the Distance of such Distributors respectively shall permit, or as much oftener and at all such times as the said Distributors shall be required by the said Commissioners, or any of them, pay or cause to be paid all Sums received by them in like manner, and then in their Hands respectively, to the said Receiver General of Stamp Duties; and the said Receiver General shall, on each and every Day or on such Day or Days in every Week as shall be directed for the Purpose by the said Commissioners, pay all Monies so received by him, and then in his Hands, into the Receipt of His Majesty's Exchequer of *Ireland*; and the said Receiver General shall on each Day after his making any such Payment into the said Exchequer, and every Distributor of Stamps on each Day after his or her making any such Payment to the said Receiver General, or on the first Opportunity after the said times respectively, give Notice of such Payment and of the Amount thereof to the said Commissioners of Stamps; and if such Receiver General shall at any time neglect or omit to pay into the Receipt of His Majesty's Exchequer the Sums so by him payable as aforesaid, at the time and in the manner aforesaid, or shall detain any Part of the Monies so by him payable, then and for every such Offence he shall be dismissed from his said Employment and shall be incapable to serve His Majesty, his Heirs and Successors, in any Civil Capacity whatsoever, and shall be charged with Interest for the Monies so detained in his Hands after the Rate of Twelve Pounds by the Hundred by the Year, the same to be recovered with Costs of Suit, by Action, Suit or Information, or by any other of the Means whereby Debts may be recovered by His Majesty, his Heirs and Successors, from Public Accountants or Debtors; and if any such Distributor or Distributors shall neglect or omit to pay or cause to be paid to such Receiver General as aforesaid, the Sums so by him, her or them payable as aforesaid, or shall detain the Monies by him, her or them so payable as aforesaid, or any Part thereof, then for the first of such Offences he, she or they shall forfeit all and every the Discount, Per Centage or other Fee, Profit or Reward to which such Person or Persons so offending should or might otherwise be entitled, for or by reason of the Sums so detained, or so neglected or omitted to be paid to such Receiver General; and for the Second of such Offences every such Distributor or Distributors shall forfeit the said Discount, Per Centage, Profit or Reward, and shall be dismissed from his or her said Office, and shall, from the time of such Dismissal, be incapable of serving His Majesty, his Heirs or Successors in any Civil Capacity whatsoever, and shall also be charged with Interest for the Money so detained after the Rate of Six Pounds by the Year for every Hundred Pounds; the same to be recovered in the same manner and with like Costs, as the Interest is recoverable from the said Receiver General as aforesaid; and the said Discount, Per Centage, Profit or Reward so forfeited by such Distributor or Distributors, shall, in every of the said cases, be paid to such Officer or Officers of the Stamps as shall first discover and inform the said Commissioners of Stamp Duties of such Neglect, Omission or Detention, if the said Commissioners of Stamps or the major Part of them shall think proper so to order the same, and if they shall make Order thereupon, it shall be carried to the Account of the

Receiver General to pay into the Exchequer.

Notice of Payment.
Receiver General neglecting to pay, &c. dismissed.

Interest.

Distributors neglecting to pay, &c.

First Offence.

Second Offence.

Interest.

Forfeitures how disposed of.

Duties under the Management of the Commissioners of Stamps in *Ireland*.

Further time allowed to Distributors by Commissioners.

XVIII. Provided always, and be it enacted, That in all cases where the Average of the Monthly Sales of any such Distributor, or of his Predecessor or Predecessors for Twelve Months next preceding, shall not have exceeded the Sum of Twenty Pounds *per* Month, it shall and may be lawful to and for the said Commissioners of Stamps from time to time as often as they shall see just and necessary Occasion, by Order under their Hands, to enlarge and extend for any time not exceeding One Month, the time hereby allowed to such Distributors respectively, for paying unto such Receiver General the several Sums by them respectively from time to time received as aforesaid.

Account.

XIX. And be it further enacted, That there shall be kept in His Majesty's Treasury in *Ireland*, One Book in which all Monies that shall be paid into the said Treasury in *Ireland* by virtue of this Act, or of any Act or Acts for imposing of Stamp Duties in *Ireland*, shall be entered apart and distinct from all other Monies paid or payable to His Majesty, his Heirs and Successors, from any Account whatsoever; and that neither the Six pence *per* Pound, nor any other Fee, shall be payable to, or be deducted or received by any Officer or Officers of His Majesty's Treasury, for or on Account of the issuing or Payment of any Sum or Sums of Money arising by, or which shall be received for or on account of any Stamp Duties, or of any Payment to be made by the Receiver General of Stamp Duties in manner aforesaid, but that the same shall be received and duly accounted for to His Majesty, his Heirs and Successors, and all the Money paid into the said Treasury, on the account of such Duties, shall be carried to, and be made Part of the Consolidated Fund of *Ireland*.

No Fees at Treasury for receiving Stamp Duties.

XX. And be it further enacted, That the several Persons who have been or who shall be respectively employed in receiving, collecting or paying any Stamp Duties, shall exhibit their respective Accounts of such Duties to the Commissioners for auditing the Public Accounts of *Ireland* for the time being or the major Part of them, when called on by them, or any One or more of them for that Purpose; and the said Commissioners of Public Accounts are hereby respectively authorized and required from time to time to examine upon Oath the said Persons who shall be so employed in raising, receiving or collecting the said Duties, as to their said Accounts, and as to the Sum or Sums of Money which shall have been by them or any of them respectively raised, collected or received within the time of such their Accounts, and likewise what Part thereof shall have been by them or any of them paid to the Receiver General, or into the Receipt of His Majesty's Exchequer in *Ireland*, and at what times respectively; and in accounting before the said Commissioners of Public Accounts, the said Persons shall produce proper Vouchers for any Sum or Sums of Money by them received and paid, and the said Commissioners of Public Accounts, or the major Part of them, are hereby authorized and required finally to audit and settle such Accounts; which said Accounts when so audited and settled shall be signed by the said Commissioners of Public Accounts, and shall be at all times

Consolidated Fund.

Accounts of Stamp Officers audited.

Oath.

Vouchers.

cerned a full and sufficient Warrant and Discharge to all Intents and Purposes, according to the true Intent, Meaning and Import thereof respectively.

XXI. And be it further enacted, That the Types, Marks and Stamps, which are already kept or used for denoting and marking on Vellum, Parchment and Paper, or on Playing Cards, or on Dice, the several and respective Duties heretofore granted, or any of them, or which shall hereafter be kept or used at the Stamp Office in Dublin, for denoting and marking on Vellum, Parchment and Paper, or on Playing Cards, or on Dice, the several and respective Stamp Duties which shall from time to time be payable thereon respectively by Law in Ireland, shall be the only true and lawful Types, Marks and Stamps, for the stamping and impressing of all Vellum, Parchment and Paper, on which any of the several Things in respect hereof any Stamp Duty shall from time to time be payable, have been or shall be engrossed or written, and for stamping Playing Cards and Dice according to Law; and that if at any time there shall not be any such Type, Mark or Stamp, denoting the precise Amount of any of the Stamp Duties which shall from time to time be payable, it shall be lawful for the said Commissioners, if they shall think proper, to direct that Two or more of such Types, Marks or Stamps, the Duties denoted whereby shall in the whole amount to the Stamp Duties so payable respectively, shall be used on the same Paper, or on Vellum, Parchment or Paper, for denoting such Duties, or their Discretion to cause to be provided new Types, Marks or Stamps for denoting such Duties or any of them, and to cause all such Types, Marks or Stamps to be provided with such Duties to be stamped or marked with the same.

Types, &c. for Stamps to be provided.

Directions as to stamping.

XXII. And be it further enacted, That the Devices or Marks or to be used for denoting and marking on Vellum, Parchment and Paper, or on Playing Cards, or on Dice, the Stamp Duties which shall be payable from time to time, or any of them, may be changed, varied or altered from time to time, as His Majesty, his Heirs and Successors, or the Lord Lieutenant or other Chief Governor or Governors of Ireland for the time being, or the Commissioners of Stamps for the time being, or any Three of them, shall think fit; provided, that whensoever such Devices or Marks shall be changed, varied or altered, then and in every such case Notice of every such Change, Variation or Alteration shall be given by Advertisement in the Dublin Gazette, and in some Public Newspaper, a convenient time before the Types, Marks or Stamps on which such new Devices or Marks shall be made, be used.

Devices, &c. may be changed, &c.

Notice in Gazette.

XXIII. And be it further enacted, That the said Commissioners of Stamps in Ireland shall cause separate and particular Stamps or Marks to be provided and used to denote the Duties which shall from time to time be payable, not only on any Article or Articles for which separate or particular Stamps or Marks shall be required, but also on such other Articles, Matters and Things, as to the said Commissioners of Stamps shall seem requisite and necessary, or as the said Commissioners shall be required by His Majesty, or by the Lord Lieutenant or other Chief Governor or Governors of Ireland, or by the Lord High Treasurer of Ireland, or by the

Particular Stamps for certain Duties.

been engrossed or written on Vellum, Parchment or Paper, not marked or stamped; and all Persons who shall engross or write any Matter or Thing, chargeable with any of the Duties aforesaid, on such Vellum, Parchment or Paper, after the said time, shall incur and suffer such Penalty as is herein directed to be inflicted on Persons writing or engrossing on Vellum, Parchment or Paper not marked or stamped.

Engrossing, &c.
on such Stamps.

Penalty.

XXV. And be it further enacted, That if any Person in any Part of the United Kingdom of *Great Britain* and *Ireland*, or any of the Dominions thereto belonging, shall counterfeit or forge, or cause or procure to be counterfeited or forged any Type, Die, Mark or Stamp to resemble any Type, Die, Mark or Stamp at any time heretofore kept or used, or hereafter to be kept or used at the Stamp Office in *Dublin*, for denoting the charging or marking on Vellum, Parchment or Paper, or other Matter directed to be stamped any of the Duties charged thereon by any Act or Acts which has been or shall be at any time in force in *Ireland*, although such Act or Acts may not be in force, or such Type, Die, Mark or Stamp, may not be kept or used at the said Stamp Office at the time of such forging or counterfeiting; or if any Person or Persons (save and except such Person or Persons as shall be lawfully entitled to have and to use the same for the Purpose of stamping Vellum, Parchment or Paper, or other Matter directed to be stamped by or under the Authority of the said Commissioners of Stamps for the time being) shall have in his, her or their Possession any Type, Die, Mark or Stamp to resemble any Type, Die, Mark or Stamp heretofore kept or used or hereafter to be kept or used at the said Stamp Office for denoting the charging or marking on Vellum, Parchment or Paper, or other Matter directed to be stamped, any of the Duties so charged or to be charged thereon as aforesaid, although such Type, Die, Mark or Stamp shall not be then kept or used at the said Stamp Office, or the Duty denoted thereby shall not be then payable in *Ireland*; or shall mark or impress, or cause or procure to be marked or impressed, on any Vellum, Parchment or Paper or other Matter which heretofore was or hereafter shall be directed to be stamped, any Device, Mark or Impression which has been or shall be used, kept or made at the Stamp Office in *Dublin* for denoting the charging or marking on Vellum, Parchment or Paper, or other Matter or Thing so directed to be stamped, any of the Duties charged thereon by any Act of Parliament which shall be or shall have been in force in *Ireland* at or before the time when such Mark or Device shall have been so used or kept at the said Office though such Act or Acts may not be in force, or such Device, Mark or Impression, may not be used or kept at the said Office at the time of such Offence committed; or if any Person shall use, utter, vend, or sell, or cause to be used, uttered, vended or sold, or shall have in his or her Possession, with Intent to use, utter, vend or sell the same, any Vellum, Parchment or Paper, or other Matter, with any counterfeit Device, Mark or Impression thereupon, to resemble any Device, Mark or Impression which has been or shall be used, kept or made at the Stamp Office aforesaid for the Purposes aforesaid, or any of them, though not then used or kept for the said Purposes, or any of them, or though the Duty denoted thereby shall not be then payable in *Ireland*, knowing such Device, Mark or Impression to be counter-

Forging, &c.
Dies;

Having unlaw-
fully in Pos-
session;

Marking Paper,
&c. unlawfully;

Uttering, &c. or
having for Sale
forged Stamps;

Officers or others stamping same, &c. with lawful Dies without Authority of Commissioners.

feited; or if any Officer or Officers in the Employment of the Commissioners of Stamp Duties, or any other Person or Persons whatever, shall, with Intent to defraud His Majesty, his Heirs or Successors, mark or impress, or cause or procure to be marked or impressed, or be aiding, abetting or assisting in marking or impressing, or in causing or procuring to be marked or impressed, any Stamp, Mark or Impression denoting any of the Duties aforesaid, on any Vellum, Parchment or Paper, or other Matter directed to be stamped, not delivered to him or them, or by the Authority of the said Commissioners of Stamps for the Purpose of being stamped with any Type, Die, Mark or Stamp which has been or shall be used, kept or made at the Stamp Office aforesaid for the denoting the charging or marking on Vellum, Parchment or Paper, any of the Duties charged or to be charged thereon by any Act of Parliament, though such Type, Die, Mark or Stamp shall not be then kept at the said Stamp Office, or the Duty denoted thereby should not be then payable in *Ireland*; or if any Person or Persons shall with Intent to defraud His Majesty, his Heirs or Successors, knowingly have in his, her or their Possession any Vellum, Parchment or Paper, or other Matter required to be stamped, so fraudulently stamped, or marked with any Mark or Stamp to denote any of the aforesaid Duties, then and in every of said cases every such Person so offending, and being thereof fully convicted, shall be adjudged a Felon, and shall, for the First Offence aforesaid whereof he or she shall be convicted, be transported for the Term of Seven Years; and for any of the Offences aforesaid which he or she shall commit after such Conviction, shall suffer Death as in cases of Felony without Benefit of Clergy.

Having in Possession Paper, &c. fraudulently stamped.

First Offence.

Second Offence.

Paper stamped before written upon.

XXVI. And be it further enacted, That all Vellum, Parchment and Paper intended to be charged with any Stamp Duty shall, before any of the Matters or Things in respect whereof any Stamp Duty shall be then payable shall be thereupon engrossed or written, be brought to the Stamp Office aforesaid, to be stamped and marked; and the said Commissioners and Officers are hereby required, upon Demand of the Person or Persons so bringing the same, forthwith without any Fee or Reward to stamp or mark any Quantity or Parcel of Vellum, Parchment or Paper so brought, such Person or Persons paying to such Officer or Officers as shall be appointed to that behalf the respective Duties which they shall require to have so stamped or marked on the same.

Officers stamping before Duty paid.

XXVII. And be it further enacted, That if any Commissioner, or other Officer appointed or to be appointed as aforesaid, shall fix or impress any such Mark or Stamp to or upon any Vellum, Parchment or Paper, which shall be brought to the Stamp Office aforesaid to be stamped or marked, before the Duty or Duties denoted thereby shall be duly answered or secured to be paid to the Use of His Majesty, his Heirs or Successors, in such cases where such Security may by Law be taken, he shall, for every such Offence, be liable to a Sum of One hundred Pounds.

Penalty.

Additional Stamps put on old Stamps.

XXVIII. And be it further enacted, That in all cases where any Person or Persons shall be convicted of any Offence against the Provisions of this or any other Act relating to the Stamp Duties, he or she shall be liable to a Sum of One hundred Pounds.

any of them, upon request of any Person or Persons producing any Vellum, Parchment or Paper, stamped with such Stamp or Stamps to order, if they shall think proper so to do, that such Vellum, Parchment or Paper be stamped with Stamps denoting such Duties as the Person or Persons requesting the same shall require; the Person or Persons to whom the same shall be given, paying the Difference in Amount (if any) between the Stamps which shall have been first impressed or marked on such Vellum, Parchment or Paper, and such Stamps as shall be so required to be impressed or marked on the same.

XXIX. And be it further enacted, That upon Proof on Oath or solemn Affirmation (if by a Quaker) made before the said Commissioners or any of them, or before any Inferior Officer by them in that behalf appointed (and which Oath or Affirmation such Officer is hereby empowered to administer) to the Satisfaction of such Commissioner or Officer, that any stamped Vellum, Parchment or Paper, printed, engrossed or written upon, and inadvertently and undesignedly spoiled or obliterated, or by any other means rendered unfit for the Purpose intended, hath not been executed or signed by any Party or Parties, or used for any of the Purposes for which the same was or were intended; and that the Person making such Affidavit or Affirmation hath not, nor hath any other Person on his Account received, and that such Person will not receive any Money or other Consideration for the Stamp thereupon, and that the said Stamp or Stamps is or are really and truly the Property of the Person making such Affidavit, and have or hath been paid for by such Person to the full Amount of the Duty thereon; and that such Person will be a Loser to such Amount, unless such Person shall receive other Stamps in lieu thereof, and upon the Person or Persons who shall produce such Proof, delivering such stamped Vellum, Parchment or Paper, rendered unfit for use as aforesaid, and delivering also at the same time a like Quantity of Vellum, Parchment or Paper, to be stamped, then and in every such case, the said Commissioners shall cause the same to be stamped or marked with the several and respective Duties stamped, marked or impressed on the Vellum, Parchment or Paper, so rendered unfit for use, or with any other Duties which may be required, the Person so requiring the same first paying the Difference of Amount if any: Provided always, that such spoiled Stamps shall be brought to the Commissioners of Stamps at the Stamp Office in *Dublin*, within Six Calendar Months next after the same shall have been spoiled, or rendered unfit for use, if the same shall belong to the Persons resident in *Dublin*, or within Ten Miles of the Castle of *Dublin*, or within Twelve Calendar Months after the same shall have been spoiled, if such Stamps shall belong to Persons resident elsewhere.

XXX. And be it further enacted, That it shall and may be lawful for the Commissioners of Stamps to allow as spoiled, and to cancel and give other Stamps in lieu of any such Stamps as shall have been used for or upon any Presentations to Ecclesiastical Benefices, which shall not be followed by Institution, or for or upon any Instruments which shall have been signed by any Party or Parties, but which shall be afterwards found to be absolutely void in Law from the beginning, or which, by reason of any Error or Mistake therein, shall be afterwards found unfit for the Purpose originally intended, or which, by reason of the Death of any Person whose

Spoiled Stamps changed for others.

Application for Allowance of spoiled Stamps made within limited time.

Powers of Commissioners of Stamps to allow and exchange spoiled Stamps extended to a variety of cases of Instruments signed by Parties.

aforefaid, as they shall in their Discretion judge necessary or expedient for the Purpose of preventing Frauds and Evasions, such Affidavits or Affirmations to be made before the said Commissioners or any One or more of them, or before any Officer to be appointed by the said Commissioners, who are hereby respectively authorized to take the same, and administer the proper Oath or Affirmation for that Purpose.

XXXIII. And be it further enacted, That if any Person hath engrossed or written at any time since the Commencement of any Act for imposing Stamp Duties in *Ireland*, or shall at any time hereafter engross or write, or cause to be engrossed or written upon any Vellum, Parchment or Paper, any of the Matters or Things for which such Vellum, Parchment or Paper at the time of such Writing or Engrossment was or shall be chargeable with any Stamp Duty (save and except a Bill or Note of any Banker or Bankers or other Person or Persons) before such time as the said Vellum, Parchment or Paper hath been or shall be marked or stamped with such Mark or Stamp as was or shall be by Law required for the same, or hath or have engrossed or written the same, or caused the same to be engrossed or written, or shall engross or write the same, or cause the same to be engrossed or written upon any Vellum, Parchment or Paper not stamped with any Duty, or stamped or marked for any lower Duty than the Duty payable at the time, in respect of what hath been or shall be so engrossed or written thereon, then and in every such case there shall be paid to His Majesty, his Heirs and Successors, the Remainder or the whole of the Amount of the Duty, as the case may be, so payable by Law for every such Deed, Instrument or Writing; and also the Sum of Ten Pounds, provided the same shall be brought to be stamped within the Space of Five Years from the Execution of such Deed, Instrument or Writing, or at any time after the Expiration of such Term of Five Years the Sum of Twenty Pounds over and above such Duty or Remainder of Duty payable as aforefaid; and the proper Officers respectively are hereby required, upon Payment or Tender of such Duty or Remainder of Duty, and the Sum of Ten Pounds or Twenty Pounds, as the case may be, to give a Receipt for the same, and to mark and stamp such Vellum, Parchment or Paper with the Mark or Stamp that shall be proper for such Deed, Instrument or Writing respectively.

Deeds, &c.
written on un-
stamped Paper
may be stamped.

Fine.

Fine.

XXXIV. And be it further enacted, That if any Person hath engrossed or written at any time since the Commencement of any Act for imposing Stamp Duties in *Ireland*, or shall at any time hereafter engross or write, or cause to be engrossed or written upon any Vellum, Parchment or Paper any of the Matters or Things for which such Vellum, Parchment or Paper at the time of such Writing or Engrossment was or shall be chargeable with any Stamp Duty, and such Vellum, Parchment or Paper shall have been or shall be marked or stamped with one or more forged Mark or Stamp or Marks or Stamps impressed thereon, or if any Person or Persons hath or have engrossed or written, or shall engross or write any such Matter or Thing, or hath or have caused, or shall cause any such Matter or Thing to be engrossed or written upon any Vellum, Parchment or Paper stamped with any forged or counterfeit Stamp or Mark, then and in every such case it shall be lawful for any Person

Deeds, &c.
written on
Paper having
forged Stamps
thereon may be
stamped.

Person or Persons (other than such Person or Persons who shall have engrossed or written or caused to be engrossed or written or shall engross or write, or cause to be engrossed or written a such Matter or Thing upon any Vellum, Parchment or Paper stamped with any forged or counterfeit Stamp, knowing such Stamp to be forged or counterfeited, or who shall have impressed any such Vellum, Parchment or Paper, or shall have caused the same to be impressed with any such counterfeit Stamp or Mark) to bring such Vellum, Parchment or Paper to the Stamp Office in *Dublin*, to be stamped with the Stamp or Mark denoting the Duty payable by Law thereon; and there shall be paid to His Majesty, his Heirs and Successors, the Amount of such Duty so payable by Law for every such Deed, Instrument or Writing; and also the Sum of Ten Pounds, provided the same shall be brought to be stamped within the Space of Five Years from the passing of this Act, or from the Execution of such Deed, Instrument or Writing, or any time after the Expiration of such Term of Five Years, the Sum of Twenty Pounds over and above such Duty so payable as aforesaid; and the proper Officers respectively are hereby required, upon Payment or Tender of such Duty, and the Sum of Ten Pounds or Twenty Pounds, as the case may be, to give a Receipt for the same and to mark and stamp such Vellum, Parchment or Paper with the Mark or Stamp that shall be proper for such Deed, Instrument or Writing respectively.

Fine.

Fine.

In what case within 60 Days Instruments stamped without Penalty.

XXXV. And be it further enacted, That when any Instrument save and except a Bill or Note of any Banker or Bankers or other Person or Persons shall be engrossed or written on Parchment Vellum or Paper not duly stamped, and it shall satisfactorily appear to the said Commissioners of Stamps upon Oath or Affirmation or otherwise, that the same hath happened either by Accident or Inadvertency, or from urgent Necessity or unavoidable circumstances and without any Intention in any Party to defraud His Majesty, his Heirs or Successors, of the Duty chargeable upon such Instrument then and in any of the said cases, if such Instrument shall within Sixty Days from the first Execution thereof be brought to the Stamp Office in the City of *Dublin* to be stamped, and the Duty chargeable upon such Instrument shall be paid, it shall and may be lawful for such Commissioners, if they shall think proper so to do, to remit the Penalty payable as aforesaid, on stamping such Instrument or any Part thereof so executed without being stamped, and to cause such Instrument to be stamped with the proper Stamp, and every Person concerned in engrossing any such Instrument, or executing the same, shall be thereupon exempt from all Penalties on account thereof.

Deeds executed out of Ireland may be stamped.

XXXVI. And be it further enacted, That it shall and may be lawful for the said Commissioners of Stamps, and they are hereby authorized to stamp any Instrument executed out of *Ireland* upon Payment of the Stamp Duty which shall be payable at the time when such Deed shall be required to be stamped, without payment of any additional Duty or Penalty within the next Calendar Month from the first Execution thereof, and the same shall be stamped in the same manner as if the same had been executed in *Ireland*.

Kingdom, Proof being first made to the Satisfaction of the said Commissioners that such Instrument was executed out of *Ireland*, and in the United Kingdom, or out of the United Kingdom, as the case may be, and within the times aforesaid respectively.

XXXVII. And be it further enacted, That all Matters and Things in respect whereof any of the said Stamp Duties shall be payable shall be written or printed, or written and printed in such manner (and if printed or written in Part, or entirely, before being stamped, shall be so stamped) that some Part of the Writing or Printing thereof shall be on the Stamps or Marks which shall in pursuance of any Act or Acts then in force be placed on the Vellum, Parchment or Paper thereof; and such writing or printing shall from thence be so continued in the usual Form of writing, printing or engrossing Deeds or Writings, so that no Blank Space shall be left whereby such Stamps might be made applicable to any other Deed or Instrument whatever, upon Pain that the Person who shall write, engross or print, or stamp, or cause to be written, engrossed or printed or stamped, any such Writing, Matter or Thing contrary to the true Meaning hereof, shall for every such Offence, forfeit the Sum of Ten Pounds.

Part of the
Writing to be
on Stamp.

XXXVIII. And be it further enacted, That if any Person shall engross or write, or print, or cause to be engrossed, written or printed, or partly written and partly printed, upon any Vellum, Parchment or Paper, any Instrument, Writing, Matter or Thing for which such Vellum, Parchment or Paper ought, according to the Laws which shall be then in force, to have a Stamp or Mark denoting the Payment of any Stamp Duty; or shall utter, issue, accept, receive or knowingly have in his or her Possession, any Vellum, Parchment or Paper, having such Instrument, Writing, Matter or Thing engrossed, written or printed, or partly printed and partly written thereon, such Vellum, Parchment or Paper being then not duly marked or stamped with such Mark or Stamp as shall be by Law required for such Instrument, Writing, Matter or Thing, at the time of so engrossing, writing or printing the same; or marked or stamped for any lower Duty or Duties than the Duty or Duties which shall be then by Law payable thereon, in respect of the Matter or Thing so engrossed, written or printed thereon, or marked or stamped with any Mark or Stamp which shall have been previously used for any other Purpose; such Person so offending shall, for every such Offence, forfeit the Sum of Twenty Pounds; and in case any Person or Persons shall, at any time file or cause to be filed in any Court of Law or Equity any Pleading, Affidavit or other Proceeding, Matter or Thing whatsoever, in respect whereof any Stamp Duty shall be then payable, and there shall not be any time expressly allowed by Law for stamping the same after the filing thereof, and that such Pleading, Affidavit, Proceeding, Matter or Thing, shall not, at the time of filing thereof, be duly stamped, then and in every such case every Person who shall so file the same or cause the same to be filed, and also every Officer of such Court who shall receive the same, shall, for every such Offence, forfeit the Sum of Twenty Pounds; and in case any Clerk, Officer or other Person who, in respect of any Office or Employment, is or shall be entitled or entrusted to make, engross or write any Record, Entry, Deed, Instrument or Writing whatsoever, which shall be then chargeable with a Stamp Duty under or by virtue of

Penalty.
Persons and
Officers of
Courts writing
Deeds on Paper
not duly
stamped.

Penalty.

Penalty.

Penalty.

any Act or Acts which shall be then existing or in force in *Ireland*, or to issue any Process, or to file any Proceedings, or to do any Act in the Execution of his Office with respect to any Article, Matter or Thing chargeable with any such Duty, shall be guilty of any Fraud, Practice or Neglect, by means whereof His Majesty, his Heirs or Successors, may be defrauded of any such Duty, by making, engrossing or writing any such Record, Entry, Deed, Instrument or Writing, or by causing the same to be made, engrossed or written upon Vellum, Parchment or Paper not duly marked or stamped according to such Laws as shall be then existing and in force, or upon Vellum, Parchment or Paper, marked or stamped with any Mark, Stamp or Impression which he shall know to be counterfeited, or by engrossing or writing any such Record, Deed, Instrument or other Writing upon Vellum, Parchment or Paper, which shall be marked or stamped for a lower Duty than the Duty which shall be then by Law payable for the same, or by neglecting to do any thing required by him to be done in the Execution of his Office, or by doing any thing contrary to the Duty of his Office in relation to any Stamp Duty or Duties, that then and in every such case such Clerk, Officer or Person so guilty of any such Fraud, Practice or Neglect, shall, for every such Offence, forfeit the Sum of Ten Pounds, and shall also upon Conviction for such Offence forfeit his Office, Place or Employment respectively, and be disabled to hold or enjoy the same for the future; and if any Attorney belonging to any Court whatsoever shall be guilty of any such Fraud as aforesaid, and shall be convicted thereof, he shall be disabled for the future to practise as an Attorney; and if any Record, Entry, Deed, Instrument or Writing whatsoever, on which any such Stamp is or shall be by Law charged and made payable by any Act or Acts in force in *Ireland*, shall, contrary to the true Intent and Meaning of this Act, be written or engrossed by any Person or Persons whatsoever, not being a known Clerk or Officer, who in respect of any Office or Employment is or shall be entitled to the making, writing or engrossing the same upon Vellum, Parchment or Paper not marked or stamped according to Law, or shall be written or engrossed upon Vellum, Parchment or Paper marked or stamped for a lower Duty than is by Law payable thereon (except under the Rules, Regulations and Directions in this Act contained), then and in every such case there shall be due and paid to His Majesty, his Heirs and Successors, for every such Deed, Instrument or Writing, over and above the Stamp Duty charged and payable thereon by Law, the Sum of Ten Pounds, and no such Record, Entry, Deed, Instrument or Writing shall be pleaded or given in Evidence in any Court, or admitted in any Court, or by any Person, to be good, useful or available in Law or in Equity, until as well such Stamp Duty as the said Sum of Ten Pounds shall be first paid to the Use of His Majesty, his Heirs or Successors, and a Receipt produced for the same under the Hand or Hands of some Officer appointed to receive the Duties of Stamps, nor until the Vellum, Parchment or Paper on which such Records, Entry, Deed, Instrument or Writing shall be written or made, shall be marked or stamped with the proper Mark or Stamp to denote the Duty payable thereon; and the proper Officer or Officers are hereby enjoined and required, upon Payment or Tender of such Duty, and the Sum of Ten Pounds, unto him or them, to give a Receipt for the same, and

to mark or stamp such Vellum, Parchment or Paper with the Mark or Stamp proper for such Record, Entry, Deed, Instrument or Writing respectively.

XXXIX. And be it further enacted, That every Officer of any Court in *Ireland*, who shall usually act in Person in such Matters, and the known Deputy of any Officer who shall not usually so act, in whose Office any Pleading, Affidavit, Proceeding, Matter or Thing shall have been received, shall, as to the Purposes of this Act, be deemed and taken to have received the same; and that every Clerk, Officer or other Person as aforesaid, who shall make, engross or write, or cause to be made, engrossed or written any such Record, Entry, Deed, Instrument or Writing upon Vellum, Parchment or Paper marked or stamped with any Mark, Stamp or Impression which shall be counterfeited, shall, in any Proceeding for the Recovery of the Penalty in that respect aforesaid, be deemed and taken to have known such Mark, Stamp or Impression to be counterfeited, unless he shall prove that the same was bought at the Stamp Office in *Dublin*, or at the Office of some Distributor or Sub Distributor of Stamps, or in the Office or Shop of a Person duly licensed to sell Stamps.

Officers answerable for Acts in Offices.

XL. And be it further enacted, That no Playing Cards or Dice shall be uttered, vended, sold, or exposed to Sale, or played with, or shall be kept by any Person with Intent to utter, vend, sell, expose to Sale, or play with the same, which shall not be duly sealed, marked and stamped respectively, according to Law, upon Pain that every Person who shall utter, vend, sell or expose to Sale, or knowingly play with, or have in his or her Possession, with Intent to utter, vend, sell or play with the same, any such Cards or Dice which shall not be so sealed, marked or stamped, shall forfeit for every such Pack of Cards and for every such Die so uttered, vended, sold or exposed to Sale, or played with, or so in his or her Possession with Intent to utter, vend, sell or play with the same, the Sum of Five Pounds.

Cards and Dice sealed and stamped.

XLI. And be it further enacted, That if any Person or Persons shall, for the Purpose of evading any of the Stamp Duties, which shall at any time be payable under any Act or Acts then in force in *Ireland*, execute any stamped Instrument without a Date, or which shall bear Date prior to such Execution thereof, or shall fraudulently erase or scrape out, or cause to be erased or scraped out the Name or Names of any Person or Persons, or any Date, Sum or Thing engrossed or written in such Instrument, Matter or Thing as aforesaid, or shall fraudulently cut, tear or take off any Mark or Stamp from any Piece of Vellum, Parchment or Paper, or any Part thereof, with Intent to use such Mark or Stamp for any other Writing, Matter or Thing, in respect whereof any Stamp Duty shall be then payable, then and in every such case, every Person so offending in any of the Particulars before mentioned, shall, for every such Offence, forfeit the Sum of Forty Pounds, and any Deed, Instrument or Writing, wherein any of the said Frauds shall have been committed, shall be deemed not to have been duly stamped: Provided nevertheless, that if any Deed or Instrument shall have been duly executed by any of the Parties thereto, on the Day when the same bears Date, such Deed or Instrument may be lawfully executed at any time afterwards by the other Parties thereto, or any of them, notwithstanding any intervening Change in the Stamp Duty or Duties payable on such Deed or Instrument, if the same shall have been duly stamped, at the time of

Penalty.

Ante-dating Deeds.

Penalty.

Proviso.

of such prior Execution thereof, and such Deed or Instrument shall in such case be deemed to be duly stamped.

Duty payable only for Estates situate in Ireland.

XLII. And be it further enacted, That the several Duties charged and to be charged by Law in *Ireland* upon any Probates or Letters of Administration, or Receipts for Legacies, or Shares or Proportions of any Estate or Effects, shall be deemed and taken to be charged and payable only in respect of the Amount or Value of such Estate and Effects as shall be situated in *Ireland*, and of such Legacies as shall be payable out of Estates and Effects in *Ireland*.

Probates of Wills of Trustees.

XLIII. And be it further enacted, That, from and after the Commencement of this Act, the Probate of the Will of any Person deceased, or the Letters of Administration of the Effects of any Person deceased, heretofore granted or to be hereafter granted in *Ireland*, shall be deemed and taken to be valid and available by the Executors or Administrators of the Deceased, for recovering, transferring or assigning any Debt or Debts or other Personal Estate or Effects, whereof or whereto the Deceased was possessed or entitled, either wholly or partially as a Trustee, notwithstanding that the Amount or Value of such Debt or Debts, or other Personal Estate or Effects, or the Amount or Value of so much thereof or such Interest therein as was Trust Property in the Deceased, as the case may be, shall not be included in the Amount or Value of the Estate, in respect of which the Stamp Duty was paid on such Probate or Letters of Administration.

Transfer of Stock, under Probates of Trustees.

XLIV. And be it further enacted, That where the Executors or Administrators of any Person deceased shall be desirous of transferring or of receiving the Dividends of any Share standing in the Name of the Deceased, of and in any of the Government or Parliamentary Stocks or Funds transferrable at the Bank of *Ireland*, or of and in the Stock and Funds of the Governor and Company of the Bank of *Ireland*, or of and in the Stock and Funds of any other Company, Corporation or Society whatsoever, passing by Transfer in the Books of such Company, Corporation or Society, under and by virtue of any such Probate or Letters of Administration as aforesaid, and shall allege that the Deceased was possessed thereof or entitled thereto, either wholly or partially as a Trustee, it shall be lawful for the said Governor and Company of the Bank of *Ireland*, and for any such other Company, Corporation or Society as aforesaid, or their respective Officers, for their Indemnity and Protection, to require such Affidavit or Affirmation of the Fact as hereinafter is mentioned, if the Fact shall not otherwise satisfactorily appear, and thereupon to permit such Executors or Administrators to transfer the Stock or Fund in question, or receive the Dividends thereof, without regard to the Amount of the Stamp Duty on the Probate of the Will of the Deceased, or Letters of Administration of his Effects; and where the Executors or Administrators of any Person deceased shall have Occasion to recover any Debt or Debts or other Personal Effects due or apparently belonging to the Deceased, they shall allege that the Deceased was possessed thereof or entitled thereto, either wholly or partially as a Trustee, it shall be lawful for the said Governor and Company of the Bank of *Ireland*, and for any such other Company, Corporation or Society as aforesaid, or their respective Officers, for their Indemnity and Protection, to require such Affidavit or Affirmation of the Fact as hereinafter is mentioned, if the Fact shall not otherwise satisfactorily appear, and thereupon to permit such Executors or Administrators to recover the Debt or Debts or other Personal Effects in question, without regard to the Amount of the Stamp Duty on the Probate of the Will of the Deceased, or Letters of Administration of his Effects.

Debts or other Effects in question to such Executors or Administrators, or as they shall direct, without regard to the Amount of the Stamp Duty on the Probate of the Will of the Deceased, or the Letters of Administration of his or her Effects; and where the Executors or Administrators of any Person deceased shall have Occasion to assign or transfer any Debt or Debts due to the Deceased, or any Chattels Real or other Personal Effects whereof or whereto the Deceased was possessed or entitled, and shall allege that the same respectively was or were due or vested in the Deceased either wholly or partially as a Trustee, it shall be lawful for the Person or Persons to whom or for whose Use such Debt or Debts, Chattels Real or other Personal Effects shall be purposed to be assigned or transferred, to require such Affidavit or Affirmation of the Fact as hereinafter is mentioned, if the Fact shall not otherwise satisfactorily appear, and thereupon to accept the proposed Assignment or Transfer, without regard to the amount of the Stamp Duty on the Probate of the Will of the Deceased, or the Letters of Administration of his or her Effects.

XLV. And be it further enacted, That upon any such Requisition as aforesaid, the Executor or Executors, Administrator or Administrators of the Deceased, or some other Person or Persons to whom the Facts shall be known, shall make a special Affidavit or Affirmation of the Facts and Circumstances of the case, stating the Property in question; and that the Deceased had not any beneficial Interest whatever in the same, or no other beneficial Interest therein than shall be particularly mentioned and set forth, as the case may be, but was possessed thereof or entitled thereto, either wholly or in Part, as the case may be, in trust for some other Person or Persons whose Name or Names or other sufficient Description shall be specified in such Affidavit or Affirmation, or for such Purposes as shall be specified therein; and that the beneficial Interest of the Deceased, if any, in the Property in question doth not exceed a certain Value to be therein also specified according to the best Estimate that can be made thereof, if reversionary or contingent, and that the Amount or Value of the Estate for which the Stamp Duty was paid on the Probate of the Will of the Deceased, or on the Letters of Administration of his or her Effects, is sufficient to include and cover such beneficial Interest of the Deceased, as well as the rest of the Personal Estate, whereof or whereto the Deceased was beneficially possessed or entitled, and for which such Probate or Letters of Administration shall have been granted, as far as the same have come to the Knowledge of such Executor or Executors, Administrator or Administrators; and where the Affidavit or Affirmation of the Facts and Circumstances of the Trusts shall be made by any other Person than the Executor or Executors, Administrator or Administrators of the Deceased, such Executor or Executors, Administrator or Administrators shall make Affidavit or Affirmation that the same are true to the best of his, her or their Knowledge, and that the Property in question is intended to be applied and disposed of accordingly; which Affidavits or Affirmations shall be sworn or made before a Master in Chancery, Ordinary or Extraordinary (who is hereby authorized to take the same, and administer the proper Oath or Affirmation for that Purpose), and shall be delivered to the Party or Parties requiring the same, and shall be sufficient to indemnify

*Affidavit made
by Executors,
as to Trust
Property.*

dennify and protect the Party or Parties acting upon the Faith thereof; and if any Person or Persons 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.

Perjury.

Unpaid Stamp
Duty, Debt to
The Crown.

XLVI. And be it further enacted, That every Person who hath written, printed, engrossed or executed, or who shall write, print, engross or execute any Record, Deed, Instrument, Copy, Matter or Thing, in respect whereof any Stamp Duty is or shall be payable, upon any Vellum, Parchment or Paper, which hath not been or shall not be duly stamped to denote the Payment of such Duty, and also every Person who in any other manner whatsoever is or shall be liable to the Payment of any Stamp Duty, and who by any Contrivance, Neglect or Omission, shall have omitted or neglected to pay any Stamp Duty, which, in respect of any Act, Matter or Thing heretofore done or caused to be done by him, or hereafter to be done or caused to be done by him, shall have been by Law payable to His Majesty, his Heirs or Successors, shall be accountable to His Majesty, his Heirs and Successors, for such Duty, and the Amount thereof shall be a Debt from such Person to His Majesty, his Heirs and Successors; and that in every such case it shall and may be lawful for the Barons of His Majesty's Court of Exchequer in *Ireland*, upon Application to be made for that Purpose on behalf of the said Commissioners of Stamps, upon such Affidavit or Affidavits as to the said Court may appear to be sufficient, to grant a Rule requiring such Person or Persons to shew Cause why he, she or they should not deliver to the said Commissioners of Stamps an Account, upon Oath, of all such Duties so due, and why the same should not be forthwith paid according to Law, and to make any such Rule of Court absolute in every case in which the same may appear to the said Court to be proper and necessary for enforcing the Payment of any of the said Duties, together with such Costs of such Proceedings as the said Court shall think proper to award and direct.

Neglecting to
pay Duties com-
plained of to
Court of Ex-
chequer.

Stamps judi-
cially noticed.

XLVII. And be it further enacted, That all Courts of Justice and Judges in *Ireland* shall, without Allegation or Proof in that behalf, take judicial Notice of the several Types, Marks and Stamps heretofore or now kept or used, or to be hereafter kept or used as aforesaid, as and for the only true and lawful Types, Marks and Stamps for denoting the Stamp Duties which shall from time to time be payable in *Ireland*, and that no Record, Deed, Instrument, Writing or Printing whatever (for which the Vellum, Parchment or Paper whereon the same is or shall be written or printed, is or shall be or at the time of writing or printing the same was or shall have been by Law chargeable with any Stamp Duty, though such Law has been or shall have been repealed), shall, on any Plea or whatsoever, be pleaded or given or received in Evidence in any Court in *Ireland*, or admitted in any Court in *Ireland* to be available in Law or Equity, unless the said Vellum, Parchment or Paper whereon the same hath been or shall be written or printed, shall be duly marked or stamped.

spectively: Provided always, that if any Record, Deed, Instrument or Writing shall happen to be executed or written on any Stamp of an Amount greater than the Stamp Duty payable for such respective Deed, Instrument or Writing, at the time of the Execution thereof, the same shall be considered as duly stamped, to all Intents and Purposes: Provided nevertheless, that if such Record, Deed, Instrument or Writing shall be of a Kind for which separate and particular Stamps or Marks shall have been provided as aforesaid, then and in such case the same shall not be considered as duly stamped, for or in respect of having thereon any Stamp to any Amount greater than the Stamp Duty then payable thereon, unless such greater Stamp so impressed thereon shall be One of the Stamps or Marks so appropriated to such Kind of Record, Deed, Instrument or Writing.

XLVIII. And be it further enacted, That the Commissioners of Stamp Duties for the time being shall and may, from time to time as they shall see Occasion, appoint One or more fit Person or Persons to attend in any Court or Courts, Office or Offices in *Ireland*, which Person or Persons shall have full Power and Authority to inspect and examine the Vellum, Parchment and Paper upon which any of the Matters or Things in respect of which any Stamp Duty shall at any time be payable shall have been engrossed or written or put; and also the Marks or Stamps thereupon, and also all other Matters and Things tending to secure the Duties which have been or shall from time to time be payable upon stamped Vellum, Parchment and Paper in *Ireland*, and that the Judges in the several Courts in *Ireland*, and such others to whom it may appertain, at the Request of the said Commissioners, or of any of them, shall make such Orders in their respective Courts, and do such other Matters and Things for the better securing of the said Duties as shall be lawfully and reasonably desired in that Behalf.

XLIX. And, for the better Distribution of Stamped Vellum, Parchment and Paper in *Ireland*, and in order that all Persons may have the same with Convenience, and at an easy Rate, be it enacted, That the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being shall, as often as he or they shall think proper, set the Prices at which all Sorts of Stamped Vellum, Parchment and Paper shall be sold; and the said Commissioners of Stamps shall stamp the Prices so set upon every Skin or Piece of Vellum or Parchment, and on every Piece and Sheet of Paper so by them to be sold, and that the said Commissioners shall take special Care that the several Parts of *Ireland* shall be from time to time sufficiently furnished with such Vellum, Parchment and Paper stamped or marked as aforesaid, so that all Persons may have it in their Election to buy the same of the Officers or Persons to be employed by the said Commissioners at the usual Rates above the said Duty, or to bring their own Vellum, Parchment and Paper to be stamped as aforesaid, or to furnish themselves from others who shall be legally entitled to utter or sell the same.

L. And be it further enacted, That if any Action or Suit shall be brought or commenced against any Person or Persons for any thing done under the Authority of or in pursuance of this Act or of any Act which shall be then in force in *Ireland* relating in any wise to the Payment or Regulation of any Stamp Duty or Duties save where

Deeds on higher Stamps than required, valid; unless in case of appropriated Stamps.

Inspectors of Stamps in Courts, and Orders to Courts thereon.

Prices of Stamped Paper ascertained, and Distribution of same through *Ireland*.

Limitation of Actions.

otherwise particularly directed, then and in every such case the said Action or Suit shall be commenced within Six Calendar Months after the Fact committed, and not afterwards, and shall be brought in the County, or Place where the Cause of Action shall arise, and not elsewhere; and the Defendant or Defendants in such Action or Suit to be brought may plead the General Issue and give the Special Matter in Evidence on any Trial to be had thereupon, and that the same was done in pursuance of and by the Authority of this Act or such other Acts as aforesaid; and if it shall appear to be so done, or if any such Action or Suit shall be brought after the time before limited for bringing the same, or shall be brought in any County, City or Place other than as aforesaid, then and in every such case the Plaintiff in such Action shall be nonsuited; and if the Plaintiff or Plaintiffs shall be so or otherwise nonsuited, or shall discontinue his, her or their Action, or if a Verdict shall pass against the Plaintiff or Plaintiffs, 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.

General Issue.

Treble Costs.

Penalties in British Currency.

LI. And be it further enacted, That all Penalties which shall be incurred under this Act, or under any Act or Acts which is, are or shall be in force in *Ireland*, in any wise relating to the Payment or Regulation of any Stamp Duty or Duties, shall be paid and payable and received and receivable in *British* Currency, unless otherwise expressly directed.

Penalties, &c. how sued for, &c.

LII. And be it further enacted, That all Penalties and Forfeitures imposed, or to be imposed, by or under this Act, or any other Act or Acts which is or are or shall be in force in *Ireland*, in any wise relating to the Payment or Regulations of any Stamp Duty, may be recovered with Costs of Suit, by any Person who shall sue for the same, save where the contrary is particularly directed, by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Superior Courts of Record in *Dublin*, in which no Essoin, Protection or Wager of Law, nor more than One Imparance shall be allowed; or by Civil Bill in the Court of the Recorder, Chairman or Assistant Barrister, within whose Local Jurisdiction such Offence shall have been committed; and that every such Penalty, not particularly directed to be otherwise applied, shall be paid and distributed, One Moiety thereof to the Use of His Majesty, and the other Moiety to the Use of the Person suing for the same; and that the like Appeal shall and may be lawful from the Decision on any such Civil Bill, and under the same Terms, Regulations and Conditions as in the case of any Civil Bill, for any Sum not exceeding Twenty Pounds, in an Action of Debt on a Bond, Bill or Specialty for Payment of Money only.

Appeal.

Condemnation of Goods seized before one Justice, who may determine Claims to such Goods.

LIII. And be it further enacted, That in every case in which by or under the Provisions of this Act, or of any other Act or Acts which is, are or shall be in force in *Ireland*, relating to the Payment or Regulation of any Stamp Duty, any Seizure is directed or permitted to be made, then the Person making such Seizure shall, within Ten Days after the making of such Seizure, lay, at the Office of the District Justice, a Return of such Seizure, and the same shall be

signed by such Person or Persons stating the Time and Place of such Seizure, and the reason for making the same, which Note shall be immediately filed at the said Office; and in every such case it shall and may be lawful to and for the Owner or Owners, or any of the Owners of such Goods so seized, or of any Part thereof at any time after the filing of such Note, and within Twenty one Days from the Day of such Seizure to require and obtain at such Office a Copy of such Note, paying for the same One Shilling and no more, and to leave at such Office a Claim in Writing, signed by such Person or Persons, stating his or her Place of Abode, and claiming such Goods so seized, or any Part thereof that may be specified therein, as or on behalf of the Owner or Owners, or One of the Owners thereof; and thereupon it shall and may be lawful to and for the said Person or Persons making such Seizure, at any time not exceeding Thirty Days from the making of such Seizure, to require a Copy of such Claim, paying for the same One Shilling and no more, and to make Application to any Justice of the Peace in and for the County, County of a City or County of a Town, wherein such Seizure shall have been so made, for a Summons, to the Person or Persons so making such Claim, and such Justice of the Peace shall issue such Summons accordingly, thereby requiring every such Claimant to appear before him at a Time and Place to be therein named, for the Decision of such Claim; and such Summons, being duly served on such Claimant or Claimants either personally or at his, her or their Places of Abode mentioned in such Claim, and Copies of such Seizing Note and Claim attested by the Distributor of such District, or Person or Persons acting as such, being produced before such Justice of the Peace, he shall and may proceed to hear the Merits thereof, and such Evidence or Admissions, if any, as may be produced or made applicable thereto, and shall thereupon or upon the Nonappearance of either Party decide on the Merits of such Seizure, and make his Adjudication thereon accordingly: Provided always, that it shall and may be lawful to and for either Party against whom such Adjudication shall be made, at any time within Ten Days from the making thereof, to appeal thereupon in manner hereinafter mentioned to the next General Quarter Sessions of the Peace which shall be held after Fourteen clear Days from such Adjudication, who shall in a summary way hear and decide on the same, and in case the Judgment of such Justice of the Peace shall be affirmed, it shall and may be lawful for such Justice or Justices at Sessions as aforesaid to award the Person or Persons so appealing to pay such Costs occasioned by such Appeal, as to him or them shall seem meet.

LIV. And be it further enacted, That if the Person or Persons so making such Seizure shall not leave such Notice in Writing at such Distributor's Office as aforesaid, or in case of such Claim being put in as aforesaid, shall not cause such Summons to be issued and served as aforesaid, such Seizure shall be deemed and taken to all Intents and Purposes to have been unlawfully made; and if after the filing of such Seizing Note as aforesaid, such Claim shall not be made as aforesaid, such Seizure shall be deemed and taken to all Intents and Purposes to have been lawful and just; and if such Summons shall have been issued, then the Adjudication of such Justice, if not effectually appealed from, and in case of such Appeal, the Decision

Seizure unlawful for want of Notice, &c.

tion of the Court of Quarter Sessions, shall be final and conclusive to all Intents and Purposes.

Recognizance and Appeal.

LV. And be it further enacted, That the Party desirous of making such Appeal shall, within Ten Days from the making such Adjudication, enter into a Recognizance with Two sufficient Sureties, before the Justice making such Adjudication, or in his Absence before any other Justice of the Peace of the same County, or County of a City, in such Sum as such Justice shall think proper to pay, the Costs, if any, which may be adjudged against him, her or them thereon, and if he, she or they shall not do so, such Appeal shall be null and void.

Penalties not exceeding 40l. recovered before Justice of Peace.

LVI. And be it further enacted, That it shall and may be lawful for any Justice of the Peace in *Ireland* within whose Jurisdiction any Offence, for which the Penalty shall not exceed Forty Pounds, shall be committed against this Act, or against any other Act or Acts in force, or which shall at any time be in force in *Ireland* relating in any wise to the Payment or Regulation of any Stamp Duties or Duty in which it is not expressly directed to the contrary; and every such Justice is hereby authorized, empowered and required, upon any Information or Complaint in Writing, in such case to summons the Party accused of such Offence, and also the Witnesses, if any, on either Side, and to examine into the Fact, and upon Proof thereof made to his Satisfaction, either by the Confession of the Party or Person accused of such Offence, or by the Oath of One or more Witness or Witnesses, to give Judgment for such Penalty and Costs to be assessed by such Justice, and thereupon to issue his Warrant under his Hand and Seal for levying such Penalty and Costs, on the Goods of such Offender, and to cause Sale to be made thereof, in case the same shall not be redeemed within Six Days, rendering to the Party the Overplus (if any), and where Goods sufficient cannot be found to answer such Penalty and Costs, such Justice of the Peace or any other Justice of the Peace of the same County, or County of a City or Town, in which such Conviction shall be, is hereby authorized and empowered to commit such Offender or Offenders to Prison for such time as he shall judge to be proper, not less than One Calendar Month nor more than Three Calendar Months, unless such Penalty and Costs shall be sooner paid; and if any Person, whether Prosecutor or Party convicted, shall find himself or herself aggrieved by the Judgment of any such Justice of the Peace, then and in such case it shall be lawful for such Person, upon giving sufficient Security by Recognizance, with Two sufficient Sureties before such Justice, in case such Appeal shall be by the Prosecutor, to pay such Costs as shall be awarded in case such Judgment shall be affirmed; and in case such Appeal shall be by the Party convicted, then upon giving such Security to pay the Amount of the Penalty imposed and the Costs awarded by such Conviction, together with such further Costs as aforesaid, to appeal to the Justice or Justices at the next Quarter Sessions of the County which shall be held after Fourteen Days from the Day in which such Conviction shall have taken place in the District in which such Offence shall be committed, and such County shall be divided into Districts as follows:—

Warrant.

Imprisonment.

Recognizance.

Appeal.

Conviction shall have been made, of which Appeal Notice in Writing shall be given to the adverse Party Ten clear Days previous to the First Day of such Quarter Sessions respectively, and such Justices at such Sessions shall summon and examine Witnesses upon Oath, and finally hear and determine such Appeal; and in case the Judgment of such Justice of the Peace shall be affirmed, it shall and may be lawful for such Justice or Justices as aforesaid to award the Person or Persons so appealing to pay such Costs occasioned by such Appeal as to him or them shall seem meet; and such Justice or Justices of the said Court of Quarter Sessions shall and may thereupon proceed in the same manner in all respects as the Justice making such Conviction might or could have done if such Appeal had not taken place, and no *Certiorari* shall in any Place be granted to examine or remove any such Conviction whether before or after any such Appeal.

Notice.

Costs.

Certiorari.

LVII. And be it further enacted, That it shall not be necessary in any Proceeding for the Recovery of any Penalty or Forfeiture under this Act, or under any Act or Acts in force from time to time, for the Payment of any Stamp Duties or Duty, or for regulating any such Duties or Duty, or the Collection thereof, whether the same shall be Bill, Plaint or Information, in any of His Majesty's Courts of Record, or by Civil Bill, or by any Proceeding before a Magistrate or Magistrates, or on any Writ of Error or Appeal from any Decision that the Original or any other Process or Summons, or any Notice or Order whatsoever, should be personally served on the Defendant or Defendants or any of them, but it shall in all such cases be sufficient that the same be served at his, her or their then Place or Places of Abode; and if any such Defendant shall be an Officer of any Court of Law or Equity in *Ireland*, and if such Proceeding shall in any wise relate to the Business of his Office, or any Offence, Act or Neglect therein, then it shall be sufficient to serve such Original or other Process, or Summons, or Notice, or Order, in manner aforesaid, at his Office, on some Person acting or employed in the Business thereof.

Process served at Place of Abode or Office.

LVIII. And be it further enacted, That no Person shall be liable to be convicted before any Justice of the Peace for any Offence committed against this Act or any other Act, composing or in any wise relating to the Collection or Management of any Stamp Duty or Duties, unless Complaint shall be made within Twelve Months from the time of committing such Offence.

Limitation of Complaint.

LIX. And be it further enacted, That if any Person or Persons shall be summoned as a Witness or Witnesses to give Evidence in any of the said cases, before any Justice or Justices of the Peace, or before any Justice or Justices at the Sessions, and shall neglect or refuse to appear (the Expence of such Witnesses or Witnesses, if he, she or they shall be required to go to a greater Distance than Five Miles from Home, being first paid or tendered, without a reasonable Excuse to be allowed by such Justice or Justices of the Peace, or Justice or Justices of Sessions respectively), or, upon appearing, shall refuse to be examined upon Oath, or to give Evidence before such Justice or Justices of the Peace or Justice or Justices at Sessions respectively, and shall not make reasonable Excuse for such Refusal, to be allowed by such Justice or Justices at Sessions respectively,

Witnesses refusing to attend, &c.

Penalty.

spectively, then such Person or Persons shall, for every such Offence, forfeit the Sum of Twenty Pounds.

Informer competent Witness.

LX. And be it further enacted, That on any Trial or other Proceeding for Recovery of any Penalty under this Act or under any Act, imposing or in any wise relating to the Collection or Management of any Stamp Duty or Duties, whether in any Suit to be instituted in any of the said Superior Courts, or by Civil Bill, or before a Justice or Justices, or at Sessions, any Informer or other Person who, in the Event of a Conviction, would be entitled to the Penalty to be recovered thereon, or to any Part, Share or Proportion thereof, or to any Fee, Profit, Reward or Emolument whatsoever, shall nevertheless be received and admitted as a Witness on such Trial or other Proceeding, and such Testimony shall, if believed, be sufficient thereon, to all Intents and Purposes, as far as the same Testimony could be if given by any indifferent Person.

Form of Conviction.

LXI. And be it further enacted, That the Justice of the Peace before whom any Offender shall be convicted of any of the Offences aforesaid, or of any Offence against any Act in any wise relating to the Payment or Regulation of any Stamp Duty or Duties in Ireland, shall cause the said Conviction to be made out in Manner and Form following, or in any other Form of Words to the like Effect, *mutatis mutandis*, which Conviction shall be good and effectual to all Intents and Purposes, without setting forth the Evidence, or stating the case in any more particular manner; that is to say,

BE it remembered, That on the _____ Day of _____ in the Year of our Lord _____ A. B. of _____ in the County of _____ (or, County of the City or Town of _____ as the case may be) was convicted before me C. D. One of His Majesty's Justices of the Peace for the said County of _____ (or, County of the City, &c.) for that the said A. B. on the _____ Day of _____ now last past at _____ in the said County of _____ did (*here state the Offence*), contrary to the Statute in that case made and provided; and I do therefore adjudge the said A. B. to have forfeited a Sum of _____ *British Currency* for the Costs, which amounted to _____ Given under my Hand and Seal the _____ Day of _____

Conviction returned to Clerk of Peace.

Which Conviction the said Justice shall cause to be written fairly upon Parchment and returned within Ten Days from the Day of such Conviction to the Clerk of the Peace for the County or County of a City or County of a Town (as the case may be), or Place where such Conviction was made, to be filed by him, and to remain and to be kept among the Records of the same County or Place; and if any such Justice shall neglect or omit to do so, he shall, for every such Offence, forfeit Ten Pounds.

Penalty. Form of Warrant.

LXII. And be it further enacted, That any Warrant issued by any such Justice of the Peace, for any such Conviction from the Goods of any Person, in the Form following, or in any other Form of Words to the like Effect, shall be good and effectual to all Intents and Purposes, without setting forth the Evidence, or stating the case in any more particular manner; that is to say,

County of } To M. and N. and each of them, and their and
to wit } each of their Assistants.

WHEREAS on the Day of
now last past E. F. of was duly convicted,
for that he (or, she) on the Day of
then last past at in the said County of

(or, County of the City or Town of
as the case may be) did (here set out the Offence) and thereupon
the said E. F. hath become liable to a Fine or Penalty of
Britisb Currency, and to Costs,

making together the Sum of I do there-
fore by these Presents authorize and command you, and each of
you to take into your Possession the Goods of the said E. F.
or a Sufficiency thereof, for levying the Sum last mentioned there-
out, wherever you shall find the said Goods in the County afore-
said; and if the said Goods shall not be redeemed by the Payment
of the said Sum within Six Days from the Day of taking the
same, you are by Public Sale thereof to levy the said Sum, ren-
dering to the said E. F. the Overplus (if any) and the said Sum
so levied you shall bring to me without delay, to be disposed of
according to Law. Given under my Haad and Seal this
Day of One thousand

Form of War-
rant of Com-
mittal.

And if Goods sufficient cannot be found to answer such Penalty,
a Warrant shall be thereupon issued for committing such Offender
or Offenders in the same Form as the said Warrant last mentioned,
to the Words 'I do therefore by these Presents;' which Words,
and all from thence to the Words 'disposed of according to Law,'
inclusive, shall be omitted, and this Form following, or some other
Form of Words to that or the like Effect, shall be inserted in their
Place; to wit,— 'And Whereas on the
Day of a Warrant was issued to levy the last
mentioned Sum from the Goods of the said Offender, and such
Goods could not be found sufficient to answer the said Sum; I
do therefore hereby authorize and command you and each of you
to take the Body of the said E. F. wheresoever you shall find him
in the said County, and bring him before me the said C. D. or
any other Magistrate of the said County.'

Form of Com-
mittal.

And the Form of Committal, for committing any such Offender
to Prison, shall follow the Form of such Warrant, save only that
the Direction thereof shall be to the proper Gaoler; and that from
and after the Words 'I do therefore hereby authorize and com-
mand you,' there shall follow these Words, 'to receive into your
Custody the Body of the said E. F. and him (or, her) safely to
keep for from the Date hereof, unless the said
Sum shall be sooner paid. Given under my Hand and Seal this
Day of One thousand

And each and every of the said Forms, or any Form of Words to
the like Effect respectively, shall be good and valid in the Law to
all Intents and Purposes.

LXIII. And be it further enacted, That if any such Con-
viction as aforesaid shall be affirmed at the Sessions, the Warrant
or Warrants, Committal or Committals, for carrying the same into
Form of War-
rant.

Execution, shall be granted by the Justice or Justices so affirming the same, or any of them; and shall be in the Forms here following respectively, or some other Form of Words of the same Import respectively:

County of } ' To M. and N. and each of them, their and each of
to wit. } their Assistants.

' WHEREAS on the Day of
' in the Year E. F. of
' was duly convicted before a Justice of the Peace for the said
' County, for that he (or, she), on the Day of
' last past, at in the said County did
' (here set out the Offence), and thereupon the said E. F. became
' liable to a Fine or Penalty of British Cur-
' rency, and to Cofts, making together the Sum of
' : And Whereas the said E. F. appealed from the
' said Conviction to the Sessions which hath affirmed the same with
' Cofts, making together with the said former Adju-
' dication the Sum of . These are therefore to autho-
' rize and command you and each of you to take into your Possession
' the Goods of the said E. F. or a Sufficiency thereof for levying
' the said last mentioned Sum thereout, wherever you shall find the
' said Goods in the County aforesaid; and if the said Goods shall
' not be redeemed by the Payment of the said Sum within Six
' Days from the Day of taking the same, you are by Public Sale
' thereof to levy the said Sum, rendering to the said E. F. the
' Overplus (if any); and the said Sum so levied you shall bring
' to us, (or, to One of us, or, to me, as the case may be) without
' Delay, to be disposed of according to Law. Given under our
' Hands and Seals (or, under my Hand and Seal) this
' Day of .

Form of War-
rant of Com-
mittal.

And if Goods sufficient cannot be found to answer such Sum, a
Warrant shall be thereupon issued for committing such Offender or
Offenders in the same Form as the said Warrant last mentioned
to the Words ' These are therefore to authorize and command you;' which Words, and all from thence to the Words ' disposed of ac-
' cording to Law,' inclusive, shall be omitted, and this Form fol-
' lowing, or some other Form of Words to that or the like Effect
shall be inserted in their Place; to wit,— ' And Whereas on
' the Day of a Warrant was issued
' to levy the said last mentioned Sum from the Goods of the said
' Offender, and such Goods could not be found sufficient to an-
' swer the said Sum, We, (or, I) do therefore hereby authorize
' and command you and each of you, to take the Body of the said
' E. F. wheresoever you shall find him in the said County, and bring
' him before us (or, me).'

Form of Com-
mittal.

And the Form of Committal for committing any such Offender
to Prison shall follow the Form of such Warrant, save that in
the Direction thereof shall be to the proper Gaol, and that
from and after the Words, ' We (or, I) do therefore authorize
' and command you,' then shall be added, ' to take the Body of the
' said Offender, and bring him to the Gaol, and there to keep him
' until he shall be lawfully discharged.'

‘ said Sum shall be sooner paid. Given under our Hands and Seals
(or, my Hand and Seal) this _____ Day of _____

And each and every of the said Forms, or any Form of Words to the like Effect respectively, shall be good and valid in the Law to all Intents and Purposes.

LXIV. And be it further enacted, That every Clerk of the Peace in *Ireland* shall, within One Calendar Month after any such Conviction shall have been returned to his Office, furnish to the next Distributor of Stamps in and for the County in which such Conviction shall have been made, a Copy of such Conviction, signed by himself for which he shall receive from such Distributor the Sum of One Shilling and no more; and every such Distributor shall forthwith transmit such Copy, so signed, to the said Commissioners of Stamps at their Head Office in *Dublin*; and if any such Clerk of the Peace or Distributor shall neglect or omit so to do respectively, he or she shall, for every such Offence, forfeit the Sum of Five Pounds.

Clerk of the Peace to send Copies of Conviction to Stamp Distributors and they to Commissioners.

LXV. And be it further enacted, That such Part, Share and Proportion as shall be payable to His Majesty, his Heirs and Successors, of, from or out of any Penalty, Forfeiture or Fine, payable or recoverable under this Act, or any Amendment thereof, or under any Act or Acts which shall in any wise relate to the Payment or Regulation of any Stamp Duties or Duty in *Ireland*, shall, unless otherwise particularly directed, within One Calendar Month after the same shall be levied or received, be paid by the Justice of the Peace or other Person by whom the same shall have been so levied or received, to the Receiver General of Stamp Duties, if the same shall have been so levied in the County of *Dublin*, or County of the City of *Dublin*; and if in any other Part of *Ireland*, then to the Distributor of Stamps in whose District the Offence was committed; and if any such Justice of the Peace, or other Person, shall neglect or omit so to pay over the same, he shall, for every such Offence, forfeit the Sum of Twenty Pounds.

Penalty.
The King's Share of Penalties, &c. paid to Receiver General, &c.

LXVI. Provided always, and be it enacted, That if different Proceedings shall be had or taken against the same Person for the same Offence, such Person shall nevertheless be liable only to One Penalty, the Right to which shall depend on the Priority of the Proceedings for Recovery of the same; and if any Question shall arise concerning the Priority of such Proceedings, then and in such case the Proceeding under which the Party complained of shall have been first duly served with Summons or other Process, which shall be afterwards proceeded on without Delay by the Party informing or prosecuting, shall be considered as entitled to and shall have the Priority over any other Proceeding for the same Offence, and shall accordingly vest the Right to the Penalty sought thereby; provided nevertheless, that if the Person against whom any such Proceeding shall be taken shall be an Attorney of any of the Superior Courts in *Dublin*, then the Service of Notice of a Declaration filed shall, for the Purposes aforesaid, be of the same Effect as the Service of Summons or Process as aforesaid.

Penalty.

Only one Penalty recoverable for one Offence.

Proviso.

LXVII. And be it further enacted, That if any Justice of the Peace, Magistrate or Peace Officer in *Ireland*, shall neglect or refuse in any Instance to carry into execution this Act, or any Act or Acts which is or shall be in force in *Ireland*, relating in any wise to the Payment or Regulation of any Stamp Duty or Duties, or any of the

Justices, &c. refusing to act.

Penalty.

Commissioners
may mitigate
Penalties under
Order of Treas-
ury.

the Provisions thereof, upon proper Application made to him, such Justice of the Peace, Magistrate or Peace Officer shall forfeit the Sum of Forty Pounds for every such Neglect or Refusal.

Commencement
of Act.

LXVIII. And be it further enacted, That it shall and may be lawful for the said Commissioners of Stamp Duties by Order and under the Directions of the Commissioners for executing the Office of Lord High Treasurer of *Ireland* to mitigate any Fine, Penalty or Forfeiture which shall be incurred by any Distributor of Stamps as aforesaid, or which shall at any time be imposed under the Authority of any Justice of the Peace under this Act, or under any Act or Acts which shall from time to time be in force in *Ireland*, relating in any wise to the Payment or Regulation of any Stamp Duty or Duties in *Ireland*, so far as concerns the Proportion of such Fine, Penalty or Forfeiture imposed by such Justice of Peace, payable to His Majesty, his Heirs or Successors; any thing in this or any other Act or Acts to the contrary notwithstanding.

LXIX. And be it further enacted, That this Act, and the several Clauses, Provisions and Regulations therein contained, shall commence and take effect from and after the Fifth Day of *July* One thousand eight hundred and fifteen, and not sooner.

[See as to the Stamp Duties, ante, c. 78.]

C A P. LXXXIII.

An Act to grant Duties of Customs, and to allow Drawbacks and Bounties on certain Goods, Wares and Merchandize imported into and exported from *Ireland*, in lieu of former Duties, Drawbacks and Bounties; and to make further Regulations for securing the Duties of Customs in *Ireland*.

[14th June 1815.]

Most Gracious Sovereign,

Duties in Sch.
(A.) on Import-
ation of Goods
levied;

Drawbacks on
Exportation spe-
cified in Sch. (A.)
as also Bounty
in Sch. (C.)
allowed.

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 necessary Supplies granted to Your Majesty, and for the Support of Your Majesty's Government, 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, from and after the Twelfth Day of *May* One thousand eight hundred and fifteen, 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 into *Ireland* of the several Goods, Wares and Merchandize mentioned and set forth in the Schedule to this Act annexed, marked (A.) the several increased Duties of Customs inserted, described and set forth in Figures in the said Schedule, according to the respective Amounts of the said Duties, and for and during, and from and after the several Periods and Times in the said Schedule mentioned, specified and set forth; and that on the Exportation of the said Goods, Wares and Merchandize from *Ireland* (except to *Great Britain*), there shall also be paid and allowed the several Drawbacks in respect of the said Duties of Importation, as the same are also respectively inserted, specified and set forth in the said Schedule marked

marked (A.), and that upon the Exportation from *Ireland* (except to *Great Britain*) of the Silk Manufactures of *Ireland* described in the Schedule marked (C.) to this Act annexed, there shall be paid and allowed the several Bounties and Allowances as the same are set forth and described in the Words and Figures therein mentioned, and that the said Duties, Drawbacks and Bounties shall be in lieu and full Satisfaction of all Duties, Drawbacks and Bounties payable in *Ireland* upon the Importation or 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.

II. Provided always, and be it further enacted, That nothing in this Act shall extend or be construed to extend to repeal or alter any of the Provisions contained in Two Acts for the Union of *Great Britain* and *Ireland*, the one made in the Parliament of *Great Britain* in the Thirty ninth and Fortieth Years of the Reign of His present Majesty, and the other made in the Parliament of *Ireland* in the Fortieth Year of the Reign of His present Majesty, or any other Act or Acts in force on and immediately before the said Twelfth Day of *May* One thousand eight hundred and fifteen, by which any Goods, Wares or Merchandize, the Growth, Produce or Manufacture of *Great Britain*, imported from *Great Britain* into *Ireland*, or any Goods, Wares or Merchandize, the Growth, Produce or Manufacture of *Ireland*, exported from *Ireland* to *Great Britain*, are respectively made, to remain liable to, or are charged with, or exempted from any Duties of Customs or Excise, whether countervailing or others, or by which any Drawbacks or Bounties are allowed or given in respect of any such Goods, Wares or Merchandize, save and except as to the Countervailing or other Duties and Drawbacks granted by the said Acts for the Union of *Great Britain* and *Ireland*, and which are or may be altered by this Act, or have been or may be altered by any other Act or Acts made or to be made in pursuance of the Provisions in the said Acts of Union for that Purpose.

III. And Whereas it is expedient, pursuant to the Provisions of the said Acts for the Union of *Great Britain* and *Ireland*, that in respect of the several increased Duties of Customs imposed by this Act, and the Schedule marked (A.) thereto annexed, on Organized and Raw Silks imported into *Ireland*, increased Countervailing Duties should be charged on all Silk Manufactures of *Great Britain*, imported from thence into *Ireland*, sufficient to countervail the said several increased Duties of Customs in *Ireland*; Be it therefore enacted, That, from and after the said Twelfth Day of *May* One thousand eight hundred and fifteen, there shall be charged on the Silk Manufactures of *Great Britain* imported directly from thence into *Ireland*, mentioned, set forth and described in the Schedule marked (B.) to this Act annexed, the several Countervailing Duties therein in Figures respectively inserted, specified and set forth according to the respective Amounts of the said Duties, and for and during and from and after the several Periods and Times in the said Schedule mentioned, specified and set forth, in lieu and full Satisfaction of all Countervailing Duties whatever, payable on such Silk Manufactures, under or by virtue of any Act or Acts of Parliament in force in *Ireland* immediately before the passing of this Act; and that upon the Exportation of any Article of like Denomination, being of the Growth, Product or Manufacture of *Ireland*

Proviso for
39 & 40 G. 3.
c. 67.
40 G. 3. (1.)
c. 38.
with respect to
Duties of Customs or Excise.

39 & 40 G. 3.
c. 67.
40 G. 3. (1.)
c. 38.

Countervailing
Duties on Silk
Manufactures
specified in
Sch. (B.)

54 G. 3. c. 129.
§ 3. Sch. (C.)
repealed.

Ireland to Great Britain, there shall be allowed and given a Drawback equal in Amount to the Countervailing Duty on the like Article in the said Schedule, in lieu and full Satisfaction of all Drawbacks now allowed by Law on the same.

Duties, &c. in
British Cur-
rency.
Consolidated
Fund.

IV. And be it further enacted, That all the Duties, Drawbacks and Bounties in this Act, and the respective Schedules 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, Drawbacks and Bounties in the said Schedules specified, mentioned and contained, shall be paid and received upon the several Articles and Things in this Act and the respective Schedules 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 according
to Tale, &c.

Duties on Silk
now charged.

V. And be it further enacted, That the several and respective Duties by this Act granted on the Importation into *Ireland*, of the several Sorts of Silk mentioned and set forth in this Act, and the Schedules marked (A.) and (B.) thereto annexed, payable from the Twelfth Day of *May* One thousand eight hundred and fifteen, until the Fifth Day of *January* One thousand eight hundred and seventeen, shall be charged and payable on all such Silk as shall not have been entered on or before the said Twelfth Day of *May* One thousand eight hundred and fifteen, or on which the Duties due and payable on the Importation thereof shall not have been paid before the said Twelfth Day of *May* One thousand eight hundred and fifteen, and that in like manner the several Duties payable on such Silk from the Fifth Day of *January* One thousand eight hundred and seventeen, until the Fifth Day of *January* One thousand eight hundred and twenty, shall be charged and payable on all such Silk as shall not have been entered, or on which the Duties due and payable on the Importation thereof shall not have been paid on or before the said Fifth Day of *January* One thousand eight hundred and seventeen; and that in like manner the several Duties payable on such Silk from and after the Fifth Day of *January* One thousand eight hundred and twenty, shall be charged and payable on all such Silk as shall not have been entered, or on which the Duties due and payable on the Importation thereof shall not have been paid on or before the said Fifth Day of *January* One thousand eight hundred and twenty, although such Silk may have been imported into *Ireland* at any time before the said Twelfth Day of *May* One thousand eight hundred and fifteen, or before the said Fifth Day of *January* One thousand eight hundred and seventeen, or before the said Fifth Day of *January* One thousand eight hundred and twenty respectively.

Duties paid on
Goods secured in
Warehouses.

VI. Provided always, and be it further enacted, That the Duties granted, mentioned and set forth in this Act, and the said Schedule marked (A.) thereto annexed, shall be charged and payable on all such Goods, Wares and Merchandize therein mentioned, as, having been imported into *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 or shall have remained so warehoused or secured on or after the said Twelfth Day of *May* One thousand eight hundred and fifteen, 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 said Twelfth Day of *May* One thousand eight hundred and fifteen: Provided always, that such Duties shall not be charged or payable on any such Goods, Wares or Merchandize until the time when the Duties which such Goods, Wares or Merchandize shall have been subject to before the said Twelfth Day of *May* One thousand eight hundred and fifteen, would have been payable by Law.

Provide.

VII. Provided always, and be it enacted, That in all cases where the Whole or any Part of the Duties on the Importation into *Ireland* of any of the Goods, Wares and Merchandize specified in the Schedule marked (A.) to this Act annexed, 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 said Schedule granted or imposed on such Goods, Wares and Merchandize, may in like manner and under the same Rules, Regulations, Restrictions and Conditions, be permitted to be secured by Bond or otherwise.

Duties secured by Bond.

VIII. And be it further enacted, That the Drawbacks and Bounties granted, allowed and made payable upon or in respect of any of the Goods, Wares and Merchandizes mentioned and specified in the Schedules to this Act annexed, or any of them, under or by virtue of any Act or Acts in force immediately before the passing of this Act, shall remain and continue payable with respect to such Goods, Wares and Merchandize as shall have paid the Duties imposed on the Importation thereof under the said recited Acts or any of them, or under any other Act or Acts in force in *Ireland* immediately before the passing of this Act, and as shall be exported from *Ireland*, at any time after the said Twelfth Day of *May* One thousand eight hundred and fifteen; and that the several and respective Drawbacks and Bounties, granted, allowed and made payable by or under this Act, or the Schedules thereto annexed, or any of them, shall be paid and allowed only on the Exportation of such Articles as shall have paid the several and respective Duties imposed thereon by this Act, and the Schedules (A.) and (B.) thereto annexed.

Drawbacks and Bounties how paid.

IX. And be it further enacted, That whenever it shall happen that any of the Duties of Customs or Excise in *Great Britain* granted or made payable by any Act in force in *Great Britain* at the time of the passing of this Act upon any Articles on which any Duty is imposed by this Act, or the Schedules marked (A.) and (B.) hereto annexed, or any Part of such Duties in *Great Britain*, shall cease or determine or be repealed, or be or become no longer payable in *Great Britain*, Provision shall be made that so much of the Duties of Customs granted by this Act and made payable in *Ireland*, as shall be equal to the Duties which shall so cease or determine or be repealed as aforesaid in *Great Britain*, shall in like manner cease or determine or be repealed, and shall not be payable in *Ireland* at any time after the time when such Duties of Customs or Excise or any Part thereof, shall cease or determine, or be repealed, or be or become no longer payable in *Great Britain*, and the Duties of Customs made payable by this Act shall be reduced accordingly.

Duties repealed or reduced in G. B. repealed or reduced in Ireland in like manner.

X. And Whereas by an Act made in the last Session of Parliament, intituled *An Act to grant to His Majesty Rates and Duties, and to allow Drawbacks and Bounties on certain Goods, Wares and Merchandizes imported into and exported from Ireland in lieu of*

54 G. 3. c. 129

former

§ 32.

‘former Rates and Duties, Drawbacks and Bounties, it is, among other things, enacted, that whenever it shall happen that any of the Duties of Customs or Excise in Great Britain, granted or made payable by any Act in force in Great Britain upon any Articles on which any Duty is imposed by the said recited Act or the Schedule thereto annexed, or any Part of such Duties, in Great Britain, shall cease or determine or be repealed, or be or become no longer payable in Great Britain, Provision shall be made that so much of the Duty of Customs granted by the said recited Act and made payable in Ireland, as shall be equal to the Duties which shall so cease or determine or be repealed in Great Britain, shall in like manner cease or determine or be repealed and shall not be payable in Ireland: And Whereas under and by virtue of the Exception contained in an Act made in the present Session of Parliament, intituled *An Act to continue until the Fifth Day of July One thousand eight hundred and sixteen, certain Temporary or War Duties of Customs on the Importation into Great Britain of Goods, Wares and Merchandize*, a certain Proportion of the Duties of Customs in Great Britain on the Importation of Cotton Wool in certain Ships will cease and determine from and after the Fifth Day of July One thousand eight hundred and fifteen; and it is therefore just and necessary that a certain Proportion of the Duties on Cotton Wool imported into Ireland in certain Ships should in like manner cease and determine pursuant to the recited Provision in the said recited Act of the last Session of Parliament;’ Be it therefore enacted, That, from and after the Fifth Day of July One thousand eight hundred and fifteen, the Sum of Eight Shillings and Four pence British Currency, Part of the several and respective Duties payable upon every One hundred Pounds Weight of Cotton Wool imported into Ireland, under the said recited Act of the last Session of Parliament, shall cease and determine, and shall no longer be payable in Ireland upon any Cotton Wool which shall be imported into Ireland in British or Irish-built Ships, navigated and registered according to Law, or which shall be imported into Ireland from any of the Dominions of the Crown of Portugal in any Portuguese Ship: Provided always, that the several and respective Duties granted and made payable under the said recited Act of the last Session of Parliament, or the Schedule thereto annexed, on Cotton Wool imported into Ireland in any other Ships or Vessels, shall continue and remain payable as if this Act had not been made.

Ante, c. 33.

Duty on Cotton Wool imported into Ireland to cease.

Proviso.

48 G. 3. c. 32.

§ 2.

‘XI. And Whereas, by an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, in the Forty eighth Year of His present Majesty’s Reign, intituled *An Act to permit certain Goods imported into Ireland to be warehoused or secured without the Duties due on the Importation thereof being first paid*, it is, among other things, enacted, that it shall and may be lawful for the Importer or Importers, Proprietor or Proprietors, Consignee or Consignees of any Goods, Wares or Merchandize enumerated and described in the Schedule to the said Act annexed marked (B.) which shall be legally imported or brought into the Port of Dublin, or into any Port in Ireland to which Tobacco may by Law be imported, to land any such Goods, Wares and Merchandize without Payment, at the time of the first Entry thereof, of the Duty on the Importation thereof: And Whereas it is expedient to permit and suffer such Goods, Wares and Merchandize

to be entered, landed and imported in any Port in *Ireland*, although the same shall not be a Port at which Tobacco may by Law be imported: Be it therefore enacted, That, from and after the passing of this Act, it shall and may be lawful for the Importer or Importers, Proprietor or Proprietors, Consignee or Consignees of any Goods, Wares or Merchandize mentioned or described in the said Table marked (B.) to the said Act annexed, which shall be legally imported or brought into any Port in *Ireland* whatever, to land any such Goods, Wares and Merchandize at such Ports without Payment at the time of the first Entry thereof of the Duties due on the Importation thereof, and such Goods, Wares and Merchandize may be lodged or secured in any Port at or in such Places, and under such Rules, Regulations and Restrictions as the Commissioners of Customs and Port Duties, or any Four or more of them, shall from time to time order, appoint and direct; any thing in the said Act to the contrary notwithstanding; and all and every the Provisions, Rules, Regulations and Restrictions in the said Act contained shall extend and be construed to extend to such Goods, Wares and Merchandize in every respect, to all Intents and Purposes, as if the same had been entered, landed and secured in any of the Ports in the said Act mentioned, under the Provisions and Authority of the said recited Act of the Forty eighth Year of His present Majesty's Reign.

Goods described in Act landed in any Port without Payment of Duty, and secured under such Regulations as Commissioners shall direct,

XII. And be it further enacted, That in case the Quantity of any Goods, Wares or Merchandize which shall have been lodged in Warehouses, or secured without Payment of Duty, shall at any time or by any means fall short or be deficient of the actual Quantity which ought to be or remain warehoused or secured, after allowing for so much and such Part of such Goods, Wares and Merchandize, as shall have been delivered for Exportation or Home Consumption, if any such shall have been so delivered, the Importer or Proprietor of such Goods, Wares or Merchandize shall be subject and liable to the full Duties due and payable upon such Goods, Wares or Merchandize respectively, at the time when such Deficiency shall be ascertained, for or in respect of the Quantity so deficient as aforesaid, and shall pay and satisfy the same before the Bond given or entered into on the warehousing or securing of such Goods, Wares and Merchandize, shall be delivered up or cancelled, and before any of the Goods, Wares or Merchandize so warehoused or secured, then remaining, shall be permitted to be taken out, either for Exportation or for Home Consumption; and all such Goods, Wares or Merchandize so remaining, shall be subject to the Duties so deficient, and shall and may be sold for Payment of the same, and of Warehouse Rent, and other Charges, upon the Expiration of the time for exporting the same, or paying the Duties thereon.

Goods deficient of actual Quantity to pay Duty.

XIII. And be it further enacted, That in case any Goods, Wares or Merchandize, which shall have been warehoused or otherwise secured in *Ireland*, according to the Directions of any Act or Acts in force in *Ireland* for that Purpose, shall, after having been entered for Exportation, be fraudulently unshipped or reloaded, except by necessity or Distress, to be proved to the Satisfaction of the Commissioners of Customs and Port Duties in *Ireland*, such Goods, Wares or Merchandize shall be forfeited, and may be seized by any Officer or Officers of the Customs or Excise in *Ireland*.

Goods entered for Exportation fraudulently unshipped or reloaded.

XIV. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful to import directly or through

Unmanufactured Tobacco imported from

Great

any Foreign State, or from Malta, &c. and exported, &c. for Home Trade, on Payment of like Duties as Tobacco of United States.

Great Britain, from any Port or Place whatever within any Foreign State, or from *Malta* or *Gibraltar*, any Sort of unmanufactured Tobacco in *British* or *Irish*-built Ships, owned, navigated and registered according to Law, or in Ships or Vessels belonging to any Country or State in Amity with His Majesty, navigated in any manner whatever, into any of the Ports of *Ireland* into which Tobacco may by Law be imported, and to enter, land, and lodge or secure such Tobacco in any Warehouse or Warehouses provided according to Law for the Reception of Tobacco in *Ireland*, and that such Tobacco may be exported from *Ireland* in like manner, or entered for Home Trade or Consumption in *Ireland*, on Payment of the like Duties as Tobacco of the Growth or Product of the United States of *America* may be exported from *Ireland* or entered for Home Trade or Consumption in *Ireland* respectively at the time; and that the Exporter of any such Tobacco which shall be so imported shall, upon the said Tobacco being manufactured in *Ireland*, and exported according to Law, be entitled to and shall be allowed such and the like Drawbacks as are severally and respectively allowed upon the several Sorts and Descriptions of Tobacco manufactured from Tobacco of the Growth or Product of the United States of *America*, legally exported from *Ireland*.

Mahogany, &c. imported, entered within One Month after Report made of Invoice of Vessel.

XV. And be it further enacted, That every Person who at any time after the passing of this Act shall import into *Ireland* any Mahogany, Timber, Wood or Deals, shall make Entry of such Mahogany, Timber, Wood or Deals respectively, within One Calendar Month next after Report shall be made of the Invoice of the Vessel in which such Mahogany, Timber, Wood or Deals shall be imported; and if any Importer of such Mahogany, Timber, Wood or Deals shall neglect so to make such Entry within such time as aforesaid, such Importer shall forfeit the Sum of Five hundred Pounds *British* Currency; and in case any such Mahogany, Timber, Wood or Deals, shall be warehoused or secured without the Duties due on the Importation thereof being first paid, all such Mahogany, Timber, Wood or Deals, shall be cleared and taken out of and from the Warehouses or Places in which the same shall have been lodged and secured within Fifteen Calendar Months, to be computed from the Expiration of such Calendar Month next after such Report as aforesaid; and in case of Failure or Neglect in clearing and taking out such Timber within such Term of Fifteen Calendar Months, to be computed as aforesaid, such Mahogany, Timber, Wood and Deals shall be sold, and the Produce thereof applied in such manner as is directed with respect to all Goods, Wares and Merchandize, by the said recited Act of the Forty eighth Year of His present Majesty's Reign, for the permitting Goods imported into *Ireland* to be warehoused or secured without the Duties due on the Importation thereof being first paid.

Penalty.

48 G. 3. c. 32.

Goods imported from Levant subject to Duty payable to Levant Company.

XVI. And be it further enacted, That all Goods, Wares and Merchandize of the Produce of Countries within the *Levant Seas*, imported into *Ireland* under the Authority of any Act or Acts from time to time in force in *Great Britain* or *Ireland* respectively, shall be subject and liable to the Duties payable in *Ireland* to the *Levant Company*, in like manner as if such Goods, Wares and Merchandize had been imported into *Ireland* directly from *Turkey*.

On Exportation of Beef, &c. salted in Ireland,

XVII. And be it declared and enacted, That upon the Exportation from *Ireland* to any Place except *Great Britain* of any Beef Pork

Pork, Tongues, Hams or Bacon, salted in *Ireland*, with Salt the Growth, Produce or Manufacture of *Ireland*, there shall be paid and allowed to the Exporter of such Beef, Pork, Tongues, Hams or Bacon, the like Allowance or Bounty in the way of Drawback, for or in respect of the Duties charged upon such Salt used in the salting of such Beef, Pork, Tongues, Hams or Bacon, as is by Law allowed, and made payable on Beef, Pork, Tongues, Hams or Bacon, salted in *Ireland*, with Salt the Growth, Produce or Manufacture of *Great Britain*.

Allowance of
Duty on Salt
made.

XVIII. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful for Importing Merchants, in Ports in *Ireland* where Tobacco may by Law be imported, to give Certificates for all such Coffee, Sugar and Tea as they shall sell to Persons residing within the same Port or Place where they shall have imported the same, of the several Parcels or Quantities of such Coffee, Sugar or Tea which they shall have sold; which Certificate shall have the same Force and Effect to all Intents and Purposes to protect such Coffee, Sugar and Tea within such Port or Place as Permits have in respect to Goods conveying or conveyed from one Place to another; any thing in any Act or Acts to the contrary notwithstanding.

Certificates
given at Tobacco
Ports for Coffee,
&c. sold there.

XIX. And be it further enacted, That whenever any Goods, Wares or Merchandize shall, within any Port, Harbour, Haven or Creek in *Ireland* be put on board any Lighter, Gabbard, Wherry, Barge or Boat, in order to be shipped or put on board any other Vessel, Ship or Boat for the Purpose of being exported from *Ireland*, and also whenever any Goods, Wares and Merchandize shall, within any Port, Harbour, Haven or Creek in *Ireland* be unshipped, or taken out of any Ship or Vessel in order to be put into or on board of any Lighter, Wherry, Barge or Boat, for the Purpose of being entered and landed in *Ireland*, it shall and may be lawful for the Commissioners of Customs and Port Duties, or for the Collector or Surveyor of the Port, or Tide Surveyor, or other Officer appointed by the said Commissioners of Customs and Port Duties, or any of them, in each and every of the respective cases aforesaid, to place an Officer or Officers of the Customs, not exceeding Two in Number, on board such Lighter, Gabbard, Wherry, Barge or Boat, from the time that any Goods, Wares or Merchandize shall be begun to be put into or on board such Lighter, Gabbard, Barge or Boat, there to remain for such time as to the said Commissioners, Collector, Surveyor or other Officer aforesaid in their Discretion shall seem fit; and every Owner, Master or other Person or Persons having charge of any such Lighter, Gabbard, Wherry, Barge or Boat, in the respective cases aforesaid, shall provide such Officer or Officers with a Bed or Hammock to rest or sleep in under the Deck, or in some other Covered Birth or Place of such Lighter, Gabbard, Wherry, Barge or Boat, as shall be deemed good and sufficient by the superior Officer or Officers of such Port, Harbour, Haven or Creek, to protect such Officer or Officers so placed on board from the Inclemency of the Weather, and shall also provide such Officer or Officers with good and sufficient Food during the time of his or her being placed on board, and shall land such Officer or Officers at such Place within such Port, Harbour, Haven or Creek, as such superior Officer or Officers aforesaid shall direct; and for any Neglect or

On shipping, &c.
Goods, Officers
of Customs shall
be put on board
Lighters, &c. and
be provided for.

Penalty. Refusal in any of the cases aforesaid, such Owner, Master or other Person having charge as aforesaid, shall forfeit the Sum of Fifty Pounds *British* Currency.

Duties and Drawbacks how levied and paid.

XX. And be it further enacted, That the several Rates and Duties, and Drawbacks and Bounties, by this Act granted or allowed, and made payable, shall be raised, levied, collected, paid and applied in the same Manner, and under such Powers and Authorities, and subject to such Penalties and Forfeitures, and by such Ways and Methods, and under such Rules and Directions as are appointed, directed and expressed, for the raising, collecting, levying and paying and managing of Duties, Drawbacks or Bounties payable on Goods, Wares and Merchandize imported into and exported from *Ireland*, or for the levying and applying any Fines, Penalties or Forfeitures, in and by an Act of Parliament made in *Ireland*, in the Fourteenth and Fifteenth Years of the Reign of His late Majesty King *Charles* the Second, intituled *An Act for settling the Excise or new Impost 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 same 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.

14 & 15 Car. 2. (1.) Sess. 4. c. 8.

46 G. 3. c. 106. &c.

Appeal.

SCHEDULES to which this Act refers.

SCHEDULE (A.)

INCREASED DUTIES of Customs to be paid and DRAWBACKS to be allowed upon the following Goods, in lieu of former Duties and Drawbacks on the like Articles.

	DUTY.	DRAWBACK.
	British Currency. £. s. d.	British Currency. £. s. d.
For and upon every Pound Weight Avoirdupois of Hops, the Growth and Produce of Great Britain, imported directly from thence into Ireland	0 0 2	0 0 2
For and upon every Hundred Weight of solid Vegetable Extract from Oak Bark and other Vegetable Substances imported into Ireland, to be used for the Purpose of Tanning Leather, and for no other Purpose whatever, not being the Manufacture of Great Britain		

SCHEDULE (A.) — continued.

	From 12th Day of May 1815, until 5th Day of January 1817, inclusive.		From 5th Day of January 1817, until 5th Day of January 1820.		From and after 5th Day of January 1820.													
	Duty.	Drawback.	Duty.	Drawback.	Duty.	Drawback.												
	British Currency.		British Currency.		British Currency.													
	£.	s.	d.	£.	s.	d.	£.	s.	d.									
Silk, the Growth or Produce of any Place within the Limits of the Charter granted to the United Company of Merchants of England trading to the East Indies, For every lb. containing sixteen Ounces Avoirdupois Weight of																		
Knubs or Husks of Silk, the lb.	0	2	7	—	0	3	2	—	0	3	9	—						
Raw Silk; videlicet,																		
----- Bengal																		
Raw Silk, the lb.	0	2	7	—	0	3	2	—	0	3	9	—						
----- of any																		
other Sort, the lb.	0	3	8	—	0	4	8	—	0	5	7½	—						
Waste Silk, the lb.	0	2	7	—	0	3	2	—	0	3	9	—						
----- the Growth or Produce of any other Place, For every lb. containing sixteen Ounces Avoirdupois Weight of																		
Knubs or Husks of Silk, the lb.	0	2	8	0	1	1	0	3	4	0	1	4	0	3	11½	0	1	8
Raw Silk, the lb.	0	3	8	0	1	10	0	4	7	0	2	3	0	5	6	0	2	9
Thrown Silk, organized, dyed, the lb.	1	10	4	0	12	8	1	17	11	0	15	11	2	5	6	0	19	2
----- not dyed, the lb.	0	9	9	0	4	1	0	12	2	0	5	1	0	14	7½	0	6	2
----- not organized, dyed, the lb.	1	10	4	0	12	8	1	17	11	0	15	11	2	5	6	0	19	2
----- undyed, the lb.	0	19	6	0	8	2	1	4	4	0	10	2	1	9	4	0	12	4
Waste Silk not otherwise enumerated or described, the lb.	0	2	7	0	1	8	0	3	3	0	1	8	0	3	11½	0	1	8

SCHEDULE (B.)
COUNTERVAILING DUTIES.

	From the 12th Day of May 1815, until 5th Day of January 1817 inclusive.	From 5th Day of January 1817, until 5th Day of January 1820.	From and after the 5th Day of January 1820.
	British Currency.	British Currency.	British Currency.
	£. s. d.	£. s. d.	£. s. d.
Upon Silk Manufactures of Great Britain imported into Ireland, Upon every lb. containing 16 Ounces Avoirdupois, of All Ribbons and Stuffs of Silk only, the lb. - -	0 4 10	0 6 1	0 7 4
All Silks and Ribbons of Silk mixed with Gold and Silver, the lb. - -	0 6 4	0 7 11	0 9 6
All Silk Stockings, Silk Gloves, Silk Fringe, Silk Laces, Stitching and Sewing Silk, the lb. - -	0 2 10	0 3 7	0 4 4
All Manufactures of Silk not otherwise enumerated or described, the lb. - -	0 3 9	0 4 8	0 5 8
All Stuffs of Silk and Grogram Yarn, the lb. - -	0 1 1	0 1 4	0 1 8
All Stuffs mixed with Inle or Cotton, the lb. - -	0 1 8	0 2 1	0 2 6
All Stuffs of Silk and Worsted mixed, the lb. - -	0 0 9	0 0 11	0 1 2
All Stuffs of Silk mixed with any other Material, the lb.	0 1 2	0 1 6	0 1 10

SCHEDULE (C.)

BOUNTIES on EXPORTATION of the SILK MANUFACTURES of Ireland to Foreign Countries; videlicet,

	British Currency.
	£. s. d.
Manufactures of Ireland made of or mixed with Silk, exported under the Regulations required by Law; videlicet, Upon every lb. containing 16 Ounces Avoirdupois Weight of Ribbons and Stuffs of Silk only, the lb. - -	0 5 0
Gauze or Crapes, the lb. - -	0 5 8
N. B. Two Thirds on Gauze, One Third on Crapes, to be deducted for Gum or Dress.	
Silk Stockings, Gloves, Fringes, Laces, Stitching or Sewing Silk, the lb. - -	0 5 8
— and Ribbons of Silk, mixed with Gold and Silver, the lb. - -	0 5 8
— Stuffs of Silk and Grogram Yarn, the lb. - -	0 5 8
— Stuffs of Silk mixed with any other Material, the lb. - -	0 5 8

C A P. LXXXIII.

An Act to regulate the Payment of the Duties of Customs on Foreign Goods imported into *Great Britain* from *Ireland*, or into *Ireland* from *Great Britain*; and of the Drawbacks on the Exportation of Goods the Growth, Produce or Manufacture of *Great Britain* or *Ireland*, having been imported into either Country from the other. [14th June 1815.]

WHEREAS by the Acts passed in the Parliaments of *Great Britain* and *Ireland* respectively, for the Union of *Great Britain* and *Ireland*, it is, among other things, enacted, that His Majesty's Subjects of *Great Britain* and *Ireland* shall be entitled to the same Privileges, and be on the same Footing generally in respect to Trade and Navigation in all Ports and Places in the United Kingdom and its Dependencies, and that all Duty charged on the Import of Foreign or Colonial Goods into either Country shall, on their Export to the other, be either drawn back, or the Amount (if any be retained) shall be placed to the Credit of the Country to which they shall be so exported: And Whereas Duties of Customs are imposed in *Great Britain* and *Ireland* respectively on certain Foreign Goods, Wares and Merchandize, imported in *British*-built Ships, and higher Duties of Customs are imposed on the like Goods, Wares and Merchandize, if imported in Foreign Ships; and Doubts may arise what Duties Foreign Goods are liable to, which, having been imported into *Great Britain* or *Ireland* respectively, are afterwards imported into either Country from the other; Be it therefore 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 on the Importation of any Foreign or Colonial Goods, Wares and Merchandize, into *Ireland* from *Great Britain*, or into *Great Britain* from *Ireland* respectively, which shall have been previously imported from Foreign Parts into the Country from which the same shall be exported to the other, such Import Duty of Customs shall be paid and payable as if such Goods, Wares and Merchandize, had been imported from Foreign Parts either in a Foreign Ship or in a *British* Ship, according as they were in fact first imported from Foreign Parts into the Country from whence they shall be exported to the other.

II. And, for the Purpose of ascertaining whether any such Goods, Wares or Merchandize were first imported into *Great Britain* or *Ireland* respectively, in a *British* or Foreign Ship, be it enacted, That in every Cocket or Clearance of any Foreign Goods, Wares or Merchandize, which shall be exported from *Great Britain* to *Ireland*, or from *Ireland* to *Great Britain* respectively, it shall be specified and set forth whether such Goods, Wares or Merchandize, were first imported in a *British*-built Ship, or in a Foreign Ship into the Country from whence they shall be so exported to the other, and the Import Duty of Customs on such Goods, Wares and Merchandize, shall be payable in the Country into which they shall be imported from the other accordingly; and if it shall not be expressed and set forth in such Cocket or Clearance of such Goods, Wares and Merchandize, whether the same were so first imported in a *British* Ship

H b 3

39 & 40 G. 3.
c. 67. Art. 6.
40 G. 3. (1.)
c. 38.

What Import
Duty paid on
Importation of
Foreign or
Colonial Goods
into either
Country from
the other.

Clearances to
specify whether
Goods were im-
ported in *British*
or Foreign
Vessel.

or in a Foreign Ship, then and in such case such Goods, Wares and Merchandize, shall be and be deemed liable to such Import Dutie of Customs in the Country into which they shall be imported from the other, as if the same had been imported into such Country in a Foreign Ship; any thing in any Act or Acts in force in *Ireland* to the contrary notwithstanding.

39 & 40 G. 3.
c. 67. Art. 6.
40 G. 3. (1.)
c. 38.

‘ III. And Whereas by the said Acts for the Union of *Great Britain and Ireland*, it is, among other things enacted, that certain Articles the Growth, Produce or Manufacture of either Country, imported into each Country from the other, shall be subject to certain specific Duties in the said Acts mentioned, and 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 Countervailing Duties in manner in the said Acts mentioned, and certain Articles specified in a Schedule in the said Acts contained are subjected to the Countervailing Duties therein set forth, liable to be taken off, diminished or increased, in manner in the said Acts specified; and it is provided 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, which shall be payable on such Articles on the Import thereof into the same Country from the other: And Whereas Doubts have arisen with respect to the Drawbacks payable under the Intent and Meaning of the said Acts for the Union of *Great Britain and Ireland*, on the Exportation of any of the said Articles to Foreign Parts, or to the Country from whence the same were imported;’ Be it therefore declared and enacted, That whenever any Goods, Wares or Merchandize, the Growth, Produce or Manufacture of *Great Britain or Ireland* respectively, which shall have been imported into either Country from the other, shall be exported from either Country to the other, or to Foreign Parts, the Exporter of such Goods, Wares and Merchandize, shall be entitled to and shall be allowed and shall receive a Drawback equal to the full Amount of the Duty, whether countervailing or other, which shall have been actually paid on such Goods, Wares and Merchandize, when the same were imported into *Great Britain or Ireland* respectively from each other, according to the Intent and Meaning of the said Acts for the Union of *Great Britain and Ireland*.

When Goods imported into either Country from the other shall be exported, Exporter allowed Drawback equal to Duty, &c.

Provido for Drawback payable by Law.

IV. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend to alter, increase or diminish any Drawback payable by Law on any Goods, Wares or Merchandize, Article, Matter or Thing exported directly from *Great Britain or Ireland* respectively to Foreign Parts, in any case where the specific Amount of such Drawback is or may be ascertained by any Act or Acts in force or to be in force in *Great Britain or Ireland* respectively.

Duties and Drawbacks how levied and paid.

V. And be it further enacted, That the several Duties and Drawbacks by this Act granted or allowed, shall be levied, collected, paid and accounted for, in manner and to the several Authorities, as

as are appointed, directed and expressed, for the raising, collecting, levying, paying and applying of Duties and Drawbacks payable on Goods, Wares and Merchandize imported into and exported from *Great Britain* or *Ireland* respectively, under or by virtue of any Act or Acts in force in *Great Britain* or *Ireland* respectively, relating to the Revenues of Customs or Excise, or either of them, as fully and effectually to all Intents and Purposes as if the same 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 is provided in and by the said Acts or any of them in *Great Britain* or *Ireland* respectively.

Appeal.

VI. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful to import into *Great Britain* from *Ireland* and into *Ireland* from *Great Britain* respectively, as well for Sale as for Private Use, Foreign Wines of any Sort in Bottles or Flasks, in Packages, each of which shall contain at the least Six Dozen reputed Quart Bottles or Flasks, upon Payment of the several and respective Duties, as well of Customs as Excise due and payable on the Importation of such Wines into *Great Britain* or *Ireland* respectively, provided that such Wines shall be imported in *British* or *Irish*-built Ships or Vessels, owned, navigated and registered according to Law, and in such Manner, and under and according to such and the like Rules, Regulations, Conditions and Restrictions, and subject to such and the like Penalties and Forfeitures as are provided and enacted in any Act or Acts of Parliament in force in *Great Britain* and *Ireland* respectively, relating to the Duties of Customs and Excise, so far as the same are applicable thereto; and in case any Foreign Wines in Bottles or Flasks shall be imported in any less Quantity or otherwise than in such Packages, and in such Ships or Vessels as aforesaid, the same shall be and are hereby declared to be forfeited, and shall and may be seized by any Officer of Customs or Excise in *Great Britain* or *Ireland* respectively.

Foreign Wines in Bottles, &c. containing Six Dozen Quart Bottles, or Flasks imported into either Country from the other.

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

Act amended, &c.

C A P. LXXXIV.

An Act to amend so much of an Act of the Thirty third Year of His present Majesty, as relates to fixing the Limits of the Towns of *Calcutta*, *Madras* and *Bombay*; and also so much of an Act of the Thirty ninth and Fortieth Year of His present Majesty, as relates to granting Letters of Administration to the Effects of Persons dying intestate within the several Presidencies in the *East Indies*, to the Registrar of the Ecclesiastical Courts; and to enable the Governor in Council of the said Presidencies to remove Persons not being *British* Subjects; and to make Provision for the Judges in the *East Indies* in certain Cases.

[14th June 1815.]

WHEREAS by an Act of the Parliament of *Great Britain*, made and passed in the Thirty third Year of His present Majesty's Reign, intitled *An Act for continuing in the East India Company,*

33 G. 3. c. 52

H h 4

§ 159.

Company, for a further Term, the Possession of the British Territories in India, together with their exclusive Trade, under certain Limitations; for establishing further Regulations for the Government of the said Territories, and the better Administration of Justice within the same; for appropriating to certain Uses the Revenues and Profits of the said Company; and for making Provision for the good Order and Government of the Towns of Calcutta, Madras and Bombay; it was, amongst other things, enacted, that if any Question should arise touching or concerning the true Limits and Extent of the Towns and Factories of Calcutta, Madras and Bombay respectively, or any of them, the same should be enquired into by the Governor General in Council at Fort William, in respect to the Limits and Extent of Calcutta, and by the Governor in Council at Fort Saint George in respect to the Limits and Extent of Madras, and the Governor in Council at Bombay in respect to the Town of Bombay; and that such Limits as the said respective Governments by Order in Council should declare and prescribe to be the Limits of the said Towns and Factories respectively, should be held, deemed and taken in Law as the true Limits of the same; any Custom or Usage to the contrary notwithstanding: And Whereas by reason of the Increase of the Population of the Towns of Calcutta, Madras and Bombay, it is expedient that the several Governments of Fort William, Fort Saint George and Bombay in the East Indies, should be further empowered, in manner hereinafter mentioned, to extend from time to time the Limits of the said several Towns; 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 to and for the Governor General in Council at Fort William in Bengal, from time to time, as circumstances shall in their Judgment require, to extend the Limits of the Town of Calcutta; and to and for the Governor in Council at Fort Saint George, from time to time, as circumstances shall in their Judgment require, to extend the Limits of the Town of Madras; and to and for the Governor in Council at Bombay, from time to time, as circumstances shall in their Judgment require, to extend the Limits of the Town of Bombay; and that such extended Limits as the said respective Governments shall from time to time, in and by their respective Orders in Council, or by their Regulations, declare and prescribe as aforesaid to be the Limits of the said Towns respectively, shall, from the time of publishing such Orders in Council, or Regulations by Proclamation, at the respective Prefidencies, be held, deemed and taken, as and for the true Limits of the same; and from time to time, as any Extension shall be made thereof, all Jurisdictions, Powers and Authorities which by virtue of any Act or Acts of Parliament, or any Charter or Charters, or any Law or Usage, shall or may be bounded or regulated by the Limits of the said Towns respectively, shall thenceforth be bounded and regulated by the Limits of the said Towns respectively, as they are declared and prescribed from time to time by the said respective Governments, any Custom, Law or Usage to the contrary notwithstanding.

Limits of Towns of Calcutta, Madras and Bombay.

Proviso

Towns, shall be valid or effectual, until it shall have been sanctioned, or shall have been authorized to be made and passed by the Court of Directors of the United Company of Merchants of *England* trading to the *East Indies*, with the Approbation of the Board of Commissioners for the Affairs of *India*.

‘ II. And Whereas by an Act passed in the Thirty ninth and Fortieth Year of the Reign of His present Majesty, intituled *An Act for establishing further Regulations for the Government of the British Territories in India, and for the better Administration of Justice within the same*, it was enacted, among other things, that whenever any *British* Subject should die intestate, within either of the Presidencies of *Fort William, Fort Saint George or Bombay*, or the Territories subordinate or to become subordinate thereto, and on Return of the Citation to be issued from the proper Ecclesiastical Court, no next of Kin or Creditor should appear and make out their Claim to the Administration of the Effects of the Intestate to the Satisfaction of the said Court, it should and might be lawful for the Registrar of such Court, and he was thereby required to apply for, and such Court was thereby directed to grant Letters *ad colligenda* or of Administration, to such Registrar, in manner as the said Act set forth: And Whereas the said Act doth not expressly provide for the cases of Executors or Administrators, or Persons entitled to Administration, as hereinafter mentioned, not resident within the Jurisdiction of such Courts, who may have appointed Attornies resident or being therein; and it hath been doubted whether the said Courts were not required under the said Act, to grant Letters *ad colligenda* or of Administration to their Registrars, in preference to Attornies so appointed; and it is fit that such Doubts be removed;’ Be it therefore enacted and declared, That when the Executor or Administrator lawfully appointed, or the Person entitled to Administration as next of Kin or residuary Legatee with the Will annexed, of any Person deceased, whose Effects shall be subject to the Jurisdiction of any of the said Courts in respect to the granting of Administration, not being resident within the Jurisdiction of such Court, shall have appointed or shall hereafter appoint, either by Power of Attorney under Seal, or by any other sufficient Authority, to be shewn to the Satisfaction of the said Court, any Person or Persons resident or being within such Jurisdiction to act for such Executor or Administrator, or Person entitled to Administration as aforesaid, in collecting or administering in any manner the Effects of the Deceased, the Person or Persons so appointed shall be entitled to obtain Letters *ad colligenda* or of Administration, either General or Special, as the Tenor of such Authority and the nature of the case may require, preferably to the Registrar of such Court, and all other Persons to whom such Executor or Administrator, or Persons entitled as aforesaid would have had a preferable Claim, if personally resident within the Jurisdiction of the said Court.

III. And be it further enacted, That where any such Letters *ad colligenda* or of Administration shall have been granted to the Registrar of such Court, and Application shall be afterwards made by any Person or Persons so appointed as aforesaid for the Revocation thereof, in order to grant other Letters to such Person or Persons, the Letters so granted to such Registrar shall be revoked, unless

39 & 40 G. 3.
c. 79.

§ 21.

Letters of Administration to Attornies of Executors.

Letters of Administration to Registrar void.

Proviso.

unless it shall appear to the said Court that there has been unreasonable Delay, either in the Transmission of the Authority under which such Application is made, or in making such Application: Provided always, that when any Letters *ad colligenda* or of Administration shall have been actually granted to the Registrar of any such Court by virtue of the Act hereinbefore recited, and shall be revoked on the Application of such Attorney or Attornies as aforesaid, it shall be lawful for such Court, if they shall think fit, to direct that the whole or Part of any Commission, in respect to the Administration of Assets which may arise or become due by virtue of any reasonable Custom, obtaining within the Jurisdiction of such Court, shall be allowed to such Registrar out of any Assets which may have come to his Hands, regard being had to the Trouble and Responsibility actually incurred, and to the Service rendered by the said Registrar in the Collection of such Assets: Provided also, that nothing in this Act contained shall be construed to render necessary the taking out of Letters *ad colligenda* or of Administration from any of the Courts aforesaid, by any such Attorney or Attornies, otherwise than it would have been if this Act had not been made; and that no Claim or Right to any such Commission in respect of Administration of Effects as aforesaid, shall be deemed to accrue to any such Attorney or Attornies by reason of Letters *ad colligenda* or Administration, taken out by him or them in virtue of such Authority as aforesaid, nor any other or further Commission than would have been payable to him or them as Agents, either according to the usual and reasonable Rates of such an Agency, or by special Agreement.

Proviso.

Not to affect Rights of Persons entitled to Probates of Wills or Administration of Effects of Persons deceased before passing of Act, &c.

IV. Provided also, and be it further enacted, That this Act shall not, nor shall any thing herein contained, in any wise prejudice or affect the Rights, Claims, Actions, Suits or Appeals of any Person or Persons being entitled or claiming to be entitled, either as Principal or Principals, Attorney or Attornies, to the Probate or Probates of any Will or Wills, Codicil or Codicils, or Letters *ad colligenda* or of Administration of the Goods, Chattels and Effects of any Person or Persons who shall have died before the passing of this Act; nor the Rights, Claims, Actions, Suits or Appeals of any Person or Persons claiming or suing, or to claim or sue for the Recall or Repeal of any Letters *ad colligenda* or of Administration, granted of the Goods, Chattels or Effects of any Person or Persons who shall have died before the passing of this Act, which may have been or shall be granted to any such Registrar as hereinbefore mentioned; nor to the Rights, Claims, Actions, Suits or Appeals of any Person or Persons claiming or to claim as Executors, Legatees, or next of Kin of any Person or Persons who shall have died before the passing of this Act, in any way relating to the Goods, Chattels, Property, Estate or Effects of such deceased Person or Persons, or to the Transactions, Acts, Deeds, Neglects, Defaults, Intermeddlings or Accounts of any such Registrar relating to any such Goods, Chattels, Property, Estate or Effects, or under or by Pretext of any Letters *ad colligenda* or of Administration, which may have been granted to him; nor in any way to entitle any such Registrar to any Commission, Compensation or Allowance in respect of any thing done or to be done by him in relation to the Goods, Chattels, Debts, Credits, Estate or Effects of any Person or Persons who shall have died before the passing of this Act, which he would not have

have been entitled to if this Act had not been passed; but every Person being entitled to or claiming any such Probate or Probates, Letters *ad colligenda* or of Administration, or to have any such Letters *ad colligenda* or of Administration, recalled or repealed, or having or being entitled to or claiming or to claim any such Cause or Causes of Action, Suit or Appeal, shall be entitled thereto, and all Benefit and Advantage thereof, and to prosecute and carry on the same, in the same manner as he, she or they would have been entitled if this Act had not been passed.

V. And be it further enacted, That in all cases in which the Registrar of any of the said Courts shall be appointed Administrator under the aforesaid Act, besides filing an Inventory and Account Current according to the Tenor of the Administration Bond and the usual course of the Ecclesiastical Court, he shall enter into a Book to be kept by him for that purpose, separate and distinct Accounts of each Estate, and of all such Sums of Money, Bonds and other Securities for Money, Goods, Effects and Things, as shall come to his Hands, or to the Hands of any Persons employed by him, or in trust for him by virtue of any Letters *ad colligenda* or of Administration granted to him under the Authority of the said Act, and likewise of all Payments made by him for or on account of the said Estates, and of all Debts due by or to the same, specifying the Dates of such Receipts and Payments respectively; which said Book shall be kept in the Registrar's Office, and shall be open for the Inspection of all such Persons, Practitioners in the said Courts or others, as may have Occasion to inspect the same, at Office Hours, paying such reasonable Fee as may be fixed therefore by the said Courts, and no more; and the said Registrars shall twice in every Year; that is, on the First Day of *March* and the Twenty second Day of *October*, or on the First Day after those Days on which their respective Courts shall be sitting, exhibit and deliver in open Court, a true and perfect Schedule of all Sums of Money, Bonds or other Securities, received on account of each Estate remaining under their Charge, together with the Payments made thereout, and the Balances; and also of all Administrations whereof the Balances shall have been paid over to the Persons entitled to the same, since the Period of exhibiting the last Schedule, specifying the Amount of such Balances, and the Persons to whom paid; which Schedule shall be filed of Record in the said Courts, and shall within Fourteen Days afterwards be published in the Gazettes of the Presidencies within which such Courts are respectively situated, by the said Registrar, who shall likewise cause Copies thereof, in triplicate, to be delivered to the Chief Secretary at such Presidency, and the same shall be transmitted by the respective Governments at such Presidencies to the Court of Directors of the *East India Company*, who, upon the Receipt thereof, shall cause the same to be published in the *London Gazette*.

Registrar, when appointed Administrator, to enter in Book separate Accounts.

Registrars to exhibit Schedule of Money, &c. received on Account of Estates under their Charge, &c.

VI. And Whereas it is expedient that the several Governments in the *East Indies* should be enabled to prevent Subjects of Foreign States from residing or sojourning within the *British Territories* there, against the Consent of such Governments respectively; Be it further enacted, That it shall and may be lawful to and for the Governor General in Council, and to and for the Governor in Council or Chief Officer for the time being of any Presidency, or of any Place

Removal of Persons not being British Subjects.

Place not being subordinate to any Presidency under the Government of the United Company of Merchants of *England* trading to the *East Indies*, to cause Notice in Writing to be given to any Person, not being a Native of any Part of the *British* Territories in *India*, or within the Limits of the Charter of the said United Company, other than such natural born Subjects of His Majesty as may from time to time lawfully resort to or reside in the *East Indies*, to remove himself or herself from such Presidency, or from all or any Part of the *British* Territories in the *East Indies*, as may be deemed expedient, within a time to be limited by such Notice: And in case any such Person shall not obey such Notice, then it shall and may be lawful to and for the Governor General in Council or Governor in Council or other Chief Officer, as the case may be, of the Place where such Person shall be found, to cause such Person to be apprehended and brought before the Court of Civil or Criminal Judicature, to the Jurisdiction whereof such Place may be subject; and upon Proof being made upon Oath to the Satisfaction of such Court, by any credible Witness swearing to his Knowledge or Belief, stating the Ground of such Belief, that such Person is an Alien and the Subject of a Foreign State, and that such Notice as aforesaid has been served on such Person, either personally or by leaving the same at his Dwelling-house, unless such Person shall prove that he is a natural born Subject of His Majesty authorized to reside in *India*, or a Native of the *British* Territories in *India*, or within the Limits of the Charter of the Company, for the making which Proof reasonable time and Opportunity shall be allowed by the said Court, such Person shall be remanded by the said Court into the Custody of the Governor General, Governor or Chief Officer, who shall, as soon as may be, cause such Person to be removed in such manner as his or her Rank, State and Condition in Life shall require, by the first convenient Opportunity, to the Country or Place to which he or she shall belong, if he or she shall be willing to go thereto, or otherwise to such Country or Place as the Governor General, Governor or Officer by whose Authority he or she shall have been apprehended or shall be detained, shall be of opinion shall be most proper, regard being had to the Convenience of the Person to be removed, and the Peace and Security of the *British* Territories in the *East Indies*, and of the Allies of His Majesty and the *East India* Company, and of any neighbouring Princes or States; and in the mean time and until such Person can be conveniently and properly removed, it shall and may be lawful to detain him or her in such Custody or under such Guard as the Person by whose Authority he or she shall have been apprehended or shall be detained shall see fit and necessary, so as that the Person detained may be put to as little Inconvenience as shall be, consistent with the Object of his or her Detention: And in case any such Person, having removed him or herself in pursuance of any such Notice, or, having been so removed, shall again wilfully return to any Country or Place from which he or she shall have had Notice to remove, without the Consent of the Government or Chief Officer of the Place to which he or she shall so return, it shall and may be lawful to and for the Governor General in Council, or Governor in Council, or Chief Officer of the Place where such Person shall be found, to cause such Person to be apprehended and detained in safe Custody, until he or she shall be discharged out of Custody, upon
such

such Terms and Conditions as the Governor General in Council, Governor in Council or other Chief Officer at the Place where he or she shall be detained, shall deem sufficient for the Peace and Security of the *British* Territories, and of the Allies of His Majesty and of the *East India* Company, and of the neighbouring Princes and States.

VII. And be it further enacted, That it shall be lawful to carry into Execution any Warrant or Authority for the Apprehension, Detention or Removal of any such Person or Persons as aforesaid, notwithstanding he, she or they may be in Custody, or delivered to Bail, or in Execution on any Civil Process, and notwithstanding any Licence, Privilege or Protection whatsoever; any Law, Statute or Usage to the contrary notwithstanding: Provided always, that no *British* Subject, nor any Native of the *British* Territories in *India*, or within the Limits of the Charter of the said Company, shall be apprehended, detained or removed, by virtue of any of the Provisions herein contained, nor shall any thing herein contained in any wise alter or affect any Law or Statute under or by virtue of which any *British* Subject may resort to or is restrained from resorting to the *East Indies*: Provided also, that it shall not be lawful to apprehend, detain or remove any Person being the Subject of any Foreign State, under or by virtue of this Act, in any way inconsistent with any Treaty made or to be made by His Majesty or the *East India* Company, and to the Benefit of which such Person shall be entitled.

Warrant or Authority for Apprehension.

Provido.

Provido.

VIII. And Whereas by an Act passed in the Thirty seventh Year of His Majesty's Reign, intituled *An Act for the better Administration of Justice at Calcutta, Madras and Bombay, and for preventing British Subjects from being concerned in Loans to the Native Princes in India*, it was enacted, among other things, that it should be lawful for His Majesty, his Heirs and Successors, under certain Limitations in the said Act expressed, to direct the Payment of a Yearly Sum out of the Territorial Revenues in *India* to any Chief Justice or other Judge of the Supreme Court of Judicature at *Fort William in Bengal*, who should have resided in *India* as Judge of the said Supreme Court for Seven Years; and to any Recorder of the Court of Judicature at *Bombay*, who should have resided in *India* as such Recorder for Five Years, and who, from Age, Infirmary or other Cause, to be approved by His Majesty, his Heirs or Successors, should return to *Europe*, not exceeding to any such Chief Justice Two thousand Pounds *per Annum*, to any such Judge Fifteen hundred Pounds *per Annum*, or to any Recorder of *Bombay* Twelve hundred Pounds *per Annum*: And Whereas also by the Act hereinbefore mentioned of the Thirty ninth and Fortieth Year of His Majesty's Reign, it was enacted, that it should be lawful for His Majesty, his Heirs and Successors, under certain Limitations therein also expressed, to direct an Allowance from the said Revenues to any Chief Justice or Judge of the Supreme Court of Judicature at *Madras*, who should have resided in *India* for Seven Years, either as Chief Justice or Puisné Judge of the said Court at *Fort William*, or of the said Court at *Madras*, and should return to *Europe*, for any such Cause, and with such Approbation as aforesaid, not exceeding, to such Chief Justice Sixteen hundred Pounds *per Annum*, nor to such Puisné Judge

37 G. 3. c. 242. § 2.

§ 3.
§ 21.

39 & 40 G. 3. c. 79. § 8.

Chief Justice or
Judge of Fort
William, &c.
resigning.

Allowance.

Proviso.

Limitation of
Actions.

General Issue.

Treble Costs.

‘ Judge Twelve hundred Pounds *per Annum* : And Whereas it
‘ expedient that Provision should be made respecting the said A
‘ lowances, in case of the Promotion or Removal of any Person fro
‘ any of the said Courts to any other thereof, and also in case
‘ the Resignation of any Chief Justice, Judge or Recorder of a
‘ of the said Courts, with the Approbation of His Majesty, althou
‘ the Person so resigning should not return to *Europe* ;’ Be it the
fore enacted, That where any Person shall have resided in *India* Sev
Years, either as Chief Justice or Judge of His Majesty’s Suprem
Courts of *Fort William* or *Madras*, or Recorder of *Bombay*, as
shall, from Age, Infirmitv or other Cause, to be approved of by H
said Majesty, resign such Office, it shall be lawful for His Majesty
direct the Payment out of the Territorial Revenues, to such Perso
of a yearly Sum not exceeding the highest Rate of Allowance
limited by the said Acts to such one of the said Offices of Chi
Justice or Judge at *Fort William*, Chief Justice or Judge at *Madra*
or Recorder at *Bombay*, as the said Person shall have filled, provide
he shall have filled the same for Four Years at the least ; and the
such Allowance shall be payable to such Person, although he sha
not return to *Europe* : Provided, that if such Person be thereafter
re-appointed to any of the said Offices, such Payment shall from
thenceforward cease.

IX. And be it further enacted, That no Action or Suit shall be
commenced against the said United Company, or any of their Ser
vants, or any Person or Persons whomsoever, for any thing don
in pursuance or under colour of this Act, until Twenty Days’ Notic
shall have been given to the said Company, or to the Person o
Persons respectively against whom the same is to be brought, o
after a sufficient Satisfaction or Tender thereof shall have been mad
to the Party or Parties aggrieved, nor after Three Years next afte
the Cause of Complaint shall have arisen ; and the Defendant o
Defendants in such Action or Suit shall and may plead the Genera
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 pursuanc
and by Authority of this Act ; and if it shall appear to be so done
or that a sufficient Satisfaction or Tender thereof hath been mad
before the Commencement of such Action or Suit, or that such
Action or Suit hath been commenced after the time limited fo
bringing the same, or in any other manner than as directed by thi
Act, the Plaintiff or Plaintiffs shall become nonsuited ; and in such
case, or in any other cases wherein the Plaintiff or Plaintiffs shall be
come nonsuited, or discontinue his or their Action or Suit after th
Defendant or Defendants shall have appeared, or wherein Judgmen
shall be given against such Plaintiff or Plaintiffs upon Demurrer
or Objection in nature of a Demurrer, or where a Verdict, or Judg
ment in nature of a Verdict, shall pass for the Defendant or Defend
ants, he or they shall have Treble Costs awarded, to be paid by th
respective Plaintiff or Plaintiffs in such Action or Suit.

C A P. LXXXV.

An Act to amend and continue for One Year, and until Twelve Months after the Termination of the present War by the Ratification of a Definitive Treaty of Peace, Two Acts of His present Majesty, for enabling Subjects of Foreign States to enlist and serve as Soldiers in His Majesty's Service; and to enable His Majesty to grant Commissions to Subjects of Foreign States to serve as Officers, under certain Restrictions.

[14th June 1815.]

WHEREAS an Act passed in the Forty fourth Year of the Reign of His present Majesty, intituled *An Act for enabling Subjects of Foreign States to enlist as Soldiers in His Majesty's Service, and for enabling His Majesty to grant Commissions to Subjects of Foreign States to serve as Officers or as Engineers, under certain Restrictions; and to indemnify all Persons who may have advised His Majesty to enlist any such Soldiers, or grant any such Commissions as aforesaid:* And Whereas another Act passed in the Forty sixth Year of the Reign of His present Majesty, intituled *An Act to extend the Provisions of an Act, passed in the Forty fourth Year of the Reign of His present Majesty, for enabling Subjects of Foreign States to enlist as Soldiers in His Majesty's Service; and to indemnify those who have advised His Majesty to land such Soldiers in this Kingdom:* And Whereas it is expedient and necessary, under the present circumstances, that the said Acts should be amended and continued 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 the said recited Acts, and all the Powers, Authorities, Provisions and Clauses therein contained, shall be, and the same are hereby continued for One Year, from the Period of the Expiration of the said Acts respectively, and until Twelve Months after the Termination of the present War by the Ratification of a Definitive Treaty of Peace.

44 G. 3. c. 75

46 G. 3. c. 23

continued.

II. And be it further enacted, That, from and after the passing of this Act, it shall not be lawful for any Person born out of the United Kingdom of *Great Britain and Ireland*, or the Dominions thereunto belonging, to hold a Commission in any other Regiment, Battalion or Corps in His Majesty's Service than the Regiments, Battalions or Corps in the said Acts specified, unless such Person shall by the Laws of the Realm be entitled to the Rights and Privileges of natural born Subjects of His Majesty.

Foreigners not to hold Commissions in any other Regiments than those specified.

III. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to His Majesty's Sixtieth Regiment of Foot, or to the holding of Commissions in the said Regiment, nor to any Officer not being a natural born Subject of His Majesty, or entitled to the Rights and Privileges of a natural born Subject of His Majesty, who shall at the time of the passing of this Act hold any Commission in any other Regiment, Battalion or Corps in His Majesty's Service, or to prevent any such Officer from continuing to hold such Commission, or to accept

Act not to extend to Sixtieth Regiment, &c.

cept and receive any higher Regimental Commission in any Regiment, Battalion or Corps of His Majesty's Forces.

Act amended,
&c.

IV. And be it further enacted, That this Act may be amended altered or repealed by any Act which may be passed in this Session of Parliament.

[See post. c. 126.]

C A P. LXXXVI.

An Act to continue, until the Twenty fifth Day of *March* One thousand eight hundred and twenty, an Act made in the Forty sixth Year of His present Majesty, for permitting the Importation of Masts, Yards, Bowsprits and Timber for Naval Purposes, from the *British* Colonies in *North America*

[14th June 1815.]

46 G. 3. c. 117.
continued.

[54 G. 3. c. 125.]

WHEREAS the Law hereinafter mentioned has 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 Forty sixth Year of His present Majesty's Reign, intituled *An Act to permit, until the First Day of January One thousand eight hundred and nine, the Importation of Masts, Yards and Bowsprits, or of Timber fit for Naval Purposes, from the British Colonies in North America, Duty-free*; which said Act was, by an Act passed in the Fifty fourth Year of His Majesty's Reign, last continued until the End of the present Session of Parliament, shall be, and the same is hereby further continued until the Twenty fifth Day of *March* One thousand eight hundred and twenty.

C A P. LXXXVII.

An Act to relieve certain Foreign Vessels resorting to the Port of *London*, in respect of Pilotage; and to regulate the Mode of Payment of Pilotage on Foreign Vessels in the said Port.

[14th June 1815.]

52 G. 3. c. 39.

Trinity House
to make Regu-
lations, with re-
spect to Pilot-
age of small
Foreign Ships.

WHEREAS by an Act made and passed in the Fifty second Year of the Reign of His present Majesty, intituled *An Act for the more effectual Regulation of Pilots, and of the Pilotage of Ships and Vessels on the Coast of England*, certain Rates of Pilotage, in the Schedules to the said Act mentioned, are made payable for and in respect of Ships and Vessels of all Description according to their Draught of Water: And Whereas it is expedient that further Provisions should be made for Relief of such Foreign Vessels as come to the Port of *London* with Fish, Corn & other Provisions; 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 the passing of this Act, it shall be lawful for the Corporation of *Deptford Strond*, and they are hereby authorized from time to time to make all such Regulations relating

relation to the piloting of Ships not having a *British* Register, bringing Fish, Corn or other Provisions into the Port of *London*, for the Ease and Relief of such Ships and Vessels, in respect of the Rates or Amount of Pilotage now payable or demandable for such Ships and Vessels, or for the Exemption of such Ships or Vessels from any such Rates, or Amount, or from any Rules or Regulations as to the Pilotage of such Ships or Vessels, under the Provisions of the said Act or of any other Act of Parliament relating to Pilotage, or under any Rules, Restrictions or Regulations made in pursuance of any such Act or Acts of Parliament, to be piloted by Pilots licensed by the said Corporation, as the said Corporation of *Trinity House* shall from time to time deem just, proper and expedient, in relation to such Ships and Vessels respectively; any thing in the said Act or Acts, or in any Rules or Regulations made under or in pursuance thereof contained to the contrary notwithstanding.

II. And, in order to prevent Impositions and Disputes respecting the Charges for and the Payment of the Pilotage of Foreign Ships and Vessels trading to and from the Port of *London*, be it further enacted, That, from and after the passing of this Act, the Master or Commander or other Person having the Charge of every Ship or Vessel, not having a *British* Register, required by Law to be piloted by a Pilot licensed by the said Corporation, which shall enter into or sail from the said Port of *London*, or the Consignees of or Agents for such Ships and Vessels respectively, shall pay or cause to be paid at the *Trinity House* in *London*, to such Person or Persons as shall from time to time be in that behalf appointed by the said Corporation of *Trinity House*, all such Sums of Money as are or shall be or become due and payable for the Pilotage of every such Ship or Vessel; and the Person or Persons so to be appointed by the said Corporation shall (on the Production of a Certificate in Writing under the Hand of the Master or other Person or Persons having the Charge of every such Ship or Vessel or of the Consignee of or Agent for such Ship or Vessel, or in case of any Refusal, to grant Certificate upon Proof to the Satisfaction of the said Corporation, that such Pilotage Service was duly performed) pay over to the Pilot duly licensed, who shall have had charge of every Ship or Vessel, all such Sum or Sums of Money as shall be due and payable to such Pilot, for or in respect of such Pilotage Service so by him performed; any thing in the said Act or Acts, or any Law or Usage to the contrary in any wise notwithstanding.

Payment of
Pilotage.

III. And, in order the better to facilitate the ascertaining and settling the Amount of the Pilotage Outward of Foreign Ships and Vessels in the Port of *London* under the Authority of this Act, be it further enacted, That the Rates or Amount of Pilotage Outward to be payable and paid in respect of all such Ships and Vessels, shall from time to time be calculated and made out according to the Scale or Amount of the Tonnage of every such Ship and Vessel, upon or according to which such Ships and Vessels shall be rated in the said Port of *London*, to the Payment of the Light and Port Dues of such Ships and Vessels respectively, or according to the Draft of Water thereof, as the said Corporation of *Trinity House* shall in their Discretion think most proper; any thing in the said Acts or any of them to the contrary thereof notwithstanding.

Amount of
Pilotage Out-
ward of Foreign
Vessels ascer-
tained.

Certificate of
Payment of
Pilotage given.

IV. And be it further enacted, That the Person or Persons to be appointed by the said Corporation of *Trinity House* to receive the Pilotage in respect of Foreign Ships and Vessels under the Authority of this Act shall, upon his or their receiving such Pilotage, give to the Person paying the same a Certificate in Writing thereof under his or their Hand or Hands; and that no Foreign Ship or Vessel shall be cleared at the Office of His Majesty's Customs in the said Port of *London* on her Outward-bound Voyage, without the Production of such Certificate as aforesaid.

C A P. LXXXVIII.

An Act to amend an Act of the last Session of Parliament, for rendering more easy and effectual Redress for Assaults in *Ireland*.
[14th June 1815.]

§4 G. 3. c. 81.
§ 5.

‘ WHEREAS by an Act passed in the last Session of Parliament, intituled *An Act to render more easy and effectual Redress for Assaults in Ireland*, it is, amongst other things, enacted, that when it shall appear that any Defendant against whom any Sum for Costs and Expences shall have been awarded on a Trial and Conviction, in manner therein mentioned, has not any Goods or Chattels on which such Sum can be levied, as therein provided, it shall and may be lawful for the Grand Jury, at the Assizes at which such Trial shall be had, to make a Presentment for levying such Sum, in manner in the said Act mentioned: And Whereas the Trials in those cases in which Costs are by the said Act authorized to be given, usually take place at Sessions of the Peace, and not at the Assizes; and it is reasonable that the same Provision should be extended to such cases;’ 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, it shall and may be lawful for the Grand Jury, at every Assize and Presenting Term in *Ireland*, to make one or more Presentment or Presentments for levying, in like manner as in the said Act is mentioned, all and every such Sum and Sums at any time subsequent to the First Day of the then immediate preceding Assizes for such County shall or may, at any Session of the Peace held in and for such County, or in and for any District or Place within such County, have been ordered or adjudged to be paid for Costs, Expences and Loss of time, in manner in the said Act provided, by any Defendant who shall appear not to have any Goods or Chattels on which such Sum can be levied as aforesaid; and that every such Presentment shall be made in the same manner and shall be of the same Force and Effect in all respects, as in the said Act is provided in case of Presentments made for Costs and Expences under the Provisions of the said Act as aforesaid.

Grand Jury at
Assizes may
make Present-
ments for Costs
adjudged at
Sessions.

C A P. LXXXIX.

An Act to amend an Act of the Fifty third Year of His Majesty's Reign, for making Regulations for the building and repairing of Court Houses and Sessions Houses in Ireland.

[14th June 1815.]

WHEREAS in and by an Act passed in the Fifty third Year of His present Majesty's Reign, intituled *An Act to make further Regulations for the building and repairing of Court Houses and Sessions Houses in Ireland*, it is, among other things, enacted, that whenever any such Court House shall have been erected for any County in Ireland according to the Provisions of the said Act, if it shall so happen that the same shall be built within a County of a City or County of a Town wherein the Assizes or Presenting Term for such County have been usually held, the said Court House with its Appurtenances shall be deemed and taken to be Part and Parcel of the County at large for which the same shall have been built as aforesaid: And Whereas it is expedient to amend and extend the said Provision; 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 any Court House in Ireland, whether erected according to the Provisions of the said Act or not, which is or shall be built for any County at large within a County of a City or County of a Town within which the Assizes or the Commission of Oyer and Terminer of or for such County at large shall have been usually held, shall, with their Appurtenances thereof, be and be deemed and taken to be Part and Parcel of the County at large for which the same shall have been built.

53 G. 3. c. 121.

§ 8.

Court Houses built within County of City, &c. deemed Part of County at large;

II. Provided always, and be it enacted, That whenever such Tenement shall cease to be a Court House of such County, whether by reason of the building of a New Court House or otherwise, then and from thenceforward such House and the Scite and Appurtenances thereof shall be and be deemed and taken to be Part and Parcel of the County of a City or County of a Town within which the same shall be so situated.

but only while Court House is used as such for such County.

III. And be it further enacted, That it shall and may be lawful to and for the Grand Jury at any Assizes or Presenting Term in Ireland, to present such reasonable Sum or Sums as they shall think proper for providing Fuel for each and every or any Court House or Court Houses in or belonging to their respective Counties, and also such Sum or Sums as a Salary or Payment for the Keeper of any such Court House, not exceeding Twenty Pounds in any one Year for any such Court Keeper; which Sum or Sums so presented shall be levied off the County at large in the usual Mode of County Presentments.

Fuel provided for Court Houses, and Salary for Keepers.

IV. And be it further enacted, That no Sum so presented shall be paid by the Treasurer of such County until some one Person, to whom such Sum so to be presented for Fuel shall be payable under such Presentment, shall produce to such Treasurer an Affidavit sworn by him before a Justice of the Peace for such County (which Oath every such Justice is hereby empowered to administer) stating that

Money how provided.

the Sum required to be paid hath been duly expended in the Purchase of Fuel for the Use of such Court Houfe pursuant to such Presentment, and that the whole of such Fuel had been consumed in the said Court Houfe, and for the Use and Benefit thereof; or if any Part of such Fuel shall not have been consumed, stating how much thereof has been consumed, and that the Residue then remains in safe keeping to be applied to the Use of the said Court Houfe in like manner.

Act altered, &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. XC.

An Act to explain an Act made in the Parliament of *Ireland*, in the Thirty second Year of His Majesty's Reign, relative to Inland Navigations there, so far as relates to the Limitation of Actions against Canal Companies and others.

[14th June 1815.]

32 G. 3. (1.)
c. 15. § 6.

‘ WHEREAS by an Act passed in the Parliament of *Ireland*,
‘ in the Thirty second Year of the Reign of His present
‘ Majesty, intituled *An Act to explain and amend certain Laws*
‘ *relating to the Inland Navigations of this Kingdom*, it is, among
‘ other things, enacted, that if any Action or Suit shall be brought
‘ or commenced against the Companies or Persons in the said Act
‘ mentioned, who have respectively undertaken the making and
‘ finishing of Canals and Inland Navigations in *Ireland*, or any Person
‘ or Persons acting under them or any of them, for or in respect of
‘ any Matter or Thing by them or any of them done or executed
‘ by virtue of or in pursuance of the said recited Act, or of other
‘ Acts relative to Inland Navigation, or the making Canals in
‘ *Ireland*, such Action or Suit shall be commenced within Three
‘ Months after the alleged Cause of such Action or Suit shall have
‘ commenced, and not afterwards: And Doubts have arisen whether
‘ such Limitation of Actions extends to all Actions that may be
‘ brought against such Companies or Persons; and it will tend
‘ greatly to the Promotion and Advantage of Inland Navigations in
‘ *Ireland*, that the said Limitation as to Actions should be extended
‘ generally in favour of the aforesaid Companies and Persons 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 in
‘ case any Action or Suit whatsoever shall be brought or commenced
‘ against any Companies or Persons who have respectively undertaken
‘ the making of Canals and Inland Navigations in *Ireland*, or against
‘ any Person or Persons acting under such Companies or Persons, or
‘ any of them, for and in respect of any Matter or Thing whatsoever,
‘ by them or any of them done or executed, by virtue of or in
‘ pursuance of any Acts passed in *Ireland*, or in force in *Ireland*, re-
‘ lating to Inland Navigation or the making Canals there, such Action
‘ or Suit shall be commenced within Six Calendar Months after the
‘ alleged Cause of such Action shall have accrued and not afterwards;
‘ and the Defendant or Defendants in any such Action may plead the
‘ General

Limitation of
Actions against
Canal Com-
panies in *Ireland*.

General Issue, and give this Act and the recited Act of the Thirty second Year and any other such Act or Acts and the Special Matter in Evidence on every Trial to be had thereon; and that such Matter or Thing was done or executed in pursuance of and by Authority of some or any of the aforesaid Acts relating to Inland Navigation and the making Canals in *Ireland*.

II. Provided always, and be it enacted, That nothing in this Act contained shall hinder or prevent any Person or Persons who may have been affected or injured by any Act, Matter or Thing heretofore done or executed by any of the aforesaid Companies or Persons, or by any Person or Persons acting under them, and who now hath or have any Cause of Action against any of the aforesaid Companies, or Persons for or by reason of such Matter or Thing, from commencing any Suit at Law or in Equity for Relief against the same, within Three Calendar Months after the passing of this Act; any thing in this Act before contained to the contrary notwithstanding.

General Issue.
Limitation of Actions.

C A P. XCI.

An Act for the Payment of Costs and Charges to Prosecutors and Witnesses, in Cases of Felony in *Ireland*.

[14th June 1815.]

WHEREAS many Persons are deterred from prosecuting or attending to give Evidence against Persons guilty of Felony in *Ireland*, upon Account of the Expence attending such Prosecutions and Attendance: And Whereas it is just and reasonable, and may tend in future to the Prevention of Crimes, and to the due Prosecution of all Offenders against the Laws in *Ireland*, that every Prosecutor and every Person appearing on Recognizance or Subpœna to give Evidence, should be allowed his reasonable Expences; and also in case he be poor, a reasonable Satisfaction for his Trouble and Loss of time; and that such Allowance should be made, even though the Person accused be acquitted, provided it shall appear to the Court before whom the Prisoner shall have been tried, that there was a reasonable Ground of Prosecution, and that the Prosecutor had *bona fide* prosecuted; 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, it shall and may be in the Power of the Court before whom any Person shall have been tried and convicted of any Felony whatsoever in *Ireland*, or before whom any Person shall have been tried and acquitted of any Felony whatsoever in *Ireland*, in case it shall appear to the said Court that there was a reasonable Ground of Prosecution, and that the said Prosecutor hath *bona fide* prosecuted, to order, upon Prayer of the said Prosecutor, the Treasurer of the County, County of a City or County of a Town in which the Offence shall have been committed, or shall have been alleged to have been committed, to pay unto such Prosecutor such Sum of Money as to the said Court shall seem reasonable, not exceeding the Expences which it shall appear to the Court the Prosecutor was *bona fide* put unto in carrying on such Prosecution; making, in case the said Prosecutor shall appear to the Court to be in poor circumstances, a reasonable Allowance to such Prosecutor

Court before which Prisoner tried for Felony may allow Prosecutor his Expences; and if poor, a Recompence for Loss of time.

* *such of the Provisions thereof as have been found useful, with*
 * *Amendments, the Grand Juries at the several Assizes and Pre-*
 * *senting Terms in Ireland are empowered respectively, after Pre-*
 * *sentments duly made as therein mentioned, to contract with any*
 * *Person or Persons for building, rebuilding, finishing, repairing,*
 * *altering or enlarging any Gaol, Bridewell, House of Correction or*
 * *other Prison, as in the said Act is mentioned, or any Buildings*
 * *or Conveniencies belonging thereto, at a certain Sum, Payment or*
 * *Allowance for the same, such Contractor or Contractors giving*
 * *sufficient Security by Recognizance in Double the Sum to be con-*
 * *tracted for, and to be approved of by such Grand Jury, for the*
 * *due Performance thereof, to the respective Clerks of the Peace :*
 * *And Whereas it is expedient to amend and alter the said Provisions*
 * *in manner hereinafter following ;' 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 Security to be so given by any*
 * *such Contractor shall be in Manner and Form here following, and no*
 * *other ; that is to say, the same shall be by Bond to His Majesty,*
 * *his Heirs and Successors, to be made and executed by such Con-*
 * *tractor or Contractors, and Two other Persons, to be approved of*
 * *as sufficient Sureties by such Grand Juries respectively, in Half the*
 * *Sum to be contracted for ; which Bond shall be conditioned for the*
 * *due and faithful Performance and Fulfilment of such Contract, and*
 * *for the due and faithful Expenditure and Application in and to or*
 * *towards the Fulfilment of such Contract, of all and every such Sum*
 * *and Sums of Money as shall be advanced to such Contractor or Con-*
 * *tractors for that Purpose from time to time, by the Treasurer of*
 * *such County, County of a City or County of a Town ; and every*
 * *such Bond shall be attested by the Clerk of the Peace, and by the*
 * *Secretary to the Grand Jury ; and such Secretary shall make Two*
 * *Copies thereof, and shall keep One of the said Copies in his Office*
 * *for the Use of the future Grand Juries, and shall deliver the other*
 * *of such Copies to the Treasurer of such County, to be kept in his*
 * *Office ; and such Clerk of the Peace shall cause such original Bond*
 * *to be forthwith deposited in the Court of Exchequer in Ireland,*
 * *with the proper Officer for keeping Bonds to His Majesty, who shall*
 * *forthwith file the same in the proper Office of the said Court.*

§ 5.

Security given
by Contractors
by Bond to The
King with Two
Sureties.

Bond attested by
Clerk of Peace,
&c. Copies
made and Original
deposited at
Exchequer.

II. And be it further enacted, That whenever such Treasurer
 shall have in his Hands any Money applicable to the Purposes of
 such Presentment, whether such Money shall have been advanced to
 such Treasurer from His Majesty's Treasury, or by any Individual
 or Individuals pursuant to the Provisions of the said Act, or shall
 have been levied pursuant to such Presentment ; then and in every
 such case it shall and may be lawful for such Treasurer, and he is
 hereby required to advance thereout to such Contractor or Con-
 tractors, for the Purposes of such Presentment, any Sum which
 such Contractor or Contractors may require, by Application in
 Writing under his Hand, with the Approbation of Three of the
 Commissioners to be appointed by the Grand Jury under the said re-
 cited Act, for causing such Presentment to be carried into Execution
 and Effect, to be testified by the Signature of the said Commissioners
 to the said Application, not exceeding at any one time One Fourth

Treasurer of
County may ad-
vance Money to
Contractor from
time to time, on
Affidavits of
Contractor.

Part of the Amount of the Sum for which Security shall have been given as aforesaid; and that when and as soon as any Sum so advanced shall have been fully and faithfully expended, in, upon and towards the Execution and Fulfilment of such Contract, and that the same shall be made to appear by the Affidavit of such Contractor or Contractors, which Affidavit any Justice of the Peace for such County, County of a City or County of a Town, is hereby authorized and required to take, it shall be lawful for such Treasurer to make a further Advance in like manner, and with the like Consent of such Three Commissioners, to be testified as aforesaid, and so on from time to time, as long as he shall have any such Money in his Hands.

Advances not to interfere with Payment of Instalments by Treasurer.

III. Provided always, and be it enacted, That no such Advance shall be made out of any Money in the Hands of any such Treasurer, which shall be applicable by Law to the Payment of any Instalment, on any Sum previously advanced to such Treasurer as aforesaid from His Majesty's Treasury, or by any Individual or Individuals.

Treasurer to preserve Affidavit of Contractor.

IV. And be it further enacted, That every such Affidavit, so made by such Contractor or Contractors, shall be kept by such Treasurer in his Office, to be produced when necessary; and that if any such Contractor shall swear falsely therein, and shall be duly convicted thereof, he shall be deemed and adjudged to be guilty of wilful and corrupt Perjury, and shall be punished accordingly.

Perjury.

Treasurers to make Compensation for Plans and Estimates.

V. And be it further enacted, That whensoever and so often as any Plan and Estimate for the building or rebuilding any Gaol, Bridewell, House of Correction or other Prison, shall have been submitted to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, according to the Directions of the said recited Act of the Fiftieth Year of His Majesty's Reign, and such Plan and Estimate shall have been approved, it shall and may be lawful for the Treasurer of the County, County of a City or County of a Town, in which such Gaol, Bridewell, House of Correction or Prison shall be situate, and he is hereby required to pay to the Commissioners appointed by the Grand Jury for superintending such Work, or to the Order of such Commissioners, such Sum as may be required by such Commissioners for the Payment of the Expences incurred in procuring Plans and Estimates for such Work, and in advertising for Contractors to execute the same: Provided always, that a Certificate, signed by such Commissioners, or Three of them at the least, shall be previously lodged with such Treasurer, stating that the Sum so required by them has been fairly and honestly expended in obtaining such Plans and Estimates, and in advertising as aforesaid, which Certificate shall be kept by such Treasurer in his Office, to be produced when necessary.

Proviso.

Act amended, &c.

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

C A P. XCIII.

An Act to repeal the Duties payable on, and the Permits to enter for Home Consumption, Silk Handkerchiefs imported by the *East India Company*.

43 G. 3. c. 68.

WHEREAS by an Act made in the 13th Year of His present Majesty King George the Third, intitled *An Act to repeal the Duties payable on, and the Permits to enter for Home Consumption, Silk Handkerchiefs imported by the East India Company*, passed the 13th June 1773,

Britain, and to grant other Duties in lieu thereof; it is enacted, that, from and after the Ratification of the Definitive Treaty of Peace between His Majesty and the Republic of France, it should and might be lawful for the United Company of Merchants of England trading to the East Indies to expose to Sale, either for the Purpose of being worn or used in Great Britain, or for Exportation, any Silk Handkerchiefs of the Manufacture of Persia, China or the East Indies, that should have been or might thereafter be secured in the Warehouses of the said United Company, subject nevertheless to the Duties by that Act imposed thereon, and that all such Silk Handkerchiefs on which such Duties should have been paid, should and might be worn and used in Great Britain, or sold or exposed to Sale therein, and should not be subject to Seizure or Forfeiture; and that the Person or Persons who should wear or use the same, or who should sell or expose to Sale the same, or have the same in his, her or their Custody or Possession, should not be liable to any Penalty or Penalties, or Fine or Fines whatever on account thereof: And Whereas by another Act, made in the Forty ninth Year of His said Majesty's Reign, intituled *An Act for repealing the several Duties of Customs chargeable in Great Britain, and for granting other Duties in lieu thereof*, a Permanent Duty of Customs of Twenty five Pounds Twelve Shillings and Six pence, and also a Temporary Duty of Customs of Eight Pounds Ten Shillings and Ten pence is imposed for every One hundred Pounds of the Value of Handkerchiefs of Silk, printed, stained, painted or dyed, imported into Great Britain by the United Company of Merchants of England trading to the East Indies, and secured in Warehouses: And Whereas it is expedient to repeal so much of the said first recited Act as is herein recited, and also the said Duties of Twenty five Pounds Twelve Shillings and Six pence and Eight Pounds Ten Shillings and Ten pence respectively; 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 recited Provision contained in the said Act of the Forty third (a) Year of His said Majesty's Reign, and also the said Duties (b) of Twenty five Pounds Twelve Shillings and Six pence, and Eight Pounds Ten Shillings and Ten pence respectively, shall be and the same respectively are hereby repealed.

(a) [See similar Provision, 49 G. 3. c. 98. § 23, 24.]

(b) [These Duties were repealed, 54 G. 3. c. 36. § 1.]

II. And Whereas it is also expedient to repeal an Act made in the Fifty fourth Year of the Reign of His present Majesty King George the Third, intituled *An Act for imposing an Excise Duty on Silk Handkerchiefs sold by the East India Company for Home Consumption*; Be it therefore enacted, That, from and after the passing of this Act, the said last mentioned Act shall be and the same is hereby repealed.

‘ Intent and Meaning of the said Acts; and that I am not, directly or indirectly, concerned as an Adventurer in the White Herring Fishery, or as a Curer of Herrings; nor will I, so long as I shall continue to act as a Commissioner under the said Acts, be concerned, either directly or indirectly, as an Adventurer in the said Fishery, or as a Curer of Herrings. So help me GOD.’

Which Oath any one of the said Commissioners may administer to the other or others of them.

IV. And be it further enacted, That the Commissioners for the Herring Fishery shall, and they are hereby required to deliver in annually, on or before the First Day of *November* in every Year, to the Board of Trustees or Commissioners for Fisheries and Manufactures in *Scotland*, appointed under the Authority of any Act or Acts of Parliament, a full and accurate Report of their Proceedings for the Year preceding; and shall also cause to be laid before each House of Parliament, within Fourteen Days after the Commencement of every Session, a Copy of the said Report, signed by the said Commissioners for the Herring Fishery.

Reports made of Proceedings.

‘ V. And Whereas by an Act passed 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*, it is, among other things, enacted, that on every Barrel of White Herrings, containing Thirty two Gallons, and which shall be exported to Foreign Parts, there shall be paid a Bounty of Two Shillings and Eight pence;’ Be it further enacted, That, from and after the First Day of *June* One thousand eight hundred and fifteen, so much of the said Act as is above recited be and the same is hereby repealed.

43 G. 3. c. 69.
Sch. (C.) tit.
Bounties.

repealed.

‘ VI. And Whereas by the said Act passed in the Forty eighth Year of the Reign of His present Majesty, it is, among other things, enacted, that there shall be paid for every Barrel of White Herrings caught in the *British* Fisheries and landed in *Great Britain*, and which shall be cured and packed according to the Directions of the said Act, a Bounty of Two Shillings;’ Be it further enacted, That, from and after the said First Day of *June* One thousand eight hundred and fifteen, the said Bounty of Two Shillings shall cease and determine, and in lieu thereof a Bounty of Four Shillings a Barrel shall be granted; which Bounty of Four Shillings shall be paid for every Barrel of Herrings which shall be caught, landed, cured and packed according to the Directions of the said Act of the Forty eighth Year of the Reign of His present Majesty, and of this Act, and which shall be produced to and inspected by the proper Officer of the Fishery after the said First Day of *June* One thousand eight hundred and fifteen.

48 G. 3. c. 110.
§ 3.

to cease.
New Bounty.

VII. And be it further enacted, That it shall be lawful for the Master and Crew of any Bufs or Vessel fitted out for the *British* White Herring Fishery in the Deep Sea, under the Regulations of the said Acts, to take Cod or Ling, and to cure the same with Salt to be taken on board for that Purpose; such Cod or Ling to be stowed in Bulk; and that in every Instance where Cod or Ling shall be so taken, cured and stowed on board any such Bufs or Vessel as aforesaid, the same shall be saved and excepted out of that Part of the Oath prescribed to be taken by the Master of every such Bufs or Vessel, on his Return from the said Fishery, wherein such

Crews of Deep Sea Buflies may fish Cod or Ling.

48 G. 3. c. 110.
§ 22.

Master

Master is required to swear that no Fish other than Herrings were taken by the Crew of the said Bufs or Vessel.

Superintendent
of Deep Sea
Fithery to pro-
ceed, after it is
over, to Bays
and Coasts.

VIII. And be it further enacted, That it shall be lawful for the Officer who shall be appointed by the Lords Commissioners of the Admiralty to superintend the White Herring Fishery in the Deep Sea, to proceed, after the Deep Sea Fishery shall be ended, to such Place or Places on the Coast of *Great Britain* as the Commissioners for the Herring Fishery shall direct, there to preserve Order among the Persons employed in the Herring Fishery carried on on the Coasts and in the Bays of *Great Britain*; and the said Officer shall have and exercise the like Powers as are hereby given to any Superintendent to be specially appointed for the Loch and Coast Fishery pursuant to this Act; and any Person or Persons who shall impede or obstruct such Officer, or any Person employed by him in the Exercise of the Powers hereby given him, shall be liable to the like Penalty as is hereby imposed on any Person or Persons obstructing such Superintendent as aforesaid.

Penalty.

Superintendent
of Loch and
Coast Fishery
appointed.

IX. And be it further enacted, That it shall be lawful for the Lords Commissioners of the Admiralty, upon the Application of the Commissioners for the Herring Fishery, from time to time to appoint a Commissioned Officer of His Majesty's Navy, as Superintendent of the *British* Herring Fishery carried on in the Lochs and upon the Coast of *Great Britain*, not in the Deep Sea, for the Purpose of preserving Order among the Fishermen and other Persons engaged in the said Fishery as aforesaid; which Person so to be appointed Superintendent, shall take an Oath in such Terms and before such Persons as by the said Act of the Forty eighth Year of the Reign of His present Majesty is required to be taken by the Superintendent of the *British* Herring Fishery carried on in the Deep Sea; and it shall be lawful for such Commander and Superintendent of the Loch and Coast Fishery, or any Person acting by his Order, at all times whenever he shall think fit to go on board any of the Vessels or Boats employed in the Fishery under his Superintendance, and to inspect the Certificate of Registry, Excise Permit, Licence, Certificate of Fishery Officers, and the Account kept by the Master, or other Document, which is or are respectively required by Law to be on board such Vessel or Boat; all which the Master of every such Vessel or Boat shall produce and deliver to the said Superintendent or other Person aforesaid upon Demand, for his Inspection and Examination; and the said Superintendent or other Person aforesaid, is hereby empowered to detain any such Vessel or Boat, till all or any of such Documents shall be produced and delivered to him; and all Powers given by the said Act to the Superintendent of the Deep Sea Fishery, to enable him to preserve Order in the said Fishery, shall extend to the Superintendent of the Herring Fishery in the Lochs and on the Coast of *Great Britain*, and to every Officer of the Fishery, wherever such Officer shall be appointed or employed to execute the Duties of his Office; and all Penalties imposed by the said Act on any Person or Persons, for resisting the Superintendent of the Deep Sea Fishery, or for resisting any Officer of the Fishery in the Execution of the Powers given him by the said Act, shall extend to every Person or Persons resisting the Superintendent of the Herring Fishery in the Lochs and on the Coast of *Great Britain*, or any Person or Persons acting under him, or any Officer of the

48 G. 3. c. 110.
§9.
His Duty.

the Fishery respectively, in the Execution of the Powers hereby extended to him or them for preserving Order in the said last mentioned Fishery.

X. And be it further enacted, That all and every Net forfeited by the said Act passed in the Forty eighth Year (a) of His Majesty's Reign, shall and may be seized by any Superintendent of the Herring Fishery, or any Person acting under his Orders, or by any Officer of the Fishery.

Superintendent authorized to seize Nets.

(a) [48 G. 3. c. 110. § 12.]

XI. And be it further enacted, That if any Herring Net shall be set or hauled in any River or Loch in *Scotland*, or at any Place on the Coast thereof, or within Two Leagues of the same, after Twelve of the Clock at Night on *Saturday*, and before Twelve of the Clock at Night on *Sunday*, or having been set before Twelve of the Clock at Night on *Saturday*, shall not be hauled before the same Hour; every such Net shall be forfeited, and shall and may be seized by any Superintendent of the Herring Fishery, or any Person employed under him, or by any Officer of the Fishery.

Herring Nets set or hauled on Sunday forfeited.

XII. And Whereas by an Act passed in the Twenty ninth Year of the Reign of His late Majesty King *George* the Second, intitled *An Act for encouraging the Fisheries in that Part of Great Britain called Scotland*, it is, among other things, enacted, that the Staves of all Barrels in which White Herrings shall be packed or put up in *Scotland*, shall be at least One Half Part of an Inch in Thickness throughout, of made work; and that if any Barrel containing White Herrings shall be found to be of less Thickness than One Half Part of an Inch in any Part of the said Barrel, any Officer of Customs or Excise is thereby authorized and required to seize the same; and upon Proof thereof before any Two Justices of the Peace, the Owner or Proprietor of such Fish shall forfeit both Fish and Barrel: And Whereas it is expedient that so much of the said Act as is above recited should be amended, and the Operation thereof extended throughout *Great Britain*; Be it therefore enacted, That, from and after the First Day of *June* One thousand eight hundred and sixteen, no White Herrings shall be cured, packed or put up in *Great Britain*, or on board any Vessel or Boat employed in the *British* Herring Fishery, in any Barrel which shall be made in Whole or in Part of Fir, or which shall not be One Half Part of any Inch in Thickness throughout of made work, or which shall not contain Thirty two Gallons *English* Wine Measure; and that if any White Herrings shall be cured, packed or put up in any Barrel which shall be made in Whole or in Part of Fir, or which shall not be One Half Part of an Inch in Thickness throughout of made work, or which shall not contain Thirty two Gallons *English* Wine Measure, all such Herrings, with the Barrel containing the same, shall be forfeited, and shall and may be seized by any Officer of the Fishery, Customs or Excise.

29 G. 2. c. 25. § 4.

What Barrels White Herrings cured, &c. in.

Forfeited.

XIII. And be it further enacted, That the Commissioners for the Herring Fishery be and they are hereby empowered to fix and determine, by Rules or Regulations to be made by them for that Purpose, the Content or Capacity of every Measure commonly called a *Cran*, by which Fresh Herrings, taken in the *British* Herring Fishery, shall be bought and sold; also the Form or Dimensions thereof, the Sort or Sorts of Wood of which it shall be made, the Thickness of every Part thereof, the Number and Dimensions of the Hoops with which it

Commissioners empowered to fix Measure by which Fresh Herrings bought and sold.

it shall be bound, and whether the Whole or what Part of such Hoops shall be of Iron; and also to determine and direct what Marks or Characters shall be set, and upon what Part or Parts of every such Measure; as also to appoint a fit Person or Persons, at such Place or Places as they shall think proper, to examine the same; and upon finding any such Measure to be conformable in all respects to the Rules or Regulations to be made by the said Commissioners as aforesaid, to cause such Marks or Characters as aforesaid to be branded thereon with an hot Iron in his Presence, according to the Rules and Regulations aforesaid; and if at any time after the First Day of *June* One thousand eight hundred and sixteen, any Cran or Measure, not so marked or branded as aforesaid, shall be made use of in the buying or receiving, selling or delivering of Fresh Herrings in the *British* Herring Fishery, or on any Part of the Coast or Shores of *Great Britain*, every Person so making use thereof shall forfeit the said Cran or Measure, and also the Sum of Ten Pounds, and the Commissioners for the Herring Fishery shall cause the said Cran or Measure to be destroyed; and that the Provisions made by the said Act of the Forty eighth Year of His present Majesty's Reign, against the fraudulent branding of Barrels of Herrings with any Mark or Character by that Act appointed to be branded thereon, by Order and in Presence of an Officer of the Fishery, shall extend and be construed to extend to the Subject of this Provision, and be put in Execution against any Person or Persons fraudulently branding any Measure called a Cran with such Marks or Characters as shall be appointed by the said Commissioners, or with any Marks or Characters counterfeiting the same.

Penalty.

48 G. 3. c. 110.
§ 50.

Regulations for clearing out Vessels (other than Busses on Tonnage Bounty) for British Herring Fishery.

XIV. And be it further enacted, That whenever any Vessel or Boat, for which it is not meant the Tonnage Bounty shall be claimed, shall be intended to be fitted out at any Port or Place in *Great Britain*, where an Officer of the Fishery shall be stationed for the *British* Herring Fishery, it shall be lawful to ship Salt, Netting, Barrels and other Stores, on board such Vessel or Boat, without the Presence of such Officer; provided the Person intending to ship the same shall first give such Notice thereof in Writing to the said Officer of the Fishery, and therein specify such Particulars as by the said Act are required; and thereupon it shall be lawful for the said Officer to give Permission under his Hand to such Person (to be written at the Foot of the said Notice) to ship or put on board the Stores therein specified; and when the same shall be so shipped or put on board, the Shipper shall make a Declaration thereof under his Hand, to be subjoined to the said Permission, and return the same to such Officer; whereupon the said Officer, being satisfied of the Truth of the said Declaration, shall give the Master of the said Vessel or Boat a Certificate, that the said Stores, specifying the Quantities and Sorts thereof, were respectively entered and declared to be shipped, mentioning the Name of the said Vessel or Boat, and the Name of the Master thereof; and such Certificate shall be of the same Force and Effect under the Provisions of the said Act of the Forty eighth Year of His present Majesty, and of this Act, as if the said Salt, Netting, Barrels or other Stores, had been shipped in Presence of an Officer of the Fishery, and a Certificate had been granted by such Officer to the Effect prescribed in such cases by the said Act.

XV. Pro.

48 G. 3. c. 110.

XV. Provided always, and be it further enacted, That if any Net which according to the Tenor of the said Act may not be used for the taking of Herrings, shall be shipped or put on board any such Vessel or Boat as aforesaid, the same shall be forfeited.

Unlawful Nets
forfeited.
48 G. 3. c. 110.
§ 12.

XVI. Provided always, and be it further enacted, That nothing in the said Act or in this Act contained, relative to any Vessel or Boat which shall be intended to be or which shall be fitted out for the *British* Herring Fishery, with Salt, Netting, Barrels or other Stores, or which shall proceed to the said Fishery having on board Salt to be used in the curing of Herrings, or on board of which Herrings shall be cured, or which shall return with the Herrings so cured to any Port of *Great Britain*, so far as relates to the Requisites directed by the said Act and this Act to be performed by the Person or Persons intending to fit out such Vessel or Boat, or by the Master thereof, or as relates to any Penalty or Forfeiture thereby provided for any Default in or Contravention of any of the said Requisites, shall extend or be construed to extend to the case of any Boat in which Salt shall be shipped or put on board for the said Fishery, or which shall return with Herrings cured with such Salt to any Part of *Great Britain*; provided such Boat shall not exceed the Burthen of Four Tons.

Regulations for
clearing out
Vessels for and
discharging them
from the *British*
Herring Fishery,
not to extend to
Boats which
shall not exceed
Burthen of
Four Tons.

XVII. And Whereas by the said Act made in the Forty eighth Year of the Reign of His present Majesty, it is, among other things, enacted, that the Master of every Vessel or Boat which shall proceed to the *British* Herring Fishery, having on board Salt to be used in the Curing of Herrings, shall keep an Account (among other things) of the Quantity of Herrings which he shall cure or cause to be cured every Day, and the Quantity of Salt used in the Curing thereof; which Account, signed by him, the said Master shall bring, with the Herrings which shall have been cured on board thereof, to any Port of *Great Britain* to which the said Vessel or Boat shall return or arrive for the Discharge thereof, and shall verify the same on Oath before such Officer, as therein mentioned; Be it further enacted, That so much of the said recited Act as requires that the Quantity of Salt used every Day be specified in such Account as aforesaid, and as relates to any Penalty or Forfeiture for the Omission thereof, is hereby repealed; and that the Master of every such Vessel or Boat shall, before the same Officer in whose Presence he shall, according to the Directions of the said recited Act, verify the Account of the Particulars by the said Act required to be specified therein, and not hereby dispensed with, make Oath what Quantity of Salt has been used or expended in the Curing of the Herrings (mentioning the Number of Barrels, or, if cured in bulk, the Number of Herrings) specified in the said Account, and that no Part of the said Salt was embezzled, sold or in any manner disposed of, otherwise than is expressed in the said Account; which Oath shall be so made by the Master of such Vessel or Boat as aforesaid, before any Herring, Salt or other Fishing Stores, shall be landed or unshipped with Intent to be landed out of the same, under the like Forfeiture as is provided by the said recited Act in case such Account as aforesaid shall not be verified on Oath as thereby required.

48 G. 3. c. 110.
§ 32. 34.

in part repealed.

Masters to make
Oath what
Quantity of Salt
used, &c.

XVIII. And Whereas by the said Act it is, among other things, enacted, that the Bounty thereby granted shall not be paid or allowed for any Herrings which (among other things) were not

48 G. 3. c. 110.
§ 35, 36.

‘ not originally gutted ; and further, that the Master of any Vess
 ‘ or Boat laden with Salt or other Stores for the *British* Herrin
 ‘ Fishery, or any Person having Salt stored on Shore at any Plac
 ‘ where the said Fishery is carried on, and intending to cure Herring
 ‘ therewith, shall each of them respectively keep an Account (amon
 ‘ other things) of the Quantity of Herrings cured every Day, an
 ‘ of the manner in which the same were cured ; that is to say
 ‘ whether they were cured, gutted or uncutted ;’ Be it furthe
 enacted, That no Herrings shall be deemed to be gutted within the
 meaning of the said Act or this Act, unless they were gutted
 cured and packed within Twenty four Hours after they were take
 or caught.

When Herrings
 deemed gutted.

Declaration of
 Transhipment
 verified at Port
 of Landing.

XIX. And be it further enacted, That in all cases where the
 Master of any Vessel or Boat arriving from the *British* Herring
 Fishery in any Port or Place in *Great Britain*, having on board Her
 rings cured with Salt which had been carried from any Port or Place
 in *Great Britain* to the said Fishery in a different Vessel, shall bring
 with the said Herrings a Declaration, signed by the Master of the
 said Vessel or Boat in which the said Salt was carried to the Fishery
 (with a Copy indorsed thereon of the Certificate by the Officer of
 the Fishery, in whose Presence or by whose Permission the Salt was
 shipped), such Declaration expressing the Name of the Vessel or Boat
 in which the Herrings shall be shipped, the Name of the Master
 thereof, the Number of Barrels of Herrings shipped or put on board
 the same, with the Marks set on the said Barrels respectively, the
 Day on which the Herrings contained in each of the said Barrels
 respectively were cured, and the manner in which the same were
 cured, and what Quantity of the Salt specified in the said Certificate
 was used in the Curing thereof, as is directed by the said Act of the
 Forty eighth Year of His present Majesty ; the said Declaration,
 although it shall not have been verified on Oath by the Master of the
 Vessel in which the said Salt was carried out, as by the said Act of
 the Forty eighth Year of His present Majesty is required, shall be
 of the same Force and Effect as if the same had been so verified ;
 provided the Master of the Vessel or Boat so arriving and having on
 board the said Herrings, shall make Oath at the Foot thereof, before
 the Officer of the Fishery at the Port or Place where he shall so arrive,
 that there was no Officer of the Fishery at the Place where the said
 Herrings were shipped or put on board, before whom the said De
 claration could have been verified, and that he verily believes that
 the said Declaration is true.

48 G. 3. c. 110.
 § 33.

Proviso.

Herrings cured
 on Shore, Ac
 count of, kept
 and delivered to
 proper Officer
 of Fishery.

XX. And be it further enacted, That if any Person or Persons
 having Salt stored at any Place on Shore where the Herring Fishery
 is carried on, shall begin there to cure Herrings with such Salt as
 aforesaid, before having given such Notice of his Intention so to do
 to the proper Officer of the Fishery, as is required by the said Act
 made in the Forty eighth Year (a) of His Majesty's Reign ; or if
 such Person or Persons shall not keep such Account thereof as is
 required by the said Act of the Forty eighth Year of His present
 Majesty, and this Act ; or if the Curer of such Herrings shall not
 deliver such Account thereof to the proper Officer of the Fishery,
 and verify the same upon Oath before such Officer as required by the
 said Act of the Forty eighth Year of His present Majesty, and this

48 G. 3. c. 110. § 35.]

Act ;

Act; every such Person so offending shall not only be entitled to no Bounty in respect of such Herrings, but also (unless the Quantity of Salt which he shall have stored as aforesaid shall not exceed Thirty Bushels) shall forfeit and lose the Sum of Five Pounds.

Penalty.

48 G. 3. c. 110. § 32.

XXI. And Whereas by the said Act of the Forty eighth Year of His present Majesty, it is enacted, that such Officer of the Fishery shall deliver a Copy of such Account, and of such Oath thereon as aforesaid (certified by him to be a true Copy) to the Person by whom the same shall be so delivered and verified, as by the said Act is directed; Be it further enacted, That so much of the said Act as is above recited, be, and the same is hereby repealed; and that the said Officer shall, in lieu of such Copy, deliver to such Person as aforesaid, a Copy of so much only of the said Account as shall relate to Herrings cured gutted; and in case the Curer thereof shall produce the Whole or any Part of the Herrings comprised in such Copy to the said Officer, at the Place where the Herrings were so cured, in order to obtain thereon the Bounty hereby granted, such Curer shall thereupon deliver up the said Copy to such Officer; and in case the said Curer shall have so produced a Part only of the Herrings specified in the said Copy, the said Officer shall give him a Copy of the said Account, as far as relates to the Residue of the said Herrings; and the like Proceedings shall be had as often as any Part of the said Herrings shall be so produced at the Place where the same were cured as aforesaid; and that every such Copy as aforesaid shall be certified by the said Officer of the Fishery to be a true Copy of or Extract from the Account of the said Curer, verified by him upon Oath, specifying the time when and Place where it was so verified.

in part repealed.

Copy of Part of said Account relating to gutted Herrings, delivered by Officer to Curer.

XXII. And Whereas by the said Act of the Forty eighth Year of His present Majesty, it is, among other things, enacted, that the Bounty thereby granted on White Herrings shall not be paid or allowed for any Herrings contained in any Barrel on which such Mark or Marks, Character or Characters, shall not have been set at the Fishery as is directed by the said Act of the Forty eighth Year of His present Majesty, or which shall not remain thereon distinctly legible, denoting the Day on which the same were cured, and that the same were cured gutted; and further, that if any Herrings packed in any such Barrel shall be produced to an Officer of the Fishery, to be branded in his Presence, and certified by him, for the Purpose of obtaining the said Bounty, all such Herrings, with the Barrels containing the same, shall be forfeited: And Whereas Herrings unpacked out of Barrels in which they were originally cured, cannot be repacked into the same Number of Barrels, and it therefore becomes necessary, when the Herrings packed in any Number of Barrels are intended to be repacked, that an additional Number of Barrels be provided to contain the Surplus of the said Herrings which shall remain after the original Number of Barrels shall have been filled with such Herrings; Be it further enacted, That so much of the said Act as is above recited, shall not extend to such additional Number of Barrels, or any of them, which shall be so provided, and in which such Surplus of the said Herrings shall be so repacked as aforesaid, or to the Herrings contained therein; nor to any Barrel, or the Herrings therein contained, which Barrel shall be different from

48 G. 3. c. 110. § 36.

§ 38.

In what case not to extend to additional Barrels, &c.

that in which the same Herrings were originally cured and packed in case such last mentioned Barrel shall have been rendered unfit by accidental Damage to contain such Herrings; but every Barrel such surplus Herrings, or of Herrings repacked out of such another Barrel rendered unfit by accidental Damage to contain the same as aforesaid, shall, upon the Oath of the Curer thereof, verifying the Fact before the proper Officer of the Fishery, be deemed to be in the same Plight or Condition, within the Meaning of the said Act and this Act, as if the Barrel were the same in which the Herrings were originally cured, and on which the like Marks or Characters were set at the Fishery, as directed by the said Act.

Oath.

Bung-packed
Herrings
branded for
Bounty re-
packed, and
surplus Barrels
branded; but no
Bounty allowed
thereon.

XXIII. And be it further enacted, That if the Curer or Proprietor of any Number of Barrels of Herrings Bungpacked, or which the Bounty granted by the said Act or this Act shall have been allowed, shall intend to repack the same with Great Salt in the same Barrels, and as many in Addition thereto as with the original Number shall be necessary to contain the same in a repacked State, the said Curer or Proprietor shall give Twenty four Hours' Notice in Writing under his Hand, of his said Intention, to the proper Officer of the Fishery; and if upon Production of the said Herrings so repacked as aforesaid, the said Curer or Proprietor shall upon the Request Note (which, according to such Regulations as shall be made by the said Commissioners for the Herring Fishery, he shall have delivered or caused to be delivered to the said Officer, shall make Oath before him that the Herrings contained in the Barrels so produced (mentioning the Number) in a repacked State, are the very same Herrings, without any Addition or Mixture whatever, that were originally in a bung-packed State contained in that Part (mentioning the Number) of the said Barrels, whereof each is branded with Marks or Characters denoting that the Bounty granted by the said Act or by this Act was allowed or paid thereon; and if the Barrels of Herrings so produced shall, upon due Inspection and Examination, be found by the said Officer to be each of them well cured, properly repacked, and in all respects such as a Barrel of White Herrings, on which the said Bounty is claimed or allowed, is by the said Act and this Act required to be, he shall cause each of the said Barrels in which the said Herrings were originally cured, and in which the greater Part thereof are now repacked, to be branded with such Marks or Characters, in addition to those which shall have been already branded thereon, as the Commissioners for the Herring Fishery shall direct, and as shall denote that the same are repacked, and by what Officer the same were inspected and examined after the repacking thereof; and the said Officer shall cause each of the Barrels in which the remaining Part of the said Herrings shall be repacked, to be branded with such Marks or Characters as by the said Act or this Act are directed to be branded thereon, in case the same were produced to the said Officer in order to obtain the Bounty granted by this Act, and had been by him deemed to be entitled thereto, with such Addition to the same as the Commissioners for the Herring Fishery shall think fit to direct, and as shall denote that the same are so branded under the Authority of this Provision: Provided always, that no Bounty shall be paid or allowed, nor shall any Certificate be granted for that Purpose, in respect of any such Barrel or Barrels of Herrings repacked and branded

Proviso.

branded with such Marks or Characters, and with such Addition thereto as last above mentioned, but that the same shall nevertheless be liable to Forfeiture in all cases where any Barrel or Barrels of Herrings, on which the said Bounty shall have been allowed, would by the said Act or this Act be liable thereto.

XXIV. And be it further enacted, That no Herrings cured otherwise than in Bulk, shall be mixed with Herrings cured in Bulk, whether packed or not; nor shall any Herrings cured in Bulk, or any Herrings which, although otherwise cured, shall have been afterwards laid in Bulk, be packed in any Barrel or Cask, unless the Word "Bulk" shall have been first branded thereon in manner herein directed; and if any Herrings cured otherwise than in Bulk, shall be mixed with Herrings cured in Bulk; or if any Herrings cured in Bulk, or which, although otherwise cured, shall have been afterwards laid in Bulk, shall be packed in any Barrel or Cask, Barrels or Casks, unless the Word "Bulk" shall have been first branded thereon in the manner herein directed, and shall remain thereon distinctly legible; all such Herrings, with the Barrels or Casks containing the same, shall be forfeited, and shall and may be seized by any Officer of the Fishery or Customs.

Herrings cured otherwise than in Bulk not mixed with Herrings cured in Bulk.

Forfeited.

XXV. And be it further enacted, That when any Herrings in Bulk shall be brought or imported into any Port or Place in *Great Britain* from the *British* Herring Fishery, or from any other Port or Place in *Great Britain*, or in any of His Majesty's Dominions, such Herrings shall upon the Landing thereof be conveyed to a Place proper for the packing of the same, and shall there without Delay be packed in Barrels, on each of which the Word "Bulk" shall have been first branded in the manner herein directed, and shall not afterwards be laid in Bulk; and if any Herrings in Bulk brought or imported from the *British* Herring Fishery, or from any such other Port or Place as aforesaid, shall not upon the landing thereof be conveyed to such Place as aforesaid, or shall not there without Delay be packed in Barrels, on each of which the Word "Bulk" shall have first been, or within Twenty four Hours afterwards shall be branded in the manner herein directed, and shall remain thereon distinctly legible, or, having been so packed, shall be afterwards laid in Bulk, the said Herrings, with the Barrels or other Packages in which the same shall be contained, shall be forfeited, and shall and may be seized by any Officer of the Fishery: Provided always, that no Herrings cured or laid in Bulk, which shall be intended to be made into Red Herrings, and which on the landing thereof shall be conveyed to a Manufactory of Red Herrings, shall be required to be packed in Barrels so marked as directed by this Act; nor shall any Herrings cured or laid in Bulk, which on the landing thereof were packed in Barrels on each of which the Word "Bulk" shall have been branded in the manner herein directed, be forfeited for being afterwards taken out of such Barrel at a Manufactory of Red Herrings, provided the same shall be immediately put in Process for being made into Red Herrings.

Herrings cured in Bulk packed in Barrels marked Bulk.

Forfeited.

Proviso.

XXVI. And be it further enacted, That all Herrings, being the Refuse of the Manufactory of Red Herrings, shall be packed in Barrels, on each of which the Word "Refuse" shall have been branded in the manner herein directed; and all such Herrings not packed in Barrels on each of which the Word "Refuse" shall be so

Refuse of Red Herrings packed, and marked Refuse.

Forfeited.

Barrels containing Herrings cured in Pickle, in tight Vats, &c. not marked Bulk.

Regulations regarding White Herrings imported from Ireland, &c.

Forfeited.

Proviso for
48 G. 3. c. 110.
§ 40.
Ante, § 12.

branded, and shall remain distinctly legible, as well as all Herrings whatever mixed with Herrings of the said Description, wheth packed or not, shall be forfeited, and shall and may be seized by any Officer of the Fishery or of the Customs.

XXVII. Provided always, That so much of this Act as enacts that Herrings cured otherwise than in Bulk shall not be mixed with Herrings cured in Bulk, and that Herrings cured in Bulk shall not be packed in any Vessel or Cask unless the Word "Bulk" shall have been branded thereon in manner herein directed, shall not extend or be construed to extend to Herrings cured originally in Bulk, in tight Vats, Pits, Cisterns, Hogsheds, or Casks of a larger Size than Hogsheds, and therein preserved in the Pickle produced by their original Cure, till the same shall have been packed in Barrels, and which, having been so packed in Barrels, shall not have been afterwards laid in Bulk; or to any Herrings cured otherwise than in Bulk, mixed with Herrings so cured as last above described.

XXVIII. And be it further enacted, That when any White Herrings, packed in Barrels or Casks, shall be imported or brought into any Port or Place in *Great Britain*, from any Port or Place in *Ireland*, the *Ile of Man*, or from any other Island or Colony under His Majesty's Dominion, the Barrels or Casks containing the said Herrings shall have been, or within Twenty four Hours after the landing thereof and before the same shall be put into any Warehouse, shall be branded with such Word or Words as after mentioned respectively; that is to say, if imported from any Port or Place in *Ireland*, with the word "*Irish*;" if imported from the *Ile of Man*, with the word "*Manx*;" if imported from any other Island or Colony under His Majesty's Dominion, with a Word or Words descriptive of the Name of such other Island or Colony respectively; which Word or Words shall be branded on every such Barrel or Cask respectively in the manner herein directed, and shall remain thereon distinctly legible; nor shall any such Herrings be afterwards packed in any other Barrels or Casks, unless such Word or Words respectively as aforesaid shall have been so branded thereon as aforesaid; nor shall any such Herrings be laid in Bulk, or mixed with any other Herrings, unless the same shall be so laid in Bulk or mixed in a Manufactory of Red Herrings, for the Purpose of being made into Red Herrings; and if any White Herrings, imported in Barrels or Casks from any such Port or Place as is above mentioned, shall be found in Bulk, or mixed with any other Herrings unless as aforesaid, or packed in Barrels or Casks on which such Word or Words shall not have been branded respectively, or shall not remain thereon distinctly legible as aforesaid contrary to this Act, all such Herrings, with the Barrels or Casks containing the same, shall be forfeited, and shall and may be seized by any Officer of the Fishery or of the Customs: Provided always, that nothing in the said Act made in the Forty eighth Year of His Majesty's Reign, or in this Act contained, relative to the Size or Thickness of the Barrels or Half Barrels in which White Herrings shall be packed, or against their being made of Fir, or relative to the Exportation of White Herrings, shall extend or be construed to extend to White Herrings imported in Barrels or Casks from *Ireland*, the *Ile of Man*, or from any other Island or Colony under

under His Majesty's Dominion, such Barrels or Casks being branded in the manner herein directed.

XXIX. And be it further enacted, That where any Word or Words is or are by this Act directed or required to be branded on any Barrel or Cask, the same shall be so branded with an hot Iron on the Bulge thereof, in legible, conspicuous and permanent Letters, whereof each shall not be less than One Inch and a Half in Length.

Size of Letters where Words required to be branded on Barrels.

XXX. And be it further enacted, That no Barrel of Herrings repacked or bung-packed, shall be deemed entitled to the Bounty of Four Shillings *per* Barrel granted by this Act, unless a Space of time not less than Fifteen Days shall have intervened from and after the Day when the said repacked Herrings were originally cured and packed, and before the Day when the same were begun to be repacked, or unless a Space of time not less than Fifteen Days shall have intervened from and after the Day when such bung-packed Herrings were originally cured and packed, and before the Day when the same were completely bung-packed; and if any Barrel of Herrings repacked or bung-packed shall be produced to any Officer of the Fishery, in order to obtain the said Bounty, not being entitled thereto according to the Provisions of this Act, the same shall be forfeited, and shall and may be seized by any Officer of the Fishery.

Herrings Fifteen Days in Salt before entitled to Bounty.

Forfeited.

XXXI. And be it further enacted, That the Bounty of Four Shillings *per* Barrel granted by this Act shall not be paid or allowed for any Barrel of Herrings bung-packed, or repacked with Small Salt, which shall not contain, exclusive of Salt and Brine, Two hundred and Thirty five Pounds Weight of Fish at the least; or for any Barrel of Herrings repacked with Great Salt, which shall not contain, exclusive of Salt and Brine, Two hundred and twelve Pounds Weight of Fish at the least: And if any Barrel of Herrings, bung-packed, or repacked with Small Salt, and not containing, exclusive of Salt and Brine, Two hundred and Thirty five Pounds Weight of Fish at the least; or if any Barrel of Herrings, repacked with Great Salt, and not containing, exclusive of Salt and Brine, Two hundred and Twelve Pounds Weight of Fish at the least; shall be tendered to any Officer of the Fishery, in order to obtain the aforesaid Bounty thereon; the same shall be forfeited, and shall and may be seized by any Officer of the Fishery.

Bounty not paid on Barrels under certain Weight.

Forfeited.

XXXII. And be it further enacted, That the Bounty hereby granted shall not be paid or allowed for or in respect of any Barrel or Barrels of Herrings, unless the same shall be produced to the proper Officer of the Fishery, and branded in his Presence, in manner by the said Act of the Forty eighth Year of His present Majesty's Reign directed, at such Port or Place as is hereinafter directed respectively, and no other; that is to say, if the said Herrings were cured with Salt stored on Shore at a Place where the Herring Fishery was carried on, then the said Barrel or Barrels of Herrings shall be so produced and branded as aforesaid, at the Port or Place where the said Herrings were so cured, or at some other Place within the same Port, or at the next Place without such Port, to which the same shall be removed or carried; or if the said Herrings were cured with Salt carried out in any Vessel or Boat fitted out for the *British* Herring Fishery, and were brought from the said Fishery in the same or any other Vessel, according to the Regulations of the said Act of the Forty eighth Year of His present

At what Ports or Places Herrings branded for Bounty.

sent Majesty's Reign and this Act, then the Barrel or Barrels of the said Herrings shall be so produced and branded as aforesaid, at the Port or Place to which the same shall have been so brought from the said Fishery; nor shall the said Bounty be paid or allowed in respect of any Barrel or Barrels of Herrings, unless the Curer thereof who shall produce the same to the proper Officer of the Fishery for that Purpose, shall, after the same shall have been so produced and inspected by such Officer, make Oath before him, which Oath the said Officer is hereby authorized to administer (such Oath to be written at the Foot of the Request Note, which pursuant to any Regulation made or to be made by the Commissioners for the Herring Fishery, such Curer shall have delivered to the said Officer, in order to his attending to inspect the said Herrings), that the said Herrings and every Part thereof were, to the best of his Knowledge and Belief, gutted and packed within Twenty four Hours after they were caught, and that the same or any Part thereof were not, either in the same or in different Barrels, before that time produced to any Officer of the Fishery, in order to obtain the Bounty granted by the said Act of the Forty eighth Year of the Reign of His present Majesty, or by this Act.

Herrings intended for Bounty hereby granted, gutted with Knife.

Whether or not gutted, specified in Account or Journal.

Part of Bounty withheld from Herrings not gutted with Knife.

48 G. 3. c. 110. § 40.

XXXIII. And be it further enacted, That, from and after the First Day of *June* One thousand eight hundred and sixteen, Herrings, in respect of which the Bounty hereby granted shall be intended to be claimed, shall be gutted with a Knife, in the manner practised by the *Dutch* Fishermen; and it shall be lawful for the Commissioners for the Herring Fishery to make Rules and Regulations for carrying the Purposes of this Provision into effect; and every Person who is required by the said Act of the Forty eighth Year (a) of the Reign of His present Majesty to keep an Account or Journal of Herrings cured, or to give a Declaration thereof shall (over and above the Particulars by the said Act required) mention therein, whether the Herrings taken, cured and gutted every Day, or what Part thereof at the least, were wholly gutted with a Knife, according to the Regulations to be made pursuant to this Act, and shall verify the Fact upon Oath, as by the said Act of the Forty eighth Year (b) of the Reign of His present Majesty is directed; and if any Barrels or Half Barrels of Herrings, which shall have been gutted otherwise than with a Knife in the manner hereby directed, shall be produced to any Officer of the Fishery, in order to be branded and certified for the Bounty hereby granted, the said Officer shall, in the Certificate to be granted by him pursuant to the said Act, describe or distinguish such Barrels or Half Barrels of Herrings as have been gutted otherwise than as hereby directed; and it shall be lawful for the Commissioners for the Herring Fishery to cause to be disallowed and withholden a Part of the Bounty granted by this Act, not exceeding Six pence for each and every Barrel, and Three pence for every Half Barrel of such Herrings as last above mentioned.

(a) [48 G. 3. c. 110. § 35.] (b) [48 G. 3. c. 110. § 36.]
 XXXIV. And Whereas by the said Act it is, among other things, enacted, that no White Herrings shall be exported or shipped, or tendered to be shipped, for any Port or Place out of Europe, unless such Herrings shall have been repacked, and a Space of time not less than Fifteen Days shall have intervened, from the Day when the same were originally cured and packed, and

‘ and before the same were repacked; all which shall be made to appear to the Satisfaction of the proper Officer of the Fishery and of the Customs, at any Port or Place to which the same shall be brought Coastwise for Exportation, by Certificate to be granted by the proper Officer of the Fishery at the Port or Place from which the same were so sent Coastwise as aforesaid, and Oath made thereon by the Exporter or his Agent before any such Officer, that the Herrings tendered for Exportation are the same that were brought Coastwise with such Certificate: And Whereas such Certificate and Oath are rendered unnecessary by the Provisions of this Act, with respect to any Barrel of White Herrings upon which the Bounty of Four Shillings hereby granted shall have been allowed;’ Be it therefore enacted, That, from and after the First Day of *June* One thousand eight hundred and fifteen, so much of the said Act as is above recited shall be repealed, so far as respects any Barrel of Herrings in respect of which it shall appear, by the Mark thereon, that the said Bounty of Four Shillings shall have been allowed.

in part repealed.

XXXV. And be it further enacted, That if any Barrel of Herrings repacked with Great Salt, which shall not contain, exclusive of Salt and Brine, the Quantity of Fish hereinafter mentioned respectively, at the least; that is to say, if intended to be exported to any Port or Place in *Europe*, Two hundred and twenty four Pounds Weight, or if intended to be exported to any Port or Place out of *Europe*, Two hundred and twelve Pounds Weight, shall be shipped or tendered to any Officer of the Fishery, in order to be shipped for Exportation to any such Port or Place as aforesaid respectively; or if any Barrel of Herrings bung-packed, or repacked with Small Salt, which shall not contain, exclusive of Salt and Brine, Two hundred and thirty five Pounds Weight of Fish, at the least, shall be shipped or tendered to any Officer of the Fishery in order to be shipped for Exportation to any Port or Place in *Europe*; the same shall be forfeited, and shall and may be seized by any Officer of the Fishery.

Barrels under Weight not allowed to be exported.

If tendered to be shipped forfeited.

‘ XXXVI. And Whereas the Provisions in the said Act of the Forty eighth Year of the Reign of His present Majesty, for settling Disputes between Officers of the Fishery and Curers or Proprietors of Herrings, in certain cases in the said Act mentioned, have not been found effectual;’ Be it enacted, That in every such case, any Justice of the Peace, to whom Application shall be made either by the Officer or Curer, shall appoint Two skilful Persons, who shall have no Interest in the Matter in Dispute, One to be nominated by the Officer and the other by the opposite Party; and if either Party shall fail to make such Nomination before or at the time when he shall be required by Authority of the said Justice (not being longer than Twenty four Hours from the time of being required to make such Appointment) so to do, then the said Justice shall nominate One skilful Person, not interested in the Matter in Dispute, in his Place; and the Persons so appointed, upon Examination of the Matters in Dispute, shall certify on their Oaths, to be taken before the said Justice, their Opinion on the Matters aforesaid; and if they shall agree in their Opinion, the Matter in Dispute shall be determined accordingly; but if the Arbitrators so to be appointed shall differ in Opinion thereon, the said Justice shall require them

48 G. 3. c. 110. § 38. Mode of settling Disputes between Officers and Curers.

them, on Evidence given to their Satisfaction that the Forfeiture arose without any Intention of Fraud in the Proprietor or Proprietors, Claimant or Claimants, and Person or Persons having the Custody, Care or Management, for the time being, of such Herrings, Barrels or Casks, Salt, Nets, Netting or Boats, to order the same to be restored to such Proprietor or Proprietors, or Claimant or Claimants, in such manner and on such Terms and Conditions as, under the circumstances of the case, shall appear to the said Commissioners to be reasonable, and as they shall think fit to direct; and if such Proprietor or Proprietors, or Claimant or Claimants, shall comply with the Terms and Conditions prescribed by such Commissioners, it shall not be lawful for such Herrings, Barrels or Casks, Salt, Nets or Netting, or Boats, to be proceeded against in any manner for the Condemnation thereof; but if such Proprietor or Proprietors, or Claimant or Claimants shall not comply with the Terms and Conditions prescribed by the said Commissioners, such Herrings, Barrels or Casks, Salt, Nets or Netting, or Boats, may and shall be proceeded against for the Condemnation thereof, as if this Provision had not been made: Provided always, that if such Proprietor or Proprietors, or Claimant or Claimants, shall accept the Terms and Conditions prescribed by the said Commissioners, such Proprietor or Proprietors, or Claimant or Claimants respectively, shall not, nor shall any of them, have or be entitled to any Recompence or Damage, on account of the Seizure or Detention of such Herrings, Barrels or Casks, Salt, Nets or Netting, or Boats.

Proviso.

XL. And be it further enacted, That every Half Barrel of White Herrings shall, if bung-packed or repacked, contain Half the Quantity of Fish, exclusive of Salt and Brine, which a Barrel of Herrings bungpacked or repacked is by the said Act and this Act required to contain respectively; and shall be entitled to Half of the Bounty, and be subject to all Rules, Regulations, Penalties and Forfeitures, to which a Barrel of Herrings in the like case is liable.

Half Barrels entitled to Half Bounty.
48 G. 3. c. 110.
§ 44.

XLI. And be it further enacted, That the Commissioners for the Herring Fishery shall be and they are hereby authorized and empowered to revoke and annul, or alter, or vary, any Rule or Regulation made by them pursuant to the said Act of the Forty eighth Year of the Reign of His present Majesty, and this Act, and in lieu thereof to make another Rule or Regulation for the same Purpose, which shall be of full force.

Commissioners may alter Rules.

XLII. And be it further enacted, That any Fine, Penalty or Forfeiture by the aforesaid Act of the Forty eighth Year of His present Majesty, or by this Act imposed, except in any case where other Provision is thereby made, shall or may be sued for, recovered, levied and mitigated, as any Fine, Penalty or Forfeiture may be sued for, recovered, levied and mitigated, by any Law or Laws of Customs or Excise, or by Act 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 one Moiety of such Fine, Penalty or Forfeiture, shall be to the Use of His Majesty, his Heirs and Successors, and the other Moiety to such Person or Persons as shall inform or sue for the same.

Penalties and Forfeitures how sued for.

XLIII. And be it further enacted, That all the Rules, Regulations and Provisions contained in the before recited Act, and all the Penalties and Forfeitures imposed thereby, shall be in full Force and Effect

Rules, &c. in force.

manent 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. § 46.

IV. 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. Act varied, &c.

[See Duties in Ireland, c. 82. Sch. (A.) ante.]

C A P. XCVI.

An Act to grant a further Sum of Money for purchasing an Estate to accompany the Title of Earl *Nelson*, and also to amend Two Acts of the Forty sixth and Fifty third Years of His present Majesty's Reign for making such Purchase.

[14th June 1815.]

WHEREAS by an Act passed in the Forty sixth Year of the Reign of His present Majesty, intituled *An Act for settling and securing a certain Annuity on the Earl Nelson, and the Heirs Male of his Body, and such other Persons to whom the Title of Earl Nelson may descend; and for granting a Sum of Money to purchase an Estate to accompany the said Title; and also, for granting a Sum of Money for the Use of the Sisters of the late Vice Admiral Viscount Nelson; in Consideration of the eminent and signal Services performed by the said late Viscount Nelson to His Majesty and the Public; a Sum not exceeding Ninety thousand Pounds* was granted out of the Consolidated Fund of *Great Britain*, to the Speaker of the House of Commons, the Lord High Treasurer of *Great Britain*, or First Lord Commissioner of the Treasury, the Chancellor of the Exchequer, the First Lord Commissioner of the Admiralty, and the Treasurer of the Navy for the time being respectively, the Honourable *George Walpole, Alexander Davison* Esquire and *William Haslewood* Esquire, who were thereby required to invest the same in the Purchase of a Mansion House, and of any Freehold Manors, Lands, Tenements and Hereditaments, of a good Estate of Inheritance in Fee Simple, in Possession, to be free from Incumbrances, except Fee Farm Rents, and Quit Rents, and other Rents Services, and to be situate in any Part of *Great Britain*, and the Mansion House to be called *Trafalgar House*; and it was enacted, that the said Mansion House, Freehold Manors, Lands, Tenements and Hereditaments, should when so purchased be forthwith settled, conveyed and assured, to the Use of the Reverend *William Earl Nelson*, and the Heirs Male of the Body of the said *Earl Nelson*, and to such other Person to whom the Title, Honour and Dignity of *Earl Nelson* should descend, pursuant to the Limitations of the Patent, whereby the said Dignity was granted; and it was further enacted, that it should be lawful for the Trustees for the time being, with the Consent of the Person, or Persons for the time being entitled to the Rents and Profits of the Hereditaments so to be purchased as aforesaid, to convey by way of Sale or Exchange for any other Freehold Manors, Messuages, Lands, Tenements and Hereditaments of a good Estate of Inheritance in Fee Simple and Possession, and to be free from Incumbrances, and situate as aforesaid, all or any of the Manors, Lands, Tenements and Hereditaments to be purchased as aforesaid, except such of them

46 G. 3. c. 146. § 2. § 17. § 17. § 34.

as

53 G. 3. c. 134.

§ 1.

§ 2.

§ 4.

as should consist of a Capital Mansion House, Gardens and Par-
 intended for the actual Residence and Occupation of those who so
 the time being should be entitled in Possession to the Rents and
 Profits of the said purchased Estates: And Whereas by an Act of
 Parliament made and passed in the Fifty third Year of the Reig-
 of His present Majesty, intituled *An Act to amend an Act of the*
Forty sixth Year of His present Majesty, for settling and securing
a certain Annuity, and for purchasing an Estate for the Earl Nelson
 it was enacted, that so long as the said Title, Honour and Dignity
 of Earl *Nelson* should endure, neither the said Earl *Nelson*, nor any
 other Person to whom the Mansion House, Freehold Manors,
 Lands, Tenements and Hereditaments so to be purchased, should
 or might descend or stand limited by virtue of the Limitations
 directed by the said recited Act, should have any Power to hinder,
 bar or disinherit any the Person or Persons to or upon whom the
 said Mansion House, Freehold Manors, Lands, Tenements and
 Hereditaments were by the said recited Act to be vested or limited
 from holding or enjoying the same according to the said Limi-
 tations, other than and except as in the said Act now in recital
 is excepted; and it was further enacted, that on failure of the
 Heirs Male of the Body of the said *William Earl Nelson*, and on
 failure of the said Title, Honour and Dignity of Earl *Nelson*, the
 Mansion House, Freehold Manors, Lands, Tenements and Here-
 ditaments so to be purchased as aforesaid, should remain to the
 Use of the said *William Earl Nelson*, and his Heirs and Assigns
 for ever; and it was thereby further enacted, that in case the said
 Trustees should think it fitting it should be lawful for them to re-
 pair, and put in complete Repair, and make any Additions to, or
 Alterations in any Messuage or Mansion House, Out Offices and
 Out Buildings that should or might be standing or being upon the
 Lands which should be so purchased as aforesaid, and to make any
 Erections or Buildings, Plantations or other Improvements, or
 any Alterations in, or Additions to, or Substitutions for all or
 any Part or Parts of the Lands so to be purchased, which should
 have been already laid out, or should be deemed proper to be laid
 out as and for a Garden or Gardens, Park or Pleasure Ground or
 Grounds, so as in the Judgment and Discretion of the same Persons
 to render the whole fit for such Residence as aforesaid, and to pay
 and apply sufficient Part of the said Sum of Ninety thousand
 Pounds, but not exceeding the Sum of Ten thousand Pounds,
 in satisfying and discharging the Cofts and Expences of such
 Repairs, Alterations, Additions, Substitutions and Improvements,
 last thereinbefore mentioned: And Whereas an Opportunity has
 offered of purchasing from the Devisees under the Will of *Henry*
Dawkins Esquire, for the Sum of Ninety three thousand four
 hundred and fifty Pounds, the Manor of *Standlynch*, in the County
 of *Wilts*, a Mansion House, and certain Freehold and Copyhold
 Messuages, Tenements, Mills, Farms, Tithes, Woods, Woodlands,
 Fisheries and other Hereditaments, situate in *Standlynch, Downinton,*
Charlton, Britford and Whileparish, in the said County of *Wilts*;
 of which Hereditaments the Mansion House and Thirteen hundred
 and forty five Acres, or thereabouts, are Freehold of Inheritance;
 Four hundred and fifty nine Acres, or thereabouts, are Copyhold
 of Inheritance; Ninety three Acres, or thereabouts, are Copyhold
 for

for Lives; and a small Part of the said Hereditaments is subject to an outstanding Term of Years, determinable on One Life; and other Parts thereof are subject to certain Fee Farm Rents, Water Rents, Quit Rents and other Rents: And Whereas it will require the Sum of Three thousand Pounds, or thereabouts, to put the said Mansion House and Buildings on the said Estate into a proper State of Repair: And Whereas the said Estate is well calculated to be annexed to the said Title, Honour and Dignity of Earl Nelson, and the Trustees appointed by the said Act of the Forty sixth Year of His Majesty's Reign are desirous of purchasing the same for that Purpose; but as the Value of the said Estate exceeds the Sum granted by the said first recited Act, and as the said Trustees are not expressly enabled, by the Provisions of the said recited Acts, to purchase any other than Freehold Lands of Inheritance, nor Lands in Reversion, nor Lands subject to any Rents, except Fee Farm Rents, and Quit Rents, and other Rents Services, the said Purchase cannot be carried into Effect: And Whereas it is desirable, for improving the Value of the Estate to be purchased, that the Trustees of the said Estate should be empowered to procure the Enfranchisement of Copyholds, and to purchase the Rents to which the same may be subject, and that the Powers of Sale and Exchange given by the said Act of the Forty sixth Year of His present Majesty's Reign should be further extended: And Whereas the said Purchase cannot be completed, or the said Powers legally given to the Trustees of the said Estate, except by the further Aid of Parliament: Now We, Your Majesty's most dutiful and loyal Subjects, the Commons of the United Kingdom in Parliament assembled, duly considering Your Majesty's most gracious Intentions expressed in the said in Part recited Act of the Forty sixth Year of Your Majesty's Reign, 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 a further Sum, not exceeding Nine thousand Pounds of lawful Money of Great Britain, shall be paid out of the Consolidated Fund of Great Britain, after paying, or reserving sufficient to pay, all such Sum and Sums of Money as have been directed by any former Act or Acts of Parliament to be paid out of the same, but with Preference to all other Payments which shall or may be hereafter charged upon the said Fund, free and clear of all Taxes and Deductions whatsoever, to the Trustees for the time being under the said Act of the Forty sixth Year of His present Majesty's Reign, and to be applied by them in the manner hereinafter mentioned.

46 G. 3. c. 146.

9,000l. paid out of Consolidated Fund to Trustees.

46 G. 3. c. 146.

II. And it is hereby further enacted, That it shall be lawful for the Commissioners of His Majesty's Treasury for the time being, or any Three or more of them, and the High Treasurer and Under Treasurer of the Exchequer and Commissioners of the Treasury for the time being, and they are hereby authorized and required by Warrant under their Hands, to direct the Auditor of the Receipt of the Exchequer now and for the time being, to make forth and pass Debentures for paying the said Sum of Nine thousand Pounds, or any Part thereof, from time to time as the same shall be required, for any of the Purposes aforesaid, without any Fees or Charges to be demanded

Warrants and Debentures made forth without Fee.

demande or taken for paying the same, or any Part thereof; whi said Warrant, and the Debentures to be made forth and passed ther upon, shall be a sufficient Authority to the severall and respecti Officers of the Receipt of the Exchequer now and for the tir being, for the Payment of the said Sum of Nine thousand Pounds such Trustees as aforesaid, without any further or other Warrant be sued for, had or obtained in that behalf.

Not revocable.

III. And it is hereby further enacted, That after the signing such Warrant the same shall be good, valid and effectual in Law according to the Purport and true Meaning thereof, and of the Act, and shall not be determined or revocable by or upon the Demise of His Majesty (whom God long preserve!), or any of his Heirs or Successors, or by or upon the Death or Removal of any of the said Commissioners of the Treasury, or the Lord High Treasurer, or by or upon the Determination of the Power, Office or Offices of them or any of them.

Treasury, &c. required to do every thing necessary without Fee.

IV. And be it further enacted, That the Commissioners of the Treasury now and for the time being, and the High Treasurer for the time being, the Chancellor and Under Treasurer, Chamberlain and Barons of the Exchequer, and all other the Officers and Ministers of the Court of Exchequer, and of the Receipt thereof, now and for the time being, shall and they are hereby authorized and strictly enjoined and required to do, without Fee or Reward, all such Acts, Matters and Things, as are hereinbefore directed and required, or shall be necessary to be done and performed by them, or any or either of them, in order to render this Act, and the severall Payments here by directed, effectual.

Acquittances of Trustees sufficient Discharge, &c.

V. And be it enacted, That the Acquittance or Acquittances Receipt or Receipts, of the said Trustees, for the Sum so directed to be paid to them, or for any Part thereof, shall be a good and sufficient Discharge for the Payment of the same, without any further or other Warrant to be sued for or obtained in that behalf; and that the said Sum, and every Part thereof, shall be free and clear from all Taxes, Impositions and other Public Charges whatsoever; and in case any of the Officers of the Receipt of His Majesty's Exchequer shall refuse or neglect to pay the said Sum of Nine Thousand Pounds, or any Part thereof, according to the true Intent and Meaning of this Act, or to do any Act necessary to enable the said Trustees to receive the said Sum of Nine thousand Pounds, or any Part thereof, then the said Trustees may from time to time sue, prosecute and implead such Officers, or any of them, their Executors and Administrators, by Bill, Plaint or Action of Debt, and shall also may recover Judgments, and sue out Execution thereupon, against such Officers respectively, their Heirs, Executors or Administrators for so much of the said Sum of Nine thousand Pounds as shall have been in the Hands of the Officer or Officers of the Receipt of the Exchequer, at the time or times when Demands shall have been legally made of the Payment of the said Sum of Nine thousand Pounds, or any Part thereof, as aforesaid, or for the said Sum, or any Part thereof, as shall be necessary to be done and performed.

Certain Sums laid out in Purchase of Standlynch Manor, &c.

land Pounds granted by the said Act of the Forty sixth Year of His present Majesty's Reign, and so much of the Sum of Nine thousand Pounds hereby granted as aforesaid, as shall be necessary in the Purchase of the Manor, Mansion House, Freehold and Copyhold Messuages, Tenements, Mills, Farms, Tithes, Woods, Woodlands, Fisheries and other Hereditaments hereinbefore mentioned, subject to the Incumbrances to which the same are subject as aforesaid; which said Freehold and Copyhold Estates, when so purchased, shall be forthwith settled, conveyed, surrendered and assured, to the same Uses, subject to the same Powers and Restrictions, and in the same manner as in and by the said Acts of the Forty sixth and Fifty third Years of His present Majesty's Reign is directed, with respect to the Mansion House, Freehold Manors, Lands, Tenements and Hereditaments, by the said first mentioned Act directed to be purchased, or as near thereto as the Nature and Tenure of the said Estates will admit, and also subject to the Power hereinafter expressed and contained.

46 G. 3. c. 146.
53 G. 3. c. 134.

VII. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby required, to lay out and invest the Sum of Three thousand Pounds, the remaining Part of the said Sum of Ninety thousand Pounds granted by the said Act of the Forty sixth Year of His present Majesty's Reign, or any Part or Parts of the same, in making such Reparations in the said Mansion House at *Standlynch* aforesaid, and of the Stables, Out Buildings, Mill, Garden Walls and Offices belonging to the same, or held therewith, or any of them, as the Trustees in their Discretion shall think proper; and that the said Trustees may either themselves pay and apply the said Sum of Three thousand Pounds, or any Part or Parts thereof, as hereinbefore is mentioned, or entrust the Person for the time being entitled in Possession to the Rents and Profits of the said Estate with the Payment and Application thereof, on taking his Receipt or Receipts for the same.

3,000l. laid out
in making Re-
parations in
Mansion House
at Standlynch.

VIII. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby required to apply the Residue of the Sum of Nine thousand Pounds hereby granted, in procuring the Enfranchisement of all or any Part of the Copyhold Lands, Tenements and Hereditaments purchased or received in Exchange in pursuance of this Act, and in the Purchase of the Fee Farm Rents, Water Rents, Quit Rents and other Rents Services affecting the Freehold and Copyhold Hereditaments, which shall have been so purchased or received in Exchange as aforesaid, or any Part thereof, and in Execution of any of the Trusts and Powers contained in the said Acts of the Forty sixth and Fifty third Years of His present Majesty's Reign, and in the Purchase of any Freehold or Copyhold Hereditaments, which shall in the Judgment of the said Trustees be convenient to be held and occupied with the Bulk of the Estate hereinbefore directed to be purchased, or to be given in Exchange for any other Lands convenient to be held and occupied therewith, or for the Freehold of any of the said Copyholds, and the Freehold or Copyhold Hereditaments so to be purchased, shall be conveyed and settled to the same Uses, and subject to the same Powers and Restrictions to and subject to which the Freehold and Copyhold Hereditaments to be purchased in pursuance of this present Act, shall then stand limited and subject.

Residue laid out
in Enfranchise-
ment of Copy-
hold Premises.

IX. And

IX. And Whereas Parts of the Copyhold Hereditaments here-
 inbefore directed to be purchased, are Parcel of a Manor whereof
 the Lord Bishop of *Winchester* in Right of his See is Lord, and
 other Parts of the said Copyhold Hereditaments are Parcel of a
 Manor of which the Warden and Scholars, Clerks, of *Saint Mary's*
 College *Winchester* near *Winchester*, are Lords; and other Parts of
 the said Copyhold Hereditaments and some of the Rents to which
 the Estates hereinbefore directed to be purchased are subject, are
 or may be vested in some Corporation, Infant, Feme Covert, Lu-
 natic, or other Person or Persons under some Disability or Incapa-
 city, or having only a partial or qualified Estate or Interest therein;
 Be it therefore enacted, That it shall be lawful for the Bishop of
Winchester, and the said Warden and Scholars, Clerks, of *Saint*
Mary's College for the time being, and any such Corporation as afore-
 said, and the Guardians, Husbands, Trustees and Committees of such
 incapacitated Persons, and for the Persons having such partial or
 qualified Estate or Interest as aforesaid, to enfranchise the said Copy-
 hold Hereditaments, or to convey the Freehold thereof in Exchange
 for any other Lands, Tenements or Hereditaments, which they may
 be willing to accept in Exchange for the same, and to sell the said
 Rents upon such Terms as shall be agreed upon between them and
 the Trustees for the time being under the said Act of the Forty sixth
 Year of His present Majesty's Reign; and that it shall be lawful
 for the said Bishop and the said Warden and Scholars for the time
 being, and for such Corporation, and the Guardians, Husbands,
 Trustees and Committees of such incapacitated Persons, and for the
 Persons having such partial or qualified Estate or Interest as aforesaid,
 to enter into, make and execute all such Contracts, Agreements,
 Sales, Exchanges, Conveyances and Assurances, as shall be requisite
 and necessary for effectuating the Purposes aforesaid.

Bishop of Win-
 chester, &c. em-
 powered to en-
 franchise Pre-
 mises required.

Application of
 Consideration
 Money paid to
 Bishop of Win-
 chester.

X. And be it further enacted, That so much of the Consideration
 Monies to be paid for the Enfranchisement of any Copyhold Here-
 ditaments which shall be Parcel of any Manor whereof the Bishop of
Winchester is Lord, as shall be agreed to be given for the Right,
 Title and Interest of the said Bishop in the same, shall be paid to the
 Bishop of *Winchester* for the time being, and that his Receipt shall
 be an effectual Discharge for the same; and that it shall be lawful for
 the said Bishop and his Successors, at their respective Discretion, to
 apply all or any Part of the said Monies in the Purchase of the Land
 Tax, or Discharge of any Debt or Debts, or other Incumbrances or
 Part thereof, affecting any Lands, Tenements or Hereditaments,
 belonging to the See of *Winchester*, or in the Purchase of the Land
 Tax affecting any Living or Livings in the Patronage of the said
 See of *Winchester*, and until such Consideration Monies can be so
 applied, the said Bishop and his Successors shall invest the same in
 Government or Real Securities, and the Dividends and Interest
 thereof shall be received by the Bishop of *Winchester* for the time
 being.

Application of
 Consideration
 Money paid to
 College of
 Winchester.

XI. And be it further enacted, That so much of the Consideration
 Monies to be paid for the Enfranchisement of any Copyhold Here-
 ditaments which are Parcel of the Manor whereof the said Warden and
 Scholars, Clerks, of *Saint Mary's* College of *Winchester* near *Win-*
chester, are Lords, as shall be agreed to be given for the Right, Title
 and Interest of the said Warden and Scholars therein, shall be paid
 to

to the said Warden and Scholars for the time being, and that their Receipts shall be an effectual Discharge for the same; and that it shall be lawful for them and their Successors to apply all or any Part of the said Monies in the Purchase of the Land Tax or Discharge of any Debt or Debts or other Incumbrances or Part thereof, affecting any Lands, Tenements or Hereditaments belonging to the said College, or in the Purchase of the Land Tax affecting any Living or Livings in their Patronage, and until such Consideration Monies can be so applied, the said Warden and Scholars shall invest the same in Government or Real Securities, and the Dividends and Interest thereof shall be received by the said Warden and Scholars.

XII. And be it further enacted, That where any Enfranchisements of Copyholds or Sales of Rents shall be made in pursuance of this Act, by any other Corporation or by any Person having such partial or qualified Estate or Interest as aforesaid, or by the Guardians, Husbands, Trustees or Committees of such incapacitated Persons as aforesaid, the Consideration Monies for such Enfranchisements and Sales shall be paid to Three Persons, Two of whom shall be appointed by the Person or Persons making such Enfranchisements or Sales, and the other by the Trustees for the time being under the said Act of the Forty sixth Year of His present Majesty's Reign, by Writing under their respective Hands; and the Receipts of such Three Persons shall be effectual Discharges for such Consideration Monies, and shall exonerate the Persons paying the same from all Obligation of seeing to the Application, and all Liability for the Misapplication or Non-application of the said Monies; and the Three Persons to be so appointed shall at the Option of such Persons having a partial or qualified Estate or Interest, or such incapacitated Persons respectively, or their respective Guardians, Husbands, Trustees or Committees respectively, signified by Writing under their respective Hands, cause the said Monies to be invested in the Names of them the said Trustees, either in the Purchase of Freehold or Copyhold Hereditaments of Inheritance in Fee Simple, or of Land Tax, or of Three Pounds *per Centum* Consolidated Bank Annuities, or Three Pounds *per Centum* Reduced Bank Annuities, and stand and be seized and possessed of and interested in the said Hereditaments, Land Tax and Bank Annuities, so to be purchased as aforesaid, and the Yearly Income and Produce of the same respectively, upon such Trusts (as far as the Rules of Law and Equity will admit) as shall be similar to and correspond with the Uses and Trusts which would have been subsisting in the Estates and Interests alienated and disposed of by the said Enfranchisements and Sales if the same had not taken place, and assign, convey and settle the same accordingly.

XIII. And be it further enacted, That if on Payment of the said Nine thousand Pounds, or any Part thereof, to the Trustees under the Act of the Forty sixth Year aforesaid, the said Trustees shall not be able to apply the same in the manner hereinbefore directed and authorized, then and in such case the said Trustees shall and they are hereby required to lay out the same in Exchequer Bills, or any other Government Securities, and to keep the same so invested in Exchequer Bills or Government Securities bearing Interest until the same can be invested in the manner hereinbefore directed and authorized, and in the mean time to pay and apply the Interest arising therefrom in such manner as they in their Discretion shall judge most

Application of Consideration Money paid to other Corporations or incapacitated Persons.

If 9,000 cannot be laid out in manner directed, invested in Exchequer Bills, &c.

for the Benefit and Improvement of the Estates to be purchased ;
aforesaid.

Power to cut
down Timber
for Repairs.

XIV. And be it further enacted, That it shall be lawful for the Person for the time being entitled to the Rents and Profits of the Hereditaments to be purchased as aforesaid, if such Person shall be of full Age, and if such Person shall be under the age of Twenty or Years, then to and for his Guardian or Guardians during his Minority, to fell and cut down or cause to be felled and cut down from off the Lands to be purchased as aforesaid, such Timber or Timber-like trees, except Timber or Timber-like Trees serving for Purpose of Ornament or Shelter, as shall from time to time be wanting for the new building, repairing or amending the Mansion House, Messuages, Mill, Buildings, Out Houses and other Erections, which shall from time to time be standing and being upon the said Lands, or any Part thereof, and for making and repairing the necessary Paling, Gates, Fences, Sluices, Hatches and Bridges thereof, and to cause the said Timber and Timber-like Trees, which shall be so felled and cut down, to be applied in and about such new Buildings, Reparation and Amendments, so that the Estate to be purchased as aforesaid may at all times be supported and kept in a proper State.

Copyhold
Lands and Pre-
mises desirable
held with the
Estate pur-
chased taken in
Exchange for
Part thereof,
&c.

XV. Provided always, and be it further enacted, That it shall be lawful for the said Trustees for the time being, with the Consent and Approbation of the Person for the time being entitled in Possession to the Rents and Profits of the Freehold and Copyhold Manor Messuages, Lands, Tenements and other Hereditaments, to be purchased as aforesaid (such Consent and Approbation to be testified by Writing under his Hand and Seal, and attested by Two or more credible Witnesses), to receive any Copyhold Lands, Tenements and Hereditaments contiguous to or desirable to be held with the Bulk of the Estate to be purchased as aforesaid, in Exchange for such of the Freehold and Copyhold Hereditaments to be purchased as aforesaid, as by virtue of the said Act of the Forty sixth Year of His present Majesty's Reign, and of this Act, will become subject to the Powers of Sale and Exchange contained in the said Act of the Forty sixth Year aforesaid ; and also upon any Exchange which shall be made in pursuance of the said Powers to receive any Sum or Sum of Money by way of Equality of Exchange, and upon the Receipt of any Sum or Sums of Money to arise from any Sale or Exchange to be made in pursuance of the said Powers, to sign and give Receipts in Writing for the same, which Receipts shall be effectual Discharges to the Persons paying the same, for the Money therein mentioned and acknowledged to be received, and shall exonerate them from all Obligation of seeing to the Application, and all Liability for the Misapplication or Nonapplication thereof ; and that it shall be lawful for the said Trustees for the time being, with such Consent and Approbation, and so testified as hereinbefore is mentioned, to lay out and invest any Part of the Monies which shall arise from any such Sales or Exchanges as aforesaid, in the Purchase of any such Copyhold Lands, Tenements and Hereditaments, as hereinbefore is mentioned, and the Copyhold Lands, Tenements and Hereditaments, which shall be received in Exchange or purchase in pursuance of this Clause, shall immediately upon such Exchange or Purchase be settled and assured to the same Uses, upon the same Trusts, and subject to the same Powers and Restrictions, to, upon

and subject to which the Hereditaments, which shall have been disposed of by way of Sale or in Exchange, would under and by virtue of the said Act of the Forty sixth Year aforesaid, and this Act, have stood limited and settled if the same had not been sold or exchanged.

XVI. Provided also, and be it further enacted, That the said Fee Farm Rents, Water Rents and other Rents, and also all Fines and Fees which shall from time to time be payable in respect of the Copyhold Hereditaments which shall be purchased or received in Exchange in pursuance of this Act, shall be payable out of the Annual Rents and Profits of the Estates to be purchased as aforesaid; and that if the Person for the time being entitled to the said Rents and Profits shall not pay and discharge the said Fines and Fees, and also such Fee Farm Rents, Water Rents and other Rents, as and when the same shall become payable, it shall be lawful for the said Trustees for the time being to enter into and upon the said Estates, and to receive a competent Part of the Rents and Profits thereof, and apply the same in Discharge of the said Rents, Fines and Fees accordingly.

Fee Farm Rents, &c. payable out of annual Rents of Estates purchased.

C A P. XCVII.

An Act to grant to the Judges of the Commissary Court of Edinburgh a fixed Salary in place of their present Salary and certain Fees and Payments.

[14th June 1815.]

WHEREAS an Act was passed in the Twenty sixth Year of the Reign of His present Majesty, intituled *An Act for discharging the Payment of Sentence Money and other Fees of Court to the Judge of the Court of Admiralty, in that Part of Great Britain called Scotland; and the Payment of Sentence Money to the Judges of the Commissary Court in Edinburgh; for granting Salaries to the Judges of the said Courts in lieu thereof; and for regulating the Appointment of the said Judges;* by which it is enacted, that in lieu of Sentence Money therefore in use, as well as for the better Provision of the said Judges of the Commissary Court of Edinburgh, they should be entitled to and receive the Sum of One hundred Pounds Sterling each of Salary, payable in the same Form and upon the same Establishment as the Salaries of the Court of Session, Justiciary and Exchequer, are paid in that Part of Great Britain called Scotland: And Whereas by an Act passed in the Forty sixth Year of the Reign of His present Majesty, intituled *An Act for increasing the Salaries of the Judge of the Court of Admiralty in Scotland, and of the Judges of the Commissary Court of Edinburgh,* it is enacted, that in Addition to the Salary then paid to each of the Judges of the said Commissary Court in Edinburgh there should be paid and payable to each of them, and each of their Successors in Office, the Sum of One hundred and fifty Pounds yearly, in the same Form and upon the same Establishments as the Salaries granted by the said recited Act are therein made payable: And Whereas the Judges of the said Commissary Court are further entitled to and at present receive certain Fees and Payments, and it is expedient to make a more suitable Provision for the said Judges: May it therefore please Your Majesty that it may be enacted, and be it enacted by The

26 G. 3. c. 47.

§ 2.

46 G. 3. c. 49.

§ 1.

Judges of Com-
missary Court to
receive 600l. a
Year each.

Bishops' Rents
not paid.
Judges Fees to
cease.

Proviso for Fees
of Clerk of
Commissary
Court.

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 Twenty fourth Day of *June* in this present Year, there shall be paid to each of the said Judges of the said Commissary Court (and each of their Successors in Office), in lieu of the Salary and of all Fees and Payments to which each or any of them is now entitled, the Sum of Six hundred Pounds Sterling yearly; which Sum shall be paid and payable to each of the said Judges, and to each of their Successors in Office, in the same Form and upon the same Establishment as the said Salaries of the Judges of the Courts of Session, Juficiary and Exchequer are paid in *Scotland*, without being subject to Fees or other Deduction whatsoever:

II. And be it enacted, That, from and after the said Twenty fourth Day of *June*, no Payment of Bishops' Rents in *Scotland* shall be made to any of the Judges of the said Commissary Court; and from and after the same Period all Fees or Dues paid or payable to the said Judges for or in respect of Confirmations of Testaments, Testamentary or Dative, and all other Fees or Dues of every Kind or Description paid or payable to the said Judges, or any of them, shall cease and determine and be abolished: Provided always, that such Confirmations shall in all other respects be granted as at present; and that all Fees or Dues which are now chargeable or payable and belonging by Law to the Clerk or other Officers of the said Commissary Court of *Edinburgh*, shall continue to be payable to the said Clerk or other Officers as at present, until the same shall be altered or otherwise regulated according to Law.

C A P. XCVIII.

An Act to enable the Select Committee on the *Downpatrick* Election to re-assemble, and to suspend the Transmission of the Warrants and other Proceedings for the Appointment of Commissioners to examine Witnesses in *Ireland*.

[14th June 1815.]

WHEREAS a Petition was presented in the present Session of Parliament by *Edward Southwell Rutven* Esquire, a Candidate at the last Election of a Member to serve in Parliament for the Borough of *Downpatrick*, in the County of *Down*, in that Part of the United Kingdom called *Ireland*, complaining of an undue Election and Return for the said Borough of *Downpatrick*: And Whereas a Select Committee was appointed for trying and determining the Merits of the said Petition in manner directed by several Acts passed for regulating the Trials of Controversed Elections or Returns of Members to serve in Parliament: Whereas it was reported from the said Select Committee, that Parties before the said Committee had applied for relief under the Provisions of an Act passed in the fourth Year of the Reign of His present Majesty, for regulating Controversed Elections or Returns of Members to serve in the United Parliament for *Ireland*; and that it appeared from the nature of the case and the Allegations made to the Allegations

the said Committee without great Expence and Inconvenience to the Parties; and that the said Committee had therefore thought it necessary to order and had accordingly made an Order for the Nomination and Appointment of Commissioners to examine Evidence in *Ireland* respecting all Matters and Things referred to the said Committee; and that Commissioners had accordingly been appointed, and a Warrant issued by the Chairman of the said Committee for the Meeting of the said Commissioners: And Whereas in pursuance of the said Report, and of Leave requested by the said Committee for that Purpose, the said Select Committee had Leave to adjourn until such time as the Speaker of the House of Commons should by his Warrant direct the said Committee to re-assemble: And Whereas the said Committee hath therefore adjourned; and the said *Edward Southwell Ruthven* has since the said Adjournment presented another Petition, stating that he was not now desirous of prosecuting his first Petition complaining of an undue Return for the said Borough of *Downpatrick*, and with Consent of the Sitting Member prayed that the House of Commons would permit all further Proceedings upon the said Petition to be discontinued: And Whereas the Warrant issued for the assembling the Commissioners in *Ireland* hath not yet been transmitted, and it is expedient to prevent unnecessary Expence and Trouble to the Public and the Parties concerned; 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 Warrant so issued by the Chairman of the said Select Committee shall not be sent to *Ireland*, but shall remain in the Hands of the Chairman of the said Select Committee, and no further Proceedings shall be had thereon, but the same shall be considered to be void and of no Effect, in like manner in every respect as if the same had not been issued; any thing in any Act or Acts of Parliament to the contrary notwithstanding.

Warrant issued by Chairman of Select Committee to examine Witnesses in *Ireland* void.

II. And be it further enacted, That immediately after the passing of this Act the Speaker of the House of Commons shall issue his Warrant, signed by him, and shall cause the same to be inserted in the *London Gazette*, directing the said Select Committee, upon the said Petition of the said *Edward Southwell Ruthven* complaining of such undue Election and Return, to re-assemble and meet again within the Space of Seven Days from the Date of such Warrant, and the said Select Committee shall thereupon re-assemble and meet again; and it shall thereupon be lawful for the said Select Committee when so re-assembled and met to proceed and act in relation to the said Petition of the said *Edward Southwell Ruthven* complaining of the said undue Election and Return, in like manner in every respect as if no such Warrant as aforesaid had been issued by the Chairman of the said Select Committee as aforesaid had taken place; any thing in any Act or Acts of Parliament to the contrary notwithstanding.

Select Committee to meet and proceed on Petition of E. S. Ruthven.

C A P. XCIX.

An Act to make further Provisions for collecting and securing the Duties of Excise on Malt made in *Ireland*.

[22d June 1815.]

WHEREAS in consequence and by reason of the Alteration which has been made in respect of the Duration of Licences to Maltsters or Makers of Malt, by an Act made in the present Session of Parliament, intituled *An Act to grant certain Duties of Excise upon Licences for the Sale of Spirituous and other Liquors by Retail, and upon Licences to Persons dealing in Excisable Commodities in Ireland, in lieu of the Stamp Duties payable upon such Licences; and to secure the Payment of such Excise Duties, and to regulate the issuing of such Licences; and to discourage the immoderate Use of Spirituous Liquors in Ireland*; it is expedient to provide for regulating, in manner hereinafter mentioned, the charging of every Maltster or Maker of Malt in *Ireland*, who shall have taken out or shall take out a Licence to make Malt after the Twenty fifth Day of *March* One thousand eight hundred and fifteen; 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 Maltster or Maker of Malt who shall have taken out or shall take out a Licence to make Malt after the said Twenty fifth Day of *March* and before the Twenty ninth Day of *September* One thousand eight hundred and fifteen, shall, between the said Twenty fifth Day of *March* One thousand eight hundred and fifteen and the Fifth Day of *January* One thousand eight hundred and sixteen, be charged and pay Duty of Excise for each and every Calendar Month while the Malthouse of such Maltster or Maker of Malt shall be chargeable as working during such Period, for not less than Ten Barrels of Malt for every One hundred Feet Square of Working or Drying Floor or Floors which shall be contained in each Malthouse in which such Maltster or Maker of Malt shall be licensed to make Malt, and so in Proportion for any greater Number of Square Feet, and also for as much more Malt as could be produced from any Corn or Grain actually wetted by such Maltster or Maker of Malt within every such Period of One Calendar Month, after the Rates and under the Rules and Regulations expressed, mentioned and contained in an Act made in the Forty fifth Year of His present Majesty's Reign, intituled *An Act for the Collection of the Malt Duties in Ireland, and regulating the Trade of a Maltster*; or any Act or Acts for amending the same, in force at the time of the passing of this Act: Provided always, that the Period between the Twenty fifth Day of *November* One thousand eight hundred and fifteen and the Fifth Day of *January* One thousand eight hundred and sixteen, shall be deemed a Calendar Month within the Meaning of this Act.

II. And be it further enacted, That every Maltster or Maker of Malt, who shall take out any Licence to make Malt, to be in force between the said Twenty ninth Day of *September* One thousand eight hundred and fifteen and the said Fifth Day of *January* One thousand eight hundred and sixteen, shall be charged with and pay Duty of Excise

Ante, c. 19.

Maltsters taking out Licence between March 25. and Sep. 29. 1815, to pay Duty.

45 G. 3. c. 53.

What deemed Calendar Month.

Maltsters taking out Licence to be in force between Sept. 29. 1815, and Jan. 5. 1816, to pay Duty.

Excise for each and every Calendar Month within such Period, for not less than Ten Barrels of Malt for every One hundred Feet Square of Working or Drying Floor or Floors which shall be contained in each Malthouse in which such Maltster or Maker of Malt shall be so licensed to make Malt, and so in Proportion for any greater Number of Square Feet, and also for as much more Malt as could be produced from any Corn or Grain actually wetted by such Maltster or Maker of Malt within every such Period of One Calendar Month, after the Rates and under the Regulations expressed, mentioned and contained in the said recited Act of the Forty fifth Year aforesaid, or any Act or Acts in force for amending the same; any thing in this or any other Act or Acts to the contrary notwithstanding: Provided always, that the Period between the Twenty ninth Day of *September* and the Twenty fifth Day of *October* shall be deemed a Calendar Month within the Meaning of this Act, and the Period between the Twenty fifth Day of *November* and the Fifth Day of *January* shall be also deemed a Calendar Month within the Meaning of this Act.

45 G. 3. c. 53.

What deemed Calendar Months.

III. And be it further enacted, That in every Notice which shall be given by any Maltster or Maker of Malt, for commencing or recommencing to work at any time after the Fifth Day of *January* One thousand eight hundred and sixteen, no other Day shall be mentioned than the Sixth Day of some Month in the Year; and that no Maltster or Maker of Malt shall commence or recommence working, except on such Sixth Day of any Month respectively; and that every Malthouse shall be presumed to be kept regularly at work from the Day mentioned in any Notice so to be given by any Maltster or Maker of Malt for the commencing or recommencing to work, until such working shall be duly discontinued according to Law, and that the Day mentioned in any Notice for so discontinuing or ceasing to work, shall be the Fifth Day of some Month in the Year.

Notices of working after Jan. 5. 1816, to be only on Sixth Day of the Month, and Notice for discontinuing Fifth Day of the Month.

IV. And be it further enacted, That at the time specified in any such Notice of Discontinuance, it shall and may be lawful for any Officer of Excise in charge of the Malthouse of such Maltster or Maker of Malt, and he is hereby required to go to the said Malthouse, and there to search and see whether the working of such Malthouse is discontinued in pursuance of such Notice; and if such Officer shall be prevented from so doing by any Person at such Malthouse, or in consequence of the Malthouse being locked, and no Person appearing to give Entrance to such Officer, or otherwise, or if at any Time after the Day mentioned in such Notice of Discontinuance, and before the Day mentioned in any Notice for recommencing to work, any Corn or Grain shall be found wetted or steeped in such Malthouse, or in the Process of being made into Malt, (except under the Proviso hereinafter mentioned) such Maltster shall forfeit the Sum of Two hundred Pounds, and shall be charged with and pay Duty as if he had not given any Notice of Discontinuance; and it shall and may be lawful for any Officer of Excise, and he is hereby authorized and required to make a Return within Ten Days after Default or Discovery as aforesaid, to the Collector or other Officer in charge of the Collection of the District of the Duties chargeable on such Quantities of Malt as such Maltster or Maker of Malt would have been chargeable with if such Notice of Discontinuance had not been given; and every such Maltster or Maker of Malt shall, within Ten Days after such Return shall have been made, pay the

Malthouse searched.

Obstruction, or finding Malt in Process during Notice of Discontinuance, &c.

Penalty.

Penalty.

After Jan. 5.
1816, instead
of monthly
Charges, yearly
Charge made.

Manner of
making yearly
Charge.

45 G. 3. c. 53.

Surveyors, &c.
to make Re-
turns.

the Amount of the Duties so charged and returned, or in Defau of Payment within such time every such Maltster or Maker of M shall forfeit and pay the Sum of Twenty Pounds, together wi Double the Amount of such Duties.

V. And be it further enacted, That, from and after the Fif Day of *January* One thousand eight hundred and sixteen, in li and instead of the monthly and yearly charges on Maltsters a Makers of Malt in *Ireland*, under any Act or Acts in force imm diately before the passing of this Act, every such Maltster or Mak of Malt shall be charged according to the Proportions hereinaft mentioned and expressed; that is to say, every Maltster or Maker Malt in *Ireland* shall, between the Fifth Day of *January* One thou sand eight hundred and sixteen and the Fifth Day of *January* fo lowing, and so in like manner between the Fifth Day of *January* i every succeeding Year, and the Fifth Day of *January* following during the Continuance of the Licence of such Maltster or Make of Malt, be charged with and pay Duty of Excise for a Quantity c Malt after the Rate of Eighty Barrels of Malt for every One hundre Feet Square of Working or Drying Floor or Floors, which shall b contained in each Malthouse in which such Maltster or Maker c Malt shall be licensed to make Malt, and so in Proportion for any greater Number of Square Feet, and also for as much more Malt a such Maltster or Maker of Malt shall actually make within the sai Period.

VI. And be it further enacted, That the Charge of such yearly Duty of Eighty Barrels shall be made in manner following; that i to say, every such Maltster or Maker of Malt shall be charged fo not less than Eight Calendar Months in every Year, and for every such Calendar Month such Maltster or Maker of Malt shall be charged with and pay Duty for Ten Barrels of Malt for every On hundred Feet Square of such Working or Drying Floor or Floors and so in Proportion for any greater Number of Square Feet; and every Maltster or Maker of Malt shall over and above the respective Quantities aforesaid, be also charged with and pay Duty for as much more Malt as could be produced after the Rates mentioned and pre scribed in the said recited Act passed in the Forty fifth Year of His present Majesty's Reign, intituled *An Act for the Collection of the Malt Duties in Ireland, and regulating the Trade of a Maltster*, or any Act or Acts in force for amending the same, from any Corn or Grain actually wetted by such Maltster or Maker of Malt within every such Period of One Calendar Month; and the Surveyor or Gauger in Charge of the Malthouse of every such Maltster or Maker of Malt shall, within Ten Days after the Expiration of every such Calendar Month while such Malthouse shall be chargeable as work ing, make a Return of such Quantities respectively as aforesaid, and of the Duties thereon, and such Return shall be a Charge upon every such Maltster or Maker of Malt who shall pay the Duty so charged and returned, under such Rules, Regulations and Directions, and subject to such Fines, Penalties and Forfeitures, as are contained in any Act or Acts in force in *Ireland*, for the regulating and securing the Collection of the Duties on Malt made in *Ireland*, as if the said Rules, Regulations, Directions, Fines and Penalties were herein enacted and applied hereby to the said Duty, and the Payment thereof in the same manner to all Intents and Purposes as the same are by the

the said Acts or any of them applied to the Duties and the Payment thereof in the said Acts mentioned.

VII. And be it further enacted, That in case the Quantity of Malt charged upon any Maltster or Maker of Malt in any one Year ending on the Fifth Day of *January*, shall not amount to the full Quantity of Malt after the Rate of Eighty Barrels aforesaid, for which such Maltster or Maker of Malt is chargeable with Duty within any Year according to the Rates aforesaid, the Surveyor or Gauger in charge of the Malthouse of any such Maltster or Maker of Malt shall, within Twenty Days after such Fifth Day of *January*, make a Return to the Collector or other Officer in Charge of the Collection of the District in which such Malthouse shall be situate, of such Quantity of Malt and of the Duties thereon, as, with the Quantities comprised in former Returns of Malt against such Maltster or Maker of Malt in the Year ending on such Fifth Day of *January*, shall amount to the full Quantity of Malt, for which such Maltster or Maker of Malt is made chargeable with Duty according to the Rates aforesaid, and such Return shall be a Charge on such Maltster or Maker of Malt, who shall pay the Duties appearing by such Return to have been incurred and become due within One Month after such Return shall have been made, or in Default thereof shall forfeit the Sum of Twenty Pounds, together with a Sum equal to double the Duties which shall be so returned.

If Quantity of Malt is short of Amount for which Maltster chargeable, Officer to make Return to Collector, by which Charge made.

Penalty.

VIII. And be it further enacted, That if any Maltster or Maker of Malt shall on the Fifth Day of *January* in any Year, or on the Day mentioned in any Notice for discontinuing to work in manner aforesaid, have any Corn or Grain on any Floor or Floors in the Malthouse of such Maltster or Maker of Malt, in Process of Malting or being made into Malt, it shall and may be lawful for such Maltster or Maker of Malt to proceed in completing the Process of making such Corn or Grain into Malt, until such Malt is dried off; provided always, that such Process shall be completed within Sixteen Days after the said Fifth Day of *January*, or after the Day mentioned in any such Notice for discontinuing working, as the case may be; and that no such Corn or Grain shall be or shall have been wetted on or after the Third Day of *January*, or on or after the Third Day of any Month in which any such Notice of discontinuing therein shall have been given; and that such Maltster, or Maker of Malt shall be subject and liable to all other Regulations in this Act, or any other Act or Acts in force in *Ireland* contained, with respect to such Malt, save and except that the Duty payable upon the same shall be charged and included in the Return to be made for the Month ending the Fifth Day of the Month in which such Maltster or Maker of Malt shall discontinue working.

In cases of Grain in Process of Malting, on Notice given for discontinuing to work, 16 Days allowed to complete Process.

IX. Provided always, and be it further enacted, That it shall and may be lawful for the Commissioners of Inland Excise and Taxes in *Ireland*, or any Three of them, to reduce or abate the Quantity of Malt, for which any Maltster or Maker of Malt is under this Act chargeable with Duty, during the Continuance of his Licence in any Year, on such Occasions and under such Regulations and Restrictions, as the Commissioners of Excise or any Number of them are empowered to reduce or abate any Charge under the said recited Act of the Forty fifth Year aforesaid, any yearly or other Charge or Matter in this Act contained to the contrary notwithstanding:

Power of Abatement of Quantity of Malt for which Maltster is chargeable.

45 G. 3. c. 5
§ 39.

standing: Provided nevertheless, that if any Abatement shall be sought for in consequence or by reason of a Part of the Year commencing the Fifth Day of *January* in any Year having elapsed before the taking out of such Licence, no Abatement shall on such Account be made unless such Licence shall have been taken out after the Twenty fifth Day of *February* in such Year.

Increased Quantity beyond Stock Account forfeited.

X. And be it further enacted, That whenever any Quantity of Malt shall be found in the Possession of any Maltster or Maker of Malt at any time after such Maltster or Maker of Malt shall have given any Notice to discontinue working, greater than the Quantity which by the Stock Account of any Officer of Excise ought to be in the Possession of such Maltster or Maker of Malt, all such increased Quantity shall be forfeited, and may be seized by any Officer of Excise, and the Maltster in whose Possession the same shall be found shall forfeit for every Barrel thereof the Sum of Forty Shillings *British* Currency.

Penalty.

Duty how paid.

XI. And be it further enacted, That every Charge by this Act directed to be made against any Maltster or Maker of Malt, and the Duty in respect thereof, shall be made and returned by the Officer, and the said Duty shall be paid by the Maltster or Maker of Malt in such manner and under and subject to such Rules, Regulations, Penalties and Forfeitures, and Modes of Recovery thereof, as are contained in the said recited Act of the Forty fifth Year aforesaid, intituled *An Act for the Collection of the Malt Duties in Ireland, and regulating the Trade of a Maltster*, or in any other Act or Acts in force in *Ireland* relating to the Collection of the Malt Duties, so far as the same are consistent and compatible with each other, save and except such Rules and Regulations as are expressly altered by this Act; and that all such Rules, Regulations, Penalties and Forfeitures, and Modes of Recovery thereof, so far as the same are compatible and consistent with each other, and (except as aforesaid) shall be applied in the charging, levying; collecting and recovering all such Duties, as fully and effectually to all Intents and Purposes as if the said Rules, Regulations, Penalties and Forfeitures were repeated and re-enacted in this Act.

45 G. 3. c. 53.

C A P. C.

An Act to provide for the Collection and Management of Stamp Duties payable on Bills of Exchange, Promissory Notes, Receipts and Game Certificates, in *Ireland*. [22d June 1815.]

Ante, c. 78.

WHEREAS it is expedient to make permanent Regulations, for the better Collection and Management of the Stamp Duties on Bills of Exchange, Promissory Notes, Receipts and Game Certificates 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 Commencement of this Act, if any Person or Persons in *Ireland* shall issue, or cause to be issued any Bill, Draft or Order, for the Payment of Money to Bearer on Demand, drawn upon or made payable by any Banker or Bankers, which shall be dated on any Day subsequent to the Day on which it shall be issued, or which shall not truly specify and express the Place where it shall be

Issuing Bills, &c. post dated, or without mentioning Place where drawn, without Stamps, &c.

be issued, or which shall not, according to the true Intent and Meaning of any Act or Acts in force at the time of the issuing such Bill, Draft or Order, be exempt from the Stamp Duty on Bills of Exchange, Promissory Notes, Drafts or Orders, for Payment of Money, unless such Bill, Draft or Order, shall be duly stamped as a Bill of Exchange, according to the Law in force when the same shall be issued, the Person or Persons so offending shall, for every such Offence, forfeit the Sum of One hundred Pounds; and if any Person shall knowingly receive or take any such Bill, Draft or Order, in Payment of or as a Security for the Sum therein mentioned, the Person so receiving or taking such Bill, Draft or Order, shall, for every such Offence, forfeit the Sum of Twenty Pounds; and if any Banker or Bankers, upon or by whom any such Bill, Draft or Order, shall be drawn or made payable, shall pay or cause or permit to be paid the Sum of Money therein expressed, or any Part thereof, knowing the same to be so post dated, or knowing that the Place where it was issued is not truly specified and set forth therein, such Bill, Draft or Order, not being stamped according to Law as a Bill of Exchange, then the Banker or Bankers so offending shall, for every such Offence, forfeit the Sum of One hundred Pounds, and moreover shall not be allowed the Money so paid or any Part thereof in Account against the Person or Persons by or for whom such Bill, Draft or Order shall be so drawn, or against the Executors or Administrators, Assignees or Creditors of such Person, or against any other Person or Persons claiming under the Person or Persons by or for whom such Draft or Order shall have been so drawn.

Penalty.
Receiving Bills,
&c.

Penalty
Bankers
paying same.

Penalty.

II. And be it further enacted, That the Acceptance of any Bank Post Bill shall be written on and across the Face of such Bank Post Bill and the original Words or Figures thereof, and no Bank Post Bill shall under any Pretence be re-issued.

Acceptances of
Bank Post Bills.

III. And be it further enacted, That, from and after the Expiration of One Calendar Month next after the Commencement of this Act, it shall not be lawful for any Banker or Bankers, or Person or Persons in *Ireland* (except the Governor and Company of the Bank of *Ireland*), at any time between the Twenty fifth Day of *March* in any Year, and the Twenty fifth Day of *March* following, to issue any Promissory Note for Money payable to Bearer on Demand, which shall by Law be liable to a Stamp Duty, and allowed to be re-issued in manner hereinafter mentioned, unless an Entry and Registry of the Firm of the Bank or Banks to which such Banker or Bankers, or other Person or Persons, do or shall respectively belong, and of the Name or Names of all the Partners in such Bank or Banks shall be previously made and entered for such Year, by or on behalf of such Banker or Bankers, or other Person or Persons, in a Book to be kept for that Purpose at the Stamp Office in *Dublin*, by some Person appointed for that Purpose by the Commissioners of Stamps; and every such Entry or Registry shall specify every Town and Place where any such Promissory Notes shall be issued or made payable by any such Banker or Bankers or other Person or Persons, or by any Agent or Agents, for or on account of any such Banker or Bankers or other Person or Persons; and all Persons so registered as Bankers shall, to all Intents and Purposes for such Year, be considered as Bankers within the Meaning of any Act or Acts from time to time in force in *Ireland* respecting

Bankers shall
register Firms at
Stamp Office.

ing Bankers, unless the contrary shall be expressly declared in said Act or Acts.

Certificate of Annual Registry granted on Stamp.

IV. And be it further enacted, That whenever any Entry in Registry of such Firm shall be made at the Stamp Office in manner aforesaid, at any time between the Twenty fifth Day of *March* in any Year and the Twenty fifth Day of *March* following, a Certificate of such Entry and Registry shall be granted by the said Commissioners of Stamps, or by some Person deputed and authorized by the said Commissioners for that Purpose, to the Banker or Bankers or other Person or Persons by whom or on whose behalf such Entry and Registry shall be made, and which Certificate shall be written on Vellum, Parchment or Paper duly stamped with the Stamp required for such Certificates, and a separate and distinct Certificate on a separate Piece of Vellum, Parchment or Paper, with a separate and distinct Stamp, shall be granted for and in respect of every Town and Place where any such Promissory Note shall be issued or made payable by any such Banker or Bankers or other Person or Persons, or by any Agent or Agents for or on account of such Banker or Bankers or other Person or Persons, save only and except that one Certificate shall be sufficient for all the Towns or Places where any such Banker or Bankers or other Person or Persons shall have established a Branch of his or their Bank, or shall have employed an Agent for the issuing of such Promissory Notes as aforesaid, at any time previously to the Commencement of this Act; and that every such Town or Place shall be notified to the Stamp Office, and be specified in the Certificate to be granted in pursuance of this Act; and that an Affidavit of the Fact shall be transmitted to the Stamp Office at the time of applying to make such Entry and Registry as aforesaid; and every such Certificate shall specify the proper Name or Names and Place or Places of Abode of the Banker or Bankers or other Person or Persons so registered, and also the Name of the Town or Place, Towns or Places where, and the Name of the Bank, Firm or Title under which such Notes are to be issued; and where any such Certificate shall be granted to Persons in Partnership, the same shall specify and set forth the Names and Places of Abode of all the Persons concerned in the Partnership, whether all their Names shall appear on the Promissory Notes to be issued by them or not, and in Default thereof such Certificate shall be absolutely void, and every such Certificate shall be dated on the Day on which the same shall be granted, and shall have Effect and continue in force from the Day of the Date thereof until the Twenty fifth Day of *March* following, both inclusive.

Bankers issuing re-issuable Notes, without such Certificate.

V. And be it further enacted, That if, after the Commencement of this Act, any Banker or Bankers, or Person or Persons in *Ireland* (except the Governor and Company of the Bank of *Ireland*), shall at any time between the Twenty fifth Day of *March* in any Year and the Twenty fifth Day of *March* following, issue any such Promissory Notes re-issuable as aforesaid without having been caused to be made such Entry and Registry as aforesaid, or shall have obtained a Certificate or Certificates as aforesaid, in violation of the provisions required by this Act; every such Banker or Bankers, or Person or Persons, shall be liable to pay a Penalty of *£*1000 for every such Note so issued, and for every such Certificate so obtained, and shall be liable to pay a Penalty of *£*500 for every such Note so issued, and for every such Certificate so obtained, in addition to the Penalty aforesaid.

Penalty.

VI. Provided always, and be it enacted, That it shall and may be lawful for any Banker or Bankers who at any time since the Twenty fifth Day of *March* One thousand eight hundred and fifteen, may have obtained any Licence or Licences for the issuing of such Notes in manner required by any Act or Acts in force in *Ireland* immediately before the passing of this Act, to apply at the Stamp Office in *Dublin* at any time within One Calendar Month after the Commencement of this Act, and to make or cause to be made such Entry and Registry there, and to obtain such Certificate or Certificates as are by this Act required; and upon the Production of such Licence or Licences duly stamped according to the Laws in force at the time of granting such Licence or Licences, and on Payment of the Difference, if any, between the Amount of the Stamp Duty on such Licence or Licences, and on the Certificate or Certificates required by this Act, it shall and may be lawful for the Commissioners of Stamps or any Person authorized by them for that Purpose, to give to the Party or Parties so applying a Certificate or Certificates in lieu of such Licence or Licences, and such Certificate or Certificates shall be in force until the Twenty fifth Day of *March* One thousand eight hundred and sixteen and no longer; and in such case such Banker or Bankers or other Person or Persons shall not be liable to any Penalty under this Act, for having issued any such Notes at any time within One Calendar Month after the Commencement of this Act.

Bankers licensed under former Laws may change Licences for Certificates under Act.

VII. Provided also, and be it further enacted, That it shall and may be lawful for any Banker or Bankers or other Person or Persons in *Ireland*, intending to issue any such re-issuable Promissory Notes within any Year beginning on the Twenty fifth Day of *March*, to apply at the Stamp Office in *Dublin* at any time within Ten Days previous to such Twenty fifth Day of *March*, for the Purpose of making such Registry and Entry, and obtaining such Certificate or Certificates as is and are required by this Act for One Year commencing on such Twenty fifth Day of *March*; and in such case the Certificate or Certificates of such Entry and Registry shall be in force for One Year from such Twenty fifth Day of *March*, and no longer.

Registry and Certificate when made and obtained.

VIII. And be it further enacted, That it shall be lawful for any such registered Banker or Bankers in *Ireland*, or other Person or Persons who shall have made and issued any Promissory Notes or Note for the Payment to the Bearer on Demand of any Sum of Money not exceeding One hundred Pounds each, duly stamped according to any Act or Acts in force at the time of issuing thereof, from time to time after the Payment thereof, and within the Term of Three Years from the Date thereof, but not afterwards, to re-issue any such Promissory Notes or Note, without being liable to pay a further Duty in respect thereof; and it shall not be lawful for any such Banker or Bankers, or other Person or Persons, to re-issue any Promissory Note, Bill of Exchange, Draft or Order for the Payment of Money whatsoever, save as aforesaid; and if any Banker or Bankers or other Person or Persons shall at any time after the Commencement of this Act issue or cause to be issued for the first time any Promissory Note for the Payment of Money to the Bearer on Demand, bearing Date subsequent to the Day when the same shall

Promissory Notes re-issued.

Penalty.

Promissory Notes re-issuable for limited Periods cancelled on Payment afterwards, and Notes, &c. not re-issuable cancelled on Payment.

Re-issuing, &c. Notes, &c. not contrary to Law, and not cancelling same.

Penalty. Post Bill, &c. re-issued contrary to Act, further Duty.

Taking, &c. Notes re-issued contrary to Law.

Penalty.

Bank Notes, &c. with Stamp of less Value than required, void.

shall be actually issued, such Banker or Bankers shall, for every such Offence, forfeit the Sum of Fifty Pounds.

IX. And be it further enacted, That all Promissory Notes allowed to be re-issued for the Term of Three Years from the Date thereof, but not afterwards, shall upon the Payment thereof, at an time after the Expiration of Three Years from the Date thereof and all Post Bills, Promissory Notes, Bills of Exchange, Drafts or Orders for Money not allowed to be re-issued, shall, upon any Payment thereof respectively, be deemed and taken to be thereupon wholly discharged, vacated and satisfied, and shall be no longer negotiable or available in any manner whatsoever, but shall be forthwith cancelled by the Person or Persons so paying the same; and if any Person or Persons shall re-issue or cause or permit to be re-issued, any Promissory Note so allowed to be re-issued as aforesaid, at any time after the Expiration of the Term or Period allowed for that Purpose; or if any Person or Persons shall re-issue, or cause or permit to be re-issued any Post Bill, or any Promissory Note, Bill of Exchange, Draft or Order for Money not allowed to be re-issued at any time after the Payment thereof; or if any Person or Persons paying or causing to be paid any such Post Bill, Note, Bill, Draft or Order as aforesaid, shall refuse or neglect to cancel the same according to the Directions of this Act; then and in any of the said cases the Person or Persons so offending shall, for every such Offence, forfeit the Sum of Fifty Pounds; and in case any such Post Bill, Note, Bill, Draft or Order shall be re-issued contrary to the Intent and Meaning of this Act, the Person or Persons re-issuing the same, or causing or permitting the same to be re-issued, shall also be answerable and accountable to His Majesty, his Heirs and Successors, for a further Duty in respect of every such Note, Bill, Draft or Order, of such and the same Amount as would have been chargeable thereon in case the same had been then issued for the first time, and so from time to time as often as the same shall be so re-issued; which further Duty shall and may be sued for and recovered accordingly, as a Debt to His Majesty, his Heirs and Successors, by a summary Application to the Court of Exchequer, in the same manner as any unpaid Stamp Duty may be sued for and recovered under any Act or Acts from time to time in force in Ireland; and if any Person or Persons shall receive or take any such Post Bill, Note, Bill, Draft or Order in Payment of or as a Security for the Sum therein expressed, knowing the same to have been re-issued contrary to the Intent and Meaning of this Act, such Person or Persons shall, for every such Offence, forfeit the Sum of Twenty Pounds.

X. And be it further enacted, That all Bank Notes, Bank Post Bills, and Foreign or Inland Bills of Exchange, and Promissory or other Notes, Drafts or Orders, drawn on or made payable by any Banker or Bankers in Ireland, being written or printed, or partly written and partly printed on any Paper stamped with a Stamp of less Amount than the same ought to be according to Law, which shall bear Date or which shall be issued in Ireland at any time after the Commencement of this Act, or which shall bear Date at any time before the Commencement of this Act, but which shall not have been actually issued before the Commencement of this Act, shall be and the same are hereby declared to be absolutely null and void, and shall not be issued or issuable, or negotiable or transferrable,

to any Intent or Purpose whatsoever; and that no such Note, Bill, Draft or Order, which shall bear Date at any time before the Commencement of this Act, and which shall have been actually issued before the Commencement of this Act, shall at any time after the Commencement of this Act be re-issued or re-issuable, nor shall be negotiated or transferred, or negotiable or transferrable by or on behalf of the Banker or Bankers who originally issued the same, or by or on behalf of any other Person or Persons whomsoever, at any time after such Note, Bill, Draft or Order, shall come or shall have come into the Hands, Custody or Possession of such Banker or Bankers, after the Commencement of this Act.

Notes, &c. issued before Commencement of Act not re-issuable.

XI. And be it further enacted, That no Receipt shall be received in Evidence as a Discharge, or as any Proof of the Payment of any Sum not actually expressed and specified therein, unless such Receipt shall have the proper Stamp for a Receipt in full of all Demands.

Receipts not in full, Evidence only of Sums stated.

XII. And be it further enacted, That all Duties which shall at any time be charged on Bills of Exchange, Promissory Notes, Drafts, Orders or Receipts, shall, unless otherwise expressly provided, be paid by the Person or Persons giving the same respectively: Provided always, that if any Person shall, on paying any Sum of Money, demand a Receipt in full of all Demands, the Person so requiring the same shall be liable to pay to the Person giving the same, the Difference (if any) between the Duty payable in respect of the Sum so then paid, and a Receipt in full of all Demands; provided also, that every Receipt or other Discharge given by any Officer of the Revenue on Payment of Money for or on account of any Duty on Dwelling Houses in respect of Hearths or Windows, or on Coaches and other Carriages, or on Horses or on Male Servants, shall be written or printed, or written and printed, on the proper Receipt Stamp, according to the Amount of the Sum to be paid, and that the Duty on every such Receipt shall be paid by the Person to whom such Receipt shall be given by the Officers of the Revenue.

Duty on Notes and Receipts, by whom paid.

XIII. And be it further enacted, That it shall and may be lawful for any Person or Persons, who shall have Occasion to pay any Sum of Money to any Person or Persons whatsoever, whether for himself, herself or themselves, or for any other Person or Persons, Body or Bodies Politic or Corporate whatsoever, to bring and tender as Part of the Sum so to be paid, a Piece of Vellum, Parchment or Paper, of sufficient Size and duly stamped with the proper Stamp, denoting the Duty payable on a Receipt for such Sum, and to require a Receipt thereon, or on some other Piece of Vellum, Parchment or Paper duly stamped, and thereupon the said Piece of Vellum, Parchment or Paper so tendered, shall be received in the Payment of such Sum as if the same were lawful Money, to the Amount of such Duty, and the same shall be a good Tender to that Amount.

Receipt Stamps tendered as Part of Money paid.

XIV. And be it further enacted, That every Person receiving Payment in *Ireland* either by Money or by any Bill or Bills, Draft or Drafts, Cheque or Cheques, Note or Notes, or other Security or Securities for Money, who shall, upon Demand, refuse to give a Receipt for the same, shall forfeit the Sum of Twenty Pounds.

Refusing to give Receipt.

XV. And be it further enacted, That if any Person or Persons shall make, write, sign or issue, or cause to be made, written, signed or issued, or shall accept or pay, or cause or permit to be accepted or

Penalty.
Making, &c. Bills or Promissory Notes not duly stamped.

or paid, any Receipt, Bill of Exchange, Draft or Order, or Promissory Note, for the Payment of Money which shall be then by Law liable to any Stamp Duty without the same being duly stamped for denoting the Duty so charged thereon, he, she or they shall, for every such Offence, forfeit the Sum of Fifty Pounds.

Penalty.

Receipts to specify Sum paid or stamped as Receipts in full.

XVI. And be it further enacted, That, from and after the Commencement of this Act, the whole Sum for which any Receipt shall be given in *Ireland*, shall be really expressed in such Receipt unless the same shall have a Stamp for a Receipt in full of all Demands; and if any Person or Persons shall give or cause to be given in *Ireland* any Receipt or other Discharge in which a less Sum shall be expressed than the Sum actually received, with an Intent to evade any of the Duties which shall be then payable on such Receipt or Discharge, or shall divide or cause to be divided the Sum actually paid into divers Receipts, or shall by any general Acknowledgement or Use of the Words "settled" or "paid" or "by Cash" or "entered," or by such like or any other Word, Letters or Marks intended to answer the Purposes of a Receipt, or to denote that the Money for such a Receipt ought to be given, has been paid, or shall by any other means endeavour to evade any of the Duties which shall be then payable on Receipts, or be guilty of or concerned in any Fraud or Contrivance whatever to evade any of the said Duties, every such Person so offending shall, for every such Offence, forfeit the Sum of Twenty Pounds.

Penalty.

Clerks signing Receipts unstamped.

XVII. And be it further enacted, That if any Person in *Ireland* in the Employment of another or others shall for the Use of his Employer or Employers, whether in the Name or Names of such Employer or Employers, or in his own or any other Name, give any Receipt or other Discharge in which a less Sum shall be expressed than the Sum actually received either in Cash or by any Cheque, Draft, Bill, Note or other Security for Money, with an Intent to evade any of the Stamp Duties which shall be then payable, or shall divide the Sum actually paid as aforesaid into divers Receipts, or shall by any general Acknowledgement or Use of the Words "settled" or "paid" or "entered" or "by Cash," or such like or any other Words, Letters or Marks intended to answer the Purposes of a Receipt, or to denote that the Money for which a Receipt ought to be given has been paid, or by any other means endeavour to evade any of the said Duties, or shall be guilty of or concerned in any fraudulent Contrivance to defraud His Majesty, his Heirs or Successors, of any of the said Duties, such Person or Persons so offending shall, for every such Offence, forfeit the Sum of Twenty Pounds, and such Act of such Person or Persons so offending shall, as to all Pecuniary Penalties to which such Matter shall be subject under this or any other Act of Parliament, be considered as the Act of the Person or Persons in whose Employment the Person so offending shall be; and the Clerk or other Person so committing any of the Offences hereinbefore mentioned, upon being convicted thereof, shall be deemed guilty of a Misdemeanor, and be punished by Fine and Imprisonment and other Corporal Punishment, or any One or Two of the said Modes at the Discretion of the Court before whom he or she shall be tried.

Penalty.

Misdemeanor.

Specific Stamps for Bank and Bankers' Notes.

XVIII. And be it further enacted, That separate and distinct Stamps and Marks shall be kept at the Stamp Office in *Dublin* for

for denoting the Stamp Duties which shall from time to time be payable on any Bank Notes or Bank Post Bills of the Bank of Ireland, or of any Private Bank or Banks or Banker or Bankers whatsoever.

XIX. And be it further enacted, That all Bank Notes and Bank Post Bills, which shall be issued by the Governor and Company of the Bank of Ireland, shall be exempt from the Stamp Duties which may from time to time be charged thereon respectively (unless otherwise expressly provided in the Act or Acts charging the same); from every Twenty fifth Day of *March* for One whole Year next following; provided the Governor and Company of the said Bank shall on the said Twenty fifth Day of *March* respectively have paid into His Majesty's Treasury in Ireland, such Sum of Money as shall have been from time to time agreed upon by and between the said Governor and Company, and the Lord High Treasurer of Ireland, or the Commissioners for executing the Office of Lord High Treasurer of Ireland, as a Compensation for and to be in lieu of and in full Satisfaction for all Stamp Duties payable upon all Notes and Bills to be issued by the said Bank during the Year next ensuing respectively, and that any such Composition heretofore made shall be in force according to the Terms thereof, as if this Act had not passed.

Composition for
Stamps on Notes
of Bank of Ire-
land.

XX. And be it further enacted, That although any Bank or Banker's Note or Notes shall be signed or otherwise executed by any Banker or Bankers duly registered in manner hereinbefore mentioned, or by his or their Servant or Servants, yet if the same shall remain in a Book and be Part of the Leaves, or any one Leaf thereof, and not cut or separated therefrom, then and in every such case if such Note or Notes remaining in such Book shall be brought to the Stamp Office in *Dublin*, it shall and may be lawful to and for the said Commissioners of Stamps, or any of them, or any Officer by them duly authorized, and they are hereby required to cancel the Stamps thereon respectively, and to mark or Stamp any Vellum, Parchment or Paper which shall be brought to the said Office by the Person or Persons so bringing such Note or Notes with any Marks or Stamps which he or they may require, on such Person or Persons paying the Difference or Price (if any) between the Stamps so cancelled, and the Stamps or Marks so required to be marked or stamped on the Vellum, Parchment or Paper so brought to the said Stamp Office.

Cancelling
Notes in Books
of registered
Bankers.

XXI. And, for the better securing the Payment of Stamp Duties on Certificates with respect to the Killing of Game in Ireland, be it enacted, That, from and after the Commencement of this Act, every Person in Ireland not acting as a Game Keeper under or by virtue of a Deputation or Appointment duly registered as hereinafter directed, who shall keep or use any Dog, or any Gun, Net or Engine for the Taking or Destruction of Game, shall previously deliver in a Paper or Account in Writing, containing the Name and Place of Abode of such Person to the proper Officer at the Stamp Office in the City of *Dublin*, if such Person shall reside or have a Residence in the County or County of the City of *Dublin*, and if not, then to the Distributor of Stamps in whose District such Person shall reside; and if such Person shall have more than One Residence, none of which shall be in the County or County of the

Regulations as
to Duties on
Game Certifi-
cates.

City of *Dublin*, then to any Distributor of Stamps in whose District any of such Residencies shall be, and shall annually take out Certificate thereof from such Officer or Distributor respectively which Certificate shall be in the Form here following, or in for other Form of Words to the same Effect respectively; that is say, if such Certificate shall be taken out at the Stamp Office *Dublin*, then the same shall be as follows, or to the same Effect;

Certificate.

‘ I *A. B.* being the proper Officer in that behalf, do hereby certify
 ‘ That _____ having a Residence at
 ‘ in the County of *Dublin*, (or, in the County of the City
 ‘ *Dublin*, as the case may be), is at Liberty to kill Game until the
 ‘ Twenty fifth Day of *March* next ensuing the Date hereof
 ‘ Dated this _____ Day of _____ in the Year

And if such Certificate shall be taken out in any other Part of *Ireland*, then the same shall be as follows, or to the same Effect;

‘ I *A. B.* Distributor of Stamps of the County or Counties of _____
 ‘ (or, for the District of _____
 ‘ as the case may be), do hereby certify, That
 ‘ having a Residence at _____ within the said County
 ‘ of _____ (or, the said District, as the case may be), is at
 ‘ Liberty to kill Game until the Twenty fifth Day of *March* next
 ‘ ensuing the Date hereof. Dated this _____ Day of _____
 ‘ in the Year _____

Fee.

For which Certificate such Person shall pay a Sum of Two Shillings and Six pence *British* Currency, and no more, over and above the Price of the Vellum, Parchment or Paper on which the same shall be written, and of the legal Stamps thereon.

Deputation of Game Keeper registered.

XXII. And be it further enacted, That every Deputation or Appointment of a Game Keeper granted to any Person by any Lord or Lady of a Manor, or other Person having a Right to make such Deputation or Appointment in *Ireland*, shall be registered with the proper Officer at the Stamp Office in the City of *Dublin*, if the Manors, Lands or Tenements to or over which such Deputation or Appointment as described in such Deputation shall extend, or any Part thereof, shall be situate in the County or County of the City of *Dublin*; and if no Part thereof shall be so situate, then with any Distributor of Stamps within whose District any of the Manors, Lands or Tenements comprized in such Deputation or Appointment as described therein shall be situate.

Mode of granting Certificate to Game Keeper.

XXIII. And be it further enacted, That every such Game Keeper to whom any such Deputation or Appointment shall be so granted registering the same in manner aforesaid, and producing annually a Piece of Vellum, Parchment or Paper stamped with the Duty which shall be then by Law required thereon, and also paying the Sum of Two Shillings and Six pence *British* Currency to such Officer or Distributor of Stamps as aforesaid for his Trouble, and requiring Certificate thereof, shall be thereupon entitled to such Certificate and every such Officer or Distributor of Stamps shall thereupon issue a Certificate on such stamped Paper, Vellum or Parchment, in the Form or to the Effect following; that is to say, If the same shall be at the Stamp Office in *Dublin*,

That *A. B.* being the proper Officer in that behalf, do hereby certify, Certificate.
 That
 in the Parish of _____ of _____
 and County (or, City, as the case may be), hath registered
 a Deputation, whereby he is appointed Game Keeper by
 of the Lands and Tenements herein following;
 that is to say [*here set out the Manors, Lands or Tenements, as stated*
in the Deputation] and by virtue of this Certificate the said
 is at Liberty to act under such Deputation, until the
 Twenty fifth Day of *March* next ensuing the Date hereof. Dated
 this _____ Day of _____ in the Year _____

And if the same shall be at the Office of any Distributor therein, in the Form or to the Effect following; that is to say,

That *A. B.* Distributor of Stamps for the County (or, Counties) of _____ (or, for the District of _____) as the case may be), do hereby certify, That _____ of _____ hath registered a Deputation, whereby he is appointed Game Keeper by _____ of the Lands and Tenements here following; that is to say [*here set out the Manors, Lands and Tenements, as stated in the Deputation*] and by virtue of this Certificate the said _____ is at Liberty to act under such Deputation, until the Twenty fifth Day of *March* next ensuing the Date hereof. Dated this _____ Day of _____ in the Year _____

XXIV. And be it further enacted, That such Distributor of Stamps or other Officer, after he shall have signed such Certificate, shall forthwith issue the same duly stamped to the Person or Persons respectively requiring the same in manner aforesaid, and shall previous to the Delivery thereof be entitled to demand and receive of and from such Person the Sum of Two Shillings and Six pence as aforesaid, Fee.
 for his own Trouble in that behalf; and in case any such Distributor of Stamps or other Officer shall upon Payment or Tender to him of the said Sum of Two Shillings and Six pence, and on Production of such Paper, Vellum or Parchment so stamped as aforesaid, neglect or refuse to issue to such Person as aforesaid to delivering such Paper or Certificate in manner and Form as hereinbefore is directed; every Account in Writing, or registering such Deputation as aforesaid, a such Distributor of Stamps or other Officer shall, for every such Offence, forfeit and pay the Sum of Twenty Pounds, and moreover Penalty.
 be liable to pay to His Majesty, his Heirs and Successors, the Duty payable on such Certificate.

XXV. And be it further enacted, That every Certificate issued by any Distributor of Stamps or other Officer as aforesaid, shall bear Certificates how long to continue in force.
 Date on the Day of the Month and Year on which the same shall be issued, and shall endure and remain in force from thence until the Twenty fifth Day of *March* next following the Date thereof, and no longer; and if any Distributor of Stamps or other Officer shall issue any Certificate to any Person otherwise than as hereinbefore directed, he shall forfeit and pay the Sum of Twenty Pounds. Penalty.

XXVI. And be it further enacted, That if any Person in *Ireland* shall have, keep or use any Greyhound, Hound, Pointer, Setting Dog, Spaniel, Lurcher or other Dog, or any Gun, Net or other Engine for the Taking or Destruction of any Hare, Pheasant, Partridge,
 M m 2

Partridge, Heath Fowl commonly called *Black Game*, or *Grouse* commonly called *Red Game*, or any other Game whatsoever, without having a Certificate for the same, or a Certificate of having registered a Deputation, whereby such Person is appointed a Game Keeper according to Law; every such Person shall, for every such Offence, forfeit and pay the Sum of Twenty Pounds.

Penalty.

Game Keeper not taking out Certificate.

XXVII. And be it further enacted, That if any Person shall have or obtain any Deputation or Appointment as a Game Keeper, or shall act as a Game Keeper without having such Certificate of the Registry thereof as aforesaid according to Law; every such Person so offending shall, for every such Offence, forfeit and pay the Sum of Twenty Pounds.

Penalty.

Distributors to make Returns of Certificates granted.

XXVIII. And be it further enacted, That the several Distributors of Stamps in *Ireland* shall on or before the Fifth Day of every Month transmit to the Commissioners of Stamps at their Office in *Dublin*, a correct List in Alphabetical Order of the Certificates by them respectively issued in the then last preceding Month, and shall keep in their respective Offices correct Copies of such Lists; and in case any Distributor of Stamps shall neglect or refuse to make out and transmit any of such Lists as aforesaid, or to keep a correct Copy thereof, or shall not insert in such Lists a full, true and perfect account as hereinbefore directed of the Name of all the Persons the same ought to contain; then and in every such case every such Distributor shall, for every such Offence, forfeit and pay the Sum of Twenty Pounds.

Penalty.

List of Certificates at Stamp Office.

XXIX. And be it further enacted, That every such List, upon such Transmission thereof as aforesaid, shall be deposited and kept at the Stamp Office in *Dublin*; and that the same, and also the Copy thereof so kept by the Distributor sending the same, shall and may, within the respective Office Hours, be referred to and inspected by any Person whatever, on Payment of One Shilling and no more; and if such Distributor, on Demand duly made within Office Hours, and on Payment or Tender to him of the said Sum of One Shilling, shall refuse, decline, neglect or omit to produce such Copy so kept at the Office of such Distributor to the Person or Persons so demanding the same, every such Distributor shall, for every such Offence, forfeit the Sum of Five Pounds to the Person or Persons so aggrieved, or any One or more of them, who shall first sue for the same.

Fee.

Penalty.

List published.

XXX. And be it further enacted, That the Commissioners of Stamps in *Ireland*, if it shall seem to them expedient so to do, and so often, and at such times in every Year as they shall think fit, shall and may publish the Lists so transmitted to them, or cause the same to be inserted in the Newspapers circulating in each respective County, or in such Public Newspapers as to them shall seem most proper.

New Deputation on Removal of Game Keeper.

XXXI. And Whereas such Deputation of a Game Keeper may be revoked or cease by Death, Resignation or Removal, before the Expiration of such Certificate, and the Person entitled thereon to make a new Deputation may be unable to get Possession of such Certificate; Be it therefore enacted, That if any Lord or Lady of a Manor, or other Person as aforesaid, shall make any new Deputation or Appointment within the Year, of a Game Keeper, for any Manor or Lands, in the room of the Person previously appointed, and to whom any Certificate as aforesaid shall have been previously issued, and such Person so newly appointed shall register such new Deputation

Deputation or Appointment with the Distributor of Stamps in the same District in which such former Certificate was granted, and obtain a new Certificate thereof, every former Certificate granted in the same Year, on a Deputation signed by the same Person, shall from thenceforth be null and void; and any Person acting under any such former Certificate, after the granting of such new and other Certificate, having Notice thereof, shall be liable to all Penalties which are or shall be prescribed by Law, in the same manner as if no Certificate had been granted to such Person: Provided always, that in every such case the Distributor granting such further Certificate within the Year, shall write at the Foot thereof these Words; to wit, "Second" (Third, Fourth, and so on, as the case may be) "Certificate within this Year," and shall subscribe such Memorandum with his Name; and that every such further Certificate so subscribed shall not require any Stamp, but shall be good and valid as if duly stamped.

Proviso.

XXXII. And be it further enacted, That if any Person or Persons shall be found using any Dog, Gun, Net or other Engine for the taking or Destruction of Game, it shall and may be lawful for the Occupier of the Land where he shall be so found, or for any Owner or Proprietor of or any Person or Persons having any Estate whatsoever in the same Lands, whether in Possession, Remainder, Reversion or future Interest, or for any Person who hath obtained a Certificate in a manner hereinbefore directed, and who shall produce the same, to demand and require from the Person so using such Dog, Gun, Net or Engine as aforesaid, to produce and shew a Certificate issued to him for that Purpose as hereinbefore is directed; and every such Person shall upon such Demand and Requisition as aforesaid, produce such Certificate to the Person so demanding and requiring the same, and shall permit the same to be inspected accordingly; and if any such Person shall wilfully refuse to produce and shew a Certificate issued to him for that Purpose and then in force, or shall decline to produce or shew the same, or shall refuse on being required so to do, to give and declare his Name and Surname and the Place of his Residence, or shall give or declare any false or fictitious Name, Surname or Place of Residence, every Person so offending shall, for every such Offence, forfeit and pay the Sum of Forty Pounds; and it shall and may be lawful for the Occupier of the Land where any Person shall be found who shall refuse to produce such Certificate, or who shall refuse to declare his Name and Surname and Place of Residence, or for any other Person or Persons present at the time of such Refusal, to apprehend the Person so refusing as aforesaid, and to convey him forthwith before any Justice of the Peace within whose Jurisdiction such Offence shall be committed, and such Justice shall proceed to the Conviction of such Offender for such Offence in like manner as if such Offender had been summoned to appear before such Justice upon any Information or Complaint for such Offence; any thing in any Act or Acts to the contrary in any wise notwithstanding.

Production of Certificate.

Refusal, &c.

Penalty.

XXXIII. And be it further enacted, That the Certificate hereby directed to be issued by any Distributor of Stamps or other Officer shall not authorize or enable any Person to use any Greyhound, Hound, Pointer, Setting Dog, Spaniel, Lurcher or other Dog, or any Gun, Net or other Engine, for the Taking or Destruction of Game, at any time or times, or in any Place or in any manner prohibited by any Law now in being or hereafter to be made, nor shall

Certificate not a Qualification.

give to any Person any Right to use any Greyhound, Hound, Pointe Setting Dog, Spaniel or other Dog, or any Gun, Net or other Engine for the Taking or Destruction of Game unless such Person shall be otherwise duly qualified by Law so to do, nor in any Place in which such Person would not otherwise have a Right to use the same.

Onus probandi.

XXXIV. And be it further enacted, That whenever any Prosecution or Proceeding shall be had or commenced against any Person for keeping or using any Dog, Gun, Net or Engine, for the Taking or Destruction of Game, without having obtained a Certificate duly stamped in manner required by Law, the Proof that such Person has obtained such Certificate duly stamped shall lie on the Party against whom such Prosecution or Proceeding shall be had or commenced and not on the Party complaining; any Law or Usage to the contrary notwithstanding.

Commencement of Act.

XXXV. And be it further enacted, That this Act and the several Clauses, Provisions and Regulations therein contained, shall commence and take Effect from and after the Fifth Day of July One thousand eight hundred and fifteen, and not sooner.

C A P. CI.

An Act to regulate the Collection of Stamp Duties on Matters in respect of which Licences may be granted by the Commissioners of Stamps in *Ireland*. [22d June 1815.]

Ante, c. 78.

WHEREAS it is expedient that permanent Regulations should be made for the better securing the Collection and Management of the Stamp Duties on Matters in respect whereof Licences may be granted by the Commissioners of Stamps 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 it shall and may be lawful for the Commissioners of Stamps in *Ireland* to grant any Licence or Licences on which any Stamp Duty is imposed by Law to any Person or Persons who shall require the same in Writing, and shall be duly qualified for and entitled to receive the same, and such Licence shall be granted without Fee or Reward on Payment of the Stamp Duty due thereon, and that in all such Licences shall be contained and set forth the Purpose of such Licence, the Name or Names, and Place or Places of Residence of the Person or Persons to whom such Licence shall be granted, the Date of issuing the same, and the time for which the same shall be in force, in Manner and Form as may be from time to time directed by the said Commissioners of Stamps for that Purpose, and the House or Houses, Place or Places, in which the Business for which such Licence is granted, is to be carried on, so far as the nature of the Business shall allow it to be confined to any Place or Places capable at the time of being specified or described.

Commissioners of Stamps may grant Licences subject to Stamp Duties.

Annual Continuance of Licences.

II. And be it further enacted, That every Licence to be granted by or under the Authority of the said Commissioners of Stamps shall have Force from the Day of granting the same, or from such Day subsequent thereto, as shall be mentioned in such Licence, unto and until the Twenty fifth Day of *March* next following the Day on which the said Licence shall so begin to have Force, and no longer, except

except only in the cases hereinafter mentioned; but if any such Licence shall be granted to Two or more Persons, and any or either of them shall die before such Twenty fifth Day of *March* next following, nevertheless such Licence shall continue in force for the Benefit of the Survivor or Survivors during the time aforesaid.

III. And be it further enacted, That no Person or Persons in *Ireland* shall use, exercise or follow any Trade, Business, Occupation or Calling, on the Licence for the using or exercising whereof a Licence shall be granted by or under the Authority of the Commissioners of Stamps, without having previously taken out such Licence duly stamped, and in manner by Law directed, and that every Person offending herein shall, for every such Offence, forfeit and pay the Sum of Forty Pounds; and that in any Proceeding for Recovery of the said Penalty, whether the same shall be by Bill, Plaint or Information, or by Civil Bill, or before a Magistrate, or at the Sessions, or on any Appeal, the common Reputation of the alleged Fact of following such Trade, Business, Occupation or Calling, shall be sufficient Evidence of so following such Trade, Business, Occupation or Calling, against the Defendant, unless he or she shall swear that he or she, at the time in question, did not so follow the same.

IV. And be it further enacted, That whenever any Prosecution or Proceeding shall be had or commenced against any Person for carrying on any Trade, Business, Profession or Calling, or doing any Matter or Thing, without having a Licence for so doing, by or under the Authority of the said Commissioners of Stamps, in manner required by Law, the Proof that such Person has obtained such Licence, duly stamped, shall be on the Party against whom such Prosecution or Proceeding shall be had or commenced, and not on the Party complaining; any Law or Usage to the contrary notwithstanding.

V. And be it further enacted, That if any Licence shall at any time be granted by or under the Authority of the said Commissioners of Stamps to any Person or Persons to sell Stamps, or any other Matter or Thing, or to carry on any Trade, Business, Profession or Calling whatsoever, in any particular House or District mentioned in such Licence, such Person or Persons shall not be thereby authorized or entitled to sell such Stamps, or other Matter or Thing, or to carry on such Trade, Business, Profession or Calling in any other House, Place or District, but shall as to every such other House, Place or District be considered as unlicensed, and subject to all Pains and Penalties as such, save as herein otherwise particularly provided.

VI. Provided always, and be it enacted, That if the Person who shall have obtained any such Licence, shall be minded to remove from the Place mentioned in such Licence for carrying on such Business, and to carry on the same in any other House in the same City, Town or Townland, then and in every such case it shall and may be lawful and for such Person to carry or send such Licence to the said Commissioners, or any of them, or to any Officer or Officers to be by them appointed for that Purpose, who shall endorse the same on the said Licence, and thereupon and from thenceforth such Licence shall be good, valid and effectual, according to the Contents thereof and the said Indorsement; in the same manner to all Intents and Purposes as if such House so indorsed had been mentioned in the Body of such Licence for carrying on such Business, instead and in the Place of the

Unlicensed Persons exercising Trades requiring Licences.

Penalty. Common Reputation Evidence of exercising Trade.

Onus probandi.

Licences to extend only to Houses mentioned.

But on Removal of Parties licensed an Endorsement made on Licence.

Issuing Licences
on unstamped
Paper.

Penalty.

Commissioners
may license Per-
sons to deal in
Stamps.

Licences re-
voked.

Allowance for
Stamps in Pos-
session of Deal-
ers dying or
whose Licences
revoked.

Proviso.

House originally inserted therein; and not otherwise; any thing in this Act contained to the contrary in any wise notwithstanding.

VII. And be it further enacted, That if any Person who is or shall be authorized or empowered to grant or issue any Licence or which a Stamp Duty is or shall be by Law imposed, shall grant or issue any such Licence on unstamped Vellum, Parchment or Paper or on Vellum, Parchment or Paper not stamped, with the Stamp which is or shall be by Law required, or in any other Manner or Form than that which shall be required by Law, or directed by the said Commissioners, every such Person shall, for every such Offence, forfeit and pay the Sum of Forty Pounds; and if Judgment shall be entered against any Person, on any Information for such Offence, such Person shall forfeit his Office, and shall be for ever disabled from being again appointed thereto.

VIII. And be it further enacted, That it shall and may be lawful for the said Commissioners of Stamps, in their Discretion, to grant a Licence under their Hands and Seals, to any Person or Persons whom they shall think fit and proper for the Purpose (not being a Distributor of Stamps appointed by the said Commissioners), to deal in and retail Stamps, which Licence shall be duly stamped: Provided always, that every Person requiring such Licence shall enter into a Bond to His Majesty, his Heirs and Successors with Two sufficient Sureties, which Bond the said Commissioners, or any of them, are hereby empowered to take for His Majesty's Use in the Penalty of Two hundred Pounds, conditioned that such Person shall not sell or offer to sale, or have or keep in his or her Possession any forged or counterfeit Stamp; and that such Person shall not purchase any Stamp or Stamps, save only at the Office of the said Commissioners in *Dublin*, or from some Distributor of Stamps duly appointed by the said Commissioners: Provided also, that no such Licence shall be granted to any Person to deal in or to retail Stamps in any Town or Place in *Ireland* (except within the District of *Dublin Metropolis*) where a Distributor of Stamps shall have been appointed by the said Commissioners, and shall reside and act as such Distributor.

IX. And be it further enacted, That it shall and may be lawful to and for the said Commissioners of Stamps, by Notice in Writing at any time, to revoke, annul and make void any such Licence, or any Licence for selling Stamps, or stamped Vellum, Parchment and Paper, or any of them, heretofore granted or hereafter to be granted.

X. Provided always, and be it enacted, That if any Person or Persons who shall have had such Licence, shall at the time of his or her Death, or at the Expiration or Revocation of such Licence have in his, her or their Possession, any Quantity of such stamped Vellum, Parchment or Paper, and he or she if living, or if dead, then his or her Executors or Administrators, or next of Kin, or any of them, shall within One Calendar Month next following, send the same to the Stamp Office in *Dublin*, the said Commissioners or such Officer as they shall appoint shall receive the same, and shall pay for the same the full Value thereof, deducting thereout such *per Centage*, if any, as such Person shall have been allowed for such Stamps on purchasing the same, and thereupon such Stamps shall be immediately cancelled: Provided always, that some Person or Persons who shall send or carry such Vellum, Parchment or Paper, to the said Stamp Office, shall make an Affidavit before the said Commissioners of Stamp Duties,

Duties, or any of them, or before some Justice of the Peace, that such Vellum, Parchment or Paper was actually in the Possession of the Person or Persons so dying, or having had such Licence so expired or revoked for the Purpose of Sale at the time when such Person or Persons so died, or the said Licence expired or was revoked; and shall make Proof to the Satisfaction of the said Commissioners of Stamps, that such Stamps were purchased at the Stamp Office in *Dublin*, or from a Distributor of Stamps by the Person or Persons who obtained such Licence.

XI. And be it further enacted, That no Person or Persons other than such Distributor of Stamps as aforesaid, or a Sub Distributor of Stamps, shall vend or sell in any Part of *Ireland* any Vellum, Parchment or Paper stamped or marked with any Stamp or Mark denoting or purporting to denote the Stamp Duties which shall be then payable, without having obtained from the said Commissioners of Stamps a Licence for that Purpose which shall be subsisting in force and unrevoked at the time of such Vending or Selling; and if any Person or Persons other than such Distributor or Sub Distributor as aforesaid, shall without having obtained such Licence, or after the same shall have expired or been revoked as aforesaid, utter, vend or sell any such Parchment or Paper so stamped or marked, every such Person shall, for every such Offence, forfeit the Sum of Twenty Pounds; and if any Proceedings shall be had for Recovery of such Penalty of Twenty Pounds, whether in any Court in *Dublin*, or by Civil Bill, or before a Magistrate, and it shall appear thereon that the Stamps impressed on such Vellum, Parchment or Paper so sold, or any of them, were or was false, forged or counterfeited, although the same shall not have been so alleged in the Information or Pleading, then and in such case the said Penalty shall be doubled, and Judgment shall be given against the Party offending for the Sum of Forty Pounds; and the said special Matter shall be stated in such Judgment as the Cause of such Increase of Penalty; and if on any such Proceeding any issue shall be tried by a Jury in which the selling of such Vellum, Parchment or Paper with Stamps thereon shall be in question, such Jury shall be required to say whether such Stamps, or any of them, was or were false, forged and counterfeited, or not: Provided always, that nothing herein contained shall exempt any Person selling any Vellum, Parchment or Paper with false, forged or counterfeited Stamps thereon, from the Consequences of selling the same, knowing the same to be forged, if such Knowledge shall be duly proved in a Proceeding properly had for that Purpose.

Persons (not being Distributors) selling Stamps without Licence.

Penalty.

Provido.

XII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners of Stamps, or any One or more of them, as often as it shall seem fit to him or them so to do by Warrant under his or their Hand and Seal, or Hands and Seals, to authorize any Person or Persons, with the Assistance of a Magistrate, or any Peace Officer in the Day time, to enter into the House or Habitation of any Person licensed to sell Stamps as aforesaid; and if on Demand and Notice of such Warrant, the Door of the House in which such Person shall dwell, or any Inner Door thereof shall not be opened, then to break open the same respectively, and to search for, inspect and examine all such Stamped Vellum, Parchment or Paper, as shall be in the House wherein such Person shall dwell, in order

Commissioners empowered to grant Warrant to search for forged Stamps.

order to see whether the Stamps thereon, or any of them, be forged; and that it shall and may be lawful to and for such Person or Persons so authorized as aforesaid, with the Assistance of a Magistrate or Peace Officer in the Day time, to enter into the House or Habitation of such Person or Persons so licensed to sell Stamps; and if on Demand and Notice of such Warrant, the Door of the House in which such Person shall dwell, or any Inner Door thereof, shall not be opened, then with the Assistance and in the Presence of a Magistrate or Peace Officer, to break open the same respectively; and in case the said Stamps, or any of them, shall appear to be counterfeited or forged, then and in that case to seize and carry away the same.

Licences for
Printing Presses.

XIII. And be it further enacted, That no Person or Persons shall keep any Printing Press, or Types for printing in *Ireland*, without having first taken out a Licence for that Purpose, from the said Commissioners of Stamps, and that the said Commissioners shall, from time to time, under their Hands and Seals, grant such Licence for keeping Printing Presses or Types to such Person or Persons as shall apply for the same, and who shall have performed the Requisites which shall by any Act or Acts from time to time in force in *Ireland*, be necessary to be performed previous to the granting thereof, which Licence shall state the House where such Press or Presses, or Types, are to be used; and every Person or Persons who shall keep or use such Press, or a Printing Press or Types for Printing, without having obtained such Licence, or in any other House save the House so mentioned in such Licence, shall forfeit such Printing Press and Types, and the Sum of Forty Pounds.

Penalty.

Licences for
Insurances
granted by Com-
missioners of
Stamps.

XIV. And be it further enacted, That the said Commissioners of Stamps for the time being shall, under their Hands and Seals, annually grant a Licence for insuring Houses, Furniture, Goods, Wares, Merchandize or other Property from Loss by Fire, and also for insuring Goods, Wares or Merchandize from the Danger of the Seas or other Perils at Sea, and for effecting Insurances on Lives, or on Events or Contingencies upon or relating to Lives, to all and every Body and Bodies Politic or Corporate, or Person or Persons applying for the same, which Licence shall set forth the Name or Names, or other Description of the Body or Bodies Politic or Corporate, or Person or Persons taking out the same, and also the House or other Place where such Business of insuring from Loss by Fire, or from the Danger of the Seas, or other Perils at Sea, or of effecting Insurances on Lives, shall, at the time of taking out such Licence, be principally carried on.

Licences to
Corporations or
Partnerships for
Insurances.

XV. And be it further enacted, That where such Business of Insurance is or shall be carried on by a Company consisting of a greater Number than Four, the Licence so to be granted by the said Commissioners, in manner aforesaid, shall be granted for and on behalf of the whole Company or Partnership, to such Two or more of such Company or Partners, or if such Company or Partnership shall be a *British* Company or Partnership, then to such Agent or Agents resident in *Ireland*, as shall be named to the said Commissioners, under Authority from such Company or Partnership; and in every such case the Licence so granted, whether to such Partners or Agent or Agents, shall continue in force for the Benefit of such Company or Partnership, until the regular time of Expiration thereof, notwithstanding the Deaths of the Person or Persons to whom such Licence

Licence shall be so granted, or of either or any of them, if more than One, or although the said Persons or any of them may withdraw from such Partnership or from being Agent thereto.

XVI. And be it further enacted, That no Person or Persons, or Body or Bodies Politic or Corporate, shall at any time, either publicly or privately, insure or open or keep any Office in *Ireland*, for insuring Houses, Furniture, Goods, Wares, Merchandize or other Property from Loss by Fire, or for insuring Goods, Wares or Merchandize from the Danger of the Seas or other Peril at Sea, or for Insurances on Lives, or on Events or Contingencies relating to or depending on Lives, without having first taken out and continuing to take out annually a Licence for that Purpose from the said Commissioners of Stamp Duties in manner aforesaid, and having such Licence in force at the time of making such Insurance, or opening or keeping such Office.

None but Licensed Persons or Corporations to take Insurances.

XVII. And be it further enacted, That all and every Person and Persons, Body and Bodies Politic or Corporate, who now do or hereafter shall insure, or set up or keep in *Ireland* any Office for insuring Houses, Furniture, Goods, Wares or Merchandize or other Property from Loss by Fire, or for insuring Goods, Wares or Merchandize from the Dangers of the Seas or other Perils at Sea, or for effecting Insurances on Lives, or on Events or Contingencies relating to or depending on Lives, without such Licence aforesaid, or in any other House or Place except the House or Place to be named in such Licence as aforesaid, or such other House or Houses, Place or Places as shall be subordinate to the House or Place so to be named in such Licence, and to be kept by some Person or Persons employed as Agent or Agents to such Body or Bodies Politic or Corporate, or other Person or Persons having such Licence as aforesaid, or in any other manner contrary to such Licence, or to the Intent and Meaning of this Act, or of any Act or Acts from time to time in force in *Ireland*, relating in any wise to the Collection or regulating of Stamp Duties, shall forfeit for every Day on which such Offence shall be committed the Sum of Forty Pounds, and also Double the Amount of the Premiums or Premium of Insurance which such Body or Bodies Politic or Corporate, or other Person or Persons shall receive on any such Day in such House or Place.

Making Insurance by Persons not licensed.

Penalty.

XVIII. And be it further enacted, That if any Person or Persons shall act in *Ireland* as Agent or Agents for any Person or Persons, Body or Bodies Politic or Corporate, in publicly or privately insuring or receiving Subscriptions for insuring or delivering out Policies or Receipts, for Insurance from Loss by Fire or from the Danger of the Seas or other Perils at Sea, or on Lives or on Events or Contingencies relating to or depending on Lives, except for such Person or Persons, Body or Bodies Politic or Corporate, as shall be duly licensed as aforesaid, every such Person shall, for every such Offence, forfeit the Sum of Forty Pounds.

Agents acting for unlicensed Persons.

Penalty.

XIX. And be it further enacted, That all Insurances for insuring Houses, Furniture, Merchandize or other Property from Loss by Fire, or from the Danger of the Seas or other Perils at Sea, or on Lives or on Events or Contingencies relating to or depending on Lives, which shall be made or effected by any Persons resident in *Ireland*, and appointed by the Corporation of the Royal Exchange

Insurances made in *Ireland* for British Companies liable only to Irish Duty,

Assur-

Assurance in *London*, or by the Corporation of *London Assurance*, either of them, or by any Company in *Great Britain* for insuring Property, as the Agents of such Corporations or Companies respectively, shall be subject and liable only to the Duties which shall from time to time be payable on such Insurances in *Ireland*, and to all other Duties whatsoever; although the Policies by which such Insurances shall be made shall be under the Common Seal of the said Corporations or Companies respectively, and although the same shall be completed in the whole or in Part previous to their being sent to such Agents in *Ireland*; any Law, Statute or Usage to the contrary notwithstanding.

Insurances made in *Ireland* liable to Irish Duty and Regulations.

XX. And be it further enacted, That all Insurances whatever for insuring Property from Loss by Fire, or from the Dangers of the Seas or other Perils at Sea, or on Lives or on Events or Contingencies relating to or depending on Lives, for which Subscriptions shall be received or Policies or Receipts shall be delivered out or respecting which any other Matter or Thing shall be done in *Ireland*, by any Person or Persons who shall act for or on behalf of any Body or Bodies Politic or Corporate in *Great Britain*, shall be liable to all Duties made payable in respect of the several Insurances under or by virtue of any Act or Acts from time to time in force in *Ireland*; and that all and every Person or Persons, or Body or Bodies Politic or Corporate in *Great Britain*, and every Person or Persons acting in *Ireland* for or on behalf of such Person or Persons, or Body or Bodies Politic or Corporate in *Great Britain*, who shall effect such Insurances, or cause the same to be effected, shall in respect of such Insurances be subject and liable to all such Rules, Regulations, Restrictions, Penalties, Forfeitures, Matters and Things as are or shall be contained in any Act or Acts which shall from time to time be in force in *Ireland*, relating to Insurances by any Person or Persons or Bodies Politic or Corporate, or their Agents in *Ireland*.

British Courts shall take Judicial Notice of Irish Insurance Stamps.

XXI. And be it further enacted, That the Courts of Justice and Judges in *Great Britain* shall without Allegation or Proof in that behalf take judicial Notice of the several Types, Marks and Stamps which shall from time to time be kept or used at the Stamp Office in *Dublin*, for stamping or marking any such Insurance, or wherewith the same may or ought to be stamped as and for the only true and lawful Types, Marks and Stamps for the said Purpose, and that no such Insurance shall on any Pretence whatsoever be pleaded, or given, or received in Evidence in any Court in *Great Britain*, or admitted in any Court in *Great Britain* to be good or available in Law or Equity, unless the Vellum, Parchment or Paper whereon the same shall be so written or printed shall be duly stamped accordingly.

Bond by Persons licensed to insure.

XXII. And be it further enacted, That all and every Person and Persons, and Body or Bodies Politic or Corporate, to whom any such Licence as aforesaid shall be granted, shall at the time of receiving such Licence give such Security with sufficient Sureties to be approved of by the said Commissioners of Stamps by Bond to His Majesty, his Heirs and Successors, in such Sums respectively as the said Commissioners may think reasonable, having respect to the probable Amount of the Duty payable by such Person or Persons, or Body or Bodies Politic or Corporate respectively for Half a Year, with Condition that if such Person or Persons, or Body or Bodies Politic or Corporate, shall faithfully make out, sign and deliver an Account

Account of all Monies received for such Duties upon Insurances, and shall well and truly make Payment of all such Sums of Money as shall be due and payable thereon, in such manner as shall from time to time be required by Law, and also do and shall truly and faithfully observe and perform all the Directions, Matters and Things then by Law required on his, her or their behalf to be observed and performed, such Bond shall be void, but otherwise shall remain in full Force.

XXIII. And be it further enacted, That all and every Person and Persons, Body or Bodies Politic or Corporate, so to be licensed, who shall grant any Policy of Insurance for insuring Property from Loss by Fire, or from the Dangers of the Seas, or other Perils at Sea, or on Lives, or on Events or Contingencies relating to or depending on Lives, or shall continue to insure on any Policy, shall, previous to the granting or continuing such Policy of Insurance (by themselves or by some other Person or Persons employed by or under them), demand and receive for the Use of His Majesty, his Heirs and Successors, of and from the Person or Persons for or on behalf of whom such Insurance shall be so effected, or his, her or their Agent or Agents, the Duty which shall be then by Law payable on such Insurance, and shall give a Receipt for the Duty so paid, expressing the Period for which the same was so paid, and such Person or Persons, Body or Bodies Politic or Corporate, so granting such Policy, shall in all cases be accountable to His Majesty, his Heirs and Successors, for said Duty, as if the same had actually been so received.

Duty demanded from Parties making Insurance.

XXIV. And be it further enacted, That no Policy of Insurance upon any Ship, or upon any Share or Interest therein, shall be made in *Ireland* for a certain Term longer than Twelve Calendar Months; and every Policy which shall be made expressly for any longer Term shall be null and void to all Intents and Purposes.

Ships insured for Twelve Months only.

XXV. And be it further enacted, That all and every Person or Persons or Body or Bodies Politic or Corporate, who shall have obtained a Licence for any Office of Insurance, or who shall receive or take any Premium for Insurance against Loss by Fire or the Dangers of the Seas, or other Perils at Sea, or on Lives or Events or Contingencies relating to or depending on Lives, shall from time to time keep true and faithful Accounts in Writing of the Number of every such Policy or Instrument of Insurance which shall be issued or granted or continued by such Body or Bodies Politic or Corporate, or Person or Persons; as also of the Name or Names of the Person or Persons insuring, and the Place or Places of his, her or their Abode, the Sum insured, and the time for which the same shall be so insured; and also the Day of the Month and Year in which every such Policy shall be issued upon Pain of forfeiting, for not keeping such Accounts, or for wilfully making any false Entry therein, or omitting therefrom any Entry which ought to be contained therein, the Sum of Five hundred Pounds; which Accounts shall at all times be open for the Inspection of any Person or Persons duly authorized, under the Hands and Seals or under the Hand and Seal of One or more of the said Commissioners of Stamps, to inspect the same without Fee or Reward; and if any Person who shall have any such Account in his or her Power or Custody shall not on demand produce the same without Fee or Reward to any Person so authorized, every such

Insurance Corporations, &c. to keep Accounts of Insurance.

Penalty.

Penalty.

Accounts delivered to Stamp Commissioners, and Duty paid Quarterly.

such Person shall, for every such Offence, forfeit the Sum of Two Pounds.

XXVI. And be it further enacted, That all and every Person or Persons, and Body and Bodies Politic or Corporate, who shall be any Licence for any Insurance Office in *Ireland*, shall from time to time, within the Space of Two Months after the Twenty fourth Day of *June*, the Twenty ninth Day of *September*, the Twentieth fifth Day of *December* and the Twenty fifth Day of *March* in each and every Year; and also at such other time and times, as they shall by fourteen Days' previous Notice in Writing, be required by the said Commissioners of Stamps, or any of them, deliver or cause to be delivered true Copies of the Accounts hereinbefore directed to be kept by such licensed Insurance Office or Offices, Person or Persons, or Body or Bodies Politic or Corporate respectively, for the Quarter which shall have been completed next before such Day of Delivery or Notice as the case shall be, and at the same time shall pay all such Sum and Sums as shall appear to be due on such Accounts, every such Delivery and Payment to be made as follows respectively; that is to say, if the House named in the Licence of such Person or Persons, or Body or Bodies Politic or Corporate, so conducting the Business of such Insurance, shall be in the County of *Dublin*, or County of the City of *Dublin*, then such Accounts shall be so delivered to such Person or Persons as shall be appointed to receive the same at the Stamp Office in *Dublin*, and such Payment shall be made to the Receiver General of Stamp Duties for the time being at the said Stamp Office; and if such House shall be in any other Part of *Ireland*, then such Accounts shall be furnished, and such Payments be made to the Distributor or Distributors of the District in which such House shall be, or to the Person or Persons appointed by the said Commissioners to act as Distributor or Distributors for the said District, upon Pain of forfeiting for every Default in not delivering such Copies of the said Accounts as aforesaid, the Sum of Forty Pounds, and for every Default in not paying the Money due on the said Accounts as aforesaid, double the Amount of all Monies due on the said Accounts respectively at the time of such Default.

Penalty.

Allowance of One Shilling in the Pound for Accounts.

Policy of Insurance defined.

XXVII. And be it further enacted, That all and every Person and Persons, and Bodies Politic or Corporate, so to be licensed as aforesaid respectively, shall be entitled to retain for their own Use, for their Care and Trouble in receiving the said Duties, and making out such Accounts as herein directed, after the Rate of One Shilling in the Pound out of the Monies by them accounted for and paid to the Receiver General, or Distributors, or Persons acting as such respectively, according to the Directions herein contained.

XXVIII. And be it further enacted, That every Deed, Instrument, Note or Memorandum, Letter, Muniment or Writing, for the Payment of any Sum of Money, or for making any valuable Compensation for, or on the Loss of any Ship or Vessel, Goods, Monies or Effects, or upon any Loss by Fire, or from any Loss whatsoever from the Danger of the Sea, or other Perils at Sea, or on the Decesse of any Person or Persons, or on the Fall of any Life or Lives, or on any Event or Contingency relating to or depending on any Life or Lives, shall be construed, deemed and adjudged to be a Policy of Insurance within the Meaning of this Act, and of any Act or Acts from

from time to time in force in *Ireland*, for imposing any such Duty on such Policies of Insurance, or by which any such Duty, or the Collection or Management thereof, shall or may be regulated, unless the contrary shall be expressly provided.

XXIX. And be it further enacted, That the said Commissioners of Stamps for the time being, may under their Hands and Seals grant a Licence to any Person to enable him to act as a Public Notary, and that no Person shall act as a Public Notary in *Ireland* without having obtained such Licence for that Purpose; and that any such Person who shall act as a Public Notary in *Ireland*, without having obtained such Licence, shall, for every such Offence, forfeit the Sum of Forty Pounds; provided nevertheless, that such Licence shall not authorize or empower any Person to act as such Public Notary who shall not be duly authorized and empowered so to do.

Licences to
Notaries Public.

Penalty.

XXX. And Whereas it may happen that Public Notaries who may note Bills of Exchange for Nonpayment or Nonacceptance, and Promissory Notes for Nonpayment, may neglect to protest the same respectively in due Form of Law, by which the Payment of the Duties upon such noting or Notarial Acts may be evaded; Be it enacted, That every Public Notary in *Ireland* shall once in every Two Months deliver or cause to be delivered at the Stamp Office in *Dublin*, to the Commissioners of Stamps, or to some Person authorized by them or any One of them for that Purpose, a faithful Account in Writing (verified upon Oath before the Commissioners of Stamps, if such Notary shall reside in the County of *Dublin*, or County of the City of *Dublin*, or before a Justice of the Peace if he shall reside in any other Part of *Ireland*), of all such Bills of Exchange and Notes which shall have been noted by such Notary for Nonacceptance or Nonpayment since the last preceding Account so delivered by the said Notary, or if no such Account shall have been so delivered by him, then since the obtaining of his Licence, and shall at the same time pay unto the Receiver General of the Stamp Duties the Duty which would then by Law be payable for or in respect of every such Bill of Exchange, or Note, if protested in due Form of Law; and in case any Public Notary shall neglect to account as aforesaid, or to pay the Duties aforesaid, every such Public Notary shall, for every such Neglect or Default, in delivering a true Account of such Noting, forfeit the Sum of Five hundred Pounds, and for every Default of Payment of the Money due on such Account Double the Amount of the Money due on such Account at the Time of such Default.

Accounts delivered to Commissioners and Duty paid every Two Months.

Penalty.

XXXI. And be it further enacted, That, from and after the Commencement of this Act, so much of an Act made in the Fifty second 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 Duties in lieu thereof; and for transferring the Management of the Duties on Playing Cards and Dice from the Commissioners of Inland Excise to the Commissioners of Stamp Duties*, as relates to the said Duties on Playing Cards and Dice, shall be, and the same is hereby repealed, except only so far as relates to any Licences which may have been granted, or to any Penalties which may have been incurred under the said recited Act at any time before the Commencement of this Act; and that, from and after the Commencement of this Act, it shall be lawful

52 G. 3. c. 87.

Sch. (B.) in part repealed.
Exception.

Dice and Card Makers licensed.

Carrying on
Trade without
Licence.

Penalty.

No Dice or
Card Maker
licensed without
entering into
Bond.

Licence re-
voked on De-
fault.

Card Makers to
take following

Oath.

lawful for the said Commissioners of Stamps, under their Hands and Seals, to grant Licences to such Person or Persons as they shall think proper, for the making of Dice, or of Playing, Blank and Message Cards, for any Term not exceeding Three Years from the time granting such Licences; and if any Person or Persons shall exercise or carry on the Trade or Employment of making any Dice, or any Playing, Blank or Message Cards, without such Licence or Licences first had and obtained, and then in force, the Person or Persons offending shall, for every such Offence, forfeit the Sum of One hundred Pounds, together with all such Dice and Cards, and all such Materials and Implements used in the making of Dice or Cards, as shall be found in his, her or their Possession; all which Dice, Cards, Materials and Implements shall and may be seized, carried away and lodged in such Place as shall be appointed by the said Commissioners of Stamps for that Purpose, by any Distributor of Stamps or other Person duly authorized thereto, under Hand and Seal by the said Commissioners.

XXXII. And be it further enacted, That no Person shall be so licensed unless he, she or they shall with One or more sufficient Surety or Sureties have executed a Bond to His Majesty, in the penal Sum of Two hundred Pounds, conditioned that the Person or Persons so licensed, their Executors or Administrators, shall answer and pay to His Majesty all such Duties as such Person or Persons shall be liable to on account of making any Dice, or any Playing, Blank or Message Cards, as the case may be, during the time such Person or Persons shall carry on the Business of a Maker of Dice or Cards under such Licence.

XXXIII. Provided always, and be it enacted, That it shall be lawful for the said Commissioners of Stamps, upon Default made in the Payment of any such Duty or Duties as such Person or Persons so licensed as aforesaid shall or may be liable to, or upon Conviction for any Fraud or Offence the Penalty or Forfeiture for which shall amount to Ten Pounds, by Notice or Instrument in Writing, to revoke, withdraw and utterly make void, any such Licence to such Person or Persons so making Default or convicted as aforesaid; and if such Person or Persons after such Revocation shall continue to exercise the Trade, or carry on the Business of making Dice or Cards respectively, he, she or they shall be subject to such Penalties and Forfeitures as if such Licence or Licences had never been granted.

XXXIV. And be it further enacted, That every Maker of Dice or Cards shall at the time of entering and paying the Duties on any Number of Pairs of Dice or Packs of Cards, make Oath, or if a Quaker solemnly affirm, before the Distributor or other proper Officer with whom such Entry shall be made, in the Words following; to wit,

I *A. B.* do swear (or if a Quaker, do affirm), That the Number of Pairs of Dice, or of Packs of Cards (as the case may be) now entered by me, is the full Amount of the Quantity of Dice, or of Painted, Spotted and Playing Cards (as the case may be) manufactured by me or for my Use, from the Day of _____ to the time of this my present Entry, except _____ Packs of Cards made up by me for Exportation, which are now lodged in His Majesty's Stores, or have been exported (as the case may be):

Which

Which Oath or Affirmation such Distributor or other proper Officer is hereby authorized and required to administer.

XXXV. And be it further enacted, That every Maker of Dice or Cards, who shall endeavour to defraud His Majesty by any Concealment or undue Entry, shall, for every such Offence, forfeit the Sum of Twenty Pounds. Concealment or undue Entry. Penalty.

XXXVI. And be it further enacted, That no Person or Persons shall set up or exercise the Employment of making Dice or Cards, or shall make or cause to be made any Dice or Cards, in any Town or Place in *Ireland*, other than in the Cities of *Dublin*, *Cork* and *Limerick*, or the respective Liberties thereof, and that every Person or Persons who shall set up or exercise the Employment of making Dice or Cards, or shall make or cause to be made Dice or Cards, in any other Town or Place whatever in *Ireland*, shall, for every such Offence, forfeit the Sum of Fifty Pounds, and for every Day that such Business shall be continued or carried on after the first Day thereof, a further Sum of Ten Pounds. Dice or Cards made only in *Dublin*, *Cork* and *Limerick*. Penalty.

XXXVII. And be it further enacted, That it shall and may be lawful to and for the Commissioners of Stamp Duties in *Ireland* for the time being, and they are hereby authorized and empowered, from time to time, to appoint fit and proper Persons in the Cities of *Dublin*, *Cork* and *Limerick* respectively, who shall be called Stamp Masters, and shall have the Custody and Keeping of the Marks, Stamps and Seals hereinafter mentioned, and shall, from time to time, put such Marks or Stamps upon all Dice, and such Marks or Seals upon the Paper and Thread enclosing every such Pack of Cards, and also on One of the Cards of each Pack, on the painted or spotted Side thereof, which shall be duly entered, and for which the Duties then legally payable thereon shall be duly paid to the proper Officers in the said Places respectively. Stamp Masters for Cards and Dice appointed in *Dublin*, *Cork* and *Limerick*.

XXXVIII. And be it further enacted, That it shall be lawful for the said Commissioners of Stamps for the time being, and they are hereby authorized and empowered to devise and to appoint Marks, Stamps, or Seals, such as they shall think fit to be put or impressed on Dice and on every Label or Paper to be fastened to every Wrapper in which each Pack of Cards shall be enclosed or wrapped, and that the said Label or Paper shall be so contrived and shall be so fastened on the said Wrapper as that the said several Stamps, Marks or Seals shall appear on the Sides of each Pack of Cards, in such manner as the said Commissioners shall direct; and that the said several Stamp Masters respectively shall number each Label in Arithmetical Progression under each Mark, Stamp or Seal to be put thereon in manner aforesaid, so that the Number appearing on the opposite Sides of each Pack of Cards, when enclosed in the said Label, shall be like or corresponding Numbers: Provided always, that all Cards belonging to each Manufacturer shall be numbered in Progression with the following or progressive Numbers of the Cards of each Manufacturer, beginning with the Number One, and that every Stamp Master shall, after every Twenty fifth Day of *March*, Twenty fourth Day of *June*, Twenty ninth Day of *September* and Twenty fifth Day of *December*, begin to number the Cards to be stamped by him for each Manufacturer, with Number One, and continue on regularly from thence during such Quarter. Commissioners to appoint what Marks, &c. impressed on Dice, and used on Wrappers of each Pack of Cards. Proviso.

55 GEO. III.

N n

XXXIX. And

Stamps on Cards
and Dice to con-
tinue till
changed by
Commissioners.

XXXIX. And be it further enacted, That the Marks, Stamp and Seals, heretofore in fact kept or used for stamping, marking or sealing Dice and Cards, and the Wrappers of Cards respectively by and under the Authority of the said Commissioners of Stamp shall continue to be the Marks, Stamps and Seals for such Purposes respectively, until the same shall be altered respectively; and that shall and may be lawful to and for the Commissioners of Stamps to alter and change the same or any of them, from time to time, as they shall think proper, and that such Marks, Stamps and Seals as they in fact be kept and used from time to time by or under the Authority of the Commissioners of Stamps aforesaid, for stamping or marking Dice, Cards and Wrappers respectively, shall, from time to time, be the only proper and lawful Stamps, Marks and Seals for the said Purposes respectively: Provided always, that whenever any such Change shall be made, and that any Stamp, Mark or Seal shall be abandoned or laid aside for any new Stamp, Mark or Seal, it shall and may be lawful to and for any Person or Persons to use, utter, vend and sell any Dice or Cards which shall have been duly stamped, marked or sealed with the Stamps, Marks or Seals which shall have been so abandoned or laid aside, without incurring any Penalty, Forfeiture or Punishment for the same, unless such Notice of such Change as is hereinafter mentioned, shall have been published by the said Commissioners of Stamps in Three successive *Dublin* Gazettes, whereof the Production of the said Gazettes shall be sufficient Evidence.

Provido.

Packs of Cards
on which Num-
ber is erased or
altered forfeited.

XL. And be it further enacted, That, from and after the Commencement of this Act, every Pack of Cards on the Labels on which any Number shall be erased or altered, shall be deemed and taken to be Cards not stamped or marked, and shall be forfeited and seized, and every Person who shall utter, vend, sell or expose the same to Sale, or shall have in his or her Possession with Intent to utter, vend, sell or expose to Sale the same, shall be liable to all Penalties to which Persons by the Laws then in being shall be subject for uttering, vending, selling or exposing to Sale, or having in Possession with Intent to vend Cards not stamped.

Counterfeiting
Marks, &c. used
on Dice or
Wrappers of
Cards, &c.

XLI. And be it further enacted, That if any Person or Persons shall at any time or times make, counterfeit or forge, or cause or procure to be made, counterfeited or forged any Mark, Stamp or Seal to resemble any Mark, Stamp or Seal which shall be used by or under the Authority of the said Commissioners of Stamps for the time being, for stamping, marking or sealing any Dice or Cards, or any Label or Paper enclosing any Cards, or shall counterfeit or resemble the Impression of the same respectively, upon any Dice or Card, or on any Paper for enclosing Cards, or shall erase or alter any Number to be put on such Paper or Label as aforesaid, with Intent thereby to defraud His Majesty, his Heirs or Successors, of the Duties upon Dice or Cards, or shall utter, vend or sell any Dice or Cards with the Impression of such counterfeit Mark, Stamp or Seal thereon respectively, or on the Paper or Label enclosing such Cards, knowing the same to be counterfeited, or shall utter, vend or sell any Cards on the Paper or Label enclosing which any Number shall be erased or altered, knowing the same to be erased or altered, or shall fraudulently use any Mark, Stamp or Seal to be used in pursuance of this Act, thereby to defraud His Majesty, his Heirs or Successors, of any of the Duties upon Dice or Cards, then every such

such Person so offending, and being thereof convicted, shall be adjudged a Felon, and be transported for Seven Years.

XLII. And, for preventing any Mistake or Fraud in stamping or marking any Dice or Cards not duly entered, or for which the Duties by Law payable thereon shall not have been duly paid, be it further enacted, That the Distributors of Stamps in the said Cities of *Cork* and *Limerick* respectively, and such Officer or Person as shall be appointed for that Purpose in *Dublin* by the said Commissioners of Stamps, shall upon Request of the Person or Persons who shall duly enter any Dice or Cards, and pay the Duties then by Law payable thereon, certify in Writing, the Number of Pairs of Dice and Packs of Cards which shall have been so entered, and for which the said Duties shall have been so paid, and also the Names and Places of Abode of such Persons who shall have made such Entries, and paid the said Duties, upon the Delivery of which said Certificate to the Person who for the time being shall be appointed to keep the said Mark, Stamp or Seal, the said Person so appointed shall enter the said Certificate in a Book to be kept by him for that Purpose, and afterwards with all convenient Speed shall mark, stamp or seal such and so many Pairs of Dice and Packs of Cards as shall be mentioned to be contained in such Certificate, and the Person so marking, stamping or sealing such Dice or Cards, is hereby required to enter under the said Certificate in the said Book to be kept for that Purpose, the Number of the Pairs of Dice and Packs of Cards which he shall so mark, stamp or seal, pursuant to the said Certificate, with the Days and Times of his so marking, stamping and sealing the same, till the full Number of Pairs of Dice and Packs of Cards which shall be contained in such Certificate shall be duly marked, stamped and sealed, which said Book at the End of every Year, or oftener, if required by the Commissioners of Stamps, shall be returned to the said Commissioners to be examined by them, or any other Person or Persons to be appointed by them to examine the same.

XLIII. And be it further enacted, That if any Person appointed as aforesaid, to mark, stamp or seal such Dice or Cards, shall wilfully neglect or refuse to mark, stamp or seal the Number of Pairs of Dice or Pack of Cards contained in such Certificate, then the Person so neglecting or refusing shall forfeit for every such Default the Sum of Five Pounds: Provided always, that no Person shall be obliged to mark, stamp or seal any Dice or Cards, but Three times in every Week; that is to say, on *Tuesday*, *Thursday* and *Saturday* in every Week, and between the Hours of Nine in the Morning and Twelve at Noon, and between the Hours of Two and Four in the Afternoon of the said Days.

XLIV. And be it further enacted, That as often as the said Commissioners of Stamps shall think fit to alter, change or renew the Seals, Marks or Stamps for Dice or Cards, or the Paper enclosing such Cards, or any of the said Marks, Stamps or Seals, it shall and may be lawful for all Persons who shall at such respective times have in their Custody or Possession any Dice or any Cards and Papers enclosing Packs of Cards marked with the Seals, Marks or Stamps so intended to be altered, changed or renewed respectively, to sell or expose to Sale such Dice or Cards respectively, for and during the Space of Two Calendar Months, and no longer, after Notice in Writing under the Hands of the said Commissioners of such Intention

Transportation.

Distributors of Stamps to certify Number of Pairs of Dice and Packs of Cards for which Duty paid, and enter Certificates in Book, &c.

Neglecting to mark Number contained in any Certificate.

Penalty.

Commissioners may change Marks or Stamps for Dice or Cards.

tention of renewing, changing or altering such Stamps, Marks or Seals, shall have been published in the *Dublin Gazette* for Three successive Days of Publication, whereof the Production of the said Gazettes shall be sufficient Evidence.

Dice or Cards remaining on Hand taken to Place appointed to get new Stamp put on, &c.

XLV. Provided always, and be it enacted, That if any Dice or Cards marked with the old Stamps, Marks or Seals shall remain upon Hand and unfolded, it shall be lawful for any Maker or Retailer of Dice or Cards, at any time within the said Two Months, to bring or send such Dice, Cards and Papers enclosing Packs of Cards with the old Stamps, Marks or Seals to the respective Stamp Masters, or to such Officer or Officers as shall be appointed in that behalf by the said Commissioners of Stamps at their respective Offices in the Cities of *Dublin, Cork* and *Limerick*, and the said Stamp Masters and Officers respectively are hereby required to mark with the new Stamps, Marks and Seals respectively, such Dice and Cards so brought in, and so many Papers enclosing Packs of Cards as shall be equal in Number to the Papers so brought in, such new Stamps, Marks and Seals to be given in lieu of the old, free and exempt from the Payment of any further Duty or Fee whatsoever for the same: Provided also, that if after the Expiration of the said Two Months, any Dice or Cards with such old Stamps, Marks or Seals shall be found in the Possession of any Maker or Retailer of Dice or Cards, the same shall be forfeited, and it shall be lawful to and for any Person duly authorized for that Purpose, under Hand and Seal by the said Commissioners of Stamps, to seize and carry away the same; and the Person or Persons in whose Possession the same shall be found shall be liable and subject to all such Penalties and Forfeitures as he, she or they would be liable to if the said Dice, Cards or Papers containing Packs of Cards never had been stamped, marked or sealed respectively.

Proviso.

Dice or Cards not duly stamped forfeited, and Person in whose Possession found.

XLVI. And be it further enacted, That if any Die or Pair of Dice, or Pack or Packs of Playing Cards, shall be found in the House, Shop, Room or Place of any Maker or Retailer of Dice or Cards respectively, without being marked, sealed or stamped as shall be then by Law required, the same shall be adjudged forfeited, and may be seized and carried away by any Person duly authorized for that Purpose under Hand and Seal by the said Commissioners of Stamps, and the Maker or Retailer of Dice or Cards in whose Possession such Die or Dice, or such Pack or Packs of Cards shall be found, shall forfeit the Sum of Twenty Pounds.

Penalty.

Every unstamped Parcel of Playing Cards deemed a Pack.

XLVII. And be it further enacted, That every unstamped Parcel of Painted, Spotted or Playing Cards enclosed in a Paper Cover or Paper Covers which shall be exposed to Sale by or found in the Shop of any Shopkeeper or Retailer of Cards shall to all Intents and Purposes be construed and taken to be a whole Pack of Playing Cards within the true Intent and Meaning of this Act, and such Shopkeeper or Retailer of Cards shall forfeit the Sum of Twenty Pounds.

Penalty.

Selling Cards that have been played with.

XLVIII. And be it further enacted, That if any Person shall sell or expose to Sale any Playing Cards which have been sold, opened or played with, every Person so offending shall, for every such Offence, forfeit the Sum of Ten Pounds.

Penalty.

Dice and Cards exceeding Two Pairs or Two Packs deemed exposing to sale.

XLIX. And be it further enacted, That all Dice and Cards, exceeding in Quantity Two Pairs of Dice or Two Packs of Cards respectively, which shall hereafter be found in any House, Outhouse Warehouse or elsewhere in the Possession of any Shopkeeper or Retailer

tailer of Dice or Cards, shall be deemed and considered as Dice or Cards exposed to Sale within the true Intent and Meaning of this Act.

L. And be it further enacted, That no Cards shall be deemed Waste Cards unless a Corner of every such Card shall be cut off, and unless the same be sold or exposed to Sale in Parcels without being enclosed in any Paper Cover whatsoever; and if any Card Maker, Shopkeeper or Retailer of Cards shall sell or expose to Sale as Waste Cards any Cards enclosed in Paper Covers, or not cut in the manner aforesaid, he, she or they so offending shall be liable to the Penalties, and incur all the Forfeitures inflicted for selling or exposing to Sale Painted, Spotted or Playing Cards without Stamps.

Cards not deemed Waste unless Corner cut off.

Penalties.

LI. And be it further enacted, That all Dice, and all Painted, Spotted or Playing Cards which shall be found in the Possession of any Hawker, Pedlar, Petty Chapman or other trading Person travelling from Place to Place, shall be forfeited, and it shall and may be lawful to and for any Distributor of Stamps, or other Person or Persons thereto duly authorized under Hand and Seal by the said Commissioners, to seize all such Dice and Cards, and to lodge the same in such Place as shall be appointed for that Purpose by the said Commissioners of Stamps for the time being.

Dice or Cards found in Possession of Hawkers forfeited.

LII. And be it further enacted, That every Card Maker who shall make any Cards, or his Foreman, Head Servant, or Person employed to attend such Business, from time to time and as often as such Card Maker or other Person employed as aforesaid shall be required by the Officer or Officers appointed to view and take an Account of the same, shall shew to such Officer or Officers all the Stock then on Hands of Cards and all Materials for making the same belonging to such Card Maker or Card Makers, under the Penalty of Ten Pounds, in case of Refusal to be forfeited by such Card Maker or Card Makers, and of Five Pounds to be forfeited by the Foreman, Head Servant or other Person employed so refusing as aforesaid, and that in default of the Payment of such Sum of Five Pounds, such Foreman, Head Servant or other Person so employed shall suffer One Month's Imprisonment; and that in case such Officer or Officers shall afterwards find any Cards or Materials for making Cards of the Stock then on Hand over and above the Quantity so shewn as aforesaid, such Cards and Materials shall be forfeited, and it shall and may be lawful for such Officer or Officers to seize and carry away the same; and such Card Maker or Card Makers shall respectively forfeit a Sum at the Rate of Twenty Pounds for every Twelve Dozen of Sheets of Paper Materials for Card making which shall be found over and above the Quantity that shall have been shewn as aforesaid.

Card Maker to shew Officer Stock on Hand.

Penalty.

Imprisonment.

Penalty.

LIII. And be it further enacted, That it shall be lawful for the said Commissioners of Stamps to appoint such Officer or Officers as they shall think proper to keep an Account of all Cards and Materials for making Cards, which shall from time to time be found by him or them in the Possession of any Card Maker or Card Makers; and upon any Decrease or Deficiency of such Stock of Cards and Materials not properly accounted for, to charge such Card Maker or Card Makers with all Duties payable for such Cards not accounted for; and also with the Amount of the Duties on so many Cards as might be made from or with such Materials not accounted for as aforesaid; the said Duties to be paid by such Card Maker or Card

Officers to take Account of Cards and Materials in Possession of Card Makers.

Makers upon Oath made by such Officer or Officers as aforesaid before such Officer as shall be appointed for that Purpose by the said Commissioners of Stamps in *Dublin*, and before the Distributor of Stamps in *Cork* and *Limerick* respectively, ascertaining the Quantity so deficient and brought to charge, which Oath the said Officers respectively are empowered and required to administer.

In case of Deficiency no Entry allowed.

LIV. And be it further enacted, That if any such Officer or Distributor, or any Stamp Master of Cards, after Proof made of such Deficiency, shall allow any Entry to be made by, or shall stamp any Cards of or belonging to such Card Maker or Card Makers, before he, she or they shall have answered or paid all Charges made on account of such Decrease or Deficiency, then and in every such case such Officer, Distributor or Stamp Master shall respectively forfeit the Sum of Twenty Pounds.

Penalty.

Cards for Exportation deposited in some of His Majesty's Warehouses;

L.V. And be it further enacted, That as often as any Card Maker or Card Makers shall make up Cards intended for Exportation, he, she or they shall within One Hour after the same are made up give Notice thereof to the Stamp Master of the Place where such Cards shall be made up, and shall in the Presence of the said Stamp Master deposit such Cards in some of His Majesty's Store Houses at the Place where such Cards shall be so made up, the said Cards there to remain until a Certificate from the Collector of the Port shall be produced to the said Stamp Master, which Certificate shall express or import that all legal Requisites relative to such Cards have been performed; and if such Card Maker or Card Makers shall at any time remove such Cards so deposited as aforesaid, for any Part thereof, or shall suffer the same to be removed without Permission of the Storekeeper or Surveyor of His Majesty's Stores first had and obtained, he, she or they shall, for every such Offence, forfeit the Sum of Fifty Pounds.

and not removed without Permission.

Penalty.

Forfeitures lodged in such Place as Commissioners shall appoint.

LVI. And be it further enacted, That in all cases where a Forfeiture of Dice, or of Painted, Spotted or Playing Cards, or of Utensils or Materials for making Cards, shall be incurred by virtue of this Act or of any Act or Acts from time to time in force in *Ireland*, it shall be lawful for the Officer or Officers who shall detect the Fraud or Offence for which such Cards, Utensils or Materials shall become forfeited, to seize and attach and carry away all such Cards, and the same to lodge in such Place as shall be appointed for that Purpose by the said Commissioners of Stamps, there to be detained and kept until disposed of by due course of Law.

Commencement of Act.

LVII. And be it further enacted, That this Act, and the several Clauses, Provisions and Regulations therein contained, shall commence and take Effect from and after the Fifth Day of *July* One thousand eight hundred and fifteen, and not sooner.

C A P. CII.

An Act to repeal certain Duties on Leather dressed in *Great Britain*, or imported from *Ireland*.

[22d June 1815.]

52 G. 3. c. 94.

WHEREAS by an Act made in the Fifty second Year of His present Majesty's Reign, intituled *An Act for granting His Majesty additional Duties of Excise in Great Britain on Glasse Hides, and Tobacco and Snuff*, a Duty of Six pence is imposed for every

every Pound Weight Avoirdupois of all Skins, and of all Parts or Pieces of Skins dressed in Oil in *Great Britain*, other than Sheep and Lambs Skins; and by the said Act a Countervailing Duty of Six pence is also imposed for every Pound Weight Avoirdupois of all Skins dressed in Oil in *Ireland*, other than Sheep and Lamb Skins, and imported from thence into *Great Britain*: And Whereas it is expedient to repeal the said Duties, so far as the same extend to Buck, Deer and Elk Skins, or Buff or Losh Leather dressed in Oil; 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 Duty of Six pence per Pound Weight, and the said Countervailing Duty of Six pence per Pound Weight, so far as the same extend to Buck, Deer and Elk Skins, or Buff or Losh Leather dressed in Oil, shall be and the same respectively are hereby repealed.

Sch. (A.)

Sch. (B.)

Duties on Buck,
Deer and Elk
Skins, or Buff
or Losh Leather,

repealed.

Duties not col-
lected discharged.

II. And be it further enacted, That the Commissioners of Excise in *England* and *Scotland* respectively, or any Three or more of them respectively, shall and they respectively are hereby authorized and empowered to cause any Sum or Sums of Money which shall have been charged as such Duty or Duties for or in respect of the Duties by this Act repealed, and which shall not before the passing of this Act have been already collected, received or paid, to be discharged from and out of the Books and other Documents containing any Entry or Entries of or relating to any such Charge or Sum or Sums of Money.

C A P. CIII.

An Act to regulate the Postage of Ship Letters to and from *Ireland*.

[22d June 1815.]

WHEREAS it is expedient to alter so much of the several Acts in force in *Ireland* as relates to the Rates of Postage of Ship Letters, and to the several Regulations respecting such Letters, and to grant other Rates of Postage in lieu of such former Rates; 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 fifteen, so much of an Act made in the Parliament of *Ireland*, in the Twenty third and Twenty fourth Years of His present Majesty's Reign, for establishing a Post Office in *Ireland*; and also so much of an Act of the last Session of Parliament, for repealing certain Duties upon Letters and Packets sent by the Post within *Ireland*, and granting other Duties in lieu thereof, as granted a Rate of Postage of One Penny for every Letter or Packet directed on board, or brought or sent from on board any Ship or Vessel riding or stopping in any Port within *Ireland*, over and above all other Rates chargeable on any such Letters; and also so much of the said recited Act of the Twenty third and Twenty Fourth Years of His Majesty's Reign, as directs that the Sum of One Penny shall be paid to the Masters of Ships or Vessels, or other Persons, for every Letter or Packet delivered to the Deputy

23 & 24 G. 3.
(1.) c. 17. § 12.
54 G. 3. c. 119.
§ 1. in part
repealed.23 & 24 G. 3.
(1.) c. 17. § 12.

§ 11. and 12. in part repealed. Except on.

Duty paid on Ship Letters.

Persons bringing Letters to Post Office, and paying certain Rates of Postage empowered to forward same abroad by any Vessel not being Packet Boat.

Postmaster General may authorize Persons to collect Letters and to forward same abroad by Vessels other than Packet Boats, if Letters brought to Post Office and Postage paid.
† *Sic.*

Post Master of the Port or Place in *Ireland* at which such Ships or Vessels shall touch or arrive; and all Penalties, Restrictions and Regulations, in the said last recited Act mentioned respecting such Letters, shall be and the same is and are hereby repealed, save and except only so far as relates to the Recovery of any Rates imposed by any such Act, which may be remaining unpaid.

II. And be it further enacted, That it shall and may be lawful for His Majesty's Postmasters General for *Ireland*, and their Deputy and Deputies by them thereunto authorized, to and for the Use of His Majesty, his Heirs and Successors, to demand, have, receive and take for every Letter and Packet which shall be brought by Ships and Vessels other than Packet Boats, from Places within His Majesty's Dominions (other than *Great Britain*), and from any Kingdoms and Countries beyond the Seas into *Ireland*, the Sum of Six pence *Irish* Currency, for every Single Letter; and for every Double Letter, and for every other Letter and Packet exceeding a Quarter of an Ounce in weight, the Sum of One Shilling *Irish* Currency in Addition to any Inland or Internal Postage which may arise upon the Inland Conveyance of such Letters and Packets in *Ireland*.

III. And be it further enacted, That it shall and may be lawful for His Majesty's said Postmasters General of *Ireland*, and their Deputies, to receive Letters and Packets directed to Places within His Majesty's Dominions (other than *Great Britain*), or to Kingdoms and Countries beyond the Seas, from any Person or Persons who may bring the same to any Post Office in *Ireland*, and who may be desirous to forward such Letters themselves, and to affix upon each Letter and Packet such Stamp, Mark of Postage or Designation, as the said Postmasters General in their Discretion shall think proper and order; and thereupon to demand and receive for the Use of His Majesty, his Heirs and Successors, a Rate of Postage of One third Part of the Rates and Duties payable by Law for such respective Letters and Packets, if the same were conveyed by Packet Boats; and in cases where no Rate of Postage is already established, then to demand, have, receive and take for such Letters and Packets, Rates, as near as can be ascertained, equal to One third Part of what is now paid for Letters sent beyond the Seas, and upon Payment thereof, to return such Letters and Packets to the Person or Persons bringing the same; and that it shall and may be lawful for such Person and Persons to forward such Letters and Packets to the Places to which they may be directed, by any Ships or Vessels that he or they may think proper, not being Packet Boats, without incurring any Penalty therefore, and without Payment of any other Rate or Duty of Postage; any Law, Statute, Custom or Usage to the contrary notwithstanding.

IV. And be it further enacted, That it shall and may be lawful for His Majesty's said Postmaster † General of *Ireland*, by Writing under their or either of their Hands, and under Seal of the Office of Postmasters General of *Ireland*, to license and authorize any Person or Persons whatsoever to collect Letters and Packets in *Ireland*, directed to Places within His Majesty's Dominions (other than *Great Britain*), and to Kingdoms and Countries beyond the Seas, for the Purpose of being forwarded according to their Directions, by any Ships or Vessels other than Packet Boats; provided that such Persons so to be licensed, shall, previous to forwarding the same,

same, bring such Letters and Packets to the Post Office of the Town or Place from whence such Letter or Letters or Packets is or are to be sent, to have a Stamp, Mark of Postage or Designation put thereon respectively; which Stamp, Mark of Postage or Designation the Postmasters General and their Deputies, are hereby authorized and required to put thereon; and to demand, receive and take for the Use of His Majesty, his Heirs and Successors, the same Rates of Postage as are hereby made payable for Letters and Packets to be forwarded by Persons bringing the same, in manner hereinbefore provided; and upon such Payment being made to return such Letters and Packets to the Persons so to be licensed; and that it shall and may be lawful for such authorized Persons to forward such Letters and Packets by any Ship or Vessel that he or they may think proper, not being Packet Boats, without incurring any Penalty therefore, and without Payment of any other Rate of Postage; any Law, Statute or Usage to the contrary notwithstanding.

V. And be it further enacted, That it shall be lawful for any Person or Persons authorized by the said Postmasters General for *Ireland*, or by the Postmasters General for *Great Britain*, in Places within His Majesty's Dominions and Countries beyond the Seas, to receive from the Masters of Vessels coming from thence into any Port in *Ireland*, Letters and Packets which may be collected and brought by such Masters to them for the Purpose of being transmitted by the Authority of the said Postmasters General, and also to receive from such Masters with such Letters at the Rate of Three Shillings for every Fifty Letters or Packets, and so in Proportion for a greater or lesser Number; and such Person or Persons so authorized by the said Postmasters General, shall make up in a Bag or Parcel, all such Letters so received, and inclose therein a Certificate of the Number of Letters contained in the same, and an Impression of the Seal which shall be used to seal such Bag or Parcel, and the Date when the same shall be sealed; and shall seal the Bag or Parcel with the Seal of which an Impression shall have been so inclosed, and deliver the same Bag or Parcel to such Masters, for the Purpose of being brought by them to the Port at which they shall arrive in *Ireland*.

VI. And, in order to encourage Masters of Ships and Vessels, not being Packet Boats, coming from Places within His Majesty's Dominions (except from *Great Britain*) and from Places beyond the Seas, be it further enacted, That it shall be lawful for the Masters of Vessels to collect Letters and Packets in Places within His Majesty's Dominions (except as aforesaid), and in Countries beyond the Seas, so as such Letters and Packets shall be collected for the Purpose of being transmitted by the Authority of the said Postmasters General to *Ireland*; and provided that such Masters shall deliver all such Letters to some Person or Persons authorized by the said Postmasters General to receive the same, for the Purpose aforesaid; and that the Masters shall, upon delivering the same, pay unto the Person or Persons so authorized, the Sum of Three Shillings for every Fifty Letters, and so in Proportion for a greater or lesser Number, and shall then receive the same Letters back from such Person or Persons so authorized as aforesaid, in a sealed Bag or Parcel; and shall, upon Delivery of such Bag or Parcel so made up and sealed in such manner as is hereinbefore mentioned, in a perfect State, at any Post Office in *Ireland*, be repaid the Sum of Money which they shall have

Masters of Vessels in Ports abroad, to deliver Letters collected by them to authorized Persons, who on receiving 3s. for every 50 Letters, to put them into sealed Bag, and return them to Masters.

On delivering Bag at any Post Office in *Ireland*, Master of Vessel repaid 3s. and to receive 2d. for every Letter.

so

so advanced as aforesaid; and also Two pence *per* Letter and Packet for every Letter or Packet which shall be contained in such Bag or Parcel.

Opening Bag,
&c.

VII. And be it further enacted, That if any Master of such Ship or Vessel shall open any Bag or Bags of Letters or Packets which he shall have been entrusted, or shall take out of such Bag any Letter or Letters, Packet or Packets whatsoever, or shall not duly deliver such Bag, with the Letters and Packets, at the Place where he shall arrive, to the Person who may be authorized to receive the same, without wilful or unavoidable Delay after his Arrival, every such Master so offending shall forfeit and pay the Sum of Five hundred Pounds, One Moiety to the Use of His Majesty, his Heirs and Successors, and the other Moiety to any Person who shall sue for the same, to be recovered, with full Costs of Suit, by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record in *Dublin*, wherein no Essoin, Protection, Privilege or Wager of Law shall be admitted.

Penalty.

Sending Letters
not having Post
Office Mark.

VIII. And be it further enacted, That if any Person whatsoever shall send any Letter or Packet by any Ship or Vessel of which he shall not be Owner, without having the Official Mark of the Postage having been paid thereon; or if any Master shall have on board, or carry any Letter or Packet, not being the Letter or Packet of his Owners, without such Official Mark thereon, every such Person or Persons so offending shall forfeit and pay the Sum of Five Pounds for every Letter or Packet so sent or found on board or carried as aforesaid.

Penalty.

Officers of Customs may search
Ships for Letters.

IX. And be it further enacted, That it shall and may be lawful to and for the Collector, Comptroller or Principal Officer of His Majesty's Customs, at any Port or Place whatsoever, and they are hereby authorized and required to search every Ship or Vessel, in any Port or Place, for Letters or Packets which may be on Board contrary to the Provisions of this Act, and to seize and take all such Letters and Packets, and to forward the same to the Postmasters General or his Deputy at the Port or Place; and that the Officers seizing and sending the same shall be entitled to sue for the Penalty for any such Offence, and shall be entitled to One Moiety of such Penalty when recovered.

† *Sic.*

Penalty.

Officers of Customs may administer Oath to
Masters of
Vessels.

X. And be it further enacted, That it shall and may be lawful for such Collector, Comptroller or other Officer of the Customs, and he is hereby authorized and required to administer an Oath to every such Master before he departs, that he has not any Letters or Packets which have not paid the Rates of Postage hereby imposed, on board his Ship or Vessel, not being the Letters or Packets of the Owners of his said Ship or Vessel.

Declaration
made of Delivery
of Letters before
Vessel breaks
Bulk.

XI. And be it further enacted, That on the Arrival of any Ship or Vessel in Port, the Master shall sign a Declaration in Writing, in the Presence of the Person authorized by the Postmasters General at the Port or Place, who shall also sign the same, that to the best of his Knowledge and Belief he has delivered, according to the Provisions of this Act, all the Letters and Packets, or Bags or Parcels of Letters and Packets which were on board his Vessel; and that until such Declaration shall be signed, the Officer of the Customs shall not permit such Ship or Vessel to break Bulk; and in case such Master shall wilfully neglect to make such Declaration, he shall forfeit
and

and pay the Sum of Fifty Pounds, One Moiety thereof to be paid to the Informer. Penalty.

XII. And be it further enacted, That if any Collector, Comptroller or Principal Officer hereby required to prohibit any Ship or Vessel from breaking Bulk until the Requisites of this Act shall be complied with, shall permit such Ship or Vessel to break Bulk, such Collector, Comptroller or Officer, so permitting such Ship or Vessel to break Bulk, shall forfeit and pay the Sum of Twenty Pounds, One Moiety thereof to be paid to the Informer. Officers neglecting Duty.
Penalty.

XIII. And be it further enacted, That One Moiety of the several pecuniary Penalties hereby imposed, shall be payable to the Use of His Majesty, his Heirs and Successors, and the other Moiety to any Person who shall and will inform or sue for the same; and that all and singular the said Penalties (except the Penalty of Five hundred Pounds hereinbefore mentioned) shall and may be recovered by Information before any Two Justices of the Peace of the County, County of the City, City or Town Corporate where such Offences shall be respectively committed, upon the Oath of One credible Witness, which Oath such Justices are hereby empowered to administer; and if any Person or Persons convicted of any such Offence, shall not forthwith pay the Penalty which he, she or they shall have incurred, it shall be lawful for such Justices of the Peace to send such Person or Persons to the Workhouse, or House of Correction, there to remain at Hard Labour for such time as such Justices shall think proper, not exceeding Three Months. Penalties how applied and recovered.
Penalty not paid.
Imprisonment.

XIV. And be it further enacted, That if any Person shall forge or counterfeit or cause to be forged or counterfeited any Stamp, Mark of Postage or Designation, upon any Letter or Packet hereby authorized to be so stamped, marked or designated, with Intent to avoid or prevent the Payment of the Rate of Postage hereby imposed, each and every Person and Persons so offending shall be deemed and taken to be guilty of a Misdemeanor, to be punished by Fine and Imprisonment. Forging, &c.
Post Office Mark.
Misdemeanor.

XV. And be it further enacted, That the Rates and Duties imposed by this Act shall form Part of the Revenue of the Post Office of *Ireland*, and be applied as such. Duty Post Office Revenue.

XVI. And be it further enacted, That this Act may be amended, altered or repealed by any Act or Acts to be passed in this Session of Parliament. Act amended, &c.

C A P. CIV.

An Act to make further Provisions for the issuing of Licences to Persons to deal in, retail, make or manufacture Spirits and other Exciseable Commodities in *Ireland*; and for securing the Duties of Excise payable by the Persons so licensed.

[22d June 1815.]

WHEREAS under and by virtue of an Act made in the present Session of Parliament, intituled *An Act to grant certain Duties of Excise upon Licences for the Sale of Spirituous and other Liquors by Retail, and upon Licences to Persons dealing in Exciseable Commodities in Ireland, in lieu of the Stamp Duties payable upon such Licences; and to secure the Payment of such Excise Duties, and to regulate the issuing of such Licences; and to discourage* Ante, c. 19.

Sch. A.

\$ 25.

Licences taken out after Jan. 5. 1816, to pay Duty under ante, c. 19. for Licences issued 10 Days before that Day.

Ante, c. 19.
Sch. A.

Spirit Licences applied for before Jan. 5. 1816, on Certificate from Clerk of the Peace dated before March 25. 1815, shall pay Duty imposed by 55 G. 3. c. 19. with 1s. in the Pound of Amount.

discourage the immoderate Use of Spirituous Liquors in Ireland certain Duties are imposed and made payable upon the severa Licences therein mentioned, according to the respective times at which such Licences respectively shall be taken out, and, amongst other, certain Duties are imposed and made payable on the severa and respective Licences therein mentioned, which shall be respectively taken out after the Fifth Day of *January* One thousand eight hundred and sixteen: And Whereas under the Provisions of the said recited Act, Licences may be taken out within Ten Days previous to the said Fifth Day of *January* One thousand eight hundred and sixteen, to be in force after the said Fifth Day of *January*; 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 and respective Duties by the said Act, and the Schedule thereto annexed, imposed and made payable upon all such Licences, if the same respectively shall be taken out after the Fifth Day of *January* One thousand eight hundred and sixteen, shall be charged and paid on all such Licences respectively which shall be taken out to be in force after the said Fifth Day of *January*, although such Licences respectively may be taken out and may issue at any time within Ten Days before the said Day; any thing in the said Act or in the said Schedule to the contrary thereof notwithstanding.

II. And Whereas in and by the Laws in force in *Ireland*, at and immediately before the passing of the said recited Act of the present Session of Parliament, all Licences to sell Spirituous and other Liquors by Retail were to continue in force until the Twenty ninth Day of *September* next after the Date thereof: And Whereas in and by the said recited Act of the present Session of Parliament, certain Duties are imposed upon such Licences to sell Spirituous or other Liquors by Retail, as should be taken out after the Twenty fifth Day of *March* One thousand eight hundred and fifteen, and before the Twenty ninth Day of *September* One thousand eight hundred and fifteen: And Whereas Persons who, previous to the said Twenty fifth Day of *March*, had obtained Certificates from the Clerks of the Peace to entitle such Persons to such Licences, ought by Law to have taken out such Licences previous to the said Twenty fifth Day of *March*, and to have paid the full annual Amount of the Duties then payable by Law thereon, but may nevertheless have sold Spirituous and other Liquors by Retail without taking out such Licences; Be it enacted, That in every case where any Person, from and after the Commencement of this Act, and before the Fifth Day of *January* One thousand eight hundred and sixteen, shall apply for any Licence to sell Spirituous or other Liquors by Retail, upon any such Certificate which shall bear Date before the said Twenty fifth Day of *March* One thousand eight hundred and fifteen, such Person shall, before any such Licence shall be granted to him or her, pay to the Collector of Excise upon his granting such Licence as aforesaid, as and for the Duty thereon, such Sum as under the Provisions of the said recited Act of the present Session of Parliament, and the Schedule thereto annexed, is stated to be the annual Amount of the Duty on such Licence if taken out after the Fifth Day of *January* One thousand eight hundred and sixteen,

fixteen, together with the Sum of One Shilling in the Pound on the Amount of such Duty; any thing in the said recited Act, or the Schedule thereto annexed, to the contrary thereof in any wise notwithstanding.

‘ III. And Whereas in and by the said recited Act of this present Session of Parliament it is, amongst other things, enacted, that no Licence shall be granted to any Person to sell Spirituous or other Liquors by Retail in the City of *Dublin*, or within the Circular Road surrounding the said City, or within the District of the Metropolis of *Dublin*, unless the Person applying for such Licence shall obtain an Order signed by the Lord Mayor for the time being, and by One or more of the Police Magistrates of the District or Division in which such Person shall reside, that such Person applying for a Licence is a proper Person to be licensed, nor unless the Persons who shall be proposed to be Sureties for the Person so applying be named in such Order, and therein approved of by such Police Magistrate or Magistrates; and that all Orders so given shall be preserved by the Clerks of the Peace of the City of *Dublin*, and shall be entered in a Book or Books to be kept by them for the Purpose, and such Book or Books shall be open at all times for the Inspection of any Magistrate, and of the Commissioners of Inland Excise and Taxes, and their Officers, without Fee or Reward; and such Clerk of the Peace, on Receipt of such Order, shall deliver to the Person applying for such Licence a Certificate in the Form therein prescribed, to entitle such Person to such Licence;’ Be it enacted, That, from and after the Commencement of this Act, so much of the said recited Act as is hereinbefore recited shall be and the same is hereby repealed.

Ante, c. 19.
§ 40.

IV. And be it further enacted, That, from and after the Commencement of this Act, no Licence shall be granted to any Person to sell Spirituous or other Liquors by Retail in the City of *Dublin*, or within the Circular Road surrounding the said City, or within the District of the Metropolis of *Dublin*, unless the Person applying for such Licence shall have obtained an Order for the same signed by the Lord Mayor for the time being, and shall have and obtain a Certificate, signed by the Divisional Justices of the Division in which the Castle of *Dublin* shall be, or any One of them at the Head Office, that the Person applying for a Licence is a proper Person to be licensed, nor unless the Persons who shall be proposed to be Sureties for the Persons so applying be named in such Certificate, and therein approved of by such Divisional Justices or any One of them, at the said Head Office, and that such Orders of the Lord Mayor for the time being for said Licences, and such Certificates as aforesaid, shall be granted without Fee or Reward, and shall be preserved by the Clerks of the Peace of the City of *Dublin*, and shall be entered in a Book or Books to be kept by them for that Purpose, and such Book or Books shall be open at all times for the Inspection of any Magistrate, and of the Commissioners of Inland Excise and Taxes, and their Officers, without Fee or Reward; and such Clerks of the Peace, on Receipt of such Order and Certificate, shall deliver to the Person applying for such Licence to entitle such Person thereto a Certificate in the Form following, instead of in the Form prescribed by the said recited Act; that is to say,

repealed.
Regulations for
obtaining Li-
cences to sell
Spirits in *Dublin*,
&c.

Ante, c. 19.
§ 30.

‘ I. A. B.

Certificate for
obtaining
Licence.

‘ I *A. B.* or we *A. B.* and *C. D.* Clerks of the Peace of the City of
‘ *Dublin*, do certify that *E. F.* (or, *E. F.* and *G. H.*) is (or, are)
‘ duly entitled to receive a Licence for selling Spirituous Liquors,
‘ Wine, Beer, Ale or Porter, Cyder or Perry, Metheglin or Mead,
‘ by Retail at _____ No. _____ in the Parish of
‘ _____ in the City of *Dublin*, (or, within the District of
‘ the Metropolis of *Dublin*, as the case may be), until and upon the
‘ Fifth Day of *January* One thousand eight hundred and (mentioning
‘ the Year); and that the Lord Mayor hath ordered, and One or
‘ more of the Divisional Justices of the Division in which the Castle
‘ of *Dublin* is situate at the Head Office have certified, that the said
‘ *E. F.* (or, *E. F.* and *G. H.*) is (or, are) a proper Person (or,
‘ Persons) so to be licensed, and that *I. K.* of _____ and
‘ *M. N.* of _____ have been approved of as Sureties for
‘ the said *E. F.* (or, for the said *E. F.* and *G. H.*) Dated this
‘ _____ Day of _____ One thousand eight hundred
‘ and _____

‘ *A. B.* or *A. B.* and *C. D.*
‘ Clerks of the Peace.’

Ante, c. 19.
§ 69. in part re-
pealed.

V. And be it further enacted, That, from and after the Com-
mencement of this Act, so much of the said recited Act as autho-
rizes or empowers the Lord Mayor of the City of *Dublin* within his
Jurisdiction, or any Two or more of the Police Magistrates of the
District or Division in which the Persons shall reside, to annul any
Licence granted to any Person or Persons for retailing Spirituous or
other Liquors in *Ireland*, and also so much of the said Act as autho-
rizes or empowers the said Lord Mayor or the said Police Magistrates
to sign any Notice to be served on any Person of such Person's Li-
cence having been annulled, shall be and the same is and are hereby
repealed.

Divisional Jus-
tices of Castle
Division may an-
nul Licences.

VI. And be it further enacted, That, from and after the Com-
mencement of this Act, it shall and may be lawful for the Divisional
Justices of the Division in which the Castle of *Dublin* shall be, or any
One of them, at the Head Office, to annul any Licence granted to
any Person or Persons for retailing Spirituous and other Liquors,
within the District of the Metropolis of *Dublin*; and if any Person
whose Licence shall be so annulled, or on whom a Notice shall be
served of the same being annulled, signed by such Divisional Justices
of the Division in which the Castle of *Dublin* shall be, or any One of
them at the Head Office as aforesaid, shall retail any Spirituous or
other Liquors, every such Person shall be subject to the same Pen-
alties as Persons selling Spirituous or other Liquors without having
obtained a Licence for that Purpose are liable to under the Pro-
visions of the said recited Act, and which Penalties and Forfeitures
shall be sued for, recovered and applied, in the like manner as the
Intentions and Purposes, as Penalties and Forfeitures under the
recited Act are directed to be sued for, recovered and applied.

Penalties.

Justices may al-
low Persons
whose Licences
have been an-
nulled to sell
Spirits for Re-
mains of Year
in some other
Place.

VII. And be it further enacted, That it shall and may be lawful
for the Divisional Justices of the Division in which the Castle of
Dublin shall be, or any One of them at the Head Office, to allow
application made for that Purpose by any Person to retail Spirituous
and other Liquors, within the District of the Metropolis of *Dublin*,
if such Person shall be able to give good Security for the same.

House or Place described in such Licence for the Remainder of the Year for which such Licence shall be granted; and the Situation of such other House or Place shall be particularly described in an Indorsement to be made on such Licence, and signed by the Hand of such Divisional Justices or Justice: Provided always, that every such Indorsement shall be entered and registered in the Office of the Clerk of the Peace of the City of *Dublin*, and also in the Office of the Collector of Excise of the District of *Dublin*; and every such Licence shall thereupon be absolutely null and void in respect to the House or Place for which the same was originally granted.

VIII. And be it further enacted, That it shall and may be lawful for the several Collectors of Inland Excise and Taxes in *Ireland* in their respective Districts, or other Officer in charge of the Collection of any such District, or any other Person or Persons appointed to grant Licences by the Commissioners of Inland Excise and Taxes in *Ireland*, or any Three of them, to issue Licences for the Sale of Spirituous Liquors, Wine, Beer, Porter, Ale, Cyder, Perry, Metheglin and Mead, by Retail, to the same Persons and at or for the same Houses or Places as shall have been licensed in the Year last immediately preceding; provided that such Persons respectively shall previously take and subscribe the Oaths by the said recited Act (a) of the present Session of Parliament prescribed to be taken and subscribed by Persons applying for Licences to sell Spirituous and other Liquors by Retail, and that such Persons respectively, together with their Sureties to be approved of by Two Magistrates of the County residing within Seven Miles of the Habitation of such Person, shall enter into a Bond in such Amount, and conditioned as is in and by the said recited Act (b) mentioned respecting the Bond therein mentioned, required to be entered into by Persons applying under the Provisions of the said Act to be licensed to sell Spirituous Liquors and other Liquors by Retail: Provided always, that every such Approbation of such Magistrates shall be entered in the Crown Book by the acting Clerk of the Peace, and thereupon it shall and may be lawful for such Clerk of the Peace to give or cause to be given to the Person entitled thereto, a Certificate pursuant to the Provisions of the said recited Act and this Act.

Collectors of Inland Excise and Taxes to issue Licences to Persons having been licensed in Year preceding, on taking Oaths prescribed by Act, entering into Bond, &c.

Proviso.

(a) [*Ante*, c. 19. § 39.]

(b) [*Ante*, c. 19. § 37.]

IX. And be it further enacted, That it shall and may be lawful for the several Collectors of Inland Excise and Taxes in *Ireland*, in their respective Districts, or other Officer in Charge of the Collection of any such District, or any other Person or Persons appointed to grant Licences by the Commissioners of Inland Excise and Taxes in *Ireland*, or any Three of them, to issue Licences for the Sale of Spirituous Liquors, Wine, Beer, Porter, Ale, Cyder, Perry, Metheglin and Mead, by Retail, in any Place, save and except in the City of *Dublin*, or within the Circular Road surrounding the said City, or within the District of the Metropolis of *Dublin*, to any Person or Persons whom any Three Magistrates residing within Seven Miles of the Habitation of such Person or Persons shall think proper Persons to be entrusted with such Licences, and to whom they shall, by Order under their Hands and Seals, direct such Licences to be issued; provided that such Persons respectively shall, before the granting of such Licence, take and subscribe the Oaths by the said recited Act of the present Session of Parliament prescribed

Collectors may issue Licences for Sale of Spirits, &c. (except in Dublin, &c.) to Persons whom Three Magistrates shall approve of, such Persons taking Oaths and entering into Bond.

to

to be taken and subscribed by Persons applying for Licences to sell Spirituous and other Liquors by Retail; and that such Persons respectively, together with their Sureties, to be approved of by such Magistrates, shall enter into a Bond in the Amount, and conditioned as is in and by the said recited Act mentioned, respecting the Bond therein mentioned required to be entered into by Persons applying under the Provisions of the said Act to be licensed to sell Spirituous and other Liquors by Retail: Provided always, that every such Order of such Magistrates shall be entered in the Crown Book by the acting Clerk of the Peace, and thereupon it shall and may be lawful for such Clerk of the Peace to give or cause to be given to the Person entitled thereto, a Certificate pursuant to the Provisions of the said recited Act and this Act.

Proviso.

Certificates not given to Persons who have been refused an Order for Licence at Quarter Sessions, &c.

X. Provided nevertheless, and be it enacted, That it shall not be lawful for any Clerk of the Peace to give any such Certificate to any Person who shall have applied at any Sessions of the Peace or Adjournment thereof, for an Order for the issuing of a Licence to such Person, and who shall have been refused the same; and any such Licence which shall be granted to any such Person shall be and the same is hereby declared to be null and void, and such Person shall be liable and subject to all and every the Penalties and Forfeitures to which unlicensed Retailers of Spirituous or other Liquors are under the said recited Act liable and subject; and which Penalties and Forfeitures shall be sued for, recovered and applied in the like manner, to all Intents and Purposes, as Penalties and Forfeitures under the said recited Act are directed to be sued for, recovered and applied.

In Certificates Names of Sureties inserted.

XI. And be it further enacted, That in every Certificate to be given by the Clerk of the Peace to entitle any Person or Persons to a Licence to sell Spirituous and other Liquors by Retail, there shall be mentioned and inserted the Names and Additions of the Persons who shall be approved of by the Justices of the Peace as the Sureties of such Person or Persons applying for such Licence; and every such Certificate shall be lodged with the Collector or other Officer or Person appointed to grant Licences before he shall grant such Licence.

Convicted of Offence of selling Spirits, &c.
First Offence.

XII. And be it further enacted, That every Person who shall be convicted of the Offence of selling Spirituous or other Liquors by Retail, shall in Default of Payment of the Penalty, if the Offence shall be the First Offence, be committed to Gaol for a Space not exceeding Four Calendar Months nor less than Two Calendar Months, and in Default of Payment of the said Penalty, if the same shall be for the Second or any further Offence, shall be committed to Gaol, there to remain for the Space of Six Calendar Months, and no longer: Provided always, that nothing herein contained shall extend to take away or affect the Power given by the said Act, of mitigating any such Penalty, and of thereupon releasing any such Person from Confinement before the Expiration of the respective Periods.

Second Offence.

Proviso.

Bonds taken and Oaths administered by Sub Commissioners of Inland Excise and Taxes, &c.

XIII. And be it further enacted, That it shall be lawful for any Sub Commissioner of Inland Excise and Taxes, or for any Person appointed by the Commissioners of Inland Excise and Taxes, &c.

any Oath or Affidavit which is in and by the said recited Act of the present Session of Parliament required to be executed, given, sworn or taken by any Person; and that any such Bond, and Oath, or Affidavit respectively, so taken or administered by any such Sub Commissioner, or by any Person so authorized as aforesaid, shall be and the same is hereby declared to be good, valid and effectual to all Intents and Purposes whatever, as if such Bond or such Oath or Affidavit had been taken under the Provisions of the said Act; any thing therein contained to the contrary thereof notwithstanding; and that if any such Person who shall take any such Oath or Affidavit shall wilfully and knowingly swear falsely therein, every such Person being convicted thereof shall suffer the Pains and Penalties to which Persons guilty of wilful and corrupt Perjury are or shall be subject.

XIV. And be it further enacted, That, from and after the Commencement of this Act, so much of the said recited Act as enacts that no Person shall be entitled unto, or shall maintain any Cause, Action or Suit for or recover either in Law or Equity any Sum of Money, or Demand for or on Account of any Spirituous Liquors sold in *Ireland*, in any Quantity less than One Pint at any one time, nor for or on Account of any particular Item or Article in any Account or Demand for Spirituous Liquors so sold, where the Quantity shall be less than One Pint, shall be and the same is hereby repealed.

XV. And be it further enacted, That, from and after the Commencement of this Act, no Person shall be entitled unto or shall maintain any Cause, Action or Suit for or shall recover either in Law or Equity any Sum of Money, or Demand for or on Account of any Spirituous Liquors sold in *Ireland*, in any Quantity less than Two Quarts at any one time, or for or on Account of any particular Item or Article in any Account or Demand for Spirituous Liquors so sold, where the Quantity shall be less than Two Quarts.

XVI. And be it further enacted, That it shall not be lawful for any Officer of Excise, to grant any Permit for any Spirits made in *Ireland*, on the Credit of Two or more Certificates, unless the Person applying for such Permit shall not have sufficient Credit on One Certificate for the Quantity and Quality or Kind of Spirits for which such Permit shall be required; and every Officer granting any Permit for any such Spirits upon the Credit of any Certificate or Certificates (when the Party shall not have sufficient Credit as aforesaid, upon One Certificate) shall endorse on such Certificate the Date and Number of such Permit, Quantity, Strength and Quality of the Spirits for which the same shall be granted, and the Marks and Numbers of the Casks or Vessels, or Mark and Number of the Cask or Vessel containing the same, and the Name of the Person to whom and the Place to which such Spirits are to be carried under such Permit; and in case the Permit on which any such Certificate shall be granted shall, before the time at which the same is or shall be required to be delivered up and renewed, be filled up with the Indorsements herein directed to be made thereon, the proper Officer for granting Certificates shall upon such Certificate with the Indorsements thereon being delivered up to him, grant a new Certificate for the Purposes aforesaid, and the Officer to whom such Certificate with the Indorsements thereon shall be so delivered up shall annex the same to the Duplicate of the new Certificate.

55 Geo. III.

O o

XVII. And

Perjury.

Ante, c. 19.
§ 67.Action not
maintained for
Quantity of
Spirits less than
Two Quarts.Permits not
granted for
Spirits on Credit
of Two Certi-
ficates unless
there is not suf-
ficient Credit on
One, &c.

Licences annulled when Certificates fraudulently altered. Penalty.

50 G. 3. c. 99.

§ 5.

repealed.

Proviso for 40 G. 3. (1.) c. 68.

Spirits of less Degree of Strength than Strength received, not sent out.

XVII. And be it further enacted; That in case any such Certificate or any such Indorsement made thereon, shall be fraudulently erased, obliterated or altered, it shall and may be lawful for the said Commissioners of Excise to annul or withdraw the Licence which shall have been granted to the Person or Persons whose Certificate or an Indorsement thereupon shall have been so erased, obliterated or altered and every such Person shall forfeit the Sum of One hundred Pounds.

XVIII. And Whereas by an Act made in the Fiftieth Year of His present Majesty's Reign, intituled *An Act to amend the several Acts relating to the making of Malt; and the granting of Permits and Certificates; and the Regulations of Braziers and of Persons employing more than One Still in Ireland*, after reciting that by an Act made in the Parliament of Ireland, in the Fortieth Year of His present Majesty's Reign, intituled *An Act for better regulating the issuing and granting of Permits and Certificates for the Conveyance and Protection of certain Exciseable Goods therein mentioned, and to prevent Frauds by Dealers in or Retailers of such Goods*, certain Penalties and Forfeitures are imposed in cases where Goods or Commodities are found without the Certificate required by the said Act of the Fortieth Year, to be given by Officers of Excise for the protecting of Goods, and also in cases where such Certificates are not delivered up, or renewed according to the Provisions of the said recited Act of the Fortieth Year, it is enacted, that no Penalty or Forfeiture whatever shall accrue, or be incurred by any Person or Persons whatever, nor shall any Goods or Commodities be forfeited, nor be liable to be seized, nor shall any Information, Suit or Prosecution be filed, had, commenced, prosecuted or proceeded on for any such Penalty or Forfeiture, or for the Condemnation of any such Goods or Commodities, by reason or in consequence of the Expiration of any such Certificate, or by reason or in consequence of such Certificate not being delivered up, or not being renewed in manner required by the said recited Act of the Fortieth Year, unless Notice shall have been given by some Officer of Excise to the Holder of such Certificate Six Days at the least previous to the filing of any such Information, or the commencing of such Suit or Prosecution, requiring such Holder to renew such Certificate, or to deliver up the same as the case may require, and to take out a new or other Certificate pursuant to the Directions of the said recited Act of the Fortieth Year; any thing in the said recited Act of the Fortieth Year to the contrary in any wise notwithstanding; Be it enacted, That, from and after the Commencement of this Act, so much of the said recited Act of the Fiftieth Year as is herein recited, shall be and the same is hereby repealed; and that, from and after the Commencement of this Act, so much of the said recited Act of the Fortieth Year, whereby such Penalties and Forfeitures are imposed, shall be put in Force and Execution in manner directed by the said recited Act of the Fortieth Year; any thing in the said recited Act of the Fiftieth Year to the contrary notwithstanding.

XIX. And be it further enacted, That it shall not be lawful for any Person licensed to sell Spirits in any manner to send or deliver out under any Permits any Spirits which shall be of a less Degree of Strength than the Strength at which such Person shall have received the same; and if any such Person shall so send or deliver out under Permit any Spirits which shall be of a less Strength than as aforesaid,

all such Spirits which shall be so sent out or delivered shall be forfeited, and may be seized by any Officer of Customs or Excise; and every such Person shall forfeit the Sum of Fifty Pounds.

XX. And be it further enacted, That no Spirits made or distilled in *Ireland*, nor any Cask or Package containing any such Spirits, shall be forfeited or liable to Seizure for or by reason of any Excess or Deficiency of Strength of such Spirits, not more than Three *per Centum* above or below the Strength of such Spirits specified in any such Permit or Certificate; any thing herein contained to the contrary in any wise notwithstanding.

Penalty.

Three per Cent. above or below Strength allowed.

XXI. And be it further enacted, That if any Permit which shall be sent with any Exciseable Goods to any Dealer in or Retailer of Exciseable Goods, shall not be lodged with the proper Officer within the respective times limited and appointed by Law, every such Dealer or Retailer shall forfeit for all such Goods and Commodities named in such Permit or Permits, the respective Sums and Penalties herein after mentioned; that is to say, for every Gallon of Wine, Brandy, or other Foreign Spirits, or Spirits made in *Ireland*, the Sum of Ten Shillings; for every Pound Weight of Tobacco or Snuff the Sum of Ten Shillings; and for every Barrel of Malt the Sum of Ten Shillings.

Not lodging Permits with Officer within time limited.

Penalties.

XXII. And be it further enacted, That whenever any Complaint or Information shall be had or prosecuted against any Person or Persons for or on Account of the obtaining or procuring, or causing to be obtained or procured any Permit or Certificate, or for or on Account of the not returning or delivering up any Permit or Certificate, or for or on Account of any Act, Matter or Thing, in any manner relating to or concerning any Permit or Certificate, whenever it may be necessary to prove the granting or issuing of any such Permit or Certificate, the Duplicate of such Permit or Certificate respectively shall in all cases be deemed and taken and shall be admitted as Evidence, that such Permit or Certificate was granted and issued to the Person or Persons, and from the Person mentioned therein without producing or requiring the Production of the original Permit or Certificate which had been granted to such Person or Persons; any Law, Usage or Custom to the contrary notwithstanding.

Duplicate of Permits or Certificates admitted as Evidence.

XXIII. And be it further enacted, That whenever any Spirits distilled in *Ireland*, and upon which the full Duties payable by Law shall not have been paid, secured or satisfied, shall be conveyed or delivered to any Person or Persons, or shall be found passing, or in the Course of Conveyance or Delivery to or in the Custody or Possession of any Person or Persons by virtue of or under pretext of any Permit or Permits, every Person who shall have obtained, or made use of such Permit, or in whose Name such Permit shall be granted, shall forfeit the Sum of Thirty Shillings *British* Currency, for every Gallon of Spirits mentioned in such Permit or Permits by virtue of or under pretext whereof such Spirits shall have been conveyed, or shall be found passing, or in the Course of Conveyance, or in the Custody or Possession of any Person, and all such Spirits shall be forfeited and may be seized, together with the Casks or Vessels in which the same shall be contained; and every Officer of Excise who shall knowingly or willingly grant any Permit for the Conveyance of any such Spirits, shall forfeit the Sum of Two hundred Pounds *British* Currency, and shall be disabled and disqualified for ever after upon

Conveying, &c. Spirits for which Duty not paid.

Penalty.

Officer granting Permit.

Penalty.

Conviction

Onus probandi.

Rectified Spirits
sent out in
Quantities not
less than Two
Gallons.

54 G. 3. c. 120.
§ 15.

Unlicensed Per-
sons exposing to
Sale Candles or
Soap.

Penalties.

Maker of
Bottles to make
Entry in man-
ner herein men-
tioned.

Regulations as
to Notices.

Conviction for such Offence, from holding any Office or Place under His Majesty, his Heirs and Successors, and the Proof that all Duties have been paid, secured or satisfied on such Spirits shall lie on the Person to whom or in whose Name such Permit shall be granted.

XXIV. And be it further enacted, That, from and after the Commencement of this Act, it shall and may be lawful for any Person in *Ireland*, licensed to keep a Still or Stills to rectify or to compound Spirits or Strong Waters, to sell, send out or deliver any Spirits or Strong Waters rectified and prepared by them in Imitation of Brandy, Rum or other Foreign Spirits in any Quantity not less than Two Gallons; any thing in an Act made in the last Session of Parliament, intituled *An Act to amend 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 any other Act or Acts to the contrary in any wise notwithstanding.

XXV. And be it further enacted, That if any Candles and Soap or either of them shall be found exposed to Sale in the Possession of any Person, the same shall be conclusive Evidence that such Person is a Manufacturer thereof, and had manufactured the same for Sale; and every such Person if not duly licensed to manufacture Candles and Soap or either of them for Sale, shall be subject and liable to the like Penalties as Manufacturers of the same for Sale without Licence are by Law subject and liable to, unless such Person shall make due Proof that the Candles or Soap which shall be so found were made by and received from some licensed Manufacturer thereof, and which Penalties shall be sued for, recovered and applied in the like manner to all Intents and Purposes as Penalties under the said recited Act are directed to be sued for, recovered and applied.

XXVI. And be it further enacted, That every Maker of Bottles made of Common Bottle Metal in lieu and instead of the Entry he is by Law required to make, shall once in every Month; that is to say, within Ten Days next after the Fifth Day of each Month, make a true Entry in Writing at the Excise Office for the District in which his, her or their Glass House shall be situate, of the Number of Bottles and the Denomination thereof, with respect to the Quantities of Liquor they shall be reputed to be capable of containing, made within such Month, ending on such Fifth Day of such Month respectively, under and subject to such Rules and Regulations, Fines, Penalties and Forfeitures, and Mode of Recovery thereof, as are contained in any Act or Acts for the regulating and securing the Collection of the Duties on Bottles made of Common Bottle Metal in *Ireland*, with respect to any Entry required to be made by any such Maker of Bottles under the Provisions of the said Act or Acts.

XXVII. And be it further enacted, That whenever any Person or Persons subject and chargeable with any Duty or Duties of Excise, payable to His Majesty in *Ireland*, shall give or serve, or cause to be given or served, any Notice or Notices for any of the Purposes for which any such Person or Persons is or are, or shall be by Law required to give a Notice or Notices, every such Notice and Notices given or served upon any of the Persons upon whom by Law the same ought to be given or served, shall according to the true Meaning and Import of such Notice or Notices, be taken to be good and effectual, as against the Person or Persons only who shall have given

given or served, or caused to be given or served the same, although such Notice or Notices shall not be in the Form or shall not have been given or served on all the Persons or within the time or times by Law directed, prescribed, limited or appointed for giving or serving the same, and upon the Trial of any Information or any other Proceeding relating to or in any manner touching or concerning any such Notice or Notices, it shall not be competent to or for such Person or Persons to allege any Imperfection or Defect in the Form of or in the giving or serving of any such Notice or Notices.

XXVIII. And be it further enacted, That in case any Officer or Officers of Excise shall at any time have neglected or omitted, or shall at any time neglect or omit, to make a Return pursuant to the Provisions of any Act or Acts in force or to be in force in *Ireland*, against any Person or Persons chargeable with or liable to any Duty or Duties of Excise, it shall and may be lawful to and for such Officer or Officers or for any other Officer or Officers of Excise, and he and they are respectively required to report the same to the said Commissioners of Excise; and it shall and may be lawful for the said Commissioners, or any Three of them, and they are hereby required to give Notice to such Person or Persons of the Amount of the Duty omitted to have been returned by reason of such Neglect or Omission, and if such Person or Persons shall not within One Calendar Month next after such Notice shew sufficient Cause to such Commissioners why such Person or Persons should not be charged with and pay the Amount of the Duty so omitted to have been returned, it shall and may be lawful for the said Commissioners, or any Three of them, to order a Return to be made by any such Officer or Officers to the Collector or other Officer in Charge of the Collection of the District within which such Person or Persons shall then be licensed, to carry on his, her or their Trade or Business, of the Amount of such Duty, and shall return a Surcharge on such Person or Persons; and if such Person or Persons shall not upon Demand or within Ten Days next after such Demand, pay the full Amount of such Duty, such Person or Persons shall forfeit the Sum of Ten Pounds together with a Sum equal to double the Amount of such Duty, provided that no such Return shall be a Charge on such Person or Persons unless it shall have been made and the Amount thereof demanded within Nine Calendar Months after the Expiration of the time within which such Return so omitted to have been made, ought to have been made.

Returns made of Duties omitted to be charged.

Penalty.

XXIX. And be it further enacted, That 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 as are appointed, directed and expressed for the recovering of any Penalties or Forfeitures in and by an Act made in *Ireland*, in the Fourteenth; 1 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 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, Masters and Things under the Management of the Commissioners of Customs and Port Duties, and of*

Penalties, &c. how levied, &c.

14 & 15 Car. 2.
(1) Sess. 4. c. 8.
46 G. 3. c. 106,
&c.

Appeal.

Commencement
of Act.

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 Revenues of Customs and Excise, or either of them, as fully and effectually to all Intents and Purposes as if the same were herein repeated and re-enacted with the like remedy of Appeal, to and for the Party or Parties aggrieved as in and by the said recited Act of the Fourteenth and Fifteenth Years of His late Majesty King Charles the Second, or any other Act or Acts as aforesaid, is provided.

XXX. And be it further enacted, That this Act shall commence and take Effect from and after the Expiration of Ten Days next after the passing thereof, and not sooner.

C A P. CV.

An Act to make further Provisions for collecting and securing the Duties of Excise on Hides and Skins tanned in Ireland.

[22d June 1815.]

Ante, c. 19.

Manner of
charging Duty
on Tanners
taking out Li-
cence between
Sept. 29. 1815
and Jan. 5.
1816.

‘ WHEREAS in consequence and by reason of the Alteration
‘ which has been made, in respect of the Duration of
‘ Licences to any Person or Persons to keep a Tan Yard or Tan
‘ Pit, or to Tan Leather in Ireland, by an Act made in the present
‘ Session of Parliament, intituled *An Act to grant certain Duties of*
‘ *Excise upon Licences for the Sale of Spirituous and other Liquors*
‘ *by Retail, and upon Licences to Persons dealing in Exciseable Com-*
‘ *modities in Ireland, in lieu of the Stamp Duties payable upon such*
‘ *Licences; and to secure the Payment of such Excise Duties and to*
‘ *regulate the issuing of such Licences; and to discourage the im-*
‘ *moderate Use of Spirituous Liquors in Ireland; it is expedient to*
‘ *provide for regulating, in manner hereinafter mentioned, the charging*
‘ *of any Tanner of Hides and Skins with Bark, who shall take out any*
‘ *Licence to be in force after the Twenty ninth Day of September in*
‘ *the Year One thousand eight hundred and fifteen;’ 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 Com-
mons, in this present Session of Parliament, and by the Authority of
the same, That every Tanner of Hides and Skins with Bark, who
shall take out any such Licence between the Twenty ninth Day of
September One thousand eight hundred and fifteen and the Fifth Day
of January One thousand eight hundred and sixteen, shall be charged
with and pay Duty for a Quantity of tanned Hides and Skins ac-
cording to the whole Amount of the Number of Cubic Feet con-
tained in all the Pits (except Lime Pits Masterins and Water Pools,
for simple Water) used in his, her or their Tan Yard or Tan Yards,
or other Place or Places whatever, called Vats, Handlers and
Latches, or other Pits or Vessels used with or containing Bark; that
is to say, every such Tanner shall be charged with and pay a Duty
within such Period ending the said Fifth Day of *January One thousand*
eight hundred and sixteen, at the Rate of Nine pence by the Year, for
and in respect of each and every Cubic Foot contained in all the Pits
in his, her or their Tan Yard or Tan Yards, or other Places called
Vats, Handlers and Latches, or other Pits or Places in which Bark
is used, without making any Allowance whatever for the Contents
of any Pits called Latches; any Law, Usage or Custom to the con-
trary

rary notwithstanding; and the Officer or Officers of Excise shall make Monthly Returns to the Collector or other Officer in Charge of the Collection of the District in which such Tan Yard shall be situated, of the Duty at the Rate aforesaid; that is to say, such Officer or Officers shall monthly, within Ten Days after the Fifth Day of the respective Months of *November* and *December* One thousand eight hundred and fifteen, and *January* One thousand eight hundred and sixteen, make a Return of One Twelfth Part of the whole Amount of the Sum which such Tanner is by this Act chargeable with, in respect of the whole Number of Cubic Feet in his or her aforesaid Pits, and such Return shall be a Charge on every Tanner against whom the same shall be made and returned, and shall be received as and for the Amount of the Duty payable by Weight and Tale on Hides and Skins tanned with Bark only, and every such Tanner shall pay the Sum so charged and returned: Provided always, that the Period between the Twenty ninth Day of *September* and the Fifth Day of *November* shall be deemed a Calendar Month within the Meaning of this Act.

What deemed
Calendar
Month.

II. And be it further enacted, That every Tanner of Hides and Skins with Bark, who shall take out any Licence to be in force after the said Fifth Day of *January* One thousand eight hundred and sixteen, shall, between the said Fifth Day of *January* One thousand eight hundred and sixteen, and the Fifth Day of *January* One thousand eight hundred and seventeen, and within every Year following ending on the Fifth Day of *January*, be charged with and pay Duty for a Quantity of tanned Hides and Skins according to the whole Amount of the Number of Cubic Feet contained in all the Pits (except Lime Pits, Masterins and Water Pools for simple Water) in his, her or their Tan Yard or Tan Yards, or other Place or Places whatever, called Vats, Handlers and Latches, or other Pits or Vessels used with or containing Bark; that is to say, every such Tanner shall be charged with and pay a Duty at the Rate of Nine pence by the Year, in respect of each and every Cubic Foot contained in all the Pits in his, her or their Tan Yard or Tan Yards, or other Places called Vats, Handlers and Latches, or other Pits or Places in which Bark is used, without making any Allowance whatever for the Contents of any Pits called Latches; any Law, Usage or Custom to the contrary notwithstanding; and the Officer or Officers of Excise shall make monthly Returns to the Collector or other Officer in Charge of the Collection of the District in which such Tan Yard shall be situated of the Duty at the Rate aforesaid; that is to say, such Officer or Officers shall monthly, within Ten Days after the Fifth Day of every Month, make a Return of One Twelfth Part of the whole Amount of the Sum which such Tanner is by this Act chargeable with in respect of the whole Number of Cubic Feet in his or her aforesaid Pits within the Year, and such Return shall be a Charge on every Tanner against whom the same shall be made and returned, and shall be received as and for the Amount of the Duty payable by Weight and Tale on Hides and Skins tanned with Bark only; and every such Tanner shall pay the Sum so charged and returned.

Manner of
charging Duty
on Tanners
taking out Li-
cences after
Jan. 5. 1816.

III. Provided always, and be it enacted, That if any Tanner with Bark shall, at any time between the Fifth Day of *May* and the Fifth Day of *October* in any Year, be desirous to discontinue the working or using of any of the Pits or Vats in his or her Tan Yard,

Tanners desir-
ous of discontin-
uing working of
Pits being (not
more than One
Fourth of Num

ber, &c.), allowed to do so, subject to Regulations of 53 G. 3. c. 60.

used with Bark (being not more than One Fourth of the Number of such Pits or Vats, nor more than the Number of Pits or Vats shall contain One Fourth of the Number of Cubical Feet in the whole Number of such Pits or Vats), such Person shall be allowed to do, under and subject to all the Regulations, Provisions, Restrictions and Conditions, Penalties and Forfeitures, in and by an Act made in the Fifty third Year of His present Majesty's Reign intituled *An Act for the better Collection of the Duties on Hides and Skins tanned or dressed in Oil, and on Vellum and Parchment made in Ireland, and for preventing Frauds on His Majesty's Revenue therein*, directed, required, appointed and inflicted in respect to the discontinuing the working or using of any Pits or Vats under the Provisions of the said last recited Act, as fully to all Intents and Purposes as if the same were herein re-enacted and applied to the discontinuing of the Work of any Tanner with Bark as aforesaid.

53 G. 3. c. 60. &c. extended to Act.

IV. And be it further enacted, That all and every the Clauses, Rules, Regulations, Provisions, Penalties, Forfeitures and Modes of Recovery and Deduction of Duty, provided, mentioned, contained and allowed in and by the said last recited Act of the Fifty third Year, or in any other Act (a) or Acts of Parliament in force in Ireland, for the regulating or securing the Collection of the Duties on Hides and Skins tanned in Ireland, shall be applied and put in Practice in the suing for, collecting, recovering, levying, paying or allowing any Duties chargeable against any Tanner under this Act, as fully and effectually to all Intents and Purposes whatsoever as if all the said Clauses, Rules, Regulations, Provisions, Penalties, Forfeitures, Modes of Recovery and Deductions of Duty had been expressly repeated and re-enacted in this Act and applied thereto, except so far as the same are altered by this Act; and that the said Acts and this Act shall be construed together as One Act, to all Intents and Purposes whatsoever, so far as the same are compatible or consistent with each other, and as the said Acts are altered by this Act.

Acts construed as One Act.

(a) [See 54 G. 3. c. 120. § 6, 7.]

C A P. CVI.

An Act to make further Provisions for collecting and securing the Duties of Excise on Paper printed, painted or stained in Ireland, to serve for Hangings and other Uses.

[22d June 1815.]

Aute, c. 19.

WHEREAS in consequence and by reason of the Alteration which has been made in respect of the Duration of Licences to Persons to manufacture Paper Hangings in Ireland, by an Act made in the present Session of Parliament, intituled *An Act to grant certain Duties of Excise upon Licences for the Sale of Spirituous and other Liquors by Retail, and upon Licences to Persons dealing in Exciseable Commodities in Ireland, in lieu of the Stamp Duties payable upon such Licences; and to secure the Payment of such Excise Duties, and to regulate the issuing of such Licences; and to discourage the immoderate Use of Spirituous Liquors in Ireland; it is expedient to provide for regulating, in manner hereinafter mentioned, the charging of every Paper Stainer in Ireland who shall have taken out or shall take out any such Licence to manufacture Paper Hangings after the*

Twenty

‘ Twenty fifth Day of *March* One thousand eight hundred and fifteen;’ 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 Paper Stainer who shall have taken out, or shall take out, any such Licence, to be in force between the Twenty fifth Day of *March* One thousand eight hundred and fifteen and the Fifth Day of *January* One thousand eight hundred and sixteen, shall, for each and every Calendar Month within such Period, while any Table or Tables of such Paper Stainer shall be by Law chargeable as working, be charged with, and pay for each and every such Table worked or used, or chargeable as aforesaid, not less than the Sum of Four Pounds Three Shillings and Four pence, as and for the Duty, according to the Number of Square Yards of printed, painted or stained Paper, which may be stamped, printed, painted or stained, at any such Table, within such Month: Provided always, that if the Duty chargeable by Measure on the Paper which shall be actually stamped, printed, painted or stained at such Table, within such Month, shall exceed the said Sum of Four Pounds Three Shillings and Four pence, then such Paper Stainer shall be charged with and pay such Excess of the Duty on all such Paper, according to the Measure thereof; and such Duties shall be charged and returned, and every such Paper Stainer shall pay the same, under such Rules, Regulations and Directions, and subject to such Fines, Penalties and Forfeitures, as are contained in an Act made in the Forty fifth Year of His present Majesty’s Reign, intitled *An Act to continue, until the Twenty ninth Day of September One thousand eight hundred and six, and amend several Acts, for regulating and securing the Collection of the Duties on Paper made in Ireland, and on Paper printed or stained in Ireland, to serve for Hangings or other Uses, or under any Act or Acts in force for continuing or amending the same, as if the said Rules, Regulations and Directions, Fines, Penalties and Forfeitures, were herein enacted and applied to the said Duties, and the Payment thereof, in the same manner, to all Intents and Purposes, as the same are by the said recited Act, or any other Act or Acts, applied to the Duties and the Payment thereof in the said Act mentioned: Provided always, that the Period between the Twenty fifth Day of *November* One thousand eight hundred and fifteen and the Fifth Day of *January* One thousand eight hundred and sixteen, shall be deemed a Calendar Month, within the Meaning of this Act.*

Manner of charging Duty on Paper Stainers taking out Licences between March 25. 1815, and Jan. 5. 1816.

45 G. 3. c. 106.

What deemed Calendar Month.

II. And be it further enacted, That in every Notice which shall be given by any Paper Stainer for commencing or recommencing to work at any time after the Fifth Day of *January* One thousand eight hundred and sixteen, no other Day shall be mentioned than the Sixth Day of some Month in the Year; and that no Paper Stainer shall commence or recommence working, except on such Sixth Day of such Month respectively; and that every Table shall be presumed to be kept regularly at work, from the Day mentioned in any Notice so to be given by any Paper Stainer for the commencing or recommencing to work, until such Working shall be duly discontinued according to Law; and that the Day mentioned in any Notice for so discontinuing or ceasing to work shall be the Fifth Day of some Month in the Year.

Notices for commencing or recommencing Work to be Sixth Day of Month, and Day for discontinuing to be Fifth.

III. And

After Jan. 5. 1816, instead of present Charges, Paper Stainers charged with Duty in manner herein mentioned.

III. And be it further enacted, That, from and after the Fifth Day of *January* One thousand eight hundred and sixteen, in lieu and instead of the monthly and yearly Charges on Paper Stainers in *Ireland*, under any Act or Acts in force, every such Paper Stainer shall be charged in manner hereinafter mentioned and expressed; that is to say, every such Paper Stainer shall, for each and every Calendar Month while any Table or Tables of such Paper Stainer shall be by Law chargeable as working, be charged with and pay for each and every such Table worked or used or chargeable as aforesaid, not less than the Sum of Four Pounds Three Shillings and Four pence, as and for the Duty, according to the Number of Square Yards of printed, painted or stained Paper, which may be stamped, printed, painted or stained at any such Table, within such Month: Provided always, that if the Duty chargeable by Measure on the Paper which shall be actually stamped, printed, painted or stained, at such Table, within such Month, shall exceed the said Sum of Four Pounds Three Shillings and Four pence, then such Paper Stainer shall be charged with and pay such Excess of the Duty on all such Paper, according to the Measure thereof; and the Officer or Officers of Excise in charge of the Manufactory of such Paper Stainer shall make Monthly Returns to the Collector or other Officer in charge of the Collection of the District in which such Manufactory shall be situate, of the Sum of Money with which such Paper Stainer is hereby chargeable; that is to say, such Officer or Officers shall Monthly within Ten Days after the Fifth Day of every Month make a Return of the Sum of Money with which such Paper Stainer is hereby chargeable for such Period of One Calendar Month for and in respect of each and every such Table, and also of the Quantities, in Square Yards, of Paper actually printed, painted or stained by such Paper Stainer within such Period of One Calendar Month, and of the Duty thereon according to the Measure thereof; and such Return shall be a Charge on every such Paper Stainer for such Calendar Month, and such Paper Stainer shall pay the Duty, appearing by such Return and Charge to have become due and payable, within Fourteen Days after the End of the Month for which such Return and Charge shall have been made; and every Paper Stainer shall, for every Default in Payment of any such Duty, forfeit the Sum of Twenty Pounds, together with a Sum equal to double the Amount of the Duty so returned and charged; and every such Officer shall and is hereby required to leave a true Copy of such Return in Writing under his Hand, with every such Paper Stainer, or at such Manufactory, upon Pain of forfeiting Twenty Pounds for every such Neglect or Omission in so doing.

IV. And be it further enacted, That in case the Duty charged on any Paper Stainer in any One Year ending on the Fifth Day of *January* shall not amount to the full Sum of Twelve Pounds and Ten Shillings for and in respect of each and every Table for stamping, printing, painting or staining Paper Hangings, which shall have been kept, or used, or worked by any such Paper Stainer at any time within the Year ending on the said Fifth Day of *January*, then and in such case the Officer or Officers in charge of the Manufactory of any such Paper Stainer shall within Ten Days after such Fifth Day of *January* make a Return to the Collector of Excise or other Officer in Charge of the Collection of the District in which such Manufactory shall

Duty not paid.
Penalty.

Officer to leave
Copy of Return
in Writing.
Penalty.

If Duty shall not
amount to
12l. 10s. for
Tables for
Stamping, &c.
for any Year
ending 5th Jan.
Return of Defi-
ciency made to
Collector, to be
a Charge on
Paper Stainers.

shall be situate, of such Sum of Money for and in respect of each such Table as with the Sums comprized in former Returns against such Paper Stainer in the Year ending on such Fifth Day of *January* shall amount to the full Sum of Twelve Pounds and Ten Shillings for and in respect of each and every such Table kept, or used, or worked by any such Paper Stainer at any time within such Year; and such Return shall be a Charge on such Paper Stainer, who shall pay the Sums appearing by such Return to have been incurred and become due within Seven Days after such Return, or in Default thereof shall forfeit the Sum of Twenty Pounds, together with a Sum equal to double the Amount of the Sums which shall be so returned.

Penalty.

V. And be it further enacted, That every Charge by this Act directed to be made against any Paper Stainer, and the Duty in respect thereof shall be made and returned by the Officer, and the said Duty shall be paid by the Paper Stainer in such manner and under and subject to such Rules, Regulations, Penalties and Forfeitures, and Modes of Recovery thereof, as are contained in the said recited Act of the Forty fifth Year aforesaid, for regulating and securing the Duties on Paper printed, painted or stained in *Ireland*, or in any other Act or Acts in force in *Ireland* relating to the Duties on such Paper, so far as the same are consistent and compatible with each other, save and except such Rules and Regulations as are expressly altered by this Act; and that all such Rules, Regulations, Penalties and Forfeitures, and Modes of Recovery thereof, so far as the same are consistent and compatible with each other, and (except as aforesaid) shall be applied in the charging, levying, collecting and recovering all such Duties as fully and effectually to all Intents and Purposes as if the said Rules, Regulations, Penalties and Forfeitures were repeated and re-enacted in this Act.

Duty how levied.

45 G. 3. c. 106.

C A P. CVII.

An Act to regulate the Appointment of Governors of the *Richmond Lunatic Asylum in Dublin.* [22d June 1815.]

WHEREAS it hath been found necessary to build and erect, in the City of *Dublin*, an Asylum or Hospital for the Reception and Management of Lunatic Patients: And Whereas the building of such Asylum hath been begun and proceeded on, under the Care and Direction of the Governors of the House of Industry in *Dublin*, and hath been and is called and known by the Name of "The *Richmond Lunatic Asylum*;" and divers Sums, for or towards such Building, have been included in the Estimates returned to Parliament by or from the said Governors, and have accordingly been included in the Grants from time to time made to the said Governors; and it is expedient that the said Asylum or Hospital should be from henceforth under the Care of separate and distinct Governors; 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 and may be lawful to and for the Lord Lieutenant; or other Chief Governor or Governors of *Ireland* for the time being, to appoint any Persons, not exceeding fifteen in Number, to be Governors of the said Asylum; and

Lord Lieutenant empowered to appoint Governors of Lunatic Asylum.

and from time to time to fill up all Vacancies which shall happen in the said Body, by whatever means, and to appoint new Governors; but so as that the Number of such Governors shall not at any one time exceed Fifteen, and from time to time to remove any of the said Governors at his or their Will and Pleasure.

Governors a Corporation, &c. may make Bye-Laws.

II. And be it further enacted, That the said Governors shall be a Corporation in Deed and in Name, and shall have perpetual Succession in manner aforesaid, and shall be called "The Governors of the *Richmond Lunatic Asylum in Dublin*," and shall have a Common Seal, and shall have full Power to make Bye-Laws for the Regulation, Direction and Management of themselves, and of the said Asylum and of the Patients therein, and of all and every Physicians, Surgeons, Apothecaries, Housekeepers, Nurfetenders, and other Attendants, Officers and Servants, of what Nature or Description soever, of or belonging to the same.

Governors to obey Orders of Lord Lieutenant.

III. And be it further enacted, That the said Governors shall obey all lawful Orders of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, signified to them by the Chief Secretary, or, in his Absence, by the Under Secretary for the Civil Department.

Governors may appoint Housekeepers, &c. and (with Consent of Lord Lieutenant) Physicians, &c. and pay them out of Funds of Asylum.

IV. And be it further enacted, That it shall and may be lawful to and for the said Governors from time to time, with the Consent and Approbation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to appoint such and so many Housekeepers, Nurfetenders, and other Attendants, Officers and Servants, in and for the said Asylum, as may seem fitting and proper; and that it shall also be lawful for the said Governors from time to time, with the Consent and Approbation of the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the time being, to appoint such and so many Medical Attendants for the said Asylum as may seem fitting and proper, and with such Consent and Approbation to direct and pay out of such Funds as shall be at their Disposal, to all and every the Person and Persons so appointed as aforesaid, whether as Physicians, Surgeons or Apothecaries, or as Housekeepers, Nurfetenders, or otherwise, such yearly or other Sums as they shall think reasonable; and it shall be lawful for the said Directors to suspend or remove at their Pleasure any of the said Persons.

Governors may remove, &c. Officers.

Asylum empowered to receive Gifts and Bequests of Land.

V. And be it further enacted, That it shall and may be lawful to and for the said Governors from time to time to take and receive, by Gift, Grant, Devise or other Conveyance of what nature or kind soever, for the Use of the said Asylum, and for or towards defraying the several Expences thereof, any Lands, Tenements or Hereditaments in *Ireland*, not exceeding in the whole the yearly Value of Five hundred Pounds at the time of so acquiring the same.

Three Governors a Quorum.

VI. And be it further enacted, That any Three such Governors may do and perform any thing required to be done by this Act, as fully and effectually as all the Governors might do if personally present; and that Three Governors assembled at any Meeting shall be present, shall have full Power to do all the things which the Governors duly assembled would be able to do.

Asylum already built, and Materials and Money.

VII. And be it further enacted, That the said Asylum shall be built, and Materials and Money

thereto belonging or therewith intended to be used, occupied or enjoyed, shall be and remain vested in the said Governors and their Successors for ever, together with all Materials thereon; and that all Sums granted as aforesaid to the Governors of the House of Industry, and not actually paid or expended on, in or towards the building or erecting of such Asylum, or procuring Ground or Materials for the same, shall be forthwith paid over and delivered to the Governors of the said Asylum, by the Governors of the said House of Industry; and that all and every Materials, Matters and Things, for the purchasing or procuring of which Credit shall be claimed by the Governors of the said House of Industry, and which shall not have been actually used, applied or expended in or for the same, shall also be forthwith delivered in like manner to the Governors of the said Asylum, or to such Person or Persons as they shall appoint to receive the same; and for that Purpose the said Governors of the House of Industry shall forthwith account, before the Commissioners for auditing the Public Accounts in *Ireland*, for all and every Sum and Sums heretofore granted to them as aforesaid, or otherwise, for or on Account of the said Asylum, and which shall not have been duly accounted for at some time before the Commencement of this Act.

&c. in Possession of House of Industry, vested in and delivered over to Governors of Asylum.

House of Industry to account before Auditors of Public Accounts.

VIII. And be it further enacted, That if the said Governors of the House of Industry shall have contracted any Debts to Workmen, or otherwise, for or on account of the said Asylum, which shall remain unpaid, they shall state the same in passing their said Accounts; and if the said Commissioners shall be satisfied that the same were fairly incurred for the Benefit or Purposes of the said Asylum, they shall certify the same at the Foot of such Account, and thereupon the said Corporation so created under this Act shall be liable to pay the same, in like manner as the said Governors of the said House of Industry would have been; and from the signing of such Certificate, the said Governors of the House of Industry shall be altogether freed and discharged therefrom.

On Certificate of Auditors, Asylum liable to Debts remaining due for erecting Asylum.

IX. And be it further enacted, That the Governors of the said Asylum shall once in every Year, at such times as they shall be required by the Commissioners for auditing the Public Accounts in *Ireland*, well and truly account before the said Commissioners, for all and every Sum and Sums of Money received and paid by them, for or on Account of the said Asylum in any manner whatsoever, or from any Person, or out of any Fund whatsoever, whether Public or Private.

Governors of Asylum to account yearly before Auditors.

X. And be it enacted, That if it shall be or be deemed necessary at any time hereafter to enlarge the Building of the said Asylum, or the Out Offices thereof, or the Ground fit or necessary to be enjoyed therewith, then and in every such case it shall and may be lawful to and for the said Governors, with the Consent and Approbation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, by Warrant under Hand and Seal, but not otherwise, to make such Enlargement or Extension accordingly, by and with such Funds and Means as they may then have for that Purpose; and for that Purpose to take and receive, by Gift, Grant, Devise or otherwise, such Ground as may be necessary, and as may be described in such Warrant of such Lord Lieutenant or other Chief Governor or Governors of *Ireland*, which shall or may be over and above such Lands, Tenements and Hereditaments as aforesaid.

Building, &c. of Asylum enlarged under Warrant of Lord Lieutenant.

XI. And

leave his Post before relieved; or shall be found sleeping on his Post; or shall hold Correspondence with, or give Advice or Intelligence to any Rebel or Enemy of His Majesty, either by Letters, Messages, Signs or Tokens, in any manner or way whatsoever; or shall treat or enter into any Terms with such Rebel or Enemy, without His Majesty's Licence, or Licence of the General or Chief Commander; or shall strike or use any Violence against his Superior Officer, being in the Execution of his Office; or shall disobey any lawful Command of his Superior Officer; or shall desert His Majesty's Service; all and every Person and Persons so offending in any of the Matters before mentioned, whether such Offence shall be committed within this Realm, or in any other of His Majesty's Dominions, or in Foreign Parts, upon Land, or upon the Sea, shall suffer Death, or such other Punishment as by a Court Martial shall be awarded.

found sleeping upon his Post, &c.

striking or disobeying superior Officer.

Death.

II. Provided always, and it is hereby declared and enacted, That no Non Commissioned Officer or Soldier who shall desert His Majesty's Service, shall be exempt from the Pains and Penalties imposed by this Act for such Offence, by again enlisting into His Majesty's Service; but any such Soldier shall, notwithstanding such subsequent Enlistment, be deemed to have deserted His Majesty's Service, and shall in like manner suffer Death, or such other Punishment as by a Court Martial shall be awarded.

Soldiers enlisted in other Regiment, &c. deemed Deserters.

Death.

III. And Whereas Doubts have arisen, whether Soldiers, who of Right belong to Corps from which they have deserted, may be proceeded against and tried for deserting any other Corps in which they may afterwards have enlisted, or from His Majesty's Service, if they shall not after such subsequent enlisting have been placed in any Corps, or for any Crime committed by them whilst serving therein; Be it enacted by the Authority aforesaid, That every such Soldier shall be liable to be tried by a Court Martial, and punished in like manner as if he had originally enlisted in, and of Right belonged to the Regiment, Corps, Troop, Company, Detachment or Party, in which he shall be at the time of any subsequent Desertion, or committing any Offence, notwithstanding it shall have been discovered or known that he had previously belonged to some other Regiment, Corps, Troop or Company, Detachment or Party, and had not been discharged therefrom: Provided always, that if such Person shall be claimed by such other Regiment, Corps, Troop or Company, Detachment or Party, and be proceeded against as a Deserter therefrom, his subsequent Desertion from any One or more Corps in which he may have unwarrantably enlisted, may (unless he shall already have been tried for the same) be given in Evidence as an Aggravation of his Crime; previous Notice being always given to such Deserter of the Fact or Facts intended to be produced in Evidence upon his Trial.

Deserters enlisting in other Regiments, &c. Punishment.

Proviso for Men claimed.

Notice.

IV. And be it further enacted and declared, That in case of any Non Commissioned Officer or Soldier, tried and convicted of Desertion, whensoever the Court Martial which shall pass Sentence upon such Trial shall not think the Offence deserving of Capital Punishment, such Court Martial may, instead of awarding a Corporal Punishment, adjudge the Offender according to the Nature of the Offence, if they shall think fit, to be transported as a Felon for Life or for a certain Term of Years: And if such Non Commissioned Officer or Soldier, having been adjudged to be transported

Deserter transported;

returning before Expiration of Term.

as

as a Felon shall afterwards (without Leave from His Majesty, or from the Governor or Commanding Officer of the Place to which he shall have been transported) return into or be found at large without Leave as aforesaid, or other lawful Cause, within any Part of the United Kingdom of *Great Britain and Ireland*, or in any of His Majesty's Possessions Abroad, other than the Place to which he shall have been transported, before the Expiration of the Term limited by such Sentence, and shall be convicted thereof in the ordinary course of Law, every such Person shall be deemed and adjudged guilty of Felony, and shall suffer Death as a Felon, without Benefit of Clergy.

Death.

His Majesty, where Courts Martial award Capital Punishment, may order Offenders to be transported.

V. Provided, and be it enacted, That in all cases wherein a Capital Punishment shall have been awarded by a Court Martial, it shall be lawful for His Majesty, instead of causing such Sentence to be carried into Execution, to order the Offender to be transported as a Felon for Life, or for a certain Term of Years, as to His Majesty shall seem meet; and if the Person so transported, in pursuance of such Order from His Majesty, shall afterwards (without Leave from His Majesty, or from the Governor or Commanding Officer of the Place to which he shall have been transported) return into or be found at large without Leave as aforesaid, or other lawful Cause, within any Part of *Great Britain or Ireland*, or in any of His Majesty's Possessions Abroad, other than the Place to which he shall have been transported, before the Expiration of the Term limited by such Order, and shall be duly convicted thereof, he shall suffer Death as a Felon without Benefit of Clergy.

Death.

Deferter sentenced to serve as a Soldier in any Corps.

VI. And be it further enacted, That it shall be lawful for any General or General Regimental Court Martial to sentence any Non-Commissioned Officer or Soldier, convicted of Desertion by such Court, to general Service as a Soldier, and that His Majesty may thereupon direct that such Service shall be in any Regiment or Regiments, or Corps, and in any Country, or Place or Places, Abroad or otherwise, as He may think fit.

Deferter enlisted for a limited Term, sentenced to serve for Life, &c.

VII. Provided also, and be it further enacted, That if any Non-Commissioned Officer or Soldier in any Regiment or Corps of His Majesty's Regular Forces, so convicted of Desertion, shall appear to have enlisted for a limited Term of Years, it shall be lawful for such Court to sentence any such Non-Commissioned Officer or Soldier so enlisted in any Regiment or Corps of His Majesty's Regular Forces to serve for Life as a Soldier, or for any Number of Years beyond the Period for which such Non-Commissioned Officer or Soldier shall have enlisted in the Regiment in which he so enlisted, or generally in any Regiment or Corps which His Majesty shall please to direct; and any Non-Commissioned Officer or Soldier may in any case, in addition to any Service, be further adjudged to forfeit all Benefit or Advantage as to Increase of Pay, or as to Pension or Discharge, which might otherwise have accrued to such Non-Commissioned Officer or Soldier from the Length or Nature of his Service.

Mark affixed on Body of Deserters.

VIII. 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 Deferter be marked on the left Side, Two Inches below the Arm-pit, with the Letter (D.) such Letter

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.

IX. And be it further enacted, That whenever His Majesty shall intend any Sentence of a Court Martial of Transportation to be carried into Execution, or shall be graciously pleased to extend His Mercy, upon Condition of Transportation, to any Offender liable to the Punishment of Death by the Sentence of a Court Martial, such Sentence, together with His Majesty's Pleasure upon the same, shall be notified in Writing by the Commander in Chief for the time being of His Majesty's Forces in Great Britain, or in the Absence of the Commander in Chief, then by the Adjutant General for the time being, to any Justice of the King's Bench, Common Pleas or Baron of the Exchequer of the Degree of the Coif; and thereupon such Justice or Baron 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 Justice or Baron is authorized to make or do by an Act passed in the Twenty fourth Year of His Majesty's Reign, intituled *An Act for the effectual Transportation of Felons and other Offenders, and to authorise the Removal of Prisoners in certain cases; and for other Purposes therein mentioned* (a), with respect to Offenders in such Act mentioned, tried at any Court of Oyer and Terminer or Gaol Delivery in England, as in the said Act mentioned; and such Order and Orders so to be made as aforesaid, and all such Acts as shall be so done as aforesaid, shall be obeyed and done by such Person in whose Custody such Offender shall at that time be, and all other Persons whom it may concern, and shall be as effectual and have all the same Consequences as any Order made under the Authority of the said Act with respect to any Offender in the said Act mentioned; and every Sheriff, Gaoler, Keeper, Governor or Superintendent whom it may concern, and all Constables and other Persons, shall be bound to obey the aforesaid Order and Orders, be assitant in the Execution thereof, and be liable to the same Punishment for Disobedience or interrupting the Execution of the same, as they would be if the same had been made under the Authority of the aforesaid Act; and every Person so ordered to be transported as aforesaid, shall be subject respectively to all and every the Provision and Provisions made by Law, and now in force concerning Persons convicted of any Crime and sentenced to be transported, or receiving His Majesty's Pardon on Condition of Transportation.

(a) [Repealed, post. c. 156. § 1.]

X. And be it further enacted, That the Justice or Baron who shall make any such Order as aforesaid, under any such Notification of His Majesty's Pleasure as aforesaid, shall direct the said Notification, and his own Order made thereupon, to be filed in the Office of the Clerk of The Crown of His Majesty's Court of King's Bench, and to be there kept of Record; and the said Clerk of The Crown shall receive a Fee of Two Shillings and Six pence, and no more, for filing the same.

Sentence of Transportation, &c. notified by Commander in Chief or Adjutant General to any Justice of K. B. &c. who shall make Order for Transportation as by 24 G. 3. Sess. 2. c. 56. § 5.

Such Notification, Sec. filed in Office of Clerk of The Crown.

Fee.

XI. And be it further enacted, That the said Clerk of The Crown of His Majesty's Court of King's Bench shall, upon the Application of any such Offender who shall be ordered by His Majesty

Who shall on Application deliver Certificate of Conviction.

to be transported as aforesaid, or of any other Person applying on behalf, or on the Application of any Person on behalf of His Majesty, deliver a Certificate in Writing under his Hand (not taken for the same more than Two Shillings and Six pence), containing an Account of the Christian Name and Surname of such Offender of his Offence, of the Place where the Court was held, before which he was convicted, and of the Terms and Conditions on which His Majesty's Order for such Offender's Transportation was given, which Certificate shall be sufficient Proof of the Conviction and Sentence of such Offender, and also of the Terms on which such Order for his Transportation was given, in any Court, and in any Proceeding wherein it may be necessary to enquire into the same.

Sentence of Transportation in India, &c. notified by Officer commanding in Chief to some Judge of One of the Supreme Courts, who shall make Order for Transportation.

XII. 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 Settlement 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 such Court Martial, upon Condition of Transportation, the same shall be notified in Writing by the Officer commanding in Chief His Majesty's Forces in India or at the Cape of Good Hope, or in the Island of Ceylon, or at any other Foreign Settlement, Island, Territory or Country belonging to His Majesty, within the Limits of the Charter of the United Company of Merchants of England trading to the East Indies, or in the Absence of the Officer commanding 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, Island, Territory or Country respectively 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 Orders or Orders, and do all such other Acts consequent upon the same, as any such Judge is authorized to make or do with respect to Offenders ordered to be transported by Sentence of the Criminal Courts in India, and the Governor and Council of such Presidency, or Governor of such Settlement, Island, Territory or Country respectively shall, and they are hereby required to take Order for the Transportation of all such Offenders accordingly.

Offenders under Sentence of Death obtaining conditional Pardon, subject to Laws of Escape, &c.

XIII. And be it further enacted, That if any Offender under Sentence of Death by a Court Martial as aforesaid, shall obtain His Majesty's conditional Pardon as aforesaid, all and every the Laws now in force, touching the Escape of Felons under Sentence of Death, shall apply to such Offender, and to all Persons aiding, abetting or assisting in any Escape, or intended Escape of any such Offender, or contriving any such Escape from the time when such Order shall be made by such Justice or Baron as aforesaid, and doing all the several Proceedings which shall be had for the Purpose aforesaid.

King may grant Commission for holding Courts Martial, &c.

XIV. And be it further enacted by the Authority aforesaid, That His Majesty may, from time to time, grant a Commission, under the Royal Sign Manual, for the holding of General Courts Martial

within the United Kingdom of *Great Britain and Ireland*, in like manner as has been heretofore used; and that His Majesty may likewise, from time to time, by His Royal Commission, empower the Chief Governor or Governors of that Part of the United Kingdom of *Great Britain and Ireland* called *Ireland*, the Governor of *Gibraltar*, and the Governor of any of His Majesty's Dominions beyond the Seas respectively, or the Person or Persons there commanding in chief His Majesty's Forces for the time being, and may also from time to time extend his Royal Warrant to the Commander of the Forces in that Part of the said United Kingdom called *Ireland*, and to any General or other Officer having the Command of a Body of His Majesty's Forces within the United Kingdom of *Great Britain and Ireland*, or in any of His Majesty's Dominions, or elsewhere beyond the Seas, or to the General or other Officer commanding such Body of Forces for the time being, empowering them respectively to appoint General Courts Martial, as well as to authorize any Officer under their respective Command, not below the Degree of a Field Officer, to convene General Courts Martial, as Occasion may require, for the Trial of Offences committed by any of their Forces under their several Command, whether the same shall have been so committed before or after such General Officer shall have taken upon himself such Command; all which Courts Martial shall be constituted, and shall regulate their Proceedings according to the several Provisions hereinafter specified.

XV. Provided always, and be it hereby declared and enacted, That no Officer or Soldier, being acquitted or convicted of any Offence, shall be liable to be tried a Second time by the same or any other Court Martial for the same Offence, unless in the case of an Appeal from a Regimental to a General Court Martial; and that no Sentence given by any Court Martial, and signed by the President thereof, shall be liable to be revised more than once.

Second Time for same Offence.

XVI. Provided always, That nothing in this Act contained shall extend or be construed to exempt any Officer or Soldier whatsoever from being proceeded against by the ordinary Course of Law.

Ordinary Proceedings.

XVII. Provided also, That if any Officer, Non Commissioned Officer or Soldier, shall be accused of any Capital Crime, or of any Violence or Offence against the Person, Estate or Property of any of His Majesty's Subjects, which is punishable by the known Laws of the Land, the Commanding Officer and Officers of every Regiment, Troop, Company or Party, is and are hereby required to use his and their utmost Endeavours to deliver over such accused Person to the Civil Magistrate; and shall also be aiding and assisting to the Officers of Justice in the seizing and apprehending such Offender, in order to bring him to Trial; and if any such Commanding Officer shall wilfully neglect or refuse, upon Application made to him for that Purpose, to deliver over any such accused Person to the Civil Magistrate, or to be aiding or assisting to the Officers of Justice in apprehending such Offenders; every such Officer so offending, and being thereof convicted, upon any Information or Indictment in any of His Majesty's Courts of Record at *Westminster*, or in any of His Majesty's Courts in *Scotland* or in *Dublin*, shall be deemed and taken to be *ipso facto* cashiered, and shall be utterly disabled to have or hold any Civil or Military Office or Employment within the United Kingdom of *Great Britain and Ireland*, or in His Majesty's Service, and

Persons accused of Capital Crimes, &c. delivered over to Civil Magistrate, &c.

Persons acquitted, &c. by Civil Magistrate, cashiered.

Officers and Soldiers imprisoned upon Charge of Criminal Offence, to receive no Pay during Confinement, but if acquitted entitled to Arrears at return to Corps, and if convicted to forfeit Pay during Confinement.

General Court Martial, Number of Members.

a Certificate thereof shall be transmitted to the Judge Advocate in London, if such Conviction shall be in *Great Britain*, or to the Judge Advocate in *Dublin*, if such Conviction shall be in *Ireland*.

XVIII. Provided also, That no Person or Persons, being acquitted or convicted of any Capital Crimes, Violences or Offences by the Civil Magistrate, shall be liable to be punished by a Court Martial for the same, otherwise than by cashiering.

XIX. 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, or if in *Ireland* the Chief Secretary, or in his Absence the Under Secretary for the Military Department, 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 of War, or if in *Ireland* to such Chief or Under Secretary as aforesaid, to be proper, and the Order of the Secretary at War, or such Chief or Under Secretary in *Ireland* as the case may require, for the Payment of such Pay or Arrears shall be a sufficient Discharge for such Payment.

XX. And it is hereby further enacted and declared, That all General Courts Martial held under the Authority of this Act shall consist of Thirteen or Nine Commissioned Officers, as the case may require; except the same shall be holden upon any Officer, Non Commissioned Officer or Private Soldier of His Majesty's Forces, which shall be serving in any Place beyond the Seas out of His Majesty's Dominions, or out of any of the Settlements belonging to the United Company of Merchants of *England* trading to the *East Indies*; in which cases any General Court Martial may consist of any Number not less than Seven, and except the same shall be holden in *Africa*, or in *New South Wales*, in which Places such General Courts Martial may consist of any Number not less than Five; of whom none shall be under the Degree of a Commissioned Officer; nor shall the President of any General Court Martial be the Officer commanding in Chief, or Governor of the Garrison where the Offender shall be tried, nor under the Degree of a Field Officer, unless where a Field Officer cannot be had; nor in any case whatsoever under the Degree of a Captain.

XXI. Provided

XXI. Provided always, and be it further enacted, That it shall be lawful for any General or other Officer commanding any Station, or commanding any Division, Brigade, Detachment or distinct Party belonging to any Army of His Majesty, which may at any time be serving in any Place beyond the Seas out of His Majesty's Dominions, upon Complaint made to him of any Crime or Crimes, Offence or Offences done or committed against the Property or Person of any Inhabitant of or resident in any such Countries by any Non Commissioned Officer, Soldier or other Person serving with or belonging to His Majesty's Armies in the Field, being under the immediate Command of any such General or other Officer, to summon and cause to assemble a General Court Martial which shall consist of not less than Three Officers at the least for the Purpose of trying any such Person or Persons accused or suspected of having committed any such Crime or Crimes, Offence or Offences as aforesaid, notwithstanding such General or other Officer shall not have received from His Majesty, or from any Person having His Majesty's Authority in that behalf, any Warrant or Warrants empowering such General or other Officer to summon or assemble Courts Martial, and every such Court Martial shall have Power to try any such Person or Persons so accused or suspected as aforesaid, and to adjudge any such Person or Persons to suffer any such Punishment as shall be prescribed for any Crime or Crimes, Offence or Offences with which any such Person or Persons shall be charged before such Court Martial: Provided always, that no Sentence of any such Court Martial shall be executed until the General commanding in chief the Army of which the Division, Brigade, Detachment or Party to which any Person so tried, convicted and adjudged to suffer Punishment shall belong, shall have approved and confirmed the same: Provided also, that every such Court Martial shall have such and the same Powers for summoning and examining Witnesses; and Witnesses guilty of Perjury, on Examination before them, shall be subject and liable to the same Penalties and Punishments as are or shall be by any Law or Usage in force in relation to any other Court Martial or to any Witnesses examined before any other Court Martial.

In what case Generals or other Officers commanding Stations abroad may summon General Courts Martial.

Provide.

Provide.

Perjury.

XXII. Provided always, and be it further enacted, That no General Court Martial for the Trial of any Officer (except the same shall be holden in any Place beyond the Seas out of His Majesty's Dominions, and out of any of the Settlements belonging to the United Company of Merchants of England trading to the East Indies, or in Africa or New South Wales), shall consist of less than Thirteen Members.

General Courts Martial (Exception) not to consist of less than 13 Members.

XXIII. Provided always, and be it further enacted, That no General Court Martial, consisting of any less Number than Thirteen Commissioned Officers, unless holden in any Place beyond the Seas out of His Majesty's Dominions, or out of any of the Settlements belonging to the United Company of Merchants of England trading to the East Indies, or in Africa or New South Wales as aforesaid, shall sentence any Non Commissioned Officer or Soldier to Loss of Life or Limb, or Transportation.

No General Court Martial to sentence Soldier to Loss of Life, &c.

XXIV. 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 Imprisonment, solitary or otherwise, or Corporal Punishment, not extending to Life or Limb, as such Court shall think fit,

General Courts Martial may inflict Corporal Punishment or Imprisonment,

Ac. for Immoralities, &c.

Proviso.

General or other Courts Martial may sentence Non Commissioned Officers or Soldiers to Imprisonment in House of Correction or Gaol, &c.

Gaolers refusing to receive Deserters.

Penalty.

In what case Non Commissioned Officers and Soldiers to forfeit Pay. Allowance to Gaolers, &c.

fit, on any Non Commissioned Officer or Soldier for Immoralities, Misbehaviour or Neglect of Duty, or to adjudge a Forfeiture of a Benefit or Advantage as to Increase of Pay, or as to Pension which might otherwise have accrued to such Non Commissioned Officer or Soldier from the Length or Nature of his Service: Provided always that it shall not be lawful for any General Regimental Court Martial to award such Forfeiture of Benefit or Advantage as to Increase of Pay or as to Pension as aforesaid.

XXV. Provided always, and be it further enacted, That it shall be lawful for any General or other Court Martial to sentence any Non Commissioned Officer or Soldier to Imprisonment in any House of Correction, Common Gaol or Public Prison, or in any other Place which such Court may deem fit and convenient for that Purpose; and all Gaolers and Keepers of such Houses of Correction or Prisons shall receive into their Custody, and keep in Confinement for such time as they shall be respectively required so to do, or until discharged, any Non Commissioned Officer or Soldier who may have been sentenced to Imprisonment by any General or other Court Martial, and shall provide a proper Place for the Confinement of any such Non Commissioned Officer or Soldier, according to the Sentence of such Court during the Period of his Imprisonment upon receiving an Order, in Writing, from the Commanding Officer of the District within which such General Court Martial shall have been held, or from the Commanding Officer of any Regiment or Corps to which such Non Commissioned Officer or Soldier so tried by any Regimental Court Martial as aforesaid shall belong; and every such Gaoler or Keeper of any such House of Correction shall, upon receiving any Order in Writing, from any such Commanding Officer as aforesaid, deliver any such Non Commissioned Officer or Soldier to any Person, on producing such Order, although the Period for which he was originally sent to such Gaol or House of Correction shall not have expired; and every Gaoler and Keeper of a House of Correction or Prison, who shall refuse to receive and to confine any such Non Commissioned Officer or Soldier in manner as aforesaid shall forfeit for every such Offence the Sum of One hundred Pounds, to be recovered by Action of Debt or Information for the Use of His Majesty.

XXVI. And be it further enacted, That every Non Commissioned Officer or Soldier sentenced to Imprisonment by any General or other Court Martial shall forfeit all Right to any Pay from the Day of his Commitment during the time of such Imprisonment; and also, that during the Continuance of any Imprisonment in any Gaol or House of Correction, the Gaoler or Keeper of such Prison or House of Correction in *Great Britain*, and in *Ireland* the Inspector under whose immediate Inspection such House of Correction, Gaol or Prison shall be, shall receive and apply in the Maintenance of such Non Commissioned Officer or Soldier the Sum of Nine pence *per Diem* out of the Subsidience of such Non Commissioned Officer or Soldier during the time that such Non Commissioned Officer or Soldier shall continue in Custody, which said Sum the Secretary at War in *Great Britain*, and in *Ireland* the Chief Secretary to the Lord Lieutenant, or other Chief Governor, or in his Absence the Under Secretary for the Military Department, is hereby authorized and required to cause to be paid to the said Gaoler or Keeper, or Inspector respectively as aforesaid, upon receiving an Application in Writing signed by any Justice of the

the Peace for the County or Riding in which such Gaol, Prison or House of Correction shall be locally situate, together with a Copy of the Order under which the said Non Commissioned Officer or Soldier was confined: Provided always, that it shall be lawful for the Secretary at War, or for such Chief Secretary as aforesaid, or in his Absence for the Under Secretary for the Military Department for the time being, if he should think fit, to order the Issue and Payment of any Arrears of Pay, or of the Surplus of such Pay, or any Portion thereof, or of any Arrears thereof, to or on account of such Non Commissioned Officer or Soldier, during or after the Expiration of the Period of his Imprisonment, in any Gaol, House of Correction or Place of Military Confinement.

Proviso.

XXVII. And be it further enacted, That all General and other Courts Martial shall have Power and Authority, and are hereby required to administer an Oath to every Witness, in order to the Examination or Trial of any of the Offences that shall come before them.

Courts Martial may administer Oath to Witnesses.

XXVIII. Provided always, and be it further enacted, That in all Trials by General Courts Martial to be held by virtue of this Act, every Member assisting at such Trial, before any Proceedings be had thereupon, shall take the following Oaths upon the Holy Evangelists, before the Judge Advocate, or his Deputy (who are hereby authorized to administer the same): that is to say,

Officers sworn.

“ YOU shall well and truly try and determine, according to your Evidence in the Matter now before you. So help you GOD.”

Oaths taken by all Members of General Court Martial.

“ I, A. B. do swear, That I will dably administer Justice, according to the Rules and Articles for the better Government of His Majesty's Forces, and according to an Act of Parliament now in force for the Punishment of Mutiny and Desertion, and other Crimes therein mentioned, without Partiality, Favour or Affection; and if any Doubts shall arise (which is not explained by the said Articles, or Act or Parliament) according to my Conscience, the best of my Understanding, and the Custom of War in the like cases: And I further swear, That I will not divulge the Sentence of the Court until it shall be approved by His Majesty, or by some Person duly authorized by Him; neither will I, upon any Account, at any time whatsoever, disclose or discover the Vote or Opinion of any particular Member of the Court Martial, unless required to give Evidence thereof as a Witness, By a Court of Justice or a Court Martial, in a due Course of Law. So help me GOD.”

And so soon as the said Oaths shall have been administered to the respective Members, the President of the Court is hereby authorized and required to administer to the Judge Advocate, or the Person officiating as such, an Oath in the following Words:

Judge Advocate sworn.

“ I, A. B. do swear, That I will not upon any Account, at any time whatsoever, disclose or discover the Vote or Opinion of any particular Member of the Court Martial, unless required to give Evidence thereof, as a Witness, By a Court of Justice or a Court Martial, in a due Course of Law. So help me GOD.”

In Sentences of Death, what Number of Officers to concur, &c.

And no Sentence of Death shall be given against any Offender in such case by any General Court Martial, unless Nine Officers present shall concur therein (except such General Court Martial shall be holden in any Place beyond the Seas out of His Majesty's Dominions, or out of any of the Settlements belonging to the United Company of Merchants

Hours of Trial.

Witnesses attending Courts Martial privileged from Arrest.

Witnesses not attending attached.

Proceedings in Trials by Courts Martial other than General Courts Martial.

Oaths taken by Members of Courts Martial.

Merchants of *England* trading to the *East Indies*, or in *Africa*, or in *New South Wales* as aforesaid); and in all cases where a Court Martial shall consist of more Officers than Thirteen, and also in any Place beyond the Seas out of His Majesty's Dominions, or out of any of the Settlements belonging to the United Company of Merchants of *England* trading to the *East Indies*, or in *Africa* and in *New South Wales* as aforesaid, when the same shall consist of a lesser Number of Officers, then such Judgment shall pass by the Concurrence of Two thirds at the least of the Officers present; and no Proceeding or Trial shall be had upon any Offence, but between the Hours of Eight of the Clock in the Morning and Three in the Afternoon, except in cases which require an immediate Example: Provided also, that all Witnesses duly summoned by the Judge Advocate, or the Person officiating as such, shall, during their necessary Attendance in such Courts, and in going to and returning from the same, be privileged from Arrest in like manner as Witnesses attending any of His Majesty's Courts of Law are privileged; and that if any such Witness shall be unduly arrested, he shall be discharged from such Arrest by the Court out of which the Writ or Process issued by which such Witness was arrested; or if the Court out of which the Writ or Process issued be not sitting, then by any Judge of the Court of King's Bench in *London* or in *Dublin*, or Court of Session in *Scotland*, or Courts of Law in the *West Indies*, according as the case shall require, upon its being made appear to such Court or Judge, by Affidavit in a summary way, that such Witness was arrested in going to or returning from, or attending upon such Court Martial; and that all Witnesses so duly summoned as aforesaid, who shall not attend on such Courts, shall be liable to be attached in the Court of King's Bench in *London* or *Dublin*, or Court of Session in *Scotland*, or Courts of Law in the *West Indies* respectively, upon Complaint made to the said Courts of King's Bench, or Court of Session in *Scotland*, or Courts of Law in the *West Indies*, in like manner as if such Witness had neglected to attend on a Trial in any Criminal Proceeding in that Court.

XXIX. Provided also, and be it further enacted, That in all Trials by any Courts Martial, other than General Courts Martial, which shall be held by virtue of this Act, or of any Articles of War established by His Majesty in pursuance thereof, every Member assisting at such Trial, before any Proceedings be had thereupon, shall take the following Oaths 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 Forces, and according to an Act of Parliament now in force for the Punishment of Mutiny and Desertion, and 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, the best of my Understanding and the Custom of War in the like cases.
 ‘ So help me GOD.’
 And

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 Regiment, Detachment or Brigade, or the Governor or Commander of the Garrison, Fort, Castle or Barrack, directing such Court Martial.

Appointment of President.

XXX. And Whereas it may be expedient in certain cases, and particularly in such Matters wherein any of His Majesty's Marine Forces may be interested, that Officers of the Marine should be associated with Officers of the Land Forces, for the Purpose of holding Courts Martial; Be it enacted and declared, That when and as often as it may be necessary, it shall and may be lawful for Officers of the Land and Marine Forces to sit in Conjunction upon Courts Martial, and to proceed in the Trial of any Officer or Soldier of the Land Forces in like manner, to all Intents and Purposes, as if such Courts Martial were composed of Officers of the Land Forces only; and the Officers of the Land and Marine Forces are in such cases to take Rank according to the Seniority of their Commissions in either Service.

Officers of Land and Marine Forces sitting in Conjunction upon Courts Martial; Rank.

XXXI. 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 Courts 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 Terms prescribed by the same Act.

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

27 G. 2. c. 9.

XXXII. Provided always, and be it enacted, That the Party tried by any General Court Martial within Europe (except in the Garrison of Gibraltar) shall be entitled to a Copy of the Sentence and Proceedings of such Court Martial, upon Demand thereof made by himself, or by any other Person or Persons on his behalf (he or they paying reasonably for the same), at any time not sooner than Three Months after such Sentence; and in case of Trial by any General Court Martial at Gibraltar, at any time not sooner than Six Months after the Sentence given by such Court Martial; and in the case

Party entitled to Copy of Sentence and Proceedings of Court Martial.

case of Trials by any General Court Martial in His Majesty's other Dominions beyond the Seas, or in Foreign Parts, at any time not sooner than Twelve Months after the Sentence given by such Court Martial, whether such Sentences be approved or not; any thing in this Act to the contrary notwithstanding.

Proceedings, &c.
of Courts
Martial trans-
mitted to Judge
Advocate
General, &c.

XXXIII. Provided also, and be it enacted by the Authority aforesaid, That every Judge Advocate, or Person officiating as such at any General Court Martial do, and he is hereby required to transmit, with as much Expedition as the Opportunity of time and Distance of Place can admit, the original Proceedings and Sentences of such Court Martial to the Judge Advocate General in *London*, unless such Court Martial shall have been appointed in *Ireland*, in which case they shall be transmitted to the Judge Advocate General for that Part of the United Kingdom in *Dublin*; and the said original Proceedings and Sentences are to be carefully kept and preserved in their respective Offices, to the end that the Persons entitled thereto may be enabled, upon Application to such Offices respectively, to obtain Copies thereof, according to the true Intent and meaning of this Act.

Stamp Duties

XXXIV. Provided also, and be it further enacted and declared, That none of the Proceedings of any General or Regimental Court Martial, nor any Entry or Copy thereof, shall be charged or chargeable with any Stamp Duty whatsoever; any thing contained in any former Act or Acts to the contrary notwithstanding.

His Majesty
empowered to
make Articles
of War

XXXV. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for His Majesty to form, make and establish Articles of War, for the better Government of His Majesty's Forces, which Articles shall be judicially taken Notice of by all Judges, and in all Courts whatsoever.

Copies of Ar-
ticles of War
transmitted to
Judges, &c.

XXXVI. And, for the more effectual Notification thereof to the several Judges and Persons hereinafter mentioned, be it further enacted by the Authority aforesaid, That Copies of all such Articles of War printed by The King's Printer, shall, from time to time, as soon as conveniently may be after the same shall have been made and established by His Majesty, be transmitted by His Majesty's Secretary at War for the time being, signed with his own Hand and Name, to the Judges of His Majesty's Superior Courts at *Westminster*, *Dublin* and *Edinburgh* respectively, and also to the Governors of His Majesty's Colonies, Plantations and Territories abroad.

His Majesty to
constitute and to
authorize others
to convene
Courts Martial.

XXXVII. And be it further enacted by the Authority aforesaid, That, for bringing Offenders against such Articles of War to Justice, it shall be lawful for His Majesty to create and constitute Courts Martial as well as to grant His Royal Commissions or Warrants, to the Persons and in the manner hereinbefore mentioned and expressed, for convening and authorizing others to convene Courts Martial, with Power to try, hear and determine any Crimes or Offences by such Articles of War, and to inflict Penalties by Sentence or Judgment of the same, as well within the United Kingdom of *Great Britain* and *Ireland*, in *Jersey*, *Guernsey*, *Alderney*, *Sark* or *Man*, and the Islands thereto belonging as in His Majesty's Garrison of *Cibraltar*, and in any of His Majesty's Dominions beyond the Seas, or elsewhere beyond the Seas.

None adjudged
of Life or Limb
but for Crimes
expressed to be
so punishable.

XXXVIII. Provided always, That no Person shall, by such Articles of War, be subjected to any Punishment extending to Life or Limb, within the United Kingdom of *Great Britain* and *Ireland*, *Jersey*

Jersey, Guernsey, Alderney, Sark or Man, or any of the Isles thereto belonging, for any Crime which is not expressed to be so punishable by this Act; nor for such Crimes as are expressed to be so punishable, in any manner, or under any Regulations, which shall not accord with the Provisions of this Act.

XXXIX. Provided also, and be it further enacted, That if any Officer or Soldier shall in any of His Majesty's Dominions beyond the Seas, or elsewhere beyond the Seas, commit any of the Offences for which he may be liable to be tried by Courts Martial by virtue of this Act, and shall after the Commission of such Offence go or be sent to any other Station or Part of His Majesty's Dominions in the Course of Service abroad, or come or be brought into this Realm, or into *Jersey, Guernsey, Alderney, Sark or Man, or the Islands thereto* belonging, before he be tried by a Court Martial for such Offence, such Officer or Soldier shall be tried and punished for the same at such other Station or Part of His Majesty's Dominions, or within the Realm, or any such Island as aforesaid, as if the said Offence had been committed where such Trial shall take place.

Offenders beyond Sea, &c. tried here, &c.

XI. And Whereas it is of essential Importance, as well to the due Observance of Public Economy, as to the Discipline of His Majesty's Forces, that they should be regularly mustered, and that the Musters should be taken with the strictest Accuracy and Exactness; Be it enacted by the Authority aforesaid, That Musters shall be made, had or taken, of every Regiment, Troop or Company, in His Majesty's Service, Twice at the least in every Year, at such times as shall be appointed.

Musters Twice a Year.

XLI. And be it further enacted, That no Commissary shall muster any Regiment, Troop or Company, within the City of *Westminster*, and Borough of *Southwark*, and Liberties thereof, but in the Presence of Two or more Justices of the Peace, not being Officers of the Army, under the Penalty of Fifty Pounds, and of being discharged from his Office, unless such Justices, upon Forty eight Hours' Notice being given to Six of His Majesty's Justices of the Peace residing within the City and Liberties aforesaid respectively, shall neglect to attend such Muster; and in case of such Neglect, such Commissary may proceed to muster such Regiment, Troop or Company; provided that Oath be made before any of His Majesty's Justices of the Peace within Forty eight Hours after such Muster taken, that such Justices so attending are hereby empowered to sign the said Muster Rolls, and to take Recognizance of such Muster, and to examine the Truth thereof before they sign the same.

No Muster in Westminster, &c. but in Presence of Two or more Justices. Penalty.

Oath.

XLII. Provided always, and be it further enacted, That all Muster Rolls and Pay Lists which are required to be verified upon Oath, shall be sworn before and attested by any Justice of the Peace or Magistrate, who are hereby authorized and required to administer such Oath and attest the same, without Payment of any Fee or Reward whatever in respect thereof, either to such Justice or Magistrate or the Clerk of any such Justice or Magistrate.

Muster Rolls, &c. verified on Oath, and attested by Magistrate without Fee.

XLIII. And, for preventing of Fraud and Deceit in the mustering of Soldiers, be it further enacted by the Authority aforesaid, That if any Person do make or give, or procure to be made or given any false or untrue Certificate, whereby to excuse any Soldier for his Absence from any Muster, or any other Service which he ought to attend

Giving false Certificates to excuse Soldiers from Musters.

Penalty.

Officers making
false Musters,
&c.

Cashiered.

Officers muster-
ing Persons by
wrong Names,
Penalties.

Persons offering
themselves to be
falsely mustered.

Imprisonment.
Horses falsely
mustered for-
feited.

Penalty.

Forfeiture how
levied.

or perform, upon Pretence of such Soldier being employed on for other Duty of the Regiment, or being sick, in Prison, or on Furlough then every such Person, so making, giving or procuring such Certificate, shall, for every such Offence, forfeit the Sum of Fifty Pounds and shall be forthwith cashiered and displaced from his Office, and shall be thereby utterly disabled to have or hold any Military Office or Employment within this Realm, or in His Majesty's Service; and no Certificate shall excuse the Absence of any Soldier but for the Reasons above mentioned or one of them.

XLIV. And be it further enacted by the Authority aforesaid That every Officer that shall make any false or untrue Muster of Men or Horse, and every Commissary, Muster Master, or other Officer, who shall wittingly or willingly allow or sign the Muster Roll, wherein such false Muster is contained, or any Duplicate thereof; and also every Commissary, Muster Master, or other Officer, who shall directly or indirectly take, or cause to be taken, any Sum or Sums of Money or any other Gratuity, on or for the mustering any Regiment, Troop or Company, or on or for the signing of any Muster Rolls, or any Duplicate thereof, upon Proof thereof upon Oath made by Two Witnesses before a General Court Martial, to be thereupon called (which is hereby authorized and required to administer such Oath) shall, for such Offence, be forthwith cashiered and displaced from such his Office, and shall be thereby utterly disabled to have or hold any Civil or Military Office or Employment within the United Kingdom of *Great Britain and Ireland*, or in His Majesty's Service.

XLV. And it is enacted, That if any Officer or Commissary shall muster any Person by a wrong Name knowingly, upon Conviction thereof before a General Court Martial, the said Officer or Commissary shall suffer such Penalties, and in such manner as is directed and inflicted by this Act upon those who shall make false Musters.

XLVI. And be it further enacted by the Authority aforesaid, That if any Person shall be falsely mustered, or offer himself falsely or deceitfully to be mustered, upon Proof thereof made upon Oath by Two Witnesses, before any Justice of the Peace for the County residing near the Place where such Muster shall be made, and upon Certificate thereof in Writing, under the Hand of the Commissary of the Musters, or Muster Masters as aforesaid, made to such Justice of the Peace, the said Justice is hereby authorized and required to commit such Offender to the House of Correction, there to remain for the Space of Ten Days: And if any Person shall wittingly or willingly lend or furnish any Horse to be mustered, which shall not truly belong to the Trooper or Troop so mustered, the said Horse so falsely mustered shall be forfeited to the Informer if the same doth belong to the Person lending or furnishing the said Horse; or otherwise the Person lending or furnishing the said Horse shall forfeit the Sum of Twenty Pounds upon Oath made by Two Witnesses, before some Justice of the Peace residing near to the Place where such Muster shall be made; which Twenty Pounds shall be levied by 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 the Overplus (if any be) to the Owner: And in case such Offender shall not have sufficient Goods and Chattels whereon Distress may be made, to the Value of the Penalty to be recovered against him, or shall not pay the said Penalty within Four Days after such Conviction; then and in such case such

such Justice of the Peace shall and may, by Warrant under his Hand and Seal, either commit such Offender to the Common Gaol, there to remain without Bail or Mainprize for the Space of Three Months, or cause such Offender to be publicly whipped, at the Discretion of such Justice; and the said Forfeiture shall be given or paid to such Person or Persons that shall give Information thereof; and the said Informer or Informers, if belonging to the Service, shall have a Right to be discharged forthwith, if he or they shall demand the same.

Imprisonment.
Soldiers giving
Information of
false Musters,
entitled to Dis-
charge.

XLVII. And be it further enacted by the Authority aforesaid, That in Great Britain the Deputy or Deputies of the Commissary General shall, upon every Half-yearly Muster taken by him or them respectively of any Regiment, Troop or Company, in His Majesty's Service at any Place Ten Miles distant from London, close the Muster Rolls of the said Regiment, Troop or Company, within Twenty four Hours after such Muster shall have been made; and shall return the Rolls so taken by the Post or other safe Conveyance, within Seven Days after their being closed, to the Office of the Commissary General of Musters, who shall, and he is hereby directed and required to transmit One Set of every of the said Rolls to the Secretary at War, One to the Paymaster General of His Majesty's Land Forces, and One to the Comptrollers of the Accounts of the Army, on or before the First Day of May and the Twenty ninth Day of September respectively following such Half-yearly Muster: And no Alterations or Indorsements shall be made in or upon the said Muster Rolls, other than in the case of Orders of Leave or Dates of Commissions, and other than involuntary Errors or literal Mistakes in writing or transcribing the said Muster Rolls, upon Pain of forfeiting their respective Employments, and the Sum of Twenty Pounds to any Person that will sue for the same, for every such Offence.

Muster Rolls
Ten Miles dis-
tant from Lon-
don, closed 24
Hours after
Muster, and re-
turned in Seven
Days to Com-
missary General
of Musters, &c.

Penalty.

XLVIII. And Whereas, by *The Petition of Right*, in the Third Year of King Charles the First, it is enacted and declared, that the People of the Land are not by the Laws to be burthened with the sojourning of Soldiers against their Wills; and by a Clause in an Act of the British Parliament, made in the One and thirtieth Year of the Reign of King Charles the Second, for granting a Supply to His Majesty of Two hundred and six thousand four hundred sixty two Pounds Seventeen Shillings and Three pence, for paying and disbanded the Forces, it is declared and enacted, that no Officer, Civil or Military, nor other Person whatsoever, should from thenceforth presume to place, quarter or billet, any Soldier or Soldiers upon any Subject or Inhabitant of this Realm, of any Degree, Quality or Profession whatsoever, without his Consent; and that it shall and may be lawful for Subject, Sojourner or Inhabitant to refuse to quarter any Soldier or Soldiers, notwithstanding any Demand or Warrant or Billetting whatsoever: But so far as at this time, and during the Continuance of this Act, there is and may be Occasion for the marching and quartering of Regiments, Troops and Companies, in several Parts of the United Kingdom of Great Britain and Ireland; Be it further enacted by the Authority aforesaid, That, for and during the Continuance of this Act, and no longer, it shall and may be lawful to and for the Constables, Tithingmen, Headboroughs and other Chief Officers and Magistrates of Cities, Towns and Villages, and other Places within England, Wales and the Town of Berwick upon Tweed, and in their Default or Absence, for

Petition of
Right, 3 Car. 1.

31 Car. 2. c. 1.

§ 54.

Constables, &c. in
England to quarter
Officers, and Men in
Inns, Alehouses, &c.

shall complain thereof to One or more Justice or Justices of the Peace of the Division, City or Liberty, where such Soldiers are quartered; or in case such Chief Officer or Magistrate shall be a Justice of the Peace, then on Complaint made to Two or more Justices of the Peace of such Division, City or Liberty, such Justices respectively shall have, and have hereby Power to relieve such Person, by ordering such and so many of the Soldiers to be removed and quartered upon such other Person or Persons as they shall see Cause; and such other Person or Persons shall be obliged to receive such Soldiers accordingly.

‘ XLIK. And Whereas by an Act passed in *Ireland* in the Sixth Year of the Reign of Queen *Anne*, intituled *An Act to prevent the Disorders that may happen by the marching of Soldiers and providing Carriages for the Baggage of Soldiers on their March*, it was, amongst other things, enacted and declared, that no Officer, Soldier or Trooper in the Army, nor the Servant of any Officer, nor any Attendant on the Train of Artillery, nor any Yeoman of the Guard of Battle Axes, nor any Officer commanding the said Yeoman, nor any Servant of any such Officer, should at any time thereafter have, receive or be allowed any Quarters in any Part of *Ireland*, save only during such time as he or they should be and remain in some Sea Port Town in order to be transported, or during such time as there should be any Commotion in any Part of *Ireland*, by reason of which Emergency the Army or any considerable Part thereof should be commanded to march from any Part of *Ireland* to another, or during such time or times as he or they should be on their March as aforesaid: And Whereas the Barracks of *Ireland* are not at present sufficient to lodge all the Forces upon its Military Establishment: And Whereas it may be necessary to station Part of the Troops in Places where there are not Barracks or not sufficient Barracks to hold them;’ Be it enacted, and it is hereby declared and agreed by the Authority aforesaid, That it shall and may be lawful, notwithstanding the said recited Act, to and for the Constables and other Chief Officers and Magistrates of Cities, Towns, Villages and other Places in *Ireland*, and in their Default or Absence for any One Justice of the Peace inhabiting in or near any such City, Town, Village or Place, and for no others, and such Constables and other Chief Magistrates as aforesaid, or in their Default, such Justice of Peace as aforesaid, are hereby required to quarter and billet the Officers and Soldiers in His Majesty’s Service in Inns, Livery Stables, Ale Houses and the Houses of Sellers of Wine by Retail, to be drank in their own Houses or Places thereunto belonging, and all Houses of Persons selling Brandy, Strong Waters, Cyder or Metheglin by Retail; and where there shall not be found sufficient Room in such Houses, then in such manner as has been heretofore customary, taking Care not to billet less than Two Men in any One House, except only in case of billeting Horse or Dragoons in manner hereinafter mentioned; nor shall any Billets at any time be ordered for more than the Number of effective Soldiers present to be quartered; all which Billets, when made out by such Chief Magistrates or Constables, or Justice of the Peace, as the case may be, shall be delivered into the Hands of the Staff Officer employed, or of the Commanding Officer present; and if any Constable or other Chief Officer or Magistrate as aforesaid shall

6 Ann. (1.) c. 14.
§ 8.

Regulations for
quartering Sol-
diers in Ireland.

Billeting.

<p>Remedy.</p> <p>Officer mentioning Constable, &c.</p> <p>Punishment.</p> <p>Proviso.</p> <p>Justices, Jurisdiction of.</p>	<p>shall presume to quarter or billet any such Officer or Soldier in a House not within the Meaning of this Act, without the Consent the Owner or Occupier thereof, then such Owner or Occupier shall have his or their Remedy at Law against such Magistrate or Officer for the Damage that such Owner or Occupier shall sustain thereby and such Constable, Chief Officer or Magistrate, being duly convicted of such Offence by Indictment, shall be imprisoned for a Space of One Calendar Month; and if any Military Officer shall take upon him to quarter Soldiers otherwise than is limited and allowed by this Act, or shall use or offer any Menace or Compulsion to upon any Mayor, Constable or other Chief Officer before mentioned tending to deter or discourage any of them from performing any Part of their Duty hereby required or appointed, or to induce any of them to do any thing contrary to their said Duty, such Military Officer shall for every such Offence, being thereof convicted before any Two or more Justices of the Peace of the County, by the Oath of Two credible Witnesses, be deemed and taken to be <i>ipso facto</i> cashiered, and shall be utterly disabled to have or hold any Military Employment whatsoever: Provided the said Conviction be affirmed at the next Assizes or Quarter Sessions of the Peace for the said County, or County of a City or Town, and a Certificate thereof transmitted to the Chief Secretary, or in his Absence to the Under Secretary for the Military Department in <i>Dublin</i>; and in case any Person shall find himself aggrieved, in that such Constable, Chief Officer or Magistrate not being a Justice of the Peace, has quartered or billeted in his House a greater Number of Soldiers than he ought to bear in proportion to his Neighbours, and shall complain thereof to One or more Justice or Justices of the Peace of the Division, City or Liberty, where such Soldiers are quartered, or in case such Chief Officer or Magistrate shall be a Justice of the Peace, then on Complaint made to Two or more Justices of the Peace of such Division, City or Liberty, such Justice or Justices respectively shall have, and have hereby Power to relieve such Persons by ordering such and so many of the Soldiers to be removed and quartered upon such other Person or Persons as he or they shall see Cause, and such other Person or Persons shall be obliged to receive such Soldiers accordingly.</p> <p>‘ L. And as very great Detriment and Inconvenience arise to the Service, from the dispersing and billeting of Soldiers when on a March at a great Distance from the Place or Places where they are meant to be quartered, and contrary to the true Intent and Meaning of the said last recited Act, and by reason of which they are placed wide of their intended Route for the next Day’s March; Be it therefore enacted by the Authority aforesaid, That at no time when Troops are on a March shall any of them be billeted above One Mile from the Place or Places mentioned in the Route.</p> <p>‘ LI. And Whereas Soldiers are often billeted and quartered on the March unequally, and to the Prejudice of some of His Majesty’s Subjects, by reason that the Places mentioned in the Route are on the Borders of Counties, and that the Keepers of Houses in which Soldiers may be quartered being out of the Parish or Place mentioned in the Route, although in the immediate Vicinity thereof, refuse to receive such Soldiers upon Billets granted by the Constables, Tythingmen, Headboroughs or other Persons of such Places to whom the quartering of Soldiers belongs; For</p>	<p>Remedy</p>
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Soldiers not billeted above One Mile from Places mentioned in Route.

Remedy whereof, be it enacted, That in any such case it shall be lawful for the Constable, Tythingman, Headborough or other Person to whom the quartering of Soldiers in any Place mentioned in any Route on the Border of any County shall belong, and he and they is and are hereby required to quarter and billet all Soldiers and their Horses on their March in a just and equal Proportion upon the Keepers of all Houses within One Mile of the Place mentioned in any such Route, although some of such Houses may be in the adjoining County, in like manner in every respect as if such Houses were locally situate within such Place; and all Powers, Authorities, Clauses, Penalties, Forfeitures and Provisions in this Act contained in relation to the Billetting and Quartering of Soldiers shall extend and be applied to all Billets so granted as fully and effectually, to all Intents and Purposes, and in like manner in every respect as if such Houses were locally situate within the Place mentioned in the Route: Provided always, that nothing herein contained shall extend or be construed to extend to authorize or empower any Constable, Tythingman, Headborough or other Person to billet or quarter Soldiers out of the County to which they belong, in any case in which any Constable, Tythingman or Headborough or other Person of the adjoining County shall be present, and undertake to billet and quarter the due Proportion of Men in such adjoining County.

Billetting of Soldiers on Borders of Counties to be equal.

Proviso.

LII. And be it further enacted, That it shall be lawful for any Two Justices of the Peace, or any Two Magistrates, within their respective Jurisdictions, to grant or transfer any Licence for selling Ale by Retail, or Cyder or Perry, to be drank or consumed in any House or Houses or Premises where more Houses or Premises than one shall be held together by the same Person or Persons as a Canteen, or any Licence to sell Spirituous Liquors, or Strong Waters, or Wine or Liquor by Retail, to any Person or Persons applying for the same, who shall hold any Canteen under any Lease thereof, or any Agreement or other Authority from any Two of the Principal Officers of the Board of Ordnance, or from any Two of the Commissioners for the Affairs of Barracks, without regard to the time of Year, or any Notices or Certificates specified or required in relation to the applying for or granting any such Licences; any thing in any Act or Acts of Parliament to the contrary notwithstanding: And it shall also be lawful for His Majesty's Commissioners of Excise in *England, Ireland and Scotland*, respectively, or any Person appointed or employed by the said Commissioners in *England or Ireland* respectively in that behalf, or for any Collectors or Supervisors of Excise within their respective Districts, and they are hereby required to grant Licences for selling Beer or Ale by Retail, or Cyder or Perry to be drank or consumed in the Houses or Premises occupied as a Canteen of the Person or Persons applying for such Licence, or any Licence to sell Spirituous Liquors or Strong Waters, or Wine or Liquors by Retail, to any such Person or Persons who shall hold any such Canteen under any such Licence or Transfer of any such Licence of any Justice or Magistrate as aforesaid; and it shall also be lawful for any Person or Persons holding any such Canteen under any such Lease, Agreement or Authority as aforesaid, and having such Licences as aforesaid, to keep such Canteen, and to utter and sell therein, and in the Premises thereto belonging, and not elsewhere, Victuals and all such Excisable Liquors as he and they

Licences for keeping Canteens.

they shall be licensed and empowered to sell under the Authority and Permission of any such Excise Licence as aforesaid without being subject to any Penalty or Forfeiture; any thing in any Act or Act of Parliament to the contrary notwithstanding.

Lord Lieutenant to appoint Person to sign Routes.

LIII. And be it further enacted, That it shall be lawful for the Lord Lieutenant or other Chief Governor for the time being of *Ireland*, to depute by Warrant under his Hand and Seal, some proper Person to sign Routes for the marching of any of His Majesty's Force in *Ireland* in the Name of such Lord Lieutenant or Chief Governor.

No Justice having any Military Office concerned in billeting Soldiers.

LIV. Provided also, and be it further enacted, That no Justice or Justices of the Peace having or executing any Military Office or Commission in any Part of the United Kingdom shall and may during the Continuance of this Act, directly or indirectly be concerned in the quartering, billeting or appointing any Quarters for any Soldier or Soldiers in the Regiment, Troop or Company under the immediate Command or Commands of such Justice or Justices according to the Disposition made for quartering of any Soldier or Soldiers by virtue of this Act; but that all Warrants, Acts, Matters or Things, executed or appointed by such Justice or Justices of the Peace, for or concerning the same, shall be void; any thing in this Act contained to the contrary notwithstanding.

High Constables, &c. may issue Precepts for billeting Foot Guards in Westminster, &c.

LV. And be it further enacted and declared by the Authority aforesaid, That whenever any Order shall issue for the quartering or billeting the Officers or Soldiers of His Majesty's Regiments of Foot Guards within the City and Liberties of *Westminster*, and Places adjacent, lying in the County of *Middlesex*, and in the County of *Surry* and in the Borough of *Southwark* in the said County of *Surry*, the High Constable shall deliver out Precepts to the several Petty Constables, Headboroughs or Tythingmen, of each Parish, Ward, Hamlet and District, within their respective Divisions, to billet and quarter such Officers and Soldiers of His Majesty's Regiments of Foot Guards on such Houses only as by this Act is limited within their respective Parishes, Hamlets or Districts; and such Petty Constables, Headboroughs and Tythingmen, shall, in pursuance thereof, billet and quarter every such Officer and Soldier in such Houses so subjected thereto by this Act equally and proportionably according to the Number of such Officers and Soldiers so to be billeted and quartered, and of the Houses so subjected to receive them; and such Officers and Soldiers of the Foot Guards shall be quartered within the said City and Liberties of *Westminster*, and the Places adjacent, lying in the said County of *Middlesex* (except the City of *London*), and in the said County of *Surry*, and in the said Borough of *Southwark* in the said County of *Surry*, in the same manner, and under the same Regulations, as in other Parts of *England*, in all cases for which particular Provision is not made by this Act.

Constables, &c. in Westminster, &c. to deliver Lists at Quarter Sessions on Oath,

LVI. And, for the better preventing Abuses in billeting and quartering such Officers and Soldiers in the said City and Liberties of *Westminster*, and Parts adjacent, lying in the said County of *Middlesex*, and in the said County of *Surry*, and in the said Borough of *Southwark* in the said County of *Surry*, be it enacted by the Authority aforesaid, That the Petty Constables, Headboroughs and Tythingmen of their respective Parishes, Wards, Hamlets and Districts, within the same, shall, at every General Quarter Session of the Peace to be holden for the said City and Liberties of *Westminster*,

minster, in the said County of *Middlesex* and the said County of *of Houses sub-*
Surry, and the said Borough of *Southwark* in the said County of *ject to receive*
Surry respectively, make and deliver to the Justices then in open *Soldiers, &c:*
 Sessions assembled, upon Oath (which Oath they the said Justices are
 hereby authorized and required to administer), true Lists signed by
 them respectively of all such Houses, together with the Number of all
 such Persons respectively inhabiting the same, within his or their
 Parish, Ward, Hamlet or District respectively, as are subject and
 liable by this Act to receive such Officers and Soldiers, together
 with the Names and Rank of all such Officers and Soldiers as are
 quartered and billeted in each House respectively; and such Lists *inspected with-*
 shall remain with the Clerks of the Peace of the said City and *out Fee.*
 Liberties of *Westminster*, the said County of *Middlesex*, the said
 County of *Surry*, and the said Borough of *Southwark* in the said
 County of *Surry* respectively, to the Intent that all and every Person
 and Persons may be at Liberty to inspect the same without any Fee
 or Reward; and such Clerk shall forthwith from time to time make
 and deliver to every or any Person or Persons who shall require the *Copies of Lists*
 same, true Copies of all and every or any such Lists, upon being *wrote by Clerk*
 paid Two pence a Sheet for each and every such Copy so taken, *at 2d. per Sheet.*
 each Sheet to be computed at and contain One hundred and Fifty
 Words; and if Default or Neglect shall be made by any Petty *Penalty.*
 Constable, Headborough or Tythingman of any such Parish, Ward,
 Hamlet or District, in the delivering such Lists to the Justices at
 their Quarter Sessions as aforesaid; or if he or they shall so deliver *Giving defective*
 or cause to be delivered in, any false or defective List, not including *Lists.*
 and specifying therein all and every such House and Houses so liable
 by this Act to receive such Officers and Soldiers, or the Names
 and Rank of all such Officers and Soldiers as are quartered and
 billeted in each House respectively; such Petty Constable, Head-
 borough and Tythingman, or any of them so offending therein, shall, *Penalty*
 for each such Offence, forfeit each the Sum of Five Pounds, to the *How levied.*
 Use of the Poor of such respective Parishes, Wards, Hamlets and
 Districts; to be levied by Distress and Sale of the Offender's Goods
 and Chattels, by Warrant or Warrants under the Hand and Seal, or
 Hands and Seals, of One or more of His Majesty's Justice or Justices
 of the Peace for the said City and Liberties of *Westminster*, for
 the said County of *Middlesex*, and for the said County of *Surry*, and
 for the said Borough of *Southwark* in the said County of *Surry*
 respectively (which Warrant or Warrants the said Justice or Justices
 is and are hereby empowered and required to make and issue); and *Imprisonment.*
 for Want of sufficient Distress to be found for that Purpose, the said
 Justice or Justices is and are hereby empowered and required, by
 Warrant or Warrants, under his or their Hands and Seals, to commit
 the Person or Persons so offending to the Common Gaol of the said
 City of *Westminster*, the said County of *Middlesex*, the said County
 of *Surry*, or the said Borough of *Southwark* in the said County of
Surry, there to remain for any time to be limited by such Justice or
 Justices not exceeding Three Months nor less than One Month,
 without Bail or Mainprize.

LVII. And be it further enacted by the Authority aforesaid, *Officers, Men*
 That the Officers, Men and Horses, belonging to His Majesty's *and Horses be-*
 Horse or Dragoons, and also all Bat and Baggage Horses belonging *longing to Horse*
 to any of His Majesty's other Forces, and also the Horses belonging *or Dragoons, and*
 also Bat and Bag- *gage Horses, &c.*
 to

how quartered,
&c.

to Staff and Field Officers in His Majesty's Forces when upon actual Service, not exceeding for each Officer the Number for which Forage is or shall be allowed by His Majesty's Regulations, shall and may be quartered and billeted in the Inns, Livery Stables, Alehouses, Victualling Houses, and other Houses in which Officers and Soldiers are by this Act allowed to be quartered and billeted, and that they shall be received and furnished by the Owners or Occupiers of such Inns, Livery Stables, Alehouses, Victualling Houses and other Houses in which they are so allowed to be quartered and billeted, with Diet and Small Beer, and with Stables, and Hay and Straw for such Horses, paying and allowing for the same the several Rates that are or shall be established by any Act or Acts of Parliament in force in that respect.

Dragoons, &c.
quartered on
Persons who
have no Stables
may be removed
to those who
have Stables,
&c.

LVIII. Provided always, and be it further enacted by the Authority aforesaid, That when any of His Majesty's Horse or Dragoons, or any other Horses as aforesaid, shall be quartered or billeted upon the Owner or Owners, Occupier or Occupiers of any Alehouse, Victualling House or other House in which Officers or Soldiers may be quartered by virtue of this Act, who have no Stables; then and in such case, and upon Complaint made by the Person or Persons having no Stables, to Two or more Justices of the Peace of the Division, City or Liberty where such Horse or Dragoons or other Horses shall be so quartered and billeted, and upon his or their making such Allowance in lieu of his or their quartering such Horse or Dragoons or other Horses, as such Justices shall think reasonable, it shall and may be lawful for such Justices to order the Men and their Horses, or such Horses only, as the case may be, to be removed and quartered upon some other Person or Persons who by this Act are liable to have Officers and Soldiers quartered and billeted upon them who have Stables, and to order and settle a proper Allowance to be made by the Person or Persons having no Stables, in lieu of his or their quartering such Horse or Dragoons, or other Horses so to be removed as aforesaid; and also to order and direct that such Allowance shall be paid by the Person or Persons from whom such Men and Horses shall be removed, to or amongst the Person or Persons to whom such Men and Horses shall be so removed as aforesaid, or be applied in the furnishing of Quarters for the Reception of such Men and Horses, as the case may require, and as such Justices shall think fit.

Dragoons, &c.
and their
Horses billeted
in same Houses.

LIX. And Whereas great Inconveniences have arisen, and may arise in such Places where Horse or Dragoons are or may be quartered, by the billeting of the Men and their Horses at different Houses, and often at great Distances from one another, contrary to the true Intent and Meaning of this Act; Be it therefore enacted by the Authority aforesaid, That in all Places where Horse or Dragoons shall be quartered or billeted in pursuance of this Act, for the future, the Men and their Horses shall be billeted in One, and the same House (except in case of Necessity); and that in no other case whatsoever there be less than One Man billeted where there shall be One or Two Horses, and less than Two Men where there shall be Four Horses, and four Men for a greater Number; and where there shall be One Man, shall be billeted as near as possible to

LX. And Whereas some Doubts have arisen whether Commanding Officers of any Regiment, Troop or Company, may exchange any Men or Horses quartered in any Town or Place, with another Man or Horse quartered in the same Place, for the Benefit of the Service; Be it declared and enacted by the Authority aforesaid, That such Exchange as above mentioned may be made by such Commanding Officer respectively, provided the Number of Men and Horses do not exceed the Number at that time billeted on such House or Houses; and the Constables, Tythingmen, Headboroughs and other Chief Officers and Magistrates of the Cities, Towns and Villages, or other Places where any Regiment, Troop or Company shall be quartered, are hereby required to billet such Men and Horses so exchanged accordingly.

Manner of changing Men and Horses.

LXI. Provided always, and be it enacted by the Authority aforesaid, That if any Officer shall take or cause to be taken, or knowingly suffer to be taken any Money of any Person for excusing the quartering of Officers or Soldiers, or any of them, in any House allowed by this Act, every such Officer shall be cashiered, and be incapable of serving in any Military Employment whatsoever.

Officers taking Money to excuse from quartering.

Punishment.

LXII. And be it further enacted by the Authority aforesaid, That if any High Constable, Constable, Beadle or other Officer or Person whatsoever, who, by virtue or colour of this Act, shall quarter or billet, or be employed in quartering or billeting any Officers or Soldiers in any Part of the United Kingdom, shall neglect or refuse to quarter or billet any Officer or Soldier on Duty when thereunto required, in such manner as is by this Act directed, provided sufficient Notice be given before the Arrival of such Troops; or shall receive, demand, contract or agree for any Sum or Sums of Money, or any Reward whatsoever, for or on account of excusing, or in order to excuse any Person or Persons whatsoever, from quartering or receiving into his, her or their House or Houses, any such Officer or Soldier; or in case any Victualler, or any other Person liable by this Act to have any Officer or Soldier billeted or quartered on him or her, shall refuse to receive or victual any such Officer or Soldier so quartered or billeted upon him or her as aforesaid; or shall refuse to furnish or allow according to the Directions of this Act the several things hereinafter respectively directed to be furnished or allowed to Non Commissioned Officers or Soldiers so quartered or billeted on him or her as aforesaid; or shall neglect or refuse to furnish good and sufficient Stables, together with good and sufficient Hay and Straw for each Horse so quartered or billeted on him or her as aforesaid, at the Rate that is or shall be established by any Act or Acts of Parliament in force in that respect, and shall be thereof convicted before One or more Justice or Justices of the Peace of the County, City or Liberty, within which such Offence shall be committed, either by his own Confession, or by the Oath of One or more credible Witness or Witnesses (which Oath the said Justice or Justices is and are hereby empowered to administer), every such High Constable, Constable, Beadle or other Officer or Person so offending, shall forfeit for every such Offence the Sum of Five Pounds, or any Sum of Money not exceeding Five Pounds nor less than Forty Shillings (as the said Justice or Justices, before whom the Matter shall be heard, shall in his or their Discretion think fit); to be levied by Distress and Sale of the Goods of the Person offending, by

Constables, &c. taking Money to excuse from quartering;

and on Victuallers refusing to quarter Soldiers.

Penalty.

Distress.

Warrant

Warrant under the Haad and Seal or Hands and Seals of such Justice or Justices before whom such Offender shall be convicted, or of One or more of them, to be directed to any other Constable within the County, City or Liberty, or to any of the Overseers of the Poor of the Parish where the Offender shall dwell; which said Sum of Five Pounds, or the said Sum not exceeding Five Pounds nor less than Forty Shillings, when levied, shall be applied in the first Place in making such Satisfaction to any Soldier for the Expence he may have been put to by reason of his not being billeted or quartered as aforesaid, as such Justice or Justices shall order and direct; and the Remainder shall be paid to the Overseers of the Poor of the Parish if in *England*, and to the Churchwardens of the Parish if in *Ireland*, wherein the Offence shall be committed, or to some One of them, for the Use of the Poor of the said Parish.

Justices may order Constables to give an Account of the Number of Soldiers quartered, &c.

LXIII. And, for the better preventing Abuses in quartering or billeting the Soldiers in pursuance of this Act, be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any One or more Justice or Justices of the Peace within their respective Counties, Cities or Liberties, in any Part of the United Kingdom, by Warrant or Order under his or their Hand or Seal or Hands and Seals, at any time or times during the Continuance of this Act, to require and command any High Constable, Constable, Beadle or other Officer who shall quarter or billet any Soldiers in pursuance of this Act, to give an Account in Writing unto the said Justice or Justices requiring the same, of the Number of Officers and Soldiers who shall be quartered or billeted by them, and also the Names of the Housekeepers or Persons upon whom every such Officer or Soldier shall be quartered or billeted, together with an Account of the Street or Place where every such Housekeeper dwells, and of the Signs (if any) belonging to their Houses; to the end it may appear to the said Justice or Justices where such Officers and Soldiers are quartered or billeted, and that he or they may thereby be the better enabled to prevent or punish all Abuses in the quartering or billeting of them.

Justices may extend Routes and enlarge Quarters.

LXIV. Provided always, and be it further enacted, That it shall be lawful for any Justice of the Peace at the Request of any Officer or Non Commissioned Officer commanding any Soldiers requiring Quarters or Billets, in any case in which it shall appear to such Officer or Justice that better Accommodation can be given to the Troops by extending any Route or enlarging the District within which Quarters and Billets shall be required to enlarge such Route, and extend such Quarters and Billets in such manner as shall be most convenient to the Troops to be quartered and billeted; any thing in this Act or any other Act, or any Law or Custom to the contrary notwithstanding.

Officers and Soldiers to pay Rates for Diet.

LXV. Provided nevertheless, and it is hereby enacted, That the Officers and Soldiers so quartered and billeted as aforesaid, shall be received and furnished with Diet and Small Beer by the Owners of the Inns, Livery Stables, Alehouses, Victualling-houses and other Houses in which they are allowed to be quartered and billeted by this Act; paying and allowing for the same the several Rates that are or shall be established by any Act or Acts of Parliament in force in that respect.

shall be quartered by virtue of this Act (except on a March or employed in Recruiting, and likewise except the Recruits by them raised, for the Space of Seven Days at most for such Non Commissioned Officers and Soldiers who are recruiting and the Recruits by them raised), shall be desirous to furnish such Non Commissioned Officers and Soldiers with Candles, Vinegar and Salt, gratis, and allow to such Non Commissioned Officers or Soldiers the Use of Fire, and the necessary Utensils for dressing and eating their Meat, and shall give Notice of such his Desire to the Commanding Officer, and shall furnish and allow the same accordingly; then and in such case the Non Commissioned Officers and Soldiers so quartered shall provide their own Victuals and Small Beer; and the Officer to whom it belongs to receive, or that does actually receive the Pay and Subsistence of such Non Commissioned Officers and Soldiers, shall pay the several Sums to be payable out of the Subsistence Money for Diet and Small Beer to the Non Commissioned Officers and Soldiers as aforesaid, and not to the Innholder or other Person on whom such Non Commissioned Officers and Soldiers are quartered; any thing herein contained to the contrary notwithstanding.

them with Candles, Vinegar and Salt, gratis, &c. Men (except when on a March, &c.) to provide their own Victuals and Small Beer.

LXVII. And, that the Quarters both of Officers and Soldiers may hereafter be duly paid and satisfied, and His Majesty's Duties of Excise better answered, be it enacted by the Authority aforesaid, That, from and after the Twenty fourth Day of June One thousand eight hundred and fifteen, every Officer to whom it belongs to receive, or that does actually receive the Pay or Subsistence Money, either for a whole Regiment, or particular Troops and Companies, or otherwise, shall every Four Days, or before the Troops shall quit their Quarters, if they shall not remain so long as Four Days, settle the just Demands of all Persons keeping Inns, or other Places where Officers or Soldiers are quartered by virtue of this Act, out of the Pay and Subsistence of such Officers and Soldiers, before any Part of the said Pay or Subsistence be distributed to either of them respectively: And if any Officer or Officers as aforesaid shall not satisfy, content and pay the same, upon Complaint and Oath made thereof by any Two Witnesses, at the next Quarter Sessions for the County or City where such Quarters were (which Oath the Justices of the Peace at such Sessions are hereby authorized and required to administer), the Secretary at War in England, and the Chief Secretary, or in his Absence the Under Secretary for the Military Department in Ireland, is hereby required and authorized (upon Certificate of the said Justices before whom such Oath was made, of the Sum due upon such Accounts, and the Persons to whom the same is owing) to give Orders to the Agent of the Troop or Company to pay and satisfy the said Sums, and to charge the same against such Officer.

Officers receiving Pay to settle Demands of Innkeepers.

Officers not satisfying Accounts charged against them by Agents.

LXVIII. And be it further enacted, That in case of any Troop or Company being suddenly ordered to march, and that the respective Commanding Officers are not enabled to make Payment of the Sums due for the Lodgings of the Men, and Stabling for the Horses, every such Officer shall before his Departure make up the Account with every Person with whom such Troop or Company may have been quartered, and sign a Certificate thereof, which Account and Certificate shall be transmitted to the Agent of the Regiment, that immediate Payment may be made, which he is hereby required to make accordingly, and to charge the same to the Account of such Officer.

If Quarters not paid for before Marching of Troops, Certificate of Amount transmitted to Agent.

or other Officer or Non Commissioned Officer of the Regiment, Detachment, Troop or Company, so ordered to march, issue out his or their Warrants to the Constables or Petty Constables of, or to any Constable or Constables acting or having Authority to act in the Division, Riding, City, Liberty, Hundred and Precinct, from, through, near or to which such Regiment, Detachment, Troop or Company shall be ordered to march; requiring them to make such Provision of Carriages, and Horses or Oxen, with able Men to drive the same, as is mentioned in the said Warrant, allowing them sufficient time to do the same, that the neighbouring Parts may not always bear the Burthen; and specifying in the said Warrants the Place or Places to which the said Carriages shall, by virtue of such Orders as aforesaid, be required to travel, which shall not exceed the Day's March of the Troops, as prescribed in the Order produced to the Magistrate, unless in case of pressing Emergency or Necessity, and shall in no case whatever exceed Twenty five Miles from the Place at which the March shall commence; and in case sufficient Carriages cannot be provided within any such Liberty, Division or Precinct, then the Justice or Justices of the Peace of the next adjoining County, Riding or Division, shall, upon such Order as aforesaid being brought or shewn to One or more of them by any of the Officers aforesaid, issue his or their Warrant to the Constables or Petty Constables of such next County, Riding, Liberty, Division or Precinct, as shall be most convenient for the Purposes aforesaid, according to their respective Jurisdictions, to make up such Deficiency: And the aforesaid Officer or Officers, who, by virtue of the aforesaid Warrant from the Justices of the Peace, are to demand the Carriage or Carriages therein mentioned of the Constable or Petty Constable to whom the Warrant is directed, is and are hereby required, at the same time to pay down in Hand to the said Constable, or Petty Constable, for the Use of the Person who shall provide such Carriages and Men, the Sums hereinafter mentioned respectively, for which respective Sums so received the said Constable or Petty Constable is hereby required to give a Receipt in Writing (which Receipt need not be stamped) to the Person or Persons paying the same: And such Constable or Petty Constable shall order and appoint such Person or Persons having Carriages within their respective Liberties, as they shall think proper, to provide and furnish such Carriages and Horses and Oxen and Men, according to the Warrant aforesaid, who are hereby required to provide and furnish the same accordingly; and no Person owning or driving, or causing to be driven, any such Waggon, Wain, Cart or other Carriage, shall be subject to any Penalty or Forfeiture, nor shall any such Waggon, Wain, Cart or other Carriage be stopped or detained by reason of any Weight in any such Waggon, Wain, Cart or other Carriage, or of being drawn by any Number of Horses or Oxen; but it shall be lawful for any Owner of any such Waggon, Wain, Cart or other Carriage, to put any additional Number of Horses or Oxen to those prescribed or paid for under this Act; any thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or any particular Highway or Road to the contrary notwithstanding: And if any Military Officer or Officers, for the Use of whose Regiment, Detachment, Troop or Company the Carriage was provided, shall force and constrain any Waggon, Wain, Cart or Carriage to travel beyond the Distance specified in the Ma-

Warrants to specify Places to which Carriages shall travel, &c.

Officers forcing Waggons to travel more than Magistrate's Warrant specifies, &c.

Penalty.

Magistrate's Warrant, or shall not discharge the same in due time for their Return Home on the same Day, if it be practicable, or shall suffer any Soldier or Servant (except such as are sick), or any Woman to ride in the Waggon, Wain, Cart or Carriage aforesaid; or shall force any Constable or Petty Constable, by threatening or menacing Words to provide Saddle Horses for themselves or Servants, or shall force Horses from the Owners, by themselves, Servants or Soldiers, every such Officer, for every such Offence, shall forfeit the Sum of Five Pounds, Proof thereof being made upon Oath before Two of His Majesty's Justices of the Peace of the same County or Riding, who are to certify the same to the Secretary at War in *England*, or if in *Ireland* to the Chief Secretary, or in his Absence the Under Secretary for the Military Department, who is hereby authorized and required to give Orders for the Payment of the aforesaid Sum of Five Pounds, according to the Order and Appointment under the Hands and Seals of the aforesaid Justices of the Peace of the same County or Riding, and for deducting the same out of such Officer's Pay.

Rates paid for
Carriages in
England.

LXXII. And be it further enacted, That the Sums to be paid into the Hands of such Constable or Petty Constable in *England*, *Wales* and *Berwick upon Tweed*, shall be according to the following Rates; that is to say, the Sum of One Shilling for every Mile any Waggon with Four or more Horses shall travel; and the Sum of One Shilling for every Mile any Wain with Six Oxen, or Four Oxen with Two Horses, shall travel; and the Sum of Nine pence for every Mile any Waggon with Narrow Wheels, or any Cart with Four Horses respectively, or carrying not less than Fifteen hundred Weight, shall travel; and the Sum of Six pence for every Mile every Cart or other Carriage with less than Four Horses, and not carrying Fifteen hundred Weight, shall travel; or any further Sum not exceeding Four pence for every Mile any Waggon with Four or more Horses, or any Wain with Six Oxen, or with Four Oxen and Two Horses, shall travel; and not exceeding Three pence for every Mile any Cart with Four Horses, or carrying not less than Fifteen hundred Weight, shall travel; and not exceeding Two pence for every Mile any Cart or Carriage, with less than Four Horses, and not carrying Fifteen hundred Weight, shall travel, according as the same shall be fixed and ordered by the Justices of the Peace for any County or District, assembled at any General Sessions of the Peace for such County or District, the said Justices having regard to the Price of Hay and Oats at the time of fixing such additional Rates: Provided always, that in cases where the Day's March shall exceed Fifteen Miles, such further Compensation shall be made and paid in like manner to the Owners of the said Carriages as shall be deemed reasonable by the Magistrate who granted the Warrant for impressing them, not exceeding the usual Rate and Hire of such Carriages: Provided always, that every Order of the Justices assembled at any General Sessions of the Peace, fixing a further Sum to be paid for the Hire of Carriages as aforesaid, in Addition to the customary Rates of One Shilling and Nine pence, and Six pence per Mile respectively, shall specify the Reason for which the same shall be so fixed, and which shall not in any manner exceed Ten Days' March in any one Year.

Proviso.

Proviso.

in Addition to the customary Rates of One Shilling and Nine pence, and Six pence per Mile respectively, shall specify the Reason for which the same shall be so fixed, and which shall not in any manner exceed Ten Days' March in any one Year.

Witness my Hand and Seal at the City of London, the 10th Day of August, 1815.

Edw. D. Clarke, Secretary.

signed by the Chairman or presiding Magistrate, and One other Justice of the Peace or Magistrate at the Quarter Sessions at which the same shall be made, shall, within Three Days after the making thereof, be transmitted to the Secretary at War; and no such Order shall be valid or effectual unless a Copy thereof be so signed and transmitted as aforesaid: Provided also, that in every case of any increased Rate being allowed for the Hire of any Carriage, the Justice of the Peace granting or signing the Warrant shall insert, in his own Hand, the Amount of such increased Rate for each Description of Carriage as so authorized by the Justices at the Quarter Sessions as aforesaid; and such Warrant shall be given to the Officer or Non Commissioned Officer commanding the Regiment, Corps, Company, Detachment or Party requiring such Carriages, as his Voucher for the Payment of such increased Rate; and no increased Rate shall be demanded, but such as shall be so inserted by the Justice in the Warrant.

Proviso.

‘ LXXIII. And Whereas great Inconvenience often arises from there being no Justice of the Peace or Magistrate residing near to Places specified in Routes at which Soldiers are to halt, and be billeted and quartered on the March, to issue Warrants for the providing of Carriages;’ For Remedy whereof, be it enacted, That it shall be lawful for any Constable, Tythingman or Headborough, duly authorized for that Purpose by Warrant under the Hand and Seal of any Justice or Justices of the Peace residing nearest to such Place or Places, to make and give Orders for the providing of Carriages for the Baggage of Soldiers on March, and to appoint Persons having Carriages within their respective Liberties or Jurisdictions to provide and furnish such Carriages, without having any special or particular Warrant for that Purpose; and all such Orders and Appointments shall be and be deemed to be as valid and effectual in all respects, and to all Intents and Purposes, as if the same had been made and given by the Justice or Justices of the Peace giving such Authority: Provided always, that every such Justice of the Peace shall, at the time of giving such Warrant and Authority, and thereafter once in each Year, or oftener, if necessary, cause a List or Lists to be made out of all Persons liable to furnish such Carriages under such Warrant, and of the Number and Description of Carriages belonging respectively to the Persons so liable to be required to furnish Carriages for Baggage, or for Troops on the March; and such Lists shall, at all reasonable Hours, be open to the Inspection of all Persons whose Names shall be inserted therein; and all Orders and Appointments for such Carriages shall be made and taken from such Lists in regular Rotation, as far as the same can be done, so as that the providing such Carriages shall be equally distributed among the several Persons liable to furnish the same under the Provisions of this Act.

How Carriages provided at Places at Distance from Residence of Justice of Peace.

Proviso.

‘ LXXIV. And Whereas, from various Local Circumstances, the Rates of Carriage in Ireland cannot be regulated in the same manner as the Rate in England;’ Be it therefore enacted, That the Sums to be paid into the Hands of any such Constable or Petty Constable as aforesaid in Ireland shall be as follows; that is to say, For every Hundred Weight which the Owner or Owners of any Wheel Carriage shall take as loading on such Wheel Carriage the Sum of One Penny and One Sixth Part of a Penny for every Mile or reputed

Rates of Carriage in Ireland.

cient time to make such Provision, that the neighbouring Parts may not always bear the Burthen; and in case such sufficient Carriages, Horses, Boats, Barges or other Vessels and Men, cannot be provided within any such County, Riding, Division, Hundred, City, Liberty or Precinct, then the next Justice or Justices of the Peace of the next County, Riding, Division, City, Liberty or Precinct, shall, upon such Requisition in Writing as last aforesaid being brought or shewn to any One or more of them, by any of the Officers aforesaid, issue his or their Warrant or Warrants to the Constables or Petty Constables of such next County, Riding, City, Liberty, Division, Hundred or Precinct, for the Purposes last aforesaid, to make up such Deficiency; and the aforesaid Officer or Officers who, by virtue of the aforesaid Warrant or Warrants from the Justice or Justices of the Peace, are to demand the Carriages, Horses, Boats, Barges or other Vessels therein mentioned, of the Constable or Petty Constable to whom the said Warrant or Warrants shall be directed, is and are hereby required at the same time to pay down in Hand to the said Constable or Petty Constable, for the Use of the Person or Persons who shall provide such Carriages, Horses, Boats, Barges or other Vessels, and Men, such reasonable Sum and Sums of Money, as the said Justice or Justices shall in and by his or their said Warrant or Warrants order and direct, not exceeding the usual Rate and Hire of such and the like Carriages, Horses, Boats, Barges or other Vessels, and Men, according to the Length of the Journey or Voyage in each particular case, but making no Allowance for Post Horse Duty, or Turnpike, Canal, River or Lock Tolls (which Duty or Tolls are hereby declared not to be demandable or payable in such and the like cases, for any such Carriages, Horses, Boats, Barges and other Vessels, whilst employed in such Service, or returning therefrom); for which said respective Sum and Sums so received, the said Constable or Petty Constable is hereby required to give a Receipt in Writing, but without any Stamp, to the Person or Persons paying the same; and such Constable or Petty Constable shall order and appoint such Person or Persons having such Horses, Carriages, Boats, Barges or other Vessels and Men, within their respective Liberties, as they shall think proper, to provide and furnish such Horses, Carriages, Boats, Barges or other Vessels, and Men, according to the Warrant or Warrants aforesaid, who are hereby required to provide and furnish the same accordingly; and it shall and may be lawful in such cases to and for all and every Military Officer and Officers, for the Use of whom, or of whose Regiment, Detachment, Troop or Company, such Horses, Carriages, Boats, Barges or other Vessels shall be provided in such cases, to carry and convey, and permit to be carried and conveyed, on the same respectively, not only the Arms, Clothes, Accoutrements, Baggage, Tents and other Equipage of such Regiment, Detachment, Troop or Company, but also the Officers, Soldiers, Servants, Women, Children and other Persons of and belonging to the same; any thing herein contained to the contrary thereof notwithstanding; but if any such Officer or Officers shall force and constrain any Horse, Carriage, Boat, Barge or other Vessel to travel or proceed beyond the Distance, or Place to be allowed and specified in such Warrant or Warrants, without the special Licence or Order of One or more other such Justice or Justices of the Peace in that behalf, and

Officer, demanding them, to pay for their Hire such Sums as Justices shall direct.

Constable to give a Receipt without Stamp, and to order Horses, &c. to be provided.

What things may be conveyed on such Carriages.

Officers forcing Horses, &c. to travel beyond Distance specified in Warrant without Licence.

and which Licence or Order One or more of such Justices is and are hereby authorized and required to give and make at his and their reasonable Discretion, every such Officer for every such Offence shall forfeit the Sum of Five Pounds, Proof thereof being made upon Oath before Two of His Majesty's Justices of the Peace of the same County or Riding, Division, City, Liberty or Precinct, who are to certify the same to the Secretary at War, or if in *Ireland* to the Chief Secretary, or in his Absence the Under Secretary for the Military Department, who is hereby authorized and required to give Order for Payment of the aforesaid Sum of Five Pounds, according to the Order and Appointment under the Hands and Seals of the aforesaid Justices of the Peace of the same County, Riding, Division, City, Liberty or Precinct, and for deducting the same out of such Officer's Pay.

Penalty.

What Weight Waggon, &c. to carry.

LXXVI. Provided always, and be it further enacted, That no Waggon, Wain, Cart or Carriage, impressed by Authority of this Act, shall be liable or obliged by virtue of this Act, to carry above Thirty Hundred Weight; any thing in this Act contained to the contrary notwithstanding.

Owners of Carriages in *Ireland* not obliged to take Loading till weighed.

LXXVII. Provided also, and be it further enacted, That no Owner of any such Carriage in *Ireland* shall be compelled or obliged to take any Loading until the same shall be first duly weighed at the Expence of the Owner or Owners of such Carriage, if he or they shall think fit, and if the same can be done in a reasonable time without Let or Hindrance of His Majesty's Service; and if any Officer requiring such Carriage shall force or compel the Owner to take any Loading until the same shall be first duly weighed, if the same can be done in a reasonable time, as aforesaid, or shall, contrary to the Will of the Owner of such Carriage, or his Servant, put or permit any Person whatsoever to put any greater Load upon any Carriage than is hereinafter directed, either at the time of Loading or on the March, every such Officer shall, for every such Offence, forfeit the Sum of Twenty Shillings to the Party injured, upon such Proof and in such manner as is hereinbefore appointed.

Penalty.

What Weight Carriages in *Ireland* obliged to carry.

LXXVIII. And be it further enacted, That no Carriage impressed by Authority of this Act in *Ireland* shall be liable or obliged to carry above Six Hundred Weight; and if the Owner shall consent to carry above Six Hundred Weight on any Carriage he shall be allowed and paid at the Rate of One Penny One Sixth Part *per* Mile for every Hundred above the Weight of Six Hundred Pounds put on his Carriage, and the Owner or Owners of such Carriage or Carriages shall not be compelled or obliged to proceed with such Carriage or Carriages under the Sum of Seven pence *per* Mile or reputed Mile at the least, in case he or they shall be required to carry a less Weight on such Carriage or Carriages than Six Hundred Pounds Weight for each Carriage.

Notice to Lord Mayor of *Dublin* before March of Troops, to provide Carriages.

LXXIX. And be it further enacted, That Notice shall be given to the Lord Mayor of the City of *Dublin* at least Twenty four Hours before the March of any Troops or Companies of Soldiers out of the said City, or in case of Emergency, as long before such March as the nature of the case shall permit, of the Number of Troops or Companies intended to march; which Notice the Lord Mayor shall cause to be published in a public manner, and shall cause to be provided a sufficient number of Carriages to be ready for the use of the said Troops or Companies, and shall cause the same to be taken care of, and to be repaired, and to be drawn by the said Troops or Companies, and shall cause the same to be taken care of, and to be repaired, and to be drawn by the said Troops or Companies, and shall cause the same to be taken care of, and to be repaired, and to be drawn by the said Troops or Companies.

of the said City, and so from time to time the said Cars are by Turns to be employed in carrying the Baggage of such Troops or Companies, at the Prices and under the Regulations hereinbefore mentioned; and it is hereby directed that no Country Cars or Carriages coming to the Market of the said City, nor any Cars or Carriages coming to any of the Markets in *Ireland* shall be detained or employed against the Will of the Owners, in carrying the Baggage of the Army on any Pretence whatsoever.

LXXX. And be it further enacted, That the Number of Carriages to be allowed each Troop or Company in *Ireland* shall be from time to time regulated by Order of the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, in Proportion to the Establishment of such Troop or Company; and the Sums ordered to be advanced as aforesaid, for the Payment of the Carriage of Baggage by the Officer or Officers respectively, shall be to them repaid by the Lords Commissioners of His Majesty's Treasury in *Ireland* for the time being, without Fee or Reward, on Oath made by such Officer or Officers before One of His Majesty's Justices of the Peace, or Chief Magistrate of any City or Corporate Town, of his or their Payment of such Sum or Sums for Carriages as aforesaid, and an Account of the same being produced by the Quarter Master General, which Account shall have been certified by the Quarter Master General to be charged conformably to the Orders of the Lord Lieutenant or Chief Governor or Governors of *Ireland*, and the Regulations prescribed by this Act.

Number of Carriages for Troops in *Ireland* regulated by Lord Lieutenant.

LXXXI. And be it further enacted by the Authority aforesaid, That if any High Constable or Petty Constable shall wilfully neglect or refuse to execute such Warrant or Warrants of the Justices of the Peace, as shall be directed unto them for providing Carriages, Horses, Boats, Barges and other Vessels as aforesaid; or shall demand or receive for the Use of the Owners furnishing such Waggons, Wains, Carts, Cars or Carriages, more than the Rates hereinbefore allowed respectively; or if any Person or Persons, appointed by such Constable, or Petty Constable, to provide or furnish any Carriage, Man, Horse, Boat, Barge or other Vessel, shall refuse or neglect to provide the same; or if such Person or Persons, or any other Person or Persons whatsoever, shall wilfully do any Act or Thing whereby the Execution of the said Warrant shall be hindered or frustrated, every such Constable, or other Person or Persons so offending, shall, for every such Offence, forfeit any Sum not exceeding Five Pounds, nor less than Forty Shillings, to the Use of the Poor of such Parish or Parishes adjoining to the Parish where such Offence shall be committed, as shall be fixed upon by the Justice or Justices by whom such Offence shall be enquired of, heard and determined: And all and every such Offence and Offences shall and may be enquired of, heard and finally determined by any One of His Majesty's Justices of the Peace dwelling in or near the Place where such Offence shall be committed, who has hereby Power to cause the said Penalty to be levied by Distress and Sale of the Offender's Goods and Chattels, rendering the Overplus (if any) to the Owners.

Constables, &c. neglecting Duty.

Penalty.

Distress.

LXXXII. And be it further enacted, That the Constable or Petty Constable to whom such Money shall have been so paid in *Ireland*, is and are hereby required, before the Owner of any Carriage or Horse in *Ireland* shall be compelled to take any Loading, or

Rates paid before Carriages proceed on March.

or be forced to proceed in the March with his Carriage, to pay down in Hand to the Owner of such Carriage, or his Servant, the full Sum to which the Owner of such Carriage would be entitled for the March in the said Warrant directed to be made, according to the Rate at which such Constable or Petty Constable shall have been so paid for the same as aforesaid.

‘ LXXXIII. And Whereas in consequence of certain Exemptions from Toll, expressly allowed by several Acts of Parliament for His Majesty’s Forces on their March or on Duty, and for the Horses and Carriages attending them, Doubts have arisen whether in all cases not so exempted the Officers and Soldiers, and the Carriages and Horses belonging to His Majesty, or employed in His Service, and returning therefrom, may not be charged with the Payment of Tolls;’ Therefore, for obviating such Doubts, it is hereby enacted and declared, That all His Majesty’s Officers and Soldiers, and their Horses, on Duty, or on their March, and all Carriages and Horses belonging to His Majesty, or employed in His Service, and returning therefrom, or employed in His Service, when conveying the Officers, Soldiers, Servants, Women, Children or other Persons of or belonging to His Majesty’s Forces, or the Arms, Clothes, Accoutrements, Tents, Baggage and other Equipage, of or belonging to His Majesty’s Forces on their Marches, or any Ordnance, or Barrack, or Commissariat, or other Public Stores of or belonging to His Majesty, or for the Use of His Majesty’s Forces, or returning therefrom, were and are, and shall be exempted from Payment of any Duties and Tolls otherwise demandable by virtue of any Act of Parliament already made, or hereafter to be made, for Persons, Horses or Carriages, or any Baggage of any Troops embarking or disembarking from or upon any Pier, Wharf, Quay or Landing Place, or passing Turnpike Roads or Bridges, unless by such Act it has been or shall be expressly provided that the said Officers, Soldiers, Carriages and Horses, are and shall be liable equally with others to the Duties and Tolls therein authorized to be demanded and taken: Provided always, that nothing herein contained shall exempt from the Payment of Tolls any Boats, Barges or other Vessels employed in conveying the Officers, Soldiers, Servants, Women, Children or other Persons of or belonging to His Majesty’s Forces, or the Arms, Clothes, Accoutrements, Tents, Baggage and other Equipage, of or belonging to His Majesty’s Forces, or any Military Stores, along any Canal, but the same shall be liable to Toll in like manner as other Boats, Barges and Vessels are liable thereto.

‘ LXXXIV. And Whereas the respective Sums of Money by this Act appointed to be paid to the Constables by the Officers demanding such Carriages, Horses, Boats, Barges or other Vessels, may not, in many cases, be sufficient to answer the Charge and Expence of providing the same, inasmuch that the said Constables may frequently be at great Charges over and above what is received by them of the said Officers, to the great Burthen of the Townships of which they are Constables, or else the Persons providing such Carriages are grievously oppressed: For Remedy whereof, and that the said Overplus Charge may be borne by each County or Riding at the General Charge of such County or Riding, be it further enacted by the Authority aforesaid, That the Treasurer or Treasurers of each respective County or Riding, without Fee or Reward, pay

Officers and Soldiers, &c. on Duty, and Carriages, &c. employed in His Majesty’s Service, exempted from Payment of Tolls.
Exception.

Proviso.

Treasurer of County to repay Constables

pay unto such Constable all and every such reasonable Sum or Sums of Money, so by him paid or laid out for such Carriages, Horses, Boats, Barges and other Vessels, over and above what was or ought to have been paid by the Officer requiring such Carriages, Horses, Boats, Barges and other Vessels out of the Public Stock of such County or Riding, according to such Rates, Orders, Rules and Directions, as the said Justices of the Peace, in their Quarter Sessions assembled, within their respective Jurisdictions, shall from time to time, during the Continuance of this Act, make, direct and appoint (which Orders shall be made without Fee or Reward); regard being always had to the Season of the Year and the Length and Condition of the Ways by and through which such Carriages, Horses, Boats, Barges and other Vessels, are to travel and pass.

extraordinary
Charges.

LXXXV. And, in case the said Public Stock of the County or Riding be not sufficient (over and above the other Purposes for which it was raised) to satisfy the extraordinary Charge of Carriages, Horses, Boats, Barges and other Vessels before mentioned, it is hereby further enacted, That the said Justices of the Peace, in the General Quarter Sessions, shall have Power from time to time to raise Monies upon the respective Counties or Ridings, in such manner as they now raise Monies for County Gaols and Bridges to satisfy the said extraordinary Charge of Carriages, Horses, Boats, Barges and other Vessels.

Money for the
Purpose how
raised.

LXXXVI. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to quarter Officers and Soldiers in Scotland, in such and the like Places and Houses as they might have been quartered in by the Laws in force in Scotland at the time of its Union with England; and that the Possessors of such Houses shall only be liable to furnish the said Officers and Soldiers quartered there, as by the said Laws in force at the time of the said Union was provided; and that no Officer shall be obliged to pay for his Lodging where he shall be regularly billeted, except in the Suburbs of Edinburgh.

Officers, &c.
quartered in
Scotland, as
Laws in force
at Union direct.

LXXXVII. And be it further enacted, That the Carriages for the Service of the Forces from time to time quartered or marching in Scotland, shall be provided in like manner, and at the Rates, and the Furnisher of such Carriages shall be paid, as was directed by the Law in force in Scotland at the time of its Union with England.

Carriages in
Scotland, how
provided.

LXXXVIII. And be it further enacted, That where any Troops or Parties upon Command have Occasion in their March to pass regular Ferries in that Part of Great Britain called Scotland, it shall and may be lawful for the Commanding Officer either to pass over with his Party, as Passengers, or to hire the Ferry Boat entirely to himself and his Party debarring others for that time in his Option; and in case he shall chuse to take Passage for himself and Party as Passengers, he shall only pay for himself and for each Person, Officer or Soldier under his Command, Half of the ordinary Rate payable by single Persons at any such Ferry; and in case he shall hire the Ferry Boat for himself and Party, he shall pay Half of the ordinary Rate for such Boat or Boats; and in such Places where there are no regular Ferries, but that all Passengers hire Boats at the Rate they can agree for, Officers, with or without Parties, are to agree for Boats at the Rate as other Persons do in the like cases.

How Troops to
pay in passing
Ferries in
Scotland.

R r

LXXXIX. And,

Officers or Soldiers destroying Game.

LXXXIX. And, for the better Preservation of Game in or near such Place where any Officers or Soldiers shall at any time be quartered, be it enacted by the Authority aforesaid, That if, from and after the said Twenty fourth Day of *June* One thousand eight hundred and fifteen, any Officer or Soldier shall without Leave of the Lord of the Manor, under his Hand and Seal first had and obtained, take, kill or destroy any Hare, Coney, Pheasant, Partridge, Pigeon, or any other Sort of Fowls, Poultry or Fish, or His Majesty's Game, within the United Kingdom of *Great Britain and Ireland*, and upon Complaint thereof shall be, upon Oath of One or more credible Witnesses or Witnessess, convicted before any Justice or Justices of the Peace, who is and are hereby empowered and authorized to hear and determine the same; that is to say, every Officer so offending shall, for every such Offence, forfeit the Sum of Five Pounds, to be distributed among the Poor of the Place where such Offence shall be committed; and every Officer commanding in chief upon the Place, for every such Offence committed by any Soldier under his Command, shall forfeit the Sum of Twenty Shillings, to be paid and distributed in manner aforesaid: And if upon Conviction made by the Justices of the Peace, and Demand thereof also made by the Constable or Overseers of the Poor, such Officer shall refuse or neglect, and not within Two Days pay the said respective Penalties, such Officer so refusing or neglecting shall forfeit, and he is hereby declared to have forfeited his Commission, and his Commission is hereby declared to be null and void.

Penalty.

Penalty.

Penalty.

Receiving Enlisting Money deemed enlisted.

XC. And be it further enacted, That every Person who shall receive Enlisting Money from any Officer employed on the Recruiting Service, or from any Non Commissioned Officer or Private Soldier belonging to the Recruiting Party under the Command of such Officer, or from any Person employed on the Recruiting Service, he being an attested Soldier, shall be deemed to be enlisted as a Soldier in His Majesty's Service, and shall, while he shall remain with the Recruiting Party, be entitled to be billeted and quartered as a Soldier in His Majesty's Service; Provided always, that every such Person so enlisted shall be entitled to all the Benefits herein enacted for the Relief of Persons hastily enlisting themselves.

Oath and Attestation of Service to His Majesty to be taken to his Heirs and Successors.

XCI. And Whereas it is highly expedient that no Doubt should remain as to Service of Soldiers, by reason of any Omission of His Majesty's Heirs and Successors in any Oath of Attestation; Be it therefore declared and enacted, That any Oath and Attestation of Service heretofore or hereafter taken and made to His Majesty, is and shall be deemed and construed to be an Oath of Service to His Majesty's Heirs and Successors, as the Sovereign of the Realm for the time being, as fully and effectually, to all Intents and Purposes whatsoever, as if the Words Heirs and Successors had been inserted in any such Oath or Attestation.

Relief of Persons hastily enlisting themselves.

XCII. Provided nevertheless, and it is hereby enacted and declared by the Authority aforesaid, That, from and after the said Twenty fourth Day of *June* One thousand eight hundred and fifteen, when and as often as any Person or Persons shall be enlisted as a Soldier or Soldiers in His Majesty's Land Service, that they shall, within Four Months after the said Day, after such Enlisting, be sent to the said Land Service, or to such other Service, as shall be directed by His Majesty's Secretary of War, 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 Persons so enlisting 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 enlisted, 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 enlisted 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 enlisting 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 enlisting 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 enlisted 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 Thirty ninth 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 Thirty ninth of His Majesty, and contained in the Schedule to this Act annexed, marked (E.); and the Justice or Chief Magistrate shall certify such Enlistment 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

Such Persons not paying Enlisting and Subsistence Money within limited time deemed enlisted; in which case or if they enlist, Justices to read over to them certain Sections of the Articles of War, and administer certain Oaths.

Recruits enlisted under 39 G. 3. c. 109. for E. I. Company's Service, &c. to take Oath of Allegiance.

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

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 Enlistment and Swearing accordingly in the Form mentioned in the Schedule to this Act annexed, marked (I.); and if any such Person 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: Provided always, that in every case wherein any Person shall have received Enlisting Money, and shall have absconded or have absented himself from the Party as aforesaid, so that it shall not be possible immediately to apprehend him, and bring him before a Magistrate, the Officer or Non Commissioned Officer commanding the Party shall produce to the Magistrate before whom the Recruit would regularly have been brought for Attestation, a Certificate of the Name and Place of Residence of such Person, and the Magistrate shall upon the Oath of the Officer or Non Commissioned Officer commanding the Party, cause the same to be produced to the Justice of the Peace, who shall, if satisfied that the Person so absconded or absented himself from the Party, shall

Penalty.

Name and Residence of Recruits taken down.

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

Magistrates to transmit to Secretary at War, Duplicates of Certificates of Name and Residence of Persons receiving Enlisting Money and absconding.

transmit a Duplicate thereof to His Majesty's Secretary at War, or if in *Ireland*, the Chief Secretary or Under Secretary as aforesaid, in order that in the Event of such Person being afterwards apprehended and reported as a Defeater, the Facts of his having received Enlisting Money and having absconded may be ascertained before he be finally adjudged to be a Defeater as having been duly enlisted.

XCIII. And be it further enacted by the Authority aforesaid, That if any Person or Persons shall receive the Enlisting Money from any such Officer, Non Commissioned Officer, Private Soldier, or other Person employed on the Recruiting Service (knowing it to be such), and shall abscond, or refuse to go before such Justice or Chief Magistrate, or if any Person having received any such Enlisting Money as aforesaid, shall thereafter absent himself from the Recruiting Party with which he enlisted, or Person with whom he enlisted, and shall not voluntarily return to such Recruiting Party or Person enlisting him, to go before some Justice of the Peace or Magistrate, under the Provisions of this Act, within such Period of Four Days aforesaid, such Person shall be deemed to be enlisted, and a Soldier in His Majesty's Service, as fully to all Intents and Purposes as if he had been duly attested, and may be apprehended and punished as a Defeater, or for being absent without Leave under any Articles of War made for Punishment of Mutiny and Desertion; nor shall any such Person who shall not have remained with, or who shall not have returned to such Recruiting Party or Person enlisting him as aforesaid, be entitled to be discharged or be discharged by any Justice of the Peace or Magistrate after the Expiration of such Four Days as aforesaid, unless it shall be proved to the Satisfaction of such Justice of the Peace that the true Name and Residence of the Person enlisted was disclosed and known to the Recruiting Party, and that no Notice was given to the Person enlisted or left at his last usual Place of Abode of his having so enlisted.

Persons receiving Enlisting Money and absconding, &c. deemed duly enlisted.

XCIV. And be it further enacted, That any Person who shall enlist into His Majesty's Forces, and who shall be discovered to be incapable of active Service by reason of any Infirmary which shall have been concealed by such Person, or not declared before the Justice of the Peace at the time of his Attestation, and mentioned at the Foot thereof, may be transferred into any Garrison or Veteran or Invalid Battalion, or into His Majesty's Marine Forces, notwithstanding he shall have enlisted for any particular Regiment, and shall be entitled to receive such Proportion or Residue of Bounty only as shall be allowed by His Majesty by any Regulation made in that behalf, in lieu and instead of the Bounty upon which such Man shall have been enlisted; any thing in any Act or Acts of Parliament, or any Rules and Regulations relating to Soldiers, to the contrary notwithstanding.

Persons concealing Infirmit-
ties on enlisting transferred to Garrison, Veteran or Invalid Battalions, or Marines.

XCIV. And be it further enacted, That any Person who shall knowingly, wilfully and designedly make any false Representation of any Particular contained in the Oaths respectively marked (A.) and (B.) and Certificates marked (C.) and (D.) in the Schedule to this Act respectively contained and annexed, before the Justice of the Peace or Magistrate at the time of his Attestation, for the Purpose of obtaining and shall obtain any enlisting Money or any Bounty for entering into His Majesty's Service, or any other Money, shall be deemed guilty of obtaining Money under false Pretence, within the

Persons making false Representations for Purpose of obtaining Bounty, guilty of obtaining Money under false Pretences.

30 G. 2. c. 24.

true Intent and Meaning of an Act passed in the Thirtieth Year of the Reign of His late Majesty King George the Second, intituled *An Act for the more effectual Punishment of Persons who shall attain or attempt to attain Possession of Goods or Money by false or untrue Pretences; for preventing the unlawful pawning of Goods; for the easy Redemption of Goods pawned; and for preventing Gaming in Public Houses, by Journeymen, Labourers, Servants and Apprentices; and the Production of such Certificate, and Proof of the Hand Writing of the Justice of the Peace giving such Certificate, shall be sufficient Evidence of such Party having represented the several Particulars contained in the Oath sworn by him, and specified in the Certificate of the Justice at the time of his being attested.*

Persons enlisting wilfully concealing Infirmity.

XCVI. Provided always, and be it further enacted, That it shall be lawful for any Two Justices of the Peace or Magistrates before whom any Person shall be brought who has enlisted, and who shall be proved upon Oath before them and convicted of having wilfully concealed any such Infirmity upon being attested, or of having knowingly, wilfully and designedly made any such false Representation as aforesaid, to adjudge such Person to be a Rogue and Vagabond, and such Person shall thereupon be subject to such Punishment as by and under any Statutes or Laws now in force may be inflicted upon Rogues, Vagabonds and Vagrants and incorrigible Rogues, to be adjudged by the Justices of the Peace or Magistrates so convicting any such Person as aforesaid.

Punishment.

Service of Soldiers reckoned from Quarter Day antecedent to Date of Enlistment.

XCVII. And be it further enacted, That the Service of every Soldier, whether he shall have been or shall be enlisted for limited Service or for Life, shall as to the reckoning Years of Service, for the Purpose of estimating any Increase of Pay or any Pension by reason of any Length of Service, under any Act or Acts of Parliament, or under any Regulations made by His Majesty, in relation to any such Increase of Pay or Pension, be deemed and construed to commence and be reckoned from the Quarter Days; that is to say, from the Twenty fifth Day of *March* the Twenty fifth Day of *June*, the Twenty fifth Day of *September*, the Twenty fifth Day of *December* respectively, immediately antecedent to the Day of enlisting, and not from the Day of Attestation; any thing in any Act or Acts of Parliament, or Law or Regulation to the contrary notwithstanding: Provided always, that no Soldier shall be entitled to receive any Pay for any Period preceding the Day of his actual enlisting.

Proviso.

XCVIII. And Whereas various Persons are in the habit of advertising for Recruits for Regiments of the Line, the Militia, or for the Service of the Honourable *The East India Company*; and also under the Pretence of procuring Substitutes for the same, to the great Detriment of the Service; Be it therefore further enacted, That all Persons whatsoever, who shall after the passing of this Act advertise, post or disperse, or cause to be advertised, posted or dispersed Bills for the Purpose of procuring Recruits or Substitutes, or shall open or keep any Houses or Places of Rendezvous purporting in any manner whatever to be connected with the Recruiting Service or Department for the Line, Militia or *East India Company*, or shall interfere or be concerned directly or indirectly in any manner or way with / ~~the~~ such Recruiting Parties as may be directed by the Direction of the ~~the~~ *Five Field Marshals* of the Army, or by the ~~the~~ *General*,

Advertising for Recruits without Authority.

General, if for the Line or Militia, or of the Court of Directors, if for the Honourable *East India* Company's Service), or shall receive any Person or Persons as aforesaid at his House or Office under any such Bill or Advertisement on any Pretence whatever, shall forfeit the Sum of Twenty Pounds for every such Offence; to be recovered on Conviction before a Magistrate, One Moiety to the Informer and the other to the Poor of the Parish, where such Information shall be laid; and on Default of Payment thereof, shall be committed to the Common Gaol or other Public Prison, at the Discretion of the Magistrate, for any Period not exceeding Three Months, and not less than One Month for each and every such Offence.

Penalty.

Imprisonment.

XCIX. And be it further enacted, That if any Person duly bound as an Apprentice shall enlist as a Soldier in His Majesty's Land Service, and shall state to the Justice of the Peace or Magistrate before whom he shall be carried, that he is not an Apprentice, every such Person so offending, and being thereof duly convicted, shall be and is hereby declared to be subject and liable to be imprisoned in any Gaol or House of Correction, and kept to hard Labour for Two Years, may be indicted and punished for obtaining Money under false Pretences under the Provisions of the said recited Act of the Thirtieth Year of the Reign of His late Majesty King *George* the Second, and shall, after the Expiration of his Apprenticeship, whether such Person shall have been so convicted and punished or not, be liable to serve as a Soldier in any Regiment of His Majesty's Regular Forces; and if, on the Expiration of his Apprenticeship, he shall not deliver himself to some Officer authorized to receive Recruits, may be taken as a Deserter from His Majesty's Forces.

Apprentices enlisting themselves.

Imprisonment.

30 G. 2. c. 24.
§ 1, 2.

C. And be it further enacted, That no Master in *England* shall be entitled to claim any Apprentice who shall, after the passing of this Act, enlist as a Soldier in His Majesty's Land Service, unless such Apprentice shall have been bound to him in *England* for the full Term of Seven Years, not having been above the Age of Fourteen when so bound; and if in *Ireland* for the full Term of Five Years at the least, not having been above the Age of Sixteen when so bound, and unless such Master shall within One Calendar Month after such Apprentice shall have absconded or left his Service, go before some Justice of the Peace or Magistrate, and before such Justice of the Peace or Magistrate take the Oath mentioned in the Schedule to this Act annexed, marked (K.), and produce the Certificate of such Justice of the Peace or Magistrate of his having taken such Oath, which Certificate such Justice of the Peace or Magistrate is hereby required to give in the Form in the Schedule, to this Act annexed marked (L.)

Masters in England in what case not entitled to claim Apprentices.

Oath.

CI. And be it further enacted, That no Master in *Scotland* shall be entitled to claim any Apprentice who shall, after the passing of this Act, enlist as a Soldier in His Majesty's Land Service, unless such Apprentice shall have been bound to him for the full Term of at least Four Years by a regular Contract or Indenture of Apprenticeship, duly extended, signed and tested, and binding on both Parties by the Law of *Scotland*, prior to the Period of Enlistment, and unless such Contract or Indenture, so duly executed, shall within Three Months after the Commencement of the Apprenticeship, and before the Period of Enlistment, have been produced to a Justice of the Peace of the County wherein the Parties reside, and there shall have been indorsed thereon

How Masters in Scotland shall proceed to recover Apprentices.

Commissioned Officer as aforesaid, to the Common Gaol of the County, Stewartry, Riding, Division, City, Liberty or Place, where such Person shall be at the time when he shall be so claimed by his said Master, there to remain until he shall be discharged by due Course of Law, or, if not so required, to deliver such Apprentice to his Master. Imprisonment.

CV. And be it further enacted, That it shall be lawful for the Justice of the Peace or Magistrate, so residing near to the Place where the Apprentice shall be claimed as aforesaid, except in *Scotland* as hereinafter mentioned, before whom such Person so offending shall be so taken as aforesaid, to examine into the Matters alleged against such Person upon Oath, and which Oath the said Magistrate is hereby empowered to administer; and also to keep in his Custody the Indenture of Apprenticeship, to be produced as Occasion shall require, and to bind over the Master claiming such Person and any other Persons he may think proper, to give Evidence at the General or Quarter Sessions of the Peace, or Session of *Oyer and Terminer*, at which the Trial of such Person is hereinafter directed to be had against such Person so offending; and the Production of such Indenture of Apprenticeship, with the Certificate of the Justice of the Peace or Magistrate that the same was proved before him, shall be sufficient Evidence of such Indenture of Apprenticeship. Justices to examine upon Oath, and to keep Indenture to be produced on Trial.

CVI. And be it further enacted, That every such Offender, except in *Scotland*, as hereinafter mentioned, may and shall be tried at the General or Quarter Sessions of the Peace, or Sessions of *Oyer and Terminer* for the County, Riding, Division, City, Liberty or Place wherein the Offence charged shall have been committed, next after such Offender's being brought before such Justice of the Peace or Magistrate as aforesaid, or the Sessions immediately succeeding such next Sessions, unless the Court shall think fit to put off the Trial on just Cause. Offenders tried at next Quarter Sessions;

CVII. And be it enacted, That every such Offender in *Scotland* shall and may be tried by the Judge Ordinary in such County or Stewartry, in such and the like manner as any Person may be tried in *Scotland* for any Offence not inferring a Capital Punishment. and in *Scotland* by Judge Ordinary.

CVIII. And be it further enacted, That every Gaoler to whom any Notice shall have been given that any Person in his Custody for any Offence is a Soldier liable to serve His Majesty on the Expiration of his Imprisonment, shall give One Month's Notice to the Secretary at War, or if in *Ireland* to the Chief Secretary, or in his Absence to the Under Secretary for the Military Department, before the Day on which the Imprisonment of such Person will expire, according to his Commitment or Sentence of the Period of Expiration of such Imprisonment. Gaolers to give Notice to Secretary at War, &c. of Expiration of Imprisonment of Soldiers.

CIX. Provided always, and it is hereby further enacted, That no Person whatever except an Apprentice who has enlisted or shall enlist himself into His Majesty's Service as a Soldier as aforesaid, shall be liable to be arrested or taken out of His Majesty's Service by reason of the Warrant of any Magistrate or Magistrates, on account of any Breach of Contract or Engagement, to serve or work for any Master or Employer whatsoever. No Person except Apprentice liable to be taken out of Service, for Breach of Contract.

CX. Provided always, and be it further enacted, That if any Person who shall have been hired to serve any Master for a Year or otherwise, shall, before the Expiration of his Term of Service under such Hiring, In what case Servants entitled to Wages up to time of enlisting.

Hiring, enlist into His Majesty's Service, such Person shall be entitled to such Proportion of Wages as the Magistrate shall think proper from his Master, for the time he has actually served under such Hiring, notwithstanding he shall have failed, in consequence of such enlisting, in completing the full Term of Service agreed for under such Hiring; and the Magistrate shall give an Order and take such other Steps as shall be necessary to enforce the Payment of such Proportion within Four Days after the Amount shall have been declared by such Magistrate.

Where Corps beyond Seas relieved in order to return Home, such of Men as choose may enlist, &c.

CXI. And be it further enacted, That when and as often as any Regiment or Company shall be relieved at any Station or Place beyond the Seas, in order to their Return to *Great Britain* or *Ireland*, it shall and may be lawful for any Officer or Officers thereunto authorized by the Officer commanding in chief at such Station or Place respectively, to enlist as many of the Soldiers belonging to such Regiment or Company, returning to *Great Britain* or *Ireland*, as shall be willing, and who shall appear to be fit for Service, and to incorporate them in any Regiment or Company which shall be appointed to remain; and every Soldier so enlisted shall be and is hereby deemed to be discharged from the Regiment or Company in which he before served; and the Occasion of his quitting such former Corps shall be recited in the enlisting Certificate; a Duplicate, or an attested Copy whereof, shall be delivered to such Soldier, to protect him from being any ways molested upon Suspicion of his having deserted.

Persons authorized by His Majesty may enlist or re-enlist Soldiers abroad.

CXII. And Whereas it is expedient that Provisions should be made for the enlisting and attesting of Soldiers desirous of re-enlisting, and others desirous of enlisting Abroad; Be it therefore enacted, That it shall be lawful for any Person duly authorized and appointed by His Majesty by any Warrant signed by the Secretary at War in that behalf, and not being a General Officer nor holding any Regimental Commission, to enlist and attest out of *Great Britain* or *Ireland* any Soldiers desirous of enlisting or re-enlisting into His Majesty's Service, and to administer such Oaths as are directed and required to be administered in that behalf by Justices of the Peace in the United Kingdom in relation to the enlisting or re-enlisting of Soldiers, and any Person so authorized and appointed shall have all such Powers and Authorities in that behalf as are given to any Justices of the Peace in the United Kingdom in relation to the enlisting or re-enlisting of Soldiers, and shall for all such Purposes as aforesaid be deemed and taken to be Justices of the Peace, any Person so enlisted or re-enlisted shall be deemed and taken to be so enlisted or re-enlisted under the Provision of any Act in force in relation to enlisting of Soldiers, and to the Punishment of Mutiny and Desertion, in like manner in every respect, and as fully and effectually to all Intents and Purposes as if such Oath had been administered, and such Attestation had been made, and enlisting or re-enlisting taken place before a Justice of the Peace in the United Kingdom.

Soldiers entitled to Discharge, sent Home free of Expence, and their Families, and Members, being landed

CXIII. And be it further enacted, That every Soldier entitled to his Discharge under any Orders or Regulations made by His Majesty, or upon the Expiration of any Period for which he shall have enlisted or engaged, shall, if then serving abroad, be sent to *Great Britain* or *Ireland*, and there, if he shall be so situated, to be landed

landed to the Parish or Place in which he shall have been originally enlisted, at the Rate *per Diem* fixed for victualling Soldiers on the March, reckoning Ten Miles for each Day's March; and every Soldier so entitled to his Discharge, who shall be discharged at any Place in the United Kingdom, other than that in which he shall have been attested, shall be entitled to the like Marching Money, from the Place of his Discharge to the Place of his Attestation as aforesaid.

'CXIV. And Whereas several Soldiers, being duly enlisted, 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 Tythingman of the Town or Place where any Person who may be reasonably suspected to be such a Defeater shall be found, or if no such Constable, Headborough or Tythingman can be immediately met with, then 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 Witness or Witnesses upon Oath or by the Knowledge of such Justice of the 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 without Fee or Reward to himself or Clerk 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 Defeater shall be apprehended; or to the *Savoy*, in case such Defeater shall be apprehended within the City of *London* or *Westminster*, or Places adjacent; or to the Provost Marshal in case such Defeater shall be apprehended within the City or Liberties of *Dublin*, or Places adjacent, and transmit an Account thereof in the Form prescribed in the Schedule annexed to this Act, marked (N.), to the Secretary at War for the time being in *London*; or if the Defeater 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 Defeater shall at any time be confined, shall receive such Subsistence for the Maintenance of such Defeater 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 Defeater shall halt on the March, shall, and he is hereby required to receive and confine every such Defeater, who shall be delivered into his Charge and Custody by any Non Commissioned Officer or Soldier who shall be conveying such Defeater 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 Defeater shall have been taken, or some Order from the

Justices may
commit Defeaters.

Regulations as
to Keepers of
Gaols, &c.

Office

Fee.

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 Defeater, while the Party or Person conveying him shall halt on the March; any Law, Usage or Custom to the contrary notwithstanding.

Reward for taking up Deferters.

CXV. And, for the better Encouragement of any Person or Persons to secure or apprehend such Deserters from His Majesty's Service, be it further enacted by the Authority aforesaid, That such Justice of the Peace shall also issue his Warrant in Writing to the Collector or Collectors of the Land Tax Money of the Parish or Township in *Great Britain*, where any Defeater shall be so committed, or in *Ireland* to the Collector or Collectors of His Majesty's Revenue in the District where any Defeater shall be so committed, for paying out of the Land Tax Money or Revenue arisen or to arise in the Year One thousand eight hundred and fifteen, into the Hands of such Person or Persons as shall apprehend or cause to be apprehended, any Defeater from His Majesty's Service, the Sum of Twenty Shillings for every such Defeater as shall be apprehended and committed; which Sum of Twenty Shillings shall be satisfied by such Collector or Collectors to whom such Warrant shall be directed, and allowed upon his or their Account.

Person confessing himself Defeater, deemed duly enlisted.

CXVI. And be it further enacted, That any Person who shall voluntarily surrender or deliver himself up as a Defeater from any Regiment or Corps of His Majesty's Regular or Militia Forces, or who, upon being apprehended for Desertion or any other Offence, shall in the Presence of the Magistrate confess himself to be a Defeater from any such Regiment or Corps, shall be deemed to have been duly enlisted, and to be a Soldier, and shall be liable 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.

Officer breaking open House without Warrant.

CXVII. Provided always, and be it enacted, That no Commissioned Officer shall break open any House to search for Deserters without Warrant from a Justice of the Peace; and that every Commissioned Officer who shall without Warrant from One or more of His Majesty's Justices of the Peace (which said Warrants the said Justice or Justices are hereby empowered to grant), forcibly enter into or break open the Dwelling House or Out Houses of any Person whomsoever, under Pretence of searching for Deserters, shall upon due Proof thereof forfeit the Sum of Twenty Pounds.

Penalty.

CXVIII. And Whereas Soldiers absent from their Regiments on Furlough granted to them by their Commanding Officers, are sometimes prevented by Sicknels or other unavoidable Casualty from returning to their Duty before the Expiration of the time limited by such Furlough, and Doubts have arisen whether in such cases the Extension of a Soldier's Furlough by a Justice of the Peace be sanctioned by legal Authority, and effectual for preventing such Soldier from being apprehended upon Suspicion of his having deserted his Regiment; Be it further enacted, That any Inspecting Field Officer stationed on the Recruiting Service, or any Officer of the Rank of Captain, or of the same Rank, or any Adjutant or Lieutenant, stationed within the District, or in any other Part of the Kingdom, or abroad, shall be empowered to issue any Warrant to the said Inspecting Field Officer, or any Officer of the Rank of Captain, or of the same Rank, or any Adjutant or Lieutenant, to search for such Soldiers, and to apprehend any such Soldier who shall be found within the said District, or in any other Part of the Kingdom, or abroad, who shall be found to have deserted from his Regiment, and to bring him to the said Inspecting Field Officer, or any Officer of the Rank of Captain, or of the same Rank, or any Adjutant or Lieutenant, for his Trial and Punishment.

What Officers and Justices may grant Extension of Furlough to Non-Commissioned Officer or Soldier.

Writing under his Hand, an Extension of Furlough to any Non Commissioned Officer or Soldier applying for the same on account of Sickness or other Casualty, which shall on due Enquiry appear to render such Extension necessary; and that every such Officer or Justice of the Peace, who shall grant to any Non Commissioned Officer or Soldier an Extension of Furlough as aforesaid, shall immediately certify the same, with the Cause of its being so granted, to the Agent of the Regiment to which such Non Commissioned Officer or Soldier shall belong; and that such Non Commissioned Officer or Soldier during the Period to which his Furlough shall have been so extended as aforesaid, shall not be liable to be apprehended or otherwise molested on the Ground of his having deserted the Regiment to which he shall appear by his Furlough to belong, or of criminally absenting himself from the same: Provided always, that nothing in this Act contained shall be construed to exempt any Non Commissioned Officer or Soldier, whose Furlough shall have been so extended as aforesaid, from being proceeded against and punished according to the Provisions of this Act, should it thereafter appear that such Non Commissioned Officer or Soldier had obtained the Extension of his Furlough by false Representation made to such Officer or Justice of the Peace as aforesaid, or in applying for and obtaining the same had committed any Offence to the Prejudice of good Order and Military Discipline: Provided also, that no such Furlough shall be extended by any Justice of the Peace for any longer Period than One Month, unless with the Approbation of the General Officer commanding in the District where such Soldier shall be.

Provido.

Provido.

CXIX. Provided always, and be it further enacted, That in all cases in which any Extension of Furlough shall be granted as aforesaid in England, and upon the Request of any such Non Commissioned Officer or Soldier to whom the same shall be granted, it shall be lawful for the Justice of the Peace granting the same, or where the same shall be granted by any such Officer as aforesaid, for any Justice of the Peace, upon the Production of a Certificate in Writing from such Officer, which he is hereby required to give, to make an Order in Writing, in the Form in the Schedule to this Act annexed, marked (O.), under his Hand, upon the Churchwardens and Overseers of the Poor of the Parish, Township or Place wherein such Non Commissioned Officer or Soldier shall reside, requiring them to pay to such Non Commissioned Officer or Soldier any Sum of Money directed in such Order, not exceeding what the Pay of such Non Commissioned Officer or Soldier would amount to for the Period to which such Furlough shall be extended as aforesaid; such Justice of the Peace taking particular Care to state upon the Furlough in Words the Amount so directed by him to be paid, and the Periods from and to which the same has been ordered to be issued, both inclusive, corroborating the Statement of his Signature, and further specifying upon the Order to the Parish Officer the Date of the Furlough originally granted, and the Name of the Commanding Officer by whom signed; and the same so authorized shall be paid accordingly, upon Production and Delivery to him of such Order, by any such Parish Officer out of any Money in his Hands applicable to the Relief of the Poor; and the Sums so advanced by such Parish Officer shall, upon the Production and Delivery of such Order to the Collector of Excise of the District within which such Parish, Township or Place shall

Justices of Peace granting Extension of Furlough, empowered to order Parish Officers to advance Pay to Soldiers.

Reimbursed by Collectors of Excise.

shall be situated, or any Person officiating for such Collector, be repaid to such Parish Officer, to be applied to 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 Orders of Justices shall be taken as Cash in the Payment of Duties of Excise received by him; and all Sums of Money so advanced out of any Duties of Excise shall be repaid to the Account of the said Duties by the Agents of the Regiments to which the Men to whom the same shall have been paid shall respectively belong, to any Person or Persons authorized by the Commissioners of Excise in *England*, or any Three or more of them, to draw for and receive the same: Provided always, that if any Justice of Peace shall not think fit to make such Order for paying any such Money as aforesaid, he shall state his Reasons for such Refusal in Writing at the Back of the Furlough.

Agents of Regiments to repay Money advanced.

Provido.

Justices of Peace granting Extension of Furlough in Scotland empowered to order Collectors of Excise to advance Pay to Soldiers.

CXX. Provided also, and be it further enacted, That in all cases in which any Extension of Furlough shall be granted as aforesaid in *Scotland*, and upon the Request of any such Non Commissioned Officer or Soldier to whom the same shall be granted, it shall be lawful to the Justice of the Peace granting the same, or where the same shall be granted by any such Officer as aforesaid, for any Justice of the Peace upon the Production of a Certificate in Writing from such Officer, which he is hereby required to give, to make an Order in Writing, under his Hand, upon the Collector of the Excise of the District wherein such Non Commissioned Officer or Soldier shall reside, or the Person officiating for such Collector, requiring him to pay to such Non Commissioned Officer or Soldier any Sum of Money directed in such Order, not exceeding what the Pay of such Non Commissioned Officer or Soldier would amount to for the Period to which such Furlough shall be extended as aforesaid; such Justice of the Peace taking particular Care to state upon the Furlough in Words the Amount so directed by him to be paid and the Periods from and to which the same has been ordered to be issued, both inclusive, corroborating the Statement by his Signature, and further specifying upon the Order to such Collector of the Excise, or other Person officiating for him, the Date of the Furlough originally granted, and the Name of the Commanding Officer by whom signed, and the Sum so authorized shall be paid accordingly upon Production and Delivery to him of such Order 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 Orders of Justices shall be taken as Cash in the Payment of Duties of Excise received by him; and all Sums of Money so advanced out of any Duties of Excise shall be repaid to the Account of the said Duties by the Agents of the Regiments to which the Men to whom the same shall have been paid shall respectively belong, to any Person or Persons authorized by the Commissioners of Excise in *Scotland*, or any Three or more of them, to draw for and receive the same; Provided always, that if any Justice of the Peace shall not think fit to make such Order for paying any such Money as aforesaid, he shall state his Reasons for such Refusal in Writing at the Back of the Furlough.

Agents of Regiments to repay Money advanced.

Provido.

and be it further enacted, That shall

Extension of Furlough, and for the Re-imbursment thereof, as may be from time to time necessary for the carrying the same into Effect and ensuring the immediate Advance of such Money, where necessary, in Great Britain or Ireland, and the due and regular Re-imbursment thereof.

cing Money in cases of Extension of Furlough.

CXXII. And, to prevent, as far as may be, any unjust or fraudulent Arrests that may be made upon Soldiers, whereby His Majesty and the Public may be deprived of their Service, it is hereby further enacted by the Authority aforesaid, That no Person whatsoever, who is or shall be lifted, or who shall lift and enter himself as a Volunteer in His Majesty's Service as a Soldier, shall be liable to be taken out of His Majesty's Service by any Process or Execution whatsoever, other than for some Criminal Matter, unless for a real Debt, or other just Cause of Action; and unless before the taking out of such Process or Execution (not being for a Criminal Matter), the Plaintiff or Plaintiffs therein, or some other Person or Persons on his or their behalf, shall make Affidavit before One or more Judge or Judges of the Court of Record, or other Court out of which such Process or Execution shall issue, or before some Person authorized to take Affidavits in such Courts, that to his or their Knowledge the original Sum justly due and owing to the Plaintiff or Plaintiffs from the Defendant or Defendants, in the Action or Cause of Action on which such Process shall issue, or the original Debt for which such Execution shall be sued out, amounts to the Value of Twenty Pounds at least, over and above all Costs of Suit in the same Action, or in any other Action on which the same shall be grounded; a Memorandum of which Oath shall be marked on the Back of such Process or Writ; for which Memorandum or Oath no Fee shall be taken: And if any Person shall nevertheless be arrested contrary to the Intent of this Act, it shall and may be lawful for One or more Judge or Judges of such Court, upon Complaint thereof made by the Party himself, or by any his superior Officer, to examine into the same by the Oath of the Parties or otherwise, and by Warrant under his or their Hands and Seals to discharge such Soldier so arrested contrary to the Intent of this Act, without paying any Fee or Fees, upon due Proof made before him or them, that such Soldier so arrested was legally enlisted as a Soldier in His Majesty's Service, and arrested contrary to the Intent of this Act; and also to award to the Party so complaining such Costs as such Judge or Judges shall think reasonable; for the Recovery whereof he shall have the like Remedy that the Person who takes out the said Execution might have had for his Costs, or the Plaintiff in the like Action might have had for the Recovery of his Costs in case Judgment had been given for him with Costs against the Defendant in the said Action.

Volunteer not liable to Process unless for some Criminal Matter; or for Debt of 20l. Oath of Debt before a Judge.

Memorandum thereof marked on Back of Process.

Costs.

CXXIII. And, to the end that honest Creditors who aim only at the Recovery of their just Debts due to them from Persons entering into and listing in His Majesty's Service, may not be hindered from suing for the same, but on the contrary may be assisted and forwarded in their Suits; and instead of an Arrest, which may at once hurt the Service, and occasion great Expence and Delay to themselves, may be enabled to proceed in a more easy and cheap Method, be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Plaintiff or Plaintiffs, upon Notice first given in Writing of the Cause of Action to such Person or Persons so entered,

Plaintiff may file Common Appearance.

Master General of the Army to which he shall be attached, who shall respectively have Power to administer the same.

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

CXXXVII. And be it further enacted by the Authority aforesaid, That every Paymaster or other Commissioned Officer of His Majesty's Forces, or any 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, who 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 Paymaster or other Commissioned Officer, Storekeeper or Commissary, or Deputy or Assistant Commissary, or other 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, and every such Officer or Person shall in Addition to any other Punishment, make good, at his own Expence, the Loss and Damage sustained which shall have been ascertained by such Court Martial; and the Loss and Damage so ascertained as aforesaid may be recovered in any of His Majesty's Courts of Record at *Westminster*, or in any other Courts of Law having Jurisdiction, where any Person adjudged by a Court Martial to have incurred any such Penalties, or to make good any such Losses or Damages, shall be resident after the said Judgment shall be confirmed and made known; 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.

Punishment.

Application of Forfeiture.

CXXXVIII. And be it further enacted by the Authority aforesaid, That every Non Commissioned Officer who shall be convicted at a General or Regimental Court Martial, of having embezzled or misapplied any Money with which he may have been entrusted, for the Payment of the Men under his Command, or for enlisting Men into His Majesty's Service, shall be reduced to serve in the Ranks as a Private Soldier, and be put under Stoppages until the Money be made good, and suffer such Corporal Punishment (not extending to Life or Limb) as the Court Martial shall think fit.

Non Commissioned Officers embezzling Soldiers' Pay, &c. reduced, &c.

CXXXIX. And be it further enacted by the Authority aforesaid, That, from and after the said Twenty fourth Day of *June* One thousand eight hundred and fifteen, no Paymaster General, or Paymaster of the Army, Paymaster of the Marines, Secretary at War, Commissary, Muster Master, Paymaster of a Corps or District, or any other Officer whatsoever, or their Under Officers, shall receive any Fees or make any Deductions whatsoever out of the Pay of any Officer or Soldier in His Majesty's Army, or from their Agents, which shall grow due from and after the said Twenty fourth Day of *June* One thousand eight hundred and fifteen, other than the usual Deductions allowed by His Majesty's Regulations; and such other necessary Deductions as shall from time to time be required to be made

No Paymaster, &c. to make Deductions out of Officers or Private Men's Pay.

Exception.

made under any Act of Parliament now in force, or hereafter to be made or directed by His Majesty, under His Royal Sign Manual.

Treasury may issue out Money due for Clothing every Six Months.

CXXX. 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 notify the Receipt of the Money to the Secretary at War, who shall immediately grant his Warrant for the Payment of the proper Sum or Sums to such Person or Persons only as have a regular Assignment, from the Colonel or Commandant or Person authorized by him to make such Assignment.

Paymaster General to pay Clothing Money to Persons having Assignments.

CXXXI. And be it further enacted, That if any Paymaster, Agent or Clerk of any Garrison, Regiment, Troop or Company, shall unlawfully detain or withhold, for the Space of One Month, the Pay of any Officer or Soldier (Clothes and all other just Allowances being deducted), after such Pay shall be by him or them received; or if any Officers having received their Soldiers' Pay, shall refuse to pay each Non Commissioned Officer and Soldier their respective Pay, when it shall become due, according to the several Rates established by His Majesty's Orders, then upon Proof thereof before a Court Martial, as aforesaid, to be for that Purpose duly held and summoned, every such Paymaster, Agent, Clerk or Officer so offending, shall be discharged from his Employment, and shall forfeit to the Informer, upon Conviction before the said Court, One hundred Pounds, to be levied as aforesaid, and the Informer, if a Soldier (if he demands it), shall be and he is hereby discharged from any further Service; any thing in this Act contained to the contrary notwithstanding.

Paymasters, &c. detaining Officers or Soldiers' Pay.

Penalty.

CXXXII. And, for enforcing a prompt Observance of the Rules and Orders established, or to be established for the due Appropriation of the Public Funds applicable to Army Services, and that a true and regular Account may be kept and rendered by the Agents of the several Garrisons, Regiments and Independent Troops and Companies, the said Agents are hereby required and directed to observe such Orders and Directions as shall from time to time be given by His Majesty, under his Sign Manual, or by the Secretary at War for the time being; by His Majesty's Command, or by His Majesty's Chief Governor or Governors of Ireland, or by the Lord Treasurer or Commissioners of the Treasury for the time being; and if any Person being or having been an Agent shall refuse or neglect to observe and comply with such Orders and Directions, in relation to his Duty as Agent, he shall, for the First Offence, forfeit the Sum of One hundred Pounds, to be recovered by Action of Debt or Information, for the Use of His Majesty; and, if still an Agent, for the Second Offence be discharged from his Employment as Agent of the Garrison, Regiment, Battalion, Independent Troop or Company, in relation to which he shall have been guilty of such Offence, and be utterly disabled to have or hold such Employment thereafter; or if he shall have ceased to be such Agent shall, for the Second and every succeeding Offence, forfeit the Sum of Two hundred Pounds to be recovered as aforesaid.

Agents disobeying Orders.

First Offence.

Second Offence.

Succeeding Offences.

CXXXIII. And

CXXXIII. And Whereas great Inconvenience has arisen to His Majesty's Service from Persons, not being authorized Agents of Regiments, Troops or Companies, negotiating for the Purchase, Sale and Exchange of Commissions in His Majesty's Forces, and much larger Sums than are allowed by His Majesty's Regulations are often given and received for Commissions, and great Frauds committed; Be it therefore enacted, That every Person, not being an authorized Agent to some Regiment, Troop or Company of His Majesty's Forces, who shall negotiate to act as Agent for and in relation to the Purchase, Sale or Exchange of any Commission in His Majesty's Forces, shall forfeit for every such Offence the Sum of One hundred Pounds, and every Person, whether authorized or not, as Agent to some Regiment, Troop or Company, who shall take, accept or receive any Commission, Sum of Money or Reward, for any Negotiation relative to the Purchase, Sale or Exchange of any Commission in His Majesty's Forces, or who shall negotiate, bargain for or receive for his own Use or for the Use of any other Person or Persons any Sum of Money or other Consideration above the Amount of the Price allowed by His Majesty's Regulations for the Purchase, Sale or Exchange of any such Commission, or any Sum of Money or other Consideration, where no Price shall be allowed by His Majesty's Regulations, shall, for every such Offence, forfeit the Sum of One hundred Pounds, and Treble the Value of such Sum of Money or other Consideration as he shall negotiate, bargain for or receive above the Amount of the Price allowed by His Majesty's Regulations for such Commission, in such cases where any Price shall be allowed by His Majesty's Regulations, or Treble the Value of the Sum or other Consideration negotiated, bargained for or taken and received in such cases in which no Price shall be allowed by His Majesty's Regulations.

Persons acting
as Army Agents
without Authority.

Penalty.

Penalty.

CXXXIV. Provided always, and be it enacted by the Authority aforesaid, That every present and future Paymaster, Agent or Clerk, of any Garrison, Regiment, Troop or Company, who is or shall be liable to account with any of the Executors and Administrators of every Officer or Soldier, for any of the Pay of such Officer or Soldier by him or them received, shall, on reasonable Demand made by such Executor or Administrator, deliver a just and true Account to any such Executor or Administrator of such Sum or Sums of Money as he or they shall have so respectively received for such Officer or Soldier, and for which they ought so to account as aforesaid, such Executor or Administrator paying for the same, and shall account with such Executor or Administrator for the same; and that every such Paymaster, Agent or Clerk, of any Garrison, Regiment, Troop or Company, offending herein, shall forfeit the like Penalties, and to be recovered in like manner, as appointed by this Act, for such Colonels or Agents not giving due Accounts of or for the Pay of the said Officers or Soldiers, to and for such Officers and Soldiers themselves.

Paymasters, &c.
to account with
Executors.

Penalty.

CXXXV. And Whereas it may otherwise be doubted, whether the Officers and Persons serving in the Royal Artillery, and those hired to be employed in the Trains of Artillery, or the Officers serving in the Corps of Royal Engineers, or the Officers and Persons serving in the Corps of Royal Military Surveyors and Draftsmen, or the Corps of Royal Sappers and Miners, or the Master

Gunners,

Officers, &c. of
Trains of Artillery,
&c. subject
to Act.

Innkeepers re-
fusing to receive
Soldiers.

Gunners, and Gunners under the Ordnance, be within the Intent and Meaning of this Act; it is hereby enacted by the Authority aforesaid, That the Officers and Persons serving and hired to be employed, or who shall serve and be hired to be employed in the Royal Artillery, and in the several Trains of Artillery, and all Officers serving or who shall serve in the Corps of Royal Engineers, and all Officers and Persons serving or who shall serve in the Corps of Royal Military Surveyors and Draftsmen, or in the Corps of Royal Sappers and Miners, and all Master Gunners, and Gunners who now are or shall be under the Ordnance, shall be at all times subject to all the Penalties and Punishments mentioned in this Act, and shall in all respects whatsoever, be holden to be within the Intent and Meaning of every Part of this Act, during the Continuance of the same, and shall be quartered and billeted, together with the Horses employed for the Service of the said Corps, in the same Manner and under the same Penalties and Regulations as are directed by this Act to be observed in quartering and billeting the Officers, Soldiers and Horses, of His Majesty's other Forces; and all Innkeepers and others on whom the Officers and Persons serving in the said Corps, and the Horses employed therein, shall be legally quartered, refusing to receive and provide for them as is directed for the Officers, Soldiers and Horses in His Majesty's other Forces, shall be subject to the same Penalties as in the case of His Majesty's other Forces.

Troops raised or
serving in His
Majesty's Pro-
vinces, &c. acting
in Conjunction
with His
Majesty's other
Forces liable to
Martial Law.

Employed on,
Recruiting Ser-
vice, and receiv-
ing regular Pay,
subject to Pro-
visions of Act.

Negroes pur-
chased and serv-
ing in Forces
deemed free.

CXXXVI. And Whereas great Mischief and Inconvenience may arise if it should be doubted whether Troops in Pay, raised or serving in any of His Majesty's Provinces, Governments, Colonies or Dominions, or in Countries, Colonies or Places in Possession of or occupied by His Majesty's Subjects, or any Forces of His Majesty, are, while under the Command of any Officer having any Commission immediately from His Majesty, liable to the same Rules and Articles of War, and the same Penalties and Punishments, as His Majesty's other Forces are subject to; To prevent such Mischief, and remove all Doubts, be it declared and enacted by the Authority aforesaid, That all Officers and Soldiers of any Troops being mustered and in Pay which have been or are or shall be raised or serving as aforesaid, shall at all Times and in all Places be liable to Martial Law and Discipline in like manner, to all Intents and Purposes, as His Majesty's other Forces are, and shall be subject to the same Trial, Penalties and Punishments.

CXXXVII. And be it further enacted, That this Act shall extend to all Serjeants and Non Commissioned Officers or Persons employed on the Recruiting Service, receiving any regular Pay in respect of such Service; and all such Serjeants and Non Commissioned Officers and Persons employed on the Recruiting Service, receiving any regular Pay in respect of such Service, shall be liable to Martial Law and Discipline, in like manner to all Intents and Purposes as His Majesty's other Forces, and be subject to the same Trial, Penalties and Punishments.

CXXXVIII. And be it further enacted, That, from and after the passing of this Act, all Negroes purchased by or on account of His Majesty, his Heirs and Successors, and serving in any of His Majesty's Forces, shall be and be deemed and taken to be free, to all Intents and for all Purposes whatsoever, in like manner in every respect

respect as if such Negroes had been born free in any Part of His Majesty's Dominions; and that such Negroes shall also to all Intents and Purposes whatever, be considered as Soldiers having voluntarily enlisted in His Majesty's Service.

CXXXIX. Provided always, and be it further enacted, That nothing in this Act contained, as to enlisting for any limited Periods of Service, or contained in any other Act as to any Rules or Regulations for the granting any Pensions or Allowances to any Soldiers discharged, after certain Periods of Service, shall extend or be deemed or construed in any manner to extend to any Negroes purchased by or on account of His Majesty, his Heirs and Successors, and serving in any of His Majesty's Forces.

Proviso respecting Negroes purchased by or on account of His Majesty.

CXL. And Whereas the Officers and Soldiers of the said Troops, being taken Prisoners, are frequently sent over to Great Britain or Ireland in a very distressed Condition: And Whereas their Pay is not sufficient to provide them with necessary Lodgings and Accommodations; Be it enacted by the Authority aforesaid, That during the Continuance of this Act it shall be lawful for the Constables, and other Civil Magistrates, within England, Ireland, Wales and the Town of Berwick upon Tweed, to quarter and billet the Officers and Soldiers of such Troops in all such Houses as are liable by this Act to receive the Officers and Soldiers of His Majesty's other Forces; and the said Constables and other Civil Magistrates are hereby required to quarter and billet the Officers and Soldiers of such Troops in the same Manner and under the same Regulations and Penalties, as are directed by this Act to be observed in quartering and billeting the Officers and Soldiers of His Majesty's other Forces; and all Persons on whom the Officers and Soldiers of the said Troops shall be legally quartered, refusing to receive and provide for them, as is directed for the Officers and Soldiers of His Majesty's other Forces, shall be subject to the same Penalties as in the case of His Majesty's other Forces.

Officers and Soldiers of such Troops sent over to G. B. or Ireland.

How quartered and billeted.

CXLI. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be any ways construed to extend to concern any of the Militia Forces, or Yeomanry or Volunteer Corps in Great Britain or Ireland, or in Jersey, Guernsey, Alderney, Sark or Man, or the Islands thereto belonging, excepting only in such case wherein, by any Act or Acts, for regulating any of the Militia Forces, or Yeomanry or Volunteer Corps in Great Britain or Ireland, the Provisions contained in this Act, or in any Act for punishing Mutiny and Desertion, which shall be then in force, are extended and meant to take Place in respect to the Officers and Soldiers of the Militia Forces or Yeomanry or Volunteer Corps in Great Britain and Ireland; and also except so far as relates to the Mustering of the said Militia Forces, according to the Provisions hereinafter mentioned.

Act not to extend to Militia, &c. further than directed by Laws relating thereto.

Exception.

CXLII. And, for the better ascertaining the Number of effective Men of the Regiments of Militia, when embodied and in actual Service, be it enacted by the Authority aforesaid, That, from and after the passing of this Act, every Regiment or Corps of Militia and Fencible Men, when embodied and in actual Service, shall be regularly mustered by Commissaries appointed for that Purpose, in the same manner and as often as the rest of the Army is usually mustered; and the Magistrates shall have the same Powers and Authorities,

Militia and Fencible Men when in actual Service regularly mustered, &c.

rities, and both Officers and Men shall be subject to the same Regulations, Restrictions and Penalties as are imposed on the Officers and Soldiers of the rest of the Army by virtue of this Act.

In what cases
Act to extend to Jersey,
Guernsey, &c.

CXLIII. And be it further enacted by the Authority aforesaid, That this Act shall be construed to extend to the Islands of *Jersey, Guernsey, Alderney, Sark and Man*, and the Islands thereto belonging, as to the Clauses therein for mustering and paying, and to the Provisions for the Trial and Punishment of Officers and Soldiers who shall be charged with Mutiny or Desertion, or any other of the Offences which are by this Act declared to be punishable by the Sentence of a General, or Garrison, or Detachment, or Regimental Court Martial; and also to the Clauses which relate to the Punishment of Persons who shall conceal Deserters, or shall knowingly buy, exchange or otherwise receive any Arms, Clothes, Caps or other Furniture, belonging to The King, or any such Articles generally deemed Regimental Necessaries, from any Soldier or Deserter, or who shall cause the Colour of such Clothes to be changed.

Perjury.

CXLIV. And be it further enacted, That any Person taking a false Oath in any case wherein an Oath is required to be taken by this Act, shall be deemed guilty of wilful and corrupt Perjury, and being thereof duly convicted, shall be liable to such Pains and Penalties as by any Laws now in force any Persons convicted of wilful and corrupt Perjury are subject and liable to.

General Issue.

CXLV. And be it further enacted by the Authority aforesaid (except in *Scotland*, as hereinafter provided), That if any Action, Bill, Plaint or Suit, shall be brought against any Person or Persons for any Act, Matter or Thing, to be acted or done in pursuance of this Act, it shall and may be lawful to and for all and every Person and Persons sued as aforesaid, to plead thereunto the General Issue, that he or they are Not Guilty, and to give such Special Matter in Evidence to the Jury which shall try the Issue; which Special Matter being pleaded, had been a good and sufficient Matter in Law to have discharged the said Defendant or Defendants of the Trespas or other Matter laid to his or their Charge: And if the Verdict shall pass with the said Defendant or Defendants in any such Action, the Plaintiff or Plaintiffs therein become nonsuit, or suffer any Discontinuance thereof; that in every such case, the Justice or Justices or such other Judge before whom the said Matter shall be tried, shall, by force and virtue of this Act, allow unto the Defendant or Defendants his or their Treble Costs, which he or they shall have sustained by reason of their wrongful Vexation in Defence of the said Action or Suit; for which the said Defendant or Defendants shall have the like Remedy as in other cases where Costs by the Laws of this Realm are given to Defendants.

Treble Costs.

Suits brought in
Courts of Record at West-
minster, or in
Dublin, or
Court of Session
in Scotland.

CXLVI. And be it further enacted by the Authority aforesaid, That every Bill, Plaint, Action or Suit, against any Person or Persons, for any Act, Matter or Thing, to be acted or done in pursuance of this Act, or against any Member or Minister of a Court Martial, in respect of any Sentence of such Court, or of any thing done by virtue or in pursuance of such Sentence, shall be brought in some of the Courts of Record at *Westminster*, or in *Dublin*, or the Court of Session in *Scotland*, and in no other Court whatsoever.

CXLVII. And

CXLVII. And be it further enacted, That if any Action shall be raised or Complaint shall be preferred against any Person or Persons in Scotland, for any Act, Matter or Thing to be acted or done in pursuance of this Act, such Action shall be raised and Complaint preferred in the Court of Session, and if such Court shall see fit to assize the Defendant, or dismiss the Complaint, the Defender or Defenders shall have Treble Costs awarded to him or them by the said Court.

In Scotland
Actions preferred in Court
of Session.

Treble Costs.

CXLVIII. Provided always, and be it enacted, That if any Person shall harbour, conceal or assist any Deserter from His Majesty's Service, knowing him to be such, the Person so offending shall forfeit for every such Offence the Sum of Twenty Pounds; and upon Conviction, by the Oath of One or more credible Witnesses or Witnesses, before any of His Majesty's Justices of the Peace, the said Penalty of Twenty Pounds shall be levied, by Warrant under the Hand of such Justice of the Peace, by Distress and Sale of the Goods and Chattels of the Offender; One Moiety of the said Penalty to be paid to the Informer, and the other Moiety to be paid to the Agent of the Regiment or Corps to which any such Deserter did belong, and shall be credited by such Agent in his Public Accounts; and a Report of the Penalty being adjudged shall be made to the Secretary at War by the Justice of the Peace by whom the same shall have been imposed; and in case any such Offender who shall be convicted as aforesaid of harbouring, concealing or assisting any such Deserter, shall not have sufficient Goods and Chattels whereon Distress may be made, to the Value of the Penalty awarded against him or her for such Offence, or shall not pay such Penalty within Four Days after such Conviction, then and in such case such Justice of the Peace shall and may, by Warrant under his Hand and Seal, commit such Offender to the Common Gaol, there to remain, without Bail or Mainprize, for the Space of Six Months: Provided also, that if any Person shall knowingly detain, buy or exchange or otherwise receive from any Soldier or Deserter, or any other Person upon any Account or Pretence whatsoever, any Arms, Clothes, Caps or other Furniture, belonging to The King, or any Meat, Drink, Beer or other Provision, provided under any Regulations relating thereto, or any such Articles belonging to any Soldier or Deserter, as are generally deemed Regimental Necessaries, according to the Custom of the Army, being provided for the Soldier, and paid for by Deductions out of his Pay, or cause the Colour of any such Clothes to be changed, the Person so offending shall forfeit for every such Offence the Sum of Five Pounds; or if any Person shall buy or receive any Oats, Hay, Straw or other Forage, provided for the Use of any Horse or Horses belonging to His Majesty's Service, from any Dragoon or other Soldier knowing him to be such, or shall move, procure, counsel, solicit or entice any Dragoon or other Soldier, knowing him to be such, to sell or otherwise dispose of any such Oats, Hay, Straw or other Forage as aforesaid, the Person so offending shall forfeit for every such Offence the Sum of Five Pounds; and upon Conviction, by the Oath of One or more credible Witnesses or Witnesses, before any of His Majesty's Justices of the Peace, the said respective Penalties of Five Pounds, and Five Pounds, shall be levied by Warrant under the Hand of such Justice of the Peace, by Distress and Sale of the

Harbouring, &c.
Deferters.

Penalty.

Offender convicted of harbouring, &c. Deserter.

Imprisonment.
Receiving Arms, &c. of Soldiers or Deferters, &c.

Penalty.
Buying Oats, &c. provided for His Majesty's Service.

Penalty.

Warrant.

Goods

Goods and Chattels of the Offender, One Moiety of the said first mentioned Penalty of Five Pounds to be paid to the Informer, and One Moiety of the said last mentioned Penalty of Five Pounds to be paid to the Informer, and the Residue of the said respective Penalties to be paid to the Agent of the Regiment or Corps to which any such Deserter or Soldier did belong, who shall report the same to the Secretary at War and credit the same in his Public Accounts; and in case any such Offender who shall be convicted as aforesaid, of having knowingly received any Arms, Clothes, Caps or other Furniture belonging to The King, or any such Meat, Drink, Beer, or other Provisions, or any such Articles generally deemed Regimental Necessaries, or of having caused the Colour of such Clothes to be changed, or of having bought or received any Oats, Hay, Straw or other Forage, provided for the Use of any Horse or Horses belonging to His Majesty's Service from any Dragoon, or other Soldier, knowing him to be such, or of having moved, procured, counselled, solicited or enticed any Dragoon or other Soldier knowing him to be such, to sell or otherwise dispose of any such Oats, Hay, Straw or other Forage as aforesaid, contrary to the Intent of this Act, shall not have sufficient Goods and Chattels whereon Distress may be made to the Value of the Penalties recovered against him or her for such Offence, or shall not pay such Penalties upon such Conviction, or give sufficient Security for Payment thereof within the Space of Four Days from such Conviction, then and in such case such Justice of the Peace shall and may, by Warrant under his Hand and Seal, either commit such Offender to the Common Gaol, there to remain without Bail or Mainprize, for the Space of Three Months, or cause such Offender to be publicly or privately whipped at the Discretion of such Justice.

Imprisonment.

Persuading Soldiers to desert.

CXLIX. And be it further enacted, That if any Person or Persons shall in any Part of His Majesty's Dominions, directly or indirectly, persuade or procure any Soldier or Soldiers in the Service of His Majesty, his Heirs or Successors, to desert or leave such Service as aforesaid, every such Person or Persons so offending as aforesaid, and being thereof lawfully convicted, shall, for every such Offence, forfeit to His Majesty, his Heirs or Successors, or to any other Person or Persons who shall sue for the same, the Sum of One hundred Pounds; and if it shall happen that any such Offender, so convicted as aforesaid, hath not any Goods and Chattels, Lands or Tenements to the Value of One hundred Pounds, to pay and satisfy the same, or if from the Circumstances and Heinousness of the Crime, it shall appear to the Court before which the said Conviction shall be made as aforesaid, that any such Forfeiture is not a sufficient Punishment for such Offence, it shall be lawful for such Court to commit any such Offender to Prison, there to remain for any time not exceeding Twelve Months, without Bail or Mainprize, and also to stand in the Pillory for the Space of One Hour in some Market Town next adjoining to the Place where the Offence was committed in open Market there, or in the Market Town itself where the said Offence was committed.

Penalty.

Imprisonment.
Pillory.

Manner of suing for Penalties against Persons inducing Soldiers to desert.

CL. And be it further enacted, That all Penalties by this Act imposed, for persuading or procuring any Soldier to desert, shall be recoverable in any of His Majesty's Courts of Record at

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Westminster; and for such like Offences as shall be committed in that Part of *Great Britain* called *Scotland*, shall be sued for and recoverable in His Majesty's Courts of Exchequer in *Scotland*; and for such like Offences as shall be committed in *Ireland*, shall be sued for and recoverable in any of His Majesty's Courts of Record in *Dublin*; and for any such like Offences as shall be committed in any other of the Dominions of His Majesty, shall and may be sued for and be recoverable in any Court of Record of His Majesty, in the Place where the Offence shall have been committed; and for such like Offence as shall have been committed within the Island of *Guernsey*, the same shall be sued for and be recoverable in the Royal Court of *Guernsey*, and for such Offences as shall be committed within the Island of *Jersey*, the same shall be sued for and be recoverable in the Royal Court of *Jersey*; any thing contained in an Act passed in the First Year of King *George* the First to the contrary thereof in any wise notwithstanding.

1 G. I. Stat. 2.
c. 47.

CLI. And be it further enacted, That for such of the said Offences as shall be committed within that Part of the United Kingdom called *Ireland*, the Penalties herein enacted shall be sued for and be recoverable in any of His Majesty's Courts of Record in *Dublin*; and for such of the said Offences as shall be committed within the Isles of *Alderney* and *Sark*, the Penalties herein enacted shall be sued for and be recoverable in the Royal Court of *Guernsey*; and for such of the said Offences as shall be committed within the *Isle of Man*, the Penalties herein enacted shall be sued for and be recoverable in any of the Courts of Record in the said Island, or in any of His Majesty's Courts of Record at *Westminster*.

Penalties in Ireland where sued for.

CLII. Provided always, and be it further enacted by the Authority aforesaid, That no such Action shall be brought or Prosecution carried on by virtue of this Act, for the Penalties aforesaid, unless the same be commenced within Six Months after the Offence is committed.

Limitation of Actions.

CLIII. And, in order to prevent all Doubts that may arise in relation to punishing Crimes and Offences committed against former Acts of Parliament made in *Great Britain* and *Ireland* respectively, for punishing Mutiny and Desertion; and for the better Payment of the Army and their Quarters, or against any of the Articles of War made and established by virtue of the same, be it enacted by the Authority aforesaid, That all Crimes and Offences which have been committed against any Act for punishing Mutiny and Desertion; and for the better Payment of the Army and their Quarters, or against any of the Articles of War made and established by virtue of the same, shall and may, during the Continuance of this Act, be enquired of, heard, tried and determined, adjudged and punished, before and by the like Courts, Persons, Powers, Authorities, Ways, Means and Methods, as the like Crimes and Offences committed against this Act may be enquired of, heard, tried, determined, adjudged and punished: And every Warrant for holding any Court Martial under any former Act shall remain in full Force, notwithstanding the Expiration of such Act, and all Proceedings of any Court Martial, upon any Trial begun under the Authority of such former Act, shall not be discontinued by the Expiration of the same, but it shall be lawful to proceed to Judgment upon any such Trial, and to carry such Judgment.

Offences against former Mutiny Acts punishable by Act.

Judgment into Execution in like manner as if the Proceedings had been commenced under the Authority of this Act.

Offences against former Acts committed Three Years before issuing Warrant for Trial, &c.

CLIV. Provided always, That no Person shall be liable to be tried and punished for any Offence against any of the said Acts, or Articles of War, which shall appear to have been committed more than Three Years before the issuing of the Commission or Warrant for such Trial; unless the Person accused, by reason of his having absented himself, or of some other manifest Impediment, shall not have been amenable to Justice within that Period; in which case such Person shall be liable to be tried at any time not exceeding Two Years after the Impediment shall have ceased.

CLV. And, for the more easy Conviction of Offenders against this Act, be it enacted, That in case any Person shall be convicted of any Offences by which they shall become liable to any of the Pecuniary Penalties under this Act, the following shall be the Form of Conviction :

Form of Conviction.

County of } BE it remembered, That on the Day
 } in the Year of our Lord at
 ' in the County aforesaid, *A. B.* came before me [*or, us*] One [*or, Two*] of His Majesty's Justices of the Peace in and for the said
 ' County, and informed me [*or, us*] upon Oath, that *G. H.* of
 ' on the Day of
 ' now last past, at in
 ' the said County, did (*here set forth the Fact in the manner described in the Statute*); whereupon the said *G. H.* after being duly summoned to answer the said Charge, appeared before me [*or, us*]
 ' the said Justice [*or, Justices*] on the Day of
 ' at in the said County, and having heard the
 ' Charge contained in the said Information, declared that he was
 ' not guilty of the said Offence; but the same being fully proved
 ' upon the Oath of *J. K.* a credible Witness, it manifestly appears
 ' to me [*or, us*] the said Justice [*or, Justices*], that he the said
 ' *G. H.* is guilty of the said Offence charged upon him in the said
 ' Information. It is therefore considered and adjudged by me [*or, us*]
 ' the said Justice [*or, Justices*], that he the said *G. H.* be
 ' convicted; and I [*or, we*] do hereby convict him of the Offence
 ' aforesaid; and I [*or, we*] do hereby declare and adjudge that the
 ' said *G. H.* hath forfeited the Sum of
 ' for the Offence aforesaid, to be distributed as the Law directs, according to the Statute in that case made and provided.
 ' Given, *et cetera.*'

Continuance of Act.

CLVI. And be it further enacted by the Authority aforesaid, That this Act shall be and continue in force, within Great Britain, from the Twenty fourth Day of June in the Year of our Lord One thousand eight hundred and fifteen, until the Twenty fifth Day of March in the Year of our Lord One thousand eight hundred and sixteen; and shall be and continue in force within Ireland, and in Jersey, Guernsey, Alderney, Sark and Isle of Man, and the Islands thereto belonging, from the First Day of July in the Year of our Lord One thousand eight hundred and fifteen, until the First Day of April in the Year of our Lord One thousand eight hundred and sixteen; and shall be and continue in force within the Garrison of Gibraltar, and in Spain and Portugal, from the Twenty fifth Day of August

August in the Year of our Lord One thousand eight hundred and fifteen, until the Twenty fifth Day of *May* in the Year of our Lord One thousand eight hundred and sixteen; and shall be and continue in force in all other Parts of *Europe* where His Majesty's Forces may be serving, and in the *West Indies*, and *North America*, and *Cape of Good Hope*, from the Twenty fifth Day of *October* One thousand eight hundred and fifteen, to the Twenty fifth Day of *July* One thousand eight hundred and sixteen; and shall be and continue in force in all other Places from the Twenty fifth Day of *February* One thousand eight hundred and sixteen, to the Twenty fifth Day of *March* One thousand eight hundred and seventeen.

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

[*Rates of Subsistence, fixed, post. c. 154.*]

SCHEDULE (A.)

FORM OF OATH.

I (or, have been, as the case may be) [state Occupation, if any, or state if 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 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 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.

SCHE-

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 Ap-
 prentice; 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
 Magistrates 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 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 Expiration of the Term of [Seven,
 or Ten, or Twelve,] Years. 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 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
 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
 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 should
 be

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.)

Oath of Allegiance, 39^o Geo. III. c. 109.

I *A. B.* being enlisted to serve, either in His Majesty's Troops or in the Forces of the *East India* Company, according as His Majesty shall think fit, do swear, That I will bear true Allegiance to our Sovereign Lord King *George*, and that I will, as in my Duty bound, defend Him in His Person, Crown and Dignity, against all His Enemies; and that so long as I shall remain in His Majesty's Service, I will duly observe and obey His Majesty's Orders and the Orders of the Generals and Officers set over me by His Majesty; and that if His Majesty shall please to appoint me to serve in the Forces of the United Company of Merchants of *England* trading to the *East Indies*, then 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 (F.)

To wit. } I _____ One of His Majesty's Jus-
 tices of the Peace of _____ certify, That
 aged _____ Years,
 Feet, _____ Inches high, _____ Complexion,
 Eyes, _____ Hair, came before me at _____ on the
 Day of _____ One thousand eight hundred
 and _____, and acknowledge that he had voluntarily enlisted
 himself for the Bounty of _____ to serve either in His
 Majesty's Army or in the Forces of the *East India* Company, ac-
 cording as His Majesty shall think fit to order. And I further cer-
 tify, 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; that he took the Oath of Allegiance prescribed by the Act
 of 39^o Geo. III. c. 109. to be taken instead of 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.

SCHEDULE (G.)

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,

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 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 Difference 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*] provided the said United Company should so long require my Service.

SCHEDULE (I.)

I _____ One of His Majesty's Justices of the Peace of _____ [*or, Chief Magistrate of* _____] do hereby certify, That _____ appeared to be _____ Years old, _____ Feet, _____ Inches high, _____ Complexion, _____ Eyes, _____ Hair, came before me at _____ on the _____ Day of _____, 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 legally bound so as to prevent his enlisting, and acknowledged that he had voluntarily enlisted himself for the Bounty of _____ to serve the United Company of Merchants of *England* trading to the *East Indies*, and did engage to serve for the Period of _____ [*this Blank to be filled up by the Magistrate either until discharged or for Years, as in the preceding Form of Enlistment*] 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 he took the Oath of Fidelity mentioned in the Act of the Fiftieth Year of His present Majesty, 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 _____ a Duplicate of this Certificate, signed with my Name.

SCHEDULE (K.)

FORM OF MASTER'S OATH.

I _____ of _____ do make Oath, That I am by _____ Trade a _____ and that _____ was bound to serve as an Apprentice to me in the said Trade _____ Indenture _____ Day

Day of for the Term of Years ;
 and that the said did on or about the Day of
 abscond and quit my Service without my Consent, and
 that, to the best of my Knowledge and Belief, the said is
 aged about Years. Witness my Hand, at the
 Day of One thousand eight hundred and

Sworn before me at this
 Day of ; One thousand eight hundred }
 and

SCHEDULE (L.)

FORM OF JUSTICE'S CERTIFICATE.

To wit. } I A. B. One of His Majesty's Justices of the Peace of
 certify, That of
 came before me at the Day of
 One thousand eight hundred and and made Oath,
 that he was by Trade a and that was bound to serve
 as an Apprentice to him in the said Trade, by Indenture, dated the
 Day of for the Term of Years ; and that the
 said Apprentice did, on or about the Day of ab-
 scond and quit the Service of the said without his Con-
 sent, and that to the best of his Knowledge and Belief the said Ap-
 prentice is aged about Years.

A. B.

SCHEDULE (M.)

FORM OF OATH.

I do hereby make Oath, That I have
 not applied any Money or Stores, or Supplies, under my Care or
 Distribution, to my own Use, or to the Private Use of any other
 Person, by way of Loan to such Person, or otherwise, or in any
 manner applied them, or knowingly permitted them to be applied to
 any other than Public Purposes, and according to the Duty of my
 Office.

Sworn before me by the within named }
 this Day of

A. B.

Justice of the Peace for the County of
 [or, Commander in Chief, or
 Second in Command, &c. the Army
 serving in &c. as the case
 may be.]

SCHE-

SCHEDULE (N.)

DESCRIPTION RETURN of _____ **on the** _____ **Day of** _____
as a Defeter from the _____ **Regiment of** _____ **committed to Confinement at** _____ **Battalion of the** _____

Age.	Size.		Complexion.	Colour of		Marks.	Probable Date of Enlistment, and in what District.	Probable Date of Desertion, and from whence.	Name, Occupation and Address of Person by whom apprehended.	The Particulars in Evidence against the Prisoner, and whether he confessed himself to be a Defeter in the Presence of the Magistrate who committed him.
	Feet.	Inches.		Hair.	Eyes.					

I hereby certify, that the Prisoner has been duly examined before me, as to his Circumstances herein stated, and has declared in my Presence that he is a Defeter from the before mentioned Corps.

* Enquiry having been made as to the Prisoner's Health, it has been reported to me that he is in a fit State to be removed.

 Signature of Magistrate.

 Signature of Prisoner.

 Signature of Informant.

 Signature of Magistrate.
 * If any Military Medical Officer be at the Place, he will inspect the Defeter.

SCHEDULE (O.)

To the Churchwarden [*or, Overseer*] of the Parish, [Township, or Place.]

YOU are hereby required to pay to *A. B.* [*describe whether Non Commissioned Officer, &c.*] within named, on Furlough from the _____ Day of _____ to the _____ Day of _____ signed by [*Commanding Officer signing the Furlough*], the Sum of _____ out of my Money now in your hands, or out of the _____ Money which _____

which shall come to your Hands, in respect of the Rates for the Relief of the Poor, being at the Rate of *per Day,*
 from the Day of to the Day of
 both inclusive; and for so doing this shall be your
 Warrant, and pass as such for your Repayment under the Mutiny A&C.
 Witness my Hand the Day of
 C. D. Justice of the Peace for

C A P. CIX.

An Act to enable the Sheriff Depute or Substitute and Justices of the Peace of the County of *Clackmanan*, to incarcerate Persons in the Gaol of the Royal Burgh of *Stirling*, or the Common Gaol of the County of *Stirling*. [22d June 1815.]

WHEREAS it is expedient that Persons against whom Warrants of Incarceration may be granted by the Sheriff Depute or Substitute or by Justices of the Peace of the County of *Clackmanan* in *Scotland*, should be incarcerated in the Gaol of the Royal Burgh of *Stirling*, or the Common Gaol of the County of *Stirling*; 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 Sheriff Depute or Substitute, and any of His Majesty's Justices of the Peace of the County of *Clackmanan*, to grant Warrant for incarcerating in the Gaol of the Royal Burgh of *Stirling* or the Common Gaol of the County of *Stirling*, any Person or Persons in the County of *Clackmanan*, that ought by Law to be incarcerated; and every Person and all Persons in the County of *Clackmanan*, against whom any Warrant of Incarceration shall be issued by the Sheriff Depute or Substitute, or by any Justice of the Peace of the said County of *Clackmanan*, shall and may be incarcerated in the Gaol of the Royal Burgh of *Stirling*, or the Common Gaol of the County of *Stirling*, and shall and may be detained there, and otherwise dealt with according to Law, in the same manner as such Person or Persons would be in the Common Gaol of the County of *Clackmanan*, if such County had a Common Gaol, or as such Person or Persons would be if incarcerated by Warrant of the Sheriff Depute or Substitute, or any of His Majesty's Justices of the Peace of the County of *Stirling*.

Sheriff Depute or Substitute or Justice of Clackmanan may grant Warrant for Incarceration in Gaol of Burgh or County of *Stirling*.

II. And be it further enacted, That the Gaol of the Royal Burgh of *Stirling*, or the Common Gaol of the County of *Stirling*, shall be the Common Gaol of the County of *Clackmanan*, until there shall be a Common Gaol in this last County; and all Messengers at Arms and other Officers of the Law whatsoever shall and may and are hereby required to act in the Execution of any such Warrant, in such and the same manner as if the same had been granted by the Sheriff Depute or Substitute, or any Justice or Justices of the Peace of the County of *Stirling*.

Common Gaol of County or Burgh the Common Gaol of *Clackmanan*.

III. Provided always, and be it enacted, That no Expence attending or consequent upon any such Incarceration, or any thing to be done in the Execution of this Act, shall be borne or defrayed by the Royal Burgh, or by the County of *Stirling*; but all such Expence

Burgh and County of *Stirling* free of Expence.

Expence shall be borne and defrayed by the County of *Clackmanan*, and shall be paid out of the Rogue Money of the said County of *Clackmanan*.

C A P. CX.

An Act for charging certain Duties on Sweets or Made Wines in *Ireland* in lieu of former Duties. [28th June 1815.]

47 G. 3. Sess. 1. c. 18. Sch. (A.) (B.)

WHEREAS it is expedient that the Duties of Excise payable in *Ireland* upon all Liquors called *Sweets* or *Made Wines*, made in *Ireland*, and also the Countervailing Duties on *British* Sweets or *Made Wines* imported into *Ireland*, should be decreased, so as not to exceed the Duties payable thereon 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 of Excise payable in *Ireland* on Sweets or *Made Wines* made in *Ireland*, and all Countervailing Duties payable on *British* Sweets or *Made Wines* imported into *Ireland* under any Act or Acts in force in *Ireland* immediately before the passing of this Act, shall cease and determine; and that in lieu thereof there shall, from and after the passing of this Act, be raised, levied, collected and paid, unto His Majesty, his Heirs and Successors, upon and in respect of such Sweets or *Made Wines* the several Sums of Money and Duties following; that is to say,

Duties on Sweets made to cease.

New Duties of Excise.

For and upon every Barrel containing Thirty two Gallons of all Liquor called *Sweets* or *Made Wines*, made for Sale in *Ireland*, by Infusion, Fermentation or otherwise, from Fruit or Sugar, or from Fruit and Sugar mixed with any other Ingredients or Materials, an Excise Duty of Two Pounds Seven Shillings *British* Currency, and after the same Rate for any greater or less Quantity, to be paid by the respective Makers thereof:

Countervailing Duty.

For and upon every Barrel containing Thirty two Gallons of *British* Sweets or other *British* Liquors, made by Infusion, Fermentation or otherwise from Fruit or Sugar, or from Fruit and Sugar mixed with any other Material or Ingredient whatsoever, commonly called *Sweets*, or called or distinguished by the Name of *Made Wines*, imported into *Ireland* from *Great Britain*, a Countervailing Duty of Two Pounds Seven Shillings *British* Currency.

Drawback allowed on Exportation.

II. And be it further enacted, That upon the Exportation from *Ireland* to *Great Britain*, or elsewhere, of any *Irish* or *British*-made Sweets or *Made Wines*, which shall have paid the Duties by this Act imposed, there shall be allowed and paid a Drawback of Two Pounds Seven Shillings for and upon every Barrel containing Thirty two Gallons in lieu and full Satisfaction of all Drawbacks now allowed by Law for the same.

Duty under Management of Commissioners of Excise.

III. And be it further enacted, That the said Duty of Excise by this Act imposed on Sweets or *Made Wines* made for Sale in *Ireland* shall be under the Management of the Commissioners of Excise in *Ireland*, and shall be raised, levied, collected and paid in such manner and upon such Rules and Regulations as are enacted and contained in an Act made in the first Session of *Great Britain* in the thirty first year of His Majesty King George the Third, intituled, 'An Act for the better Management of the Excise in *Ireland*,' and for that purpose the said Commissioners shall have full Power, Authority and sole Privilege, to make, alter, amend, vary, and extend, from time to time, such Rules and Regulations as shall be necessary for the better Management of the said Excise in *Ireland*, and to cause the same to be printed, and to sell the same, and to give and receive for the same such Fees as shall be thought fit, and to do all such other Things as shall be necessary for the better Management of the said Excise in *Ireland*.

granting unto His Majesty the several Duties therein mentioned on Sweets or Made Wines, Mead and Vinegar; and for securing the Collection thereof; and as if all the Rules, Regulations, Clauses, Matters and Things, in the said recited Act contained, for securing the Collection of the Duty granted by the said Act, were repeated and re-enacted in this Act with respect to the Duty of Excise granted by this Act, except only so far as relates to the Duration of the Licences in the said Act mentioned, and which Licences shall be in force to the Fifth Day of January in each Year; any thing in the said recited Act to the contrary notwithstanding.

IV. And be it further enacted, That the Countervailing Duty on British-made Wine imported into Ireland by this Act granted, and the Drawbacks by this Act allowed, shall be raised, levied, collected, paid, allowed, sued for and recovered in the same 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, levying, paying, managing and allowing of any Duties, Taxes or Drawbacks, in and by an Act made in Ireland in the Fourteenth and Fifteenth Years of the Reign of His late Majesty King Charles the Second, intituled *An Act for settling the Excise or new Impost 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 which may be in force in Ireland relating to the Revenue of Excise and Customs, or either of them, as fully and effectually, to all Intents and Purposes, as if the same 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 Acts or any of them is or shall be provided.

Countervailing
Duty and Draw-
back how levied
and paid.

14 & 15 Car. 2.
(1.) Sess. 4. c. 8.

46 G. 3. c. 106.
&c.

Appeal.

C A P. CXI.

An Act for the better collecting and securing the Duties on Spirits distilled in Ireland.

[28th June 1815.]

WHEREAS it is expedient to make further Regulations for the securing of the Collection of the Duties on Spirits distilled 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 Commencement of this Act, so much of any Act or Acts in force in Ireland at the time of the passing of this Act, as regulates or defines the Number of Charges of Singlings or Low Wines, for the Quantity of Spirits producible wherefrom any Distiller is chargeable with Duty in respect of any Still or Stills used by such Distiller, shall be and the same is hereby repealed; and that, from and after the Commencement of this Act, every Distiller in Ireland shall, for every Four Weeks or Twenty eight Days during

Charges on Stills
repealed;

Charges im-
posed according
to Schedule
annexed.

T t 2

which

which any Still or Stills in the Distillery of such Distiller shall continue or shall be presumed to continue working or shall be chargeable as working, under the Regulations or Provisions of any Act or Acts in force in *Ireland*, for the regulating or securing the Collection of the Duties on Spirits distilled in *Ireland*, be charged with and shall pay Duty for such respective Quantities of Spirits as might be produced, according to the Rates specified in any Act or Acts in force, from the several Number of Charges of Singlings or Low Wines, severally set forth in the Table to this Act annexed, for and in respect of each and every such Still being of the several Contents in the said Table specified and contained, in lieu of the former Charges in respect of such Stills; and that every such Distiller shall, over and above such several Quantities respectively, be charged with and shall pay Duty, in respect of each and every such Still or Stills, for as much more Spirits as might be produced according to the Rates in the said Acts specified, from all Pot Ale, Wash, Low Wines or Singlings, which such Distiller shall actually distil within every such Period of Four Weeks or Twenty eight Days, over and above such several Quantities respectively; and the Officer or Officers in Charge of the Distillery of such Distiller shall make a Return of the Quantities of such Spirits and of the Duties thereon accordingly, and such Distiller shall pay the Duty so charged and returned, under such Rules, Regulations and Directions, Fines, Penalties and Forfeitures, as are contained in any Act or Acts in force in *Ireland*, for the regulating or securing the Collection of the Duties on Spirits distilled in *Ireland*.

Officer to make Return of Spirits and Duties, &c.

When Notice given of working Still with Turf, only Five sevenths of Charges imposed.

II. Provided always, and be it enacted, That whenever any Distiller licensed to keep a Still or Stills under One thousand Gallons Content, and exceeding One hundred Gallons Content, shall insert in the Notice which he is bound by Law to give to the Collector, Surveyor and Gauger, before he commences or recommences to work a Still; or shall give Notice in like manner Six Days before the Expiration of any Period of Four Weeks or Twenty eight Days, during which any Still shall be chargeable as working, that such Distiller purposes to work any Still or Stills in his Possession during the next succeeding Period of Four Weeks or Twenty eight Days, with Turf only not charred, and not with Coal or other Fuel than Turf not charred, such Distiller shall for every complete Period of Four Weeks or Twenty eight Days during which any such Still or Stills shall be worked with no other Fuel than Turf not charred, be charged with and pay Duty for such Quantity of Spirits as might be produced (according to the Rates aforesaid) from Five sevenths of the Number of Charges of Singlings or Low Wines to which such Still would otherwise be liable, and also with Duty for as much more Spirits as might be produced, according to the said Rates, from all Pot Ale, Wash, Singlings or Low Wines, which such Distiller shall actually distil within such Period of Four Weeks or Twenty eight Days, over and above the Quantity producible from such reduced Number of Charges of Singlings or Low Wines as aforesaid.

If during Notice of working with Turf only, Still worked with Coal, &c. full Number of Charges imposed.

III. Provided also, and be it further enacted, That if any Still in the Possession of any Distiller, shall at any time during any Period of Four Weeks or Twenty eight Days, which the Distiller shall have given Notice for working any such Still or Stills with Turf only, be worked with any Coal, or any other Fuel than

than Turf not charred, all and every Still and Stills in the Possession of such Distiller, not strapped down, taken down or displaced in manner directed and appointed in and by an Act made in the Fiftieth Year of His present Majesty's Reign, intituled *An Act to grant to His Majesty Duties upon Spirits made or distilled in Ireland from Corn; to allow certain Drawbacks on the Exportation thereof; to make further Regulations for the Encouragement of licensed Distillers; and for amending the Laws relating to the Distillery in Ireland*; shall be subject and liable to the full Number of Charges of Singlings or Low Wines for the whole of the said Period of Four Weeks or Twenty eight Days; any thing herein contained to the contrary notwithstanding.

50 G. 3. c. 15.
§ 12, 13.

IV. And be it further enacted, That whenever any Distiller shall have given such Notice that he proposes to work any such Still or Stills in his Possession during any Period with Turf only not charred, and not with Coal or other Fuel than Turf not charred, it shall not be lawful for such Distiller, having given such Notice, to have or keep within his Distillery or any Premises connected therewith, at any time during such Period, any Coal or other Fuel than Turf not charred; and if, during any such Period, any Coal or any other Fuel than Turf not charred, shall be found within the Distillery of such Distiller, or within any Premises connected therewith, all such Coal or other Fuel shall be forfeited and may be seized, and the Distiller, within whose Distillery or other Premises such Coal or other Fuel shall be found shall forfeit the Sum of Two hundred Pounds, and such Distiller shall also be subject and liable to the full Number of Charges of Singlings or Low Wines for the said Period, for and in respect of every Still in his Distillery, which shall by Law be considered as working, without any Allowance whatever for or in respect of the Use of Turf therein, and as if every such Still had been worked with Coal during such Period.

Coal, &c. found within Distillery during Notice for using Turf.

Forfeited.

Penalty.
Distiller charged with full Number of Charges.

V. And be it further enacted, That, from and after the Commencement of this Act, so much and such Parts of an Act passed in the Fifty fourth Year of His said Majesty's Reign, intituled *An Act to amend 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*; whereby it is enacted, that it shall not be lawful for any Distiller in Ireland, within any Period of Four Weeks during which such Distiller shall work or shall be chargeable as working any Still or Stills, to charge any such Still or Stills with any greater Quantity of Low Wines or Singlings than such Distiller is or may be required to do within any such Period, by any Law in Force at the time when such Distiller shall be so working or chargeable as working any such Still or Stills, nor to make or distil in any such Still or Stills any greater Quantity of Spirits than such Distiller is or may be by Law chargeable with in respect of the Number of Gallons Content of such Still or Stills, and in respect of the Number of Charges of Singlings or Low Wines in such Still or Stills within such Period of Four Weeks; and also so much of the said recited Act whereby any Charge of Double Duty or Penalty is imposed on any Distiller for any such Excess; and also so much of the said recited Act, whereby Provision is made in case any such Excess of Spirits shall not be greater than the Quantities therein respectively mentioned; and also so much of the said recited Act, whereby Provision is made with respect to any

54 G. 3. c. 120.

§ 20.

§ 21.

§ 22.

Notice that any Distiller intends, within any Period of Four Weeks, to distil any greater Quantity of Singlings or Low Wines than such Distiller is or may be required to do by Law, and with respect to any Charge and Payment of Duty in consequence of such Notice, and whereby any Double Duty or Penalty is imposed on any Distiller in respect of any Charge of any Still contrary to such Notice, or in respect of any Quantity of Spirits distilled by such Distiller, or for which such Distiller may be chargeable, greater than the Quantity mentioned in such Notice, shall extend and be construed to extend to such Stills only, the Content whereof shall not exceed Two hundred Gallons; and that as to all Stills the Content whereof shall exceed Two hundred Gallons, the said Enactments and Provisions of the said Act of the Fifty fourth Year hereinbefore recited, shall be and the same are hereby repealed.

repealed.

Stills set up in lieu of others to be of like Dimensions and Contents as former.
48 G. 3. c. 87.
§ 2.
Ante, c. 12.
§ 13.

VI. And be it further enacted, That whenever any Distiller licensed to keep any Still, shall, under the Provisions contained in an Act made in the Forty eighth Year of His present Majesty's Reign, intituled *An Act to amend the several Acts for the regulating and securing the Collection of the Duty on Spirits distilled in Ireland*, or of an Act made in the present Session of Parliament, intituled *An Act to amend several Acts relating to Fines in respect of unlawful Distillation in Ireland, to the Warehousing of Spirits, and to the securing the Duties of Excise on Spirits distilled, and on Hides and Skins tanned in Ireland*, set up or erect any Still in the Place and Stead of any Still which such Distiller shall have been or shall be licensed to keep, such Still so set up and erected, shall be of the like Dimensions, and upon the like Plan, and of like Content as the Still in the Place or Stead of which it shall be so set up and erected; and that if any Still so set up and erected in the Place and Stead of any other Still, shall be of a Plan or of Dimensions different from the Still in the Place or Stead of which it is set up and erected, or shall exceed by Four Gallons or more the Content of the Still in the Place or Stead of which it is so set up and erected, such Still so set up and erected shall be forfeited, and may be seized; and the Distiller in whose Distillery any such Still shall be so set up and erected, contrary to the Provisions of this Act, shall forfeit the Sum of Five hundred Pounds.

Penalty.

Spirits not warehoused at any Strength less than 25 per Cent. over Proof.

VII. And be it further enacted, That, from and after the Commencement of this Act, no Spirits made or distilled in Ireland shall be permitted or allowed to be secured in Warehouse in Ireland, without Payment of the Duty of Excise payable in Ireland thereon, unless such Spirits shall be of the full Strength of One to Four or Twenty five per Centum over Hydrometer Proof; and if on the Removal of any such Spirits from any Distillery for the Purpose of being warehoused, or if on the Arrival or Receipt of any such Spirits at such Warehouse, any Deficiency shall be discovered or found by any Officer or Officers of Excise, in the Strength of such Spirits below such Strength of One to Four or Twenty five per Centum over Hydrometer Proof, then and in every such Case, such Spirits, together with the Cask or Vessel, or Package containing the same, shall be forfeited, and the same shall and may be seized by any Officer or Officers of Excise, appointed or to be appointed by any Act or Acts of Parliament, made or to be made, in relation to such Spirits, and the same shall be sold or otherwise disposed of, and the Proceeds thereof shall be paid to the Receiver General of the Excise, to be applied to the Service of the said Excise.

Spirits forfeited if found under Strength.

Proviso

Upon Trial of Information for Penalty for buying, &c. illicit Spirits, Defendant convicted, unless Proof of Payment of Duty, or that Spirits were received from licensed Person and legally permitted.

X. And be it further enacted, That upon the Trial of any Information for Recovery of any Penalty by Law imposed on any Person in *Ireland*, who shall knowingly buy or receive, or permit or suffer to be bought or received, for his, her or their Use, any Spirits in any Quantity whatever, the full Duties chargeable whereon had not been paid, or any Spirits whatever in any Quantity requiring a Permit by Law, which shall not have been duly and legally permitted and attended with proper Permit to the Buyer and Receiver thereof, the Defendant or Defendants in such Information shall be convicted, unless due Proof shall be made by such Defendant or Defendants, that the full Duty on such Spirits had been duly paid, or that such Spirits were bought by or for such Defendant or Defendants, and received from a licensed Distiller or some Person licensed to sell Spirits, or that the same were attended with proper Permit or Permits to such Defendant or Defendants; any Law, Usage or Custom to the contrary notwithstanding.

Clauses, &c. of former Acts securing Collection of Duties extended to Act.

XI. And be it further enacted, That all and every the Clauses, Rules, Regulations, Provisions, Penalties, Forfeitures and Modes of Recovery, provided, mentioned and contained in any Act or Acts of Parliament in force in *Ireland*, for the regulating or securing the Collection of the Duties on Spirits distilled in *Ireland*, shall be applied and put in Practice in the Execution of this Act, as fully and effectually to all Intents and Purposes whatsoever, as if all the Clauses, Rules, Regulations, Restrictions, Provisions, Penalties and Forfeitures contained in the said Acts, or any of them, had been expressly repealed and re-enacted in this Act, and made applicable to the Provisions herein contained, except so far as the same are repealed or altered by this Act, or any other Act or Acts; and that the said Acts and this Act shall be construed together as One Act to all Intents and Purposes whatsoever, so far as the same are compatible or consistent with each other, and as the said Acts are amended and altered by this Act.

Acts construed as one.

Recovery and Application of Penalties as under

XII. And be it further enacted, That all and every the Fines, Penalties and Forfeitures, inflicted by this Act, shall be paid and recovered in *British* Currency; and shall and may be sued for and recovered, levied and applied, except as herein otherwise is provided, in such Manner and Form, and by such Ways and Means, and with such Powers and Authorities, as are prescribed, directed and appointed in and by an Act of Parliament made in *Ireland* in the Fourteenth and Fifteenth Years of the Reign of His late Majesty King *Charles* the Second, intituled *An Act for settling of the Excise or new Impost upon His Majesty, his Heirs and Successors, according to the Book of Rates therein inserted*, or in or by any other Act or Acts in force in *Ireland* relating to His Majesty's Revenue of Excise, as fully and effectually to all Intents, Constructions and Purposes, as if the same were particularly mentioned and expressed and re-enacted in this Act, with like remedy of Appeal to and for the Party or Parties who shall think him, her or themselves aggrieved or injured, as in and by the said Acts, or any Act or Acts in force in *Ireland*, relating to His Majesty's Revenue of Excise, is expressed.

14 & 15 Car. 2. (1.) Sess. 4. c. 8. &c.

Appeal.

Commencement of Act.

XIII. And be it further enacted, That this Act shall commence and be in full Force and Effect, from the passing of the said Act, and shall be the Act of the Parliament of Great Britain, in relation to the said Kingdom of *Ireland*.

which any Charge shall be made under this Act, shall be chargeable as working by Law: Provided also, that no Charge by this Act imposed shall take Effect with respect to any Still or Stills which shall be chargeable as working on such *Monday* Week next after the passing of this Act, until after the End of such Period of Four Weeks or Twenty eight Days' working of such Still or Stills as shall have commenced before such *Monday* Week next after the passing of this Act, and that this Act shall as to such Still or Stills commence and take Effect immediately after the End of such Period of Four Weeks or Twenty eight Days as aforesaid.

Proviso.

TABLE referred to by this Act.

NUMBER of Charges of Singlings or Low Wines for the Quantity of Spirits produceable wherefrom any Distiller in *Ireland* shall be chargeable with Duty, within a Period of Four Weeks or Twenty eight Days, in respect of every Still of such Distiller being of the several Contents following; that is to say,

CONTENTS OF THE STILL.		Number of Charges.
3,000 Gallons and upwards	-	84
under 3,000 Gallons and not less than 2,750	2,750	86
- 2,750 - - -	2,500	88
- 2,500 - - -	2,250	92
- 2,250 - - -	2,000	96
- 2,000 - - -	1,750	99
- 1,750 - - -	1,500	103
- 1,500 - - -	1,250	109
- 1,250 - - -	1,000	117
- 1,000 - - -	750	130
- 750 - - -	500	144
- 500 - - -	400	165
- 400 - - -	300	185
- 300 - - -	200	207
under 200 and exceeding	100	230
Not exceeding 100 and exceeding	65	90
Not exceeding 65 and not less than	44	120

C A P. CXII.

An Act for the better regulating and securing the Collection of the Duties on Paper made in *Ireland*, and to prevent Frauds therein.

[28th June 1815.]

WHEREAS it is expedient to provide for the better regulating and securing the Collection of the Duties on Paper made 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 Commencement of this Act, an Act made in the Forty seventh Year of His present Majesty's Reign, intituled *An Act to amend* 47 G. 3. Sess. 1. c. 38. except, several § 1.

49 G. 3. c. 77.

54 G. 3. c. 120.
§ 10.
§ 11.

repealed.

Exceptions.

several Acts for regulating and securing the Collection of the Duties on Paper made in Ireland; and to make perpetual so much of an Act made in the Forty fifth Year of His present Majesty as relates to Paper Hangings, printed, painted or stained in Ireland; and also an Act made in the Forty ninth Year of His said Majesty's Reign, intituled An Act to amend the several Acts for securing the Duties on Paper made in Ireland; and also so much of an Act made in the Fifty fourth Year of His said Majesty's Reign, intituled An Act to amend 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; as provides for the more easy Collection of the Duties payable by Paper Makers in Ireland, and as authorizes any Three Commissioners of Excise to make any Abatement of any Charge of Duty against any Paper Maker, shall be and the same is and are hereby repealed, except so far as the said first recited Act repeals any Part of any Act relating to the Duties on Paper made in Ireland; and also except so far as the said first recited Act makes perpetual an Act therein recited relating to the Duty on Paper Hangings, printed, painted or stained in Ireland; save so much of the said last mentioned Act as may have been or shall be altered by any Act (a) of the present Session of Parliament; and also save and except so far as the said Acts of the Forty seventh, and Forty ninth, and Fifty fourth Years aforesaid, relate to the charging, recovering, levying and paying any Duties on Paper made in Ireland, or any Arrears of such Duties, or any Fine, Penalty or Forfeiture relating to the same, or for making or allowing any Abatement of such Duties which shall or may be incurred or become due on or before the Tenth Day of October One thousand eight hundred and fifteen; and that all and every the Regulations and Provisions, Powers and Authorities contained in the said recited Acts or any of them, shall be and remain in full Force and Effect, for the charging, recovering, levying and paying the said Duties, and Arrears thereof, Fines, Penalties and Forfeitures, and for making or allowing any such Abatement as if this Act had not been made.

(a) [See ante, cc. 12. 104. III.]

Paper how
classified.

II. And be it further enacted, That all Paper (other than Brown Paper made of Old Ropes or Cordage only without separating or extracting the Pitch or Tar, or any Part therefrom, and without Mixture of any other Materials therewith, and not being Glazed Paper for Clothiers or Hot-pressers, or Sheathing Paper, or Button Paper, or Button Board, which shall be made in Ireland) shall be denominated, deemed and taken to be Paper of the First Class within the Meaning of this Act, and of any other Act or Acts in force in Ireland; for granting or securing the Duties on Paper made in Ireland; and that all Brown Paper made of Old Ropes or Cordage only, without separating or extracting the Pitch or Tar or any Part therefrom, and without any Mixture of other Materials therewith, or made of such Old Ropes or Cordage mixed with such other Materials only as are not fit for making any Paper, shall be subject to the said Duty of One Penny per Pound Weight, and all Paper for Button Boards, which shall be made in Ireland, shall be subject to the said Duty of One Penny per Pound Weight, and all Paper of the second Class, within the said

and Scafeboard, and Paper commonly called by the Name of Sheathing or Sheathing Paper, and all Glazed Paper for Clothiers and Hot-pressers, so to be made, shall be denominated, deemed and taken to be Paper of the Third Class within the Meaning of this Act and the said Acts; and that all Paper which shall be made in *Ireland* shall be classed and denominated accordingly; any thing in any Act or Acts in force in *Ireland* to the contrary notwithstanding.

III. And be it further enacted, That, from and after the Commencement of this Act, in lieu and instead of any Charge under any Act or Acts in force in *Ireland*, on any Paper Maker in respect of each and every Engine and Vat or Wet Press kept or used by such Paper Maker, every Paper Maker in *Ireland* shall for and in respect of each and every Engine kept or used by such Paper Maker for the making of Paper of any Sort or Kind whatever, or which shall be employed in preparing any Stuff for making Paper of any Sort or Kind whatever, be charged with and shall pay for each and every Calendar Month in the Proportion and at the Rate of Ten Shillings *British* Currency, for each and every Cubic Foot of the computed Contents of each and every such Engine, taken according to the greatest Length, Depth and Breadth thereof without any Allowance or Deduction whatever, for or on account of any Peculiarity of Shape or Form of such Engine, or of any Machinery which shall or may be contained therein or on any other account, and which said Rates or Sums shall be charged and chargeable and paid and payable, as and for the Duty according to the Weight of such Quantity of Paper, as may be produced from any such Engine within each such Month as aforesaid.

IV. Provided always, and be it enacted, That if any Duty chargeable by Weight on the Paper made by any Paper Maker within any such Month as aforesaid, shall in any case exceed the Rate or Sum hereby directed to be charged for any such Month in respect of each and every such Engine, then and in every such case, such Paper Maker shall be charged with and pay such Excess of Duty on the said Paper according to the Quality and Weight thereof.

V. And be it further enacted, That the Officer or Officers of Excise in Charge of any Paper Mill, of any Paper Maker in *Ireland*, shall, within Ten Days after the Twenty fifth Day of the Months of *September*, *October*, *November* and *December*, in the Year One thousand eight hundred and fifteen, and within Ten Days after the Fifth Day of *January* in the Year One thousand eight hundred and sixteen, and in like manner within Ten Days after the Fifth Day of every Month while any Engine or Engines of any Paper Maker shall be working or shall be chargeable as working, make a Return to the Collector of Excise or other Officer in charge of the Collection of the District in which such Paper Mill shall be situate, of the Amount of the Monthly Rates or Sums hereby directed to be charged for the Month ending on such Days respectively, in respect of all and every Engine or Engines kept or used by such Paper Maker at any time in each and every such Month, and also of the Quantity, Quality and Weight of all Sorts of Paper, which shall have been weighed at such Mill by such Officer in the course of such Month, and of the Duty chargeable thereon by Weight, and every such Return shall be a Charge on the Paper Maker to the Amount of the Monthly Rate or Sum payable under this Act in respect of all and every such Engine

Instead of present Mode of Charge, Paper Maker shall pay Monthly for each Engine used by him, after Rate of 10s. for every Cubic Foot of Contents of Engine.

If Duty by Weight exceed Monthly Rate, Excess charged.

Officer to make Return of Monthly Rates and of Weight of Paper to Collector in manner herein mentioned.

Excess of Duty
in respect of
Weight Charge
on Paper
Maker.

Default in Pay-
ment of Duty-
Penalty.
Officers not
leaving Copy of
Return.

Penalty.
Before Licence
granted to Paper
Maker he shall
deliver in to
Officer of Dis-
trict an Account
of Mill, &c.

Numbers paint-
ed on Door of
Mill and on
Utensils.

Account regis-
tered in Excise
Office.

or Engines, and every such Paper Maker shall be deemed to have made within such Month such Quantity of Paper as shall be subject according to Weight to a Duty equal to the Amount of the Rate or Sum so charged, and every such Paper Maker shall pay the Sum so charged and returned; and in case the Duty chargeable in respect of the Quality and Weight of all Paper of every Class, Denomination and Kind, specified in such Return as weighed within such Month, shall exceed the Amount of the Rate or Sum payable in respect of all and every such Engine or Engines, then the Return of the Officer shall be a Charge on such Paper Maker for the Amount of such Excess, over and above the Amount of the Rate or Sum chargeable in respect of such Engine or Engines as aforesaid, and such Paper Maker shall pay the Duty appearing by such Return and Charge to have become due and payable within Fourteen Days after the End of the Month for which such Return and Charge shall have been made; and every such Paper Maker shall for every Default in Payment of any such Duty forfeit the Sum of Twenty Pounds, together with a Sum equal to Double the Amount of the Sum so returned and charged; and every such Officer shall and he is hereby required to leave a true Copy of such Return in Writing under his Hand, with every such Paper Maker or at such Paper Mill, upon pain of forfeiting Twenty Pounds for every Neglect or Omission in so doing.

VI. And be it further enacted, That before any Licence shall be granted to any Person or Persons in *Ireland* to keep a Mill or Mills for making Paper after the Commencement of this Act, every such Person or Persons requiring such Licence shall, before the same be granted, make out, sign and deliver to the Collector or other Officer in charge of the Collection of the District in which the Mill or Mills of such Person or Persons shall be situate, an Account in Writing to be entered and registered in the Office of Excise of such District, containing his, her or their Name or Names and Place or Places of Abode, and the Place where such Mill or Mills shall be situate, and specifying every Mill, Workhouse, Warehouse, Storehouse or other Place, by him, her or them respectively intended to be used in or for the making, drying or keeping of any Paper, or any Materials proper to be made into Paper, and the Situation thereof respectively, and also specifying the Number and Situation of all the Engines, and of all Vats, Wet Presses, Utensils and Vessels respectively by him, her or them used or intended to be used in or for making any Paper, and the Number of Cubic Feet in every such Engine computed as aforesaid; and in such written Account the Person making the same shall distinguish every such Mill, Workhouse, Warehouse, Storehouse or other Place, and every such Engine, Vat, Wet Press, Utensil and Vessel, by separate Numbers relating to each in Arithmetical Progression, beginning with Number One; and upon some visible Part of every such Engine, Vat, Wet Press, Utensil and Vessel, and upon the Door of every such Mill, Workhouse, Warehouse, Storehouse, Shop, Room or other Place, shall paint or cause to be painted with Oil Colour in Black upon a White Ground, or White upon a Black Ground, and shall keep them so painted in a visible and legible manner the Number of each such Engine, Vat, Wet Press, Utensil or Vessel, and of each such Mill, Workhouse, Warehouse, Storehouse or other Place respectively, in conformity with such Account; and that the Surveyor of Excise within whose Survey such Mill shall be situate, shall

shall be deemed to be delivered to or received by the Collector or other Officer in Charge as aforesaid, certify such Account by signing his Name thereto, and thereupon the Collector of Excise or other Officer in Charge of the Collection of the District shall file or enter and register such Account in the Office of Excise of the District, and shall grant a Certificate of such Account and Registry, by giving a Copy thereof, signed by him, to the Party who delivered such Account, and before any such Licence shall be granted, at any time after the Commencement of this Act, such Certificate shall be produced to the Person empowered to grant such Licence.

VII. Provided always, and be it further enacted, That if any Paper Maker shall from time to time intend to keep or make use of any Engine or Engines, Vat or Vats, Wet Press or Wet Presses, in Addition to or in the Stead or Place of any Engine or Engines, Vat or Vats, or Wet Press or Wet Presses of which such Account as aforesaid shall have been delivered, it shall and may be lawful for such Paper Maker so to do, upon giving Notice in Writing to the Commissioners of Excise, and also to the Surveyor and Gauger in charge of the Mill of such Paper Maker, and upon an Account being made out, signed and delivered in manner aforesaid, and registered as aforesaid, and specifying the Number of Cubic Feet contained in any such Engine, and also all such other Particulars as are required as aforesaid, Six Days at the least before such Paper Maker shall make use of any such Engine, Vat or Wet Press, and such Paper Maker shall in such Notice and Account respectively hereby required to be given of such other Engine, Vat or Wet Press, express that the same is or † are an additional Engine, Vat or Wet Press is † or are intended to be kept or used in the Place or Stead of a former Engine, Vat or Wet Press, and such Engine, Vat or Wet Press shall be numbered in manner before directed.

Six Days' Notice given to Excise Office when Addition or Change made in Engines, &c.

† Sic.

VIII. And be it further enacted, That if any Person shall make any Paper of any Sort or Kind whatever, or shall make use of any Mill, Workhouse, Warehouse, Storehouse or other Place, or any Engine, Vat, Wet Press, Utensil or Vessel for the making, drying or keeping of any Paper whatever, before such Person shall have made out, signed and delivered such Account as aforesaid, or without being duly licensed according to Law, or shall omit to paint or cause to be painted in manner hereinbefore directed, or to keep painted in a visible and legible manner upon each such Mill, Engine, Vat, Wet Press, Utensil and Vessel, Workhouse, Warehouse, Storehouse or other Place respectively, the Number thereof respectively, in conformity with such Account, every such Person shall forfeit the Sum of One hundred Pounds; and that all Paper of every Sort or Kind whatever, which shall be found in any Mill, Warehouse, Workhouse, Storehouse or other Place, and for which a Licence in force shall not have been made out, signed and delivered as is by this Act required, shall be forfeited and may be seized by any Officer of Excise in Ireland; and that if any Person requiring such Licence as aforesaid shall omit to make out, sign and deliver such Account as is by this Act directed, of the Number of Cubic Feet in each and every Engine, or shall make or deliver any false Account of the Engines, Vats, Wet Presses, Utensils and Vessels, or of the Cubic Feet in any Engine, every such Person

Making Paper before licensed, or omitting to paint Numbers on Mill, Engines, &c.

Penalty.

shall be deemed to be
Paper as shall be filed
the Amount of the
Maker shall pay the
uty chargeable in re
every Class, Demona
ghed within such Ma
n payable in respect
the Return of the Off
for the Amount of the
Rate or Sum charge
fore said, and the Pa
uch Return and Charge
ourteen Days after the
d Charge shall have be
every Detail in Pre
twenty Pounds, toget
of the Sum to remain
ed he is hereby requir
writing under his Hand
per Mill, upon pain of
Offence in so doing.
any Licence shall be
keep a Mill or Mills
this Act, every such
before the time be
ctor or other Officer
each the Mill or Mills
ccount in Writing in
life of such District
Place or Places of
shall be situate, and
warehouse or other
be used in or for
Materials proper
pectively, and also
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Progression,
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be situate,
shall

for such Paper Maker so to do, provided that such Paper Maker shall give Notice in Writing of such Intention to discontinue such working to the Commissioners of Inland Excise and Taxes in *Ireland*, and to the Collector or other Officer in Charge of the Collection of the District in which such Paper Mill is situate, and to the Surveyor and Gauger in Charge of such Paper Mill, Six Days at the least previous to the Day mentioned therein for discontinuing the same as herein provided, distinguishing each such Engine by the Number and Dimensions thereof respectively, as the same shall have been or ought to have been set forth in the Account required to be made out by such Paper Maker under this Act, and specifying the Hour of the Day at which such working is so intended to be discontinued: Provided always, that no other Day shall be mentioned in any such Notice for such Discontinuance, except only the Fifth Days of the Months of *May, June, July, August, September* or *October* respectively; and that the Hour of the Day specified in such Notice shall be some Hour before Twelve of the Clock at Noon on such Day, and at the Day and Hour specified in such Notice the Officer in Charge of such Paper Mill shall attend and see that such Engine is no longer at work, and the Officer in Charge of the Paper Mill shall not charge the Paper Maker with any Duty in respect of such Engine so discontinued as aforesaid, for any Month between the said Fifth Day of *May* and the Fifth Day of *November*, in which the working of such Engine shall be discontinued in manner aforesaid; any thing hereinbefore contained to the contrary notwithstanding.

Period and Manner of giving Notice of discontinuing to work.

Proviso.

XII. And be it further enacted, That at the time specified in any such Notice of Discontinuance it shall and may be lawful for any Officer of Excise in Charge of such Mill, and he is hereby required to fasten and lock each and every Engine, the working of which shall be intended to be discontinued, in such manner as the Commissioners of Inland Excise and Taxes in *Ireland*, or any Three of them, shall direct and appoint; and for that Purpose it shall and may be lawful for the said Commissioners, or any Three of them, from time to time to make and issue such Orders and Directions as they shall think expedient to the several Paper Makers and Officers for the fastening or locking of any Engine, and all and every such Orders and Directions shall be complied with and obeyed by every such Paper Maker and Officer; and if any Paper Maker shall refuse or neglect to comply with or obey any such Orders or Directions which shall be so made and issued, every such Paper Maker shall forfeit for every such Offence the Sum of Twenty Pounds.

Officers to fasten Engines on Notice of Discontinuance.

Paper Makers not complying. Penalty.

XIII. And be it further enacted, That if any Officer shall be prevented by any Person at such Mill from fastening and locking any Engine, the working of which shall be so intended to be discontinued, or in consequence of such Mill being locked and no Person appearing to give Entrance to such Officer, or if any such Engine shall in any Event not be fastened or locked in manner aforesaid, or if at any time subsequent to the time any such Engine shall have been fastened or locked, or by any of the Provisions of this Act ought to have been fastened or locked, any such Engine shall be found not fastened and locked pursuant to the Directions of this Act, or if any Roller, Plate, Lighter or Brasses shall be found in any such Engine, unless due Notice shall have been given pursuant to the

Obstructing Officer from fastening Engines or finding Engines not fastened, &c.

the Directions of this Act, of the Intention again to work such Engine, every such Paper Maker shall, in each and every the respective case and cases aforesaid, forfeit the Sum of One hundred Pounds.

Penalty.
Roller, &c. of Engine removed on Notice being given to discontinue working.

XIV. And be it further enacted, That in all cases where any Paper Maker shall discontinue the working of any Engine, such Paper Maker shall, before the time specified in any Notice for discontinuing the working of the same, displace and remove, or cause to be displaced and removed, clear out of each and every such Engine, the Roller, Plate, Lighter and Brasses belonging to such Engine, and shall within Six Days then next following send or convey such Roller, Plate, Lighter and Brasses, to the Excise Office of the District in which the Mill of such Paper Maker shall be situate, there to be kept until the same shall be returned to the Proprietor thereof, on his or her giving Notice pursuant to this Act of his or her Intention to work such Engine; and if any Paper Maker shall not before the time which shall be so specified in any such Notice displace and remove, or cause to be displaced and removed in manner aforesaid, every such Roller, Plate, Lighter and Brasses, or shall not send or convey the same to the Excise Office as aforesaid within the time aforesaid, every such Paper Maker shall, for such Default or Offence, forfeit the Sum of One hundred Pounds.

Penalty.
Working Engine after time mentioned in Notice of Discontinuance.

XV. And be it further enacted, That if at any time subsequent to the Day and Hour mentioned in any such Notice of Discontinuance, the Engine, of the discontinuing of the working of which such Notice shall have been given, shall be worked or used in any manner whatsoever in the Process of making of Paper (unless under a Notice of Recommencement of working in manner hereinafter mentioned), the Paper Maker in whose Mill the same shall be so worked or used, shall forfeit the Sum of Two hundred Pounds, and shall also be charged and chargeable with all such Sums of Money and Charges as he would have been liable to have been charged with under this Act, in case no such Notice of Discontinuance had been given in manner aforesaid; and it shall and may be lawful for any Officer of Excise whatever, within Ten Days next after the Fifth Day of any Month in which it shall have been or shall be discovered that such Engine was worked or used contrary thereto, to make a Return to the Collector or other Officer in charge of the Collection of the District in which such Mill shall be situate, of all such Sum or Sums of Money as such Paper Maker would be chargeable with for the Period or Periods from the time mentioned in the Notice of discontinuing the working of such Engine to such Fifth Day of the Month in which it shall have been discovered that such Engine was so worked or used, and such Return shall be a Charge on every such Paper Maker who shall pay the Duty appearing by such Return to be due and payable within Fourteen Days next after such Return shall have been made, or in Default of such Payment shall forfeit the Sum of Twenty Pounds, together with a Sum equal to double the Duty so returned and charged.

Penalty.

Penalty.

Fastenings provided by Paper Maker.

XVI. And be it further enacted, That every Paper Maker shall from time to time provide such Fastenings or Locks and Keys to each and every Engine in his or her Mill, and shall keep the same in good and sufficient Order in such Manner as shall be approved of by the Surveyor of Excise in charge of such Mill, or shall pay for such Fastening, Locks and Keys as shall be provided by such Surveyor;

veyor; and if any such Paper Maker shall neglect to provide, repair or pay for such Fastening, Locks and Keys within such time as shall be required by such Surveyor, every such Paper Maker shall forfeit the Sum of Twenty Pounds for every such Offence.

XVII. And be it further enacted, That if any Paper Maker who shall have discontinued the working of any Engine in manner aforesaid shall intend to set at work again any such Engine so discontinued, such Paper Maker shall deliver a Notice in Writing of such his Intention to the Commissioners of Inland Excise and Taxes in *Ireland*, and to the Collector or other Officer in Charge of the Collection of the District, and to the Officers in Charge of the Paper Mill of such Paper Maker, Six Days at least before the Day on which such Paper Maker shall intend to recommence the working or using such Engine, distinguishing the same by the Number and Dimensions as set forth in the Account by this Act directed and required to be made out and delivered by such Paper Maker, and specifying the Day and Hour on which such Paper Maker intends so to recommence the working or using any such Engine, which Day shall be the Sixth Day of some Month in the Year, and such Officer shall attend on such Day and Time, and open the Locks and Fastenings of such Engine accordingly, and shall charge such Paper Maker in respect of each such Engine from the Day mentioned in such Notice for the Recommencement of the working of such Engine in manner aforesaid.

XVIII. Provided always, and be it enacted, That in case any Paper Maker, who shall have discontinued the working of all or any Engines or Engine in the Mill of such Paper Maker in manner authorized by this Act, shall not give Notice for the Recommencement of the working of any and every Engine, the working of which shall have been so discontinued, so that any and every Engine shall be at work on and from the Sixth Day of *November* in every Year, until and upon the Fifth Day of *January* following, it shall and may be lawful for the Officer of Excise in charge of such Paper Mill, within Ten Days next after the Fifth Day of *December* and the Fifth Day of *January* next ensuing such Sixth Day of *November*, to make a Return to the Collector or other Officer in charge of the Collection of the District in which such Mill shall be situate, of all such Sums or Sum of Money, and Duty, as such Paper Maker would be chargeable with under this Act for the respective Months ending on the said Fifth Day of *December* and Fifth Day of *January* respectively in respect of each and every such Engine, if any and every such Engine were or had been actually at work, and as if any and every such Engine had been so actually at work; and such Return shall be a Charge on every such Paper Maker, who shall pay the Duty appearing by such Return to be due and payable, within Fourteen Days after such Return shall have been made, or in Default of such Payment shall forfeit the Sum of Twenty Pounds, together with a Sum equal to double the Duty so returned and charged.

XIX. And be it further enacted, That, from and after the Commencement of this Act, it shall not be lawful for any Maker of Paper to make up any Paper or any Quires of Paper into any Bundle or Bundles, or to inclose or tie up any Bundle of Paper in any Cover or Wrapper; and if any Maker of Paper shall make up any Paper or any Quires of Paper into any Bundle or Bundles, or shall inclose

Penalty.

Paper Makers intending to recommence working to give Notice in manner herein directed.

Engines discontinued working within certain Period, Officer to make Return of Duty for Months of *December* and *January*, as if they had been at work.

† Sic.

Penalty.

Paper Maker not to make up Paper into Bundles and put them into any Cover or Wrapper.

Penalty.

38 G. 3. (1.)
c. 29.Maker's Name,
Class and Date
of making, &c.
put on every
Cover or Wrap-
per before Paper
weighed.Pafteboard, &c.
how marked.

Penalty,

inclose or tie up any Bundle of Paper in any Cover or Wrapper, every such Paper Maker shall forfeit the Sum of Fifty Pounds; and it shall not be lawful for the Officer to stamp or mark any Cover or Wrapper containing any Bundle of Paper; any thing in an Act made in the Parliament of *Ireland* in the Thirty eighth Year of His present Majesty's Reign, intituled *An Act to secure the Collection of the Duties on Paper made in Ireland, and to prevent Frauds therein*, or in any other Act or Acts to the contrary notwithstanding.

XX. And be it further enacted, That on every Cover or Wrapper, in which any Ream of Paper of the First Class, or of Paper of the Second Class, shall be inclosed before any such Paper shall be brought or produced to any Officer of Excise to be weighed, there shall be marked, written or printed by the Maker thereof, or by his or her Servant, in large and legible Characters, and in Words at length, the Name and Surname of such Paper Maker, and the Words "First Class," or "Second Class," distinguishing the Class of Paper inclosed in such Cover or Wrapper, and according to which the Duty in respect of the same is chargeable; and upon every such Cover or Wrapper shall also be written the Day of the Month and Year, denoting the Month and Year in which such Paper shall have been made, and after such Date there shall be written in Figures the true Number of such Ream of Paper according to the Numbers of such Reams of Paper of each such Class made by the Maker thereof at the Mill in which the same shall be made during such Month, such Number to be in Arithmetical Progression beginning with Number One, according to the Number of Reams of Paper of each Class made at such Mill in such Month; and that on each Parcel of Pafteboard, Millboard, Scaleboard or Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board, there shall in like manner, before the same shall be produced or brought to the Officer to be weighed, be marked, written or printed, in large and legible Characters and in Words at length, the Name and Surname of such Maker, and the Description of such Parcel, and whether such Parcel is Pafteboard, Millboard, Scaleboard or Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board, and the Number of Sheets in each such Parcel with the Date of the Month and Year, and after such Date there shall be written in Figures the true Number of such Parcel of Pafteboard, Millboard, Scaleboard and Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board, according to the Numbers of such Parcels of Pafteboard, Millboard, Scaleboard and Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board respectively, made by such Maker at such Mill during such Month as aforesaid, such Number to be in Arithmetical Progression, beginning with Number One, according to the Number of Parcels of Pafteboard, Millboard, Scaleboard and Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board, made at such Mill in such Month; and if any Maker of Paper, Pafteboard, Millboard, Scaleboard or Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board, shall neglect to mark the said Bundles or Reams or Parcels in the manner herein directed, or to cause the same to be numbered and marked as aforesaid, every such Person shall, for every such Offence, forfeit the Sum of Fifty Pounds.

XXI. And be it further enacted, That all Paper, Pafteboard, Millboard, Scaleboard, Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board, made in the Mill or Manufactory of any Paper Maker in *Ireland*, fhall be produced and brought to the Officer in charge of fuch Mill or Manufactory to be weighed and charged with Duty, and fhall be weighed and charged with Duty accordingly, within Four Days after fuch Paper or Pafteboard fhall have been inclofed in Wrappers or tied up in Parcels as directed by Law; and that if any Paper or Pafteboard fhall be found in any Mill or Manufactory of any Paper Maker which fhall have been inclofed in Wrappers or tied up in Parcels for any longer Space of time than Four Days, and fhall not have been weighed and charged with Duty, and indorfed by the Officer accordingly, all fuch Paper and Pafteboard fhall be forfeited and may be feized; and the Paper Maker in whole Mill or Manufactory the fame fhall be found fhall forfeit the Sum of Fifty Pounds.

Paper, &c. weighed and charged with Duty within Four Days after being tied up.

XXII. And be it further enacted, That in the Paper Mill of every Paper Maker there fhall be fately kept fuch Minute Books as fhall be from time to time delivered to fuch Paper Maker by the Officer in Charge of fuch Mill, in which Books fuch Paper Maker fhall from time to time make or caufe to be made true Entries of the Number of Engines, Vats and Wet Prefles in fuch Mills, and the time when the fame fhall be at work or difcontinued, as alfo of the Clafs, Denomination, Kind and Quantity of all Paper and Pafteboard, from time to time made by fuch Paper Maker at fuch Mill, and when the fame fhall be put up in Reams or Parcels to be weighed, and when the fame fhall be weighed and the Weight, Clafs, Denomination and Kind thereof, and the Duty chargeable thereon, and of the Days and Times when any Paper fhall be fent out of any Mill, and in what Parcels, and to whom and for what Purpose, which Minute Books fhall be kept in fuch manner and according to fuch Form as fhall be from time to time ordered and directed by the Commiffioners of Inland Excife and Taxes, or any Three of them, and fhall contain all the Matters and Things aforefaid, and alfo all fuch Matters and Things as fhall from time to time be directed by the faid Commiffioners, or any Three of them, to be inferted in the fame; and in cafe any Paper Maker to whom the faid Book fhall be tendered by any Officer fhall refufe to receive the fame, or having received the fame fhall refufe to make or caufe to be made fuch Entries therein, from time to time as are required by this Act, or fhall be directed to be inferted therein by the faid Commiffioners, or any Three of them, or fhall wilfully tear, deface, obliterate or alter fuch Book or any Entry therein, or fhall caufe or procure or fuffer the fame to be torn, defaced, obliterated or altered, or fhall make or caufe to be made any falfe or untrue Entry therein, every fuch Paper Maker fhall, for every fuch Offence, forfeit the Sum of Fifty Pounds.

Penalty.

Minute Book kept at Mill, in which Entries of Engines, &c. inferted, Quantity of Paper made when weighed and fent out, and other Particulars.

XXIII. And be it further enacted, That every fuch Paper Maker fhall constantly keep or caufe to be kept every fuch Minute Book in the Mill of fuch Paper Maker, for the Infpection and Examination of every Officer of Excife, until the fame fhall be delivered to the Collector of the Diftrict in manner hereinafter mentioned; and if on Demand of any Officer of Excife at fuch Mill, fuch Book fhall not be produced to fuch Officer, or if fuch Officer fhall not be permitted to infpect and examine the fame, he fhall be hindered or prevented

Penalty.

Minute Book open for Infpection of Paper Maker.

Penalty.

Minute Book delivered Quarterly to Collector of District.

Penalty.

Paper Maker to make an Entry at Excise Office monthly, of Paper made by him, giving Particulars herein mentioned.

Penalty.

28 G. 3. (L) c. 29.
40 G. 3. (L) c. 76.

Collecting Papers in Account

vented by any Person from inspecting and examining the same, such Paper Maker shall, for every such Offence, forfeit the Sum of Twenty Pounds.

XXIV. And be it further enacted, That every Paper Maker who shall be furnished with such Book shall, on every Fifth Day of April, Fifth Day of July, Fifth Day of October and Fifth Day of January, or within Ten Days after each of the said Days respectively, deliver or cause to be delivered to the Collector or other Officer in Charge of the Collection of the District in which the Mill of such Paper Maker shall be situate, all and every Book and Books used in the Mill of such Paper Maker, in the preceding Quarter of a Year, with every Entry therein, legible and undefaced, or in Default thereof shall, for every Neglect, forfeit the Sum of Fifty Pounds.

XXV. And be it further enacted, That every Paper Maker shall Monthly, that is to say, within Ten Days next after the Fifth Day of every Month, make a true Entry at the Excise Office of the District in which the Mill of such Paper Maker shall be situate, of all Paper, Pasteboard, Millboard, Scaleboard, Glazed Paper, Sheating or Sheathing Paper, Button Paper and Button Board, made by or for the Account of such Paper Maker, into Quires or Reams, within the Month, ending on such Fifth Day respectively, which Entry shall contain the true Classes of all such Paper according to the Three Classes in this Act mentioned, denominated and described, and the Number of Reams of Paper, and the Real Weights thereof of each Class, and also the real Number of Parcels, and the Quantity and Weight of all such Pasteboard, Millboard, Scaleboard, Glazed Paper, Sheating or Sheathing Paper, Button Paper and Button Board, for or in respect whereof any Duty of Excise is or shall be by Law imposed, and every such Paper Maker shall, in every such Entry, state and set forth that no Paper was sent or delivered out of the Mill of such Paper Maker, within such Month, which had not been duly weighed and charged with Duty by the proper Officer in charge of such Mill, and every such Entry shall be verified by the Oath of such Paper Maker, or his or her Chief Clerk or Workman to be made before the Collector or other Officer in charge of the Collection of the District, or any Surveyor of Excise of such District, or by any Person authorized by the Commissioners of Inland Excise and Taxes, to administer Oaths in Revenue Matters, and which Oath every such Collector or other Officer aforesaid, Surveyor or other Person is hereby authorized and empowered to administer, and every such Paper Maker for every Neglect or Default of making such Entry verified upon Oath as aforesaid, shall forfeit the Sum of Fifty Pounds, and every such Entry shall be in lieu and instead of the Entry which any Paper Maker is or may be required to make every Six Weeks or every Month, under the Provisions of the said recited Act made in Ireland in the Thirty eighth Year of His present Majesty's Reign, for securing the Collection of the Duties on Paper made in Ireland, or of an Act made in Great Britain the Fortieth Year of His said Majesty's Reign, for amending and continuing the said Act of the Thirtieth Year of His said Majesty's Reign, and His Majesty's special Pardon, Privilege, Indulgence, Grace, and may be lawful for any

Mill; and if any Paper Maker or his or her Servant shall not, on Demand made by any Officer of Excise at such Mill, or at the Dwelling House of such Paper Maker, admit such Officer and Officers into such Mill, or shall not permit such Officer and Officers to view, measure and take an Account of all and every such Engines, Vats and Wet Presses as aforesaid, or if any Paper Maker shall not, on the Demand of any Officer of Excise, clear or cause to be cleared all Stuff and Materials out of each and every Engine which such Officer may require so to be cleared in order to enable him to measure the same, every such Paper Maker shall, for every such Neglect or Refusal by him or her, or his or her Servant, forfeit the Sum of Fifty Pounds.

Penalty.

Paper not removed without Permit.

XXVII. And be it further enacted, That it shall not be lawful for any Paper Maker to send or deliver any Ream of Paper or any Parcel of Pastebord, Millboard, Scaleboard or Glazed Paper, Sheating or Sheathing Paper, or Button Paper or Button Board, out of the Mill or Manufactory of such Paper Maker, to any Paper Stainer, or to any Stationer or Dealer in Paper, without a Permit for the Removal thereof, signed by the Officer in Charge of such Mill or Manufactory; and that every such Permit shall be written or printed in plain legible Characters, and shall contain such Particulars as shall from time to time be directed by the Commissioners of Inland Excise and Taxes in *Ireland*, or any Three of them, and also the several following Particulars; that is to say, the Date and Number of such Permit, and the District from whence issued, and the Place to which such Paper or Pastebord as before described therein mentioned are intended to be carried, and shall particularly express the Marks, Weight, Package, Quality and Denomination of Paper, Pastebord, Millboard, Scaleboard or Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board, according as the same is commonly and usually called and known, so intended to be conveyed under such Permit, and shall likewise contain the real Names and Surnames, and Place of Abode, and the Situation of the Mill or Manufactory of the Paper Maker sending such Paper or Pastebord as before described, and the real Name and Surname and Place of Abode of the Paper Stainer, Stationer or Dealer in Paper, to whom such Paper or Pastebord as aforesaid is intended to be sent, and also the Place to which such Paper or Pastebord as aforesaid shall be intended to be sent; and in every such Permit shall be expressed and set forth the Date of the Month and Year when such Paper or Pastebord was weighed and charged with Duty by the Officer; and if any Ream of Paper or Parcel of Pastebord, Millboard, Scaleboard or Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board, shall be conveying or carrying, or carried or conveyed from the Mill or Manufactory of any Paper Maker, to any Paper Stainer, Stationer or Dealer in Paper, the same shall be forfeited, and may be seized by any Officer of Excise, unless the Carrier or Person conveying the same, or the Person in whose Possession the same shall be, shall, on Demand made by any Officer of Excise, produce a Permit under the Hand of the proper Officer of Excise, authorizing the Removal of such Paper or Pastebord respectively; and upon the Trial of any Information for the Forfeiture of any such Paper or Pastebord respectively, which shall be found conveying or conveyed, without such Permit as aforesaid, the Proof of the Person from and to whom, and the Place from and to which such Paper or Pastebord

Permit to contain certain Particulars.

Onus probandi.

as aforesaid shall be conveying or conveyed, shall lie upon the Claimant or Claimants, and not on the Officer or Person prosecuting such Information; and in case any fictitious Name or Names, or the Name of any Person from or to whom such Paper or Pasteboard as aforesaid mentioned in any Permit shall not be intended to be sent, shall be inserted in any Permit or Permits, or in case such Paper or Pasteboard as aforesaid shall be delivered from or to any other Person, or from or at any other Place than from or to the Person or from and at the Place mentioned in the Permit, such Paper or Pasteboard as aforesaid mentioned in such Permit shall be forfeited, and may be seized by any Officer of Excise; and in every such Permit shall be likewise mentioned some reasonable limited time for such Permit being in force for the Conveyance of the Paper or Pasteboard as aforesaid therein mentioned from one Place to another, and after the Expiration of such limited time, such Permit shall not be in force for protecting the Conveyance of such Paper or Pasteboard as aforesaid, and the same shall be forfeited and may be seized by any Officer of Excise; and every such Permit in which there shall be any Erasure, Interlineation or Alteration, shall be null and void, and the Paper or Pasteboard conveying or conveyed for the Protection of which any erased, interlined or altered Permit shall be produced, shall be forfeited, and may be seized by any Officer or Officers of Excise; and no such Permit shall be granted by any Officer, unless a Request Note or Requisition in Writing, duly stamped according to Law, shall have been delivered by or on behalf of the Party requiring such Permit; and every such Request Note or Requisition shall contain the Name and Surname of the Paper Maker, and Situation of the Mill or Manufactory of the Paper Maker sending such Paper or Pasteboard as aforesaid, and the Name and Surname of the Person to whom intended to be sent, and specifying whether such Person is a Paper Seller, Paper Stainer or Dealer in Paper, and also the Place to which such Paper or Pasteboard as aforesaid is intended to be sent; and such Requisition or Request Note shall particularly express the Marks, Weight, Package, Quantity and Denomination of such Paper, Pasteboard, Millboard, Scaleboard or Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board, according as the same is commonly and usually called and known, and the Date of the Month and Year the same was respectively weighed and charged with Duty.

If Paper not carried within time limited, through Accident, Permit still to remain in force.

XXVIII. Provided always, and be it enacted, That in all cases where the Carriage of any Paper, Pasteboard, Millboard, Scaleboard or Glazed Paper, Sheating or Sheathing Paper, Button Paper or Button Board, shall by means of any Accident be prevented from being performed within the time limited by the Permit, and that fully proved to the Satisfaction of the Commissioners of Inland Excise and Taxes, or any Three of them, or any Three Sub Commissioners of Excise in their respective Divisions, the Permit shall continue and be in force for the Carriage of such Paper or Pasteboard as aforesaid to the Place of destination for such time as shall be determined by the Commissioners of Inland Excise and Taxes, or any Three of them, or any Three Sub Commissioners of Excise in their respective Divisions, and no longer as was lost or delayed by the said Accident.

Evidence of Loss of Permit

shall be found, of the Loss of such Permit, and by the Paper Maker who shall have sent the same under such Permit, before any Commissioner or Sub Commissioner of Excise, that such Permit was taken out and was not used or intended to be used to his Knowledge or Belief fraudulently to cover or protect any other Paper or Pastebord whatever, but was taken out for the particular Paper or Pastebord as aforesaid so seized, in such case the Entry from such Permit in the Books of the proper Officer, or a Copy thereof duly attested, shall be Evidence of such Permit having been taken out, and such Paper or Pastebord as aforesaid shall thereupon be restored to the Owner or Proprietor thereof: Provided always, that if the Carriage of any such Paper or Pastebord as aforesaid shall be prevented from being fully performed within the time limited in such Permit by any unavoidable Accident, then on Notice being immediately given by the Owner or Carrier of such Paper or Pastebord as aforesaid to any Officer of Excise, and a Rest or Stay being made of such Paper or Pastebord as aforesaid at or near the Place where such Accident shall happen, the Officer of Excise to whom such Notice shall be given shall without Delay repair to the Place where such Paper or Pastebord as aforesaid shall then be, and if such Officer shall find upon View or Enquiry that such Paper or Pastebord as aforesaid were stopped or delayed in their Carriage by Accident, then such Officer shall thereupon, by Endorsement on such Permit, enlarge the time for the Carriage of such Paper or Pastebord as aforesaid to the Place of their first Destination; and if any Officer of Excise shall wilfully or negligently omit or refuse to do his Duty therein according to the Directions aforesaid, such Officer shall, on Proof being made thereof to the Satisfaction of the Commissioners of Excise in Ireland, or any Three or more of them, forfeit the Sum of Ten Pounds.

Where Carriage of Paper prevented by Accident, Notice given, and time enlarged by Endorsement on Permit.

Officer neglecting Duty.

Penalty.

XXX. And be it enacted, That it shall be lawful for any Officer granting or renewing any such Permit to examine upon Oath, which Oath he is hereby authorized to administer, any Person or Persons applying for such Permit, whether the Duty was actually paid for the Paper, Pastebord, Millboard, Scaleboard or Glazed Paper, Sheathing or Sheathing Paper, Button Paper or Button Board, for which such Permit shall be so demanded, and as to the Identity of such Paper or Pastebord as aforesaid, and to all such Matters as shall appear to such Officer or Officers necessary to satisfy him or them that the Duties payable on such Paper or Pastebord as aforesaid had been duly paid.

Officer granting or renewing Permits to ascertain whether Duty on Paper paid.

XXXI. And be it enacted, That if any Person or Persons shall at any time counterfeit or forge any Permit or Let-pas for the Carriage of Paper, Pastebord, Millboard, Scaleboard or Glazed Paper, Sheathing or Sheathing Paper, Button Paper or Button Board, or shall counterfeit any Impression, Stamp or Mark provided or appointed or to be provided or appointed by the Commissioners of Inland Excise and Taxes or Customs and Port Duties for the time being, or any Three or more of them, to be put to or upon such Permit or Let-pas, or shall make use of any such counterfeit or forged Permit or Let-pas with such counterfeit Impression, Stamp or Mark, knowing the same to be counterfeited, such Person or Persons being thereof legally convicted shall be adjudged guilty of Felony, and shall be transported for the Space of Seven Years.

Forging Permits, &c.

Transportation.

Covers, &c.
used before,
found conveying,
forfeited, &c.

XXXII. And be it further enacted, That if any stamped, marked or labelled Cover or Wrapper which had before contained any Paper shall be found conveying or conveyed, the same shall be forfeited, and may be seized by any Officer or Officers of Excise; and all and every Carriage in or on which any such stamped, marked or labelled Cover or Wrapper which had before contained any Ream or Bundle of Paper shall be found in the Course of Conveyance, and every Horse or Beast of Burthen attached to any such Carriage, shall be forfeited, and may be seized by any Officer or Officers of Excise.

Duties how
levied.

XXXIII. And be it enacted, That in all cases where any Duties payable by any Paper Maker shall be unpaid at the time when such Duties are or shall be by Law made due and payable, it shall and may be lawful for the Collector of Excise or other Officer in charge of the Collection of the District in which such Duties shall be charged and payable, by Warrant under his Hand and Seal, to empower any Person or Persons to take and distrain all or any Paper and Materials for making Paper, and all or any Engines, Vats, Wet Presses, or other Utensils for making Paper in any Paper Mill or other Place used by any such Paper Maker, and to cause the same to be sold by Public Auction, giving Six Days previous Notice thereof; and if after the Payment of all Duties and Arrears of Duties due from such Paper Maker, together with the Costs and Expences of such taking, distraining and Sale, there shall be any Surplus arising from the Sale thereof, such Surplus shall be forthwith tendered and paid to such Paper Maker or his Representatives: Provided always, that when any of the Articles aforesaid shall be so taken and distrained, it shall and may be lawful for such Paper Maker or his Representatives at any time or times before the time appointed for the Sale thereof, to require the same to be delivered up to him or them upon his or their paying to the Collector or Officer in charge as aforesaid, towards discharging the Duties so due and payable, together with the Costs and Expences as aforesaid, the real Value of such Articles as he or they shall desire to have delivered up, and the same may be delivered up accordingly.

Proviso.

Abatement of
Duty made in
cases of Accident.

XXXIV. And be it further enacted, That when any Paper Maker in *Ireland* shall by any Fatality or unavoidable Accident have been prevented from working any Engine kept by such Paper Maker during the Whole or any Part of any Month for which such Paper Maker shall by Law be chargeable with Duty, it shall and may be lawful for the Commissioners of Inland Excise and Taxes in *Ireland*, or any Three of them, on Proof on Oath made to their Satisfaction, that the Fatality or Accident was unavoidable, and not owing to any Default or Negligence, to make any proportionate Abatement of any Charge of Duty which shall have been returned against such Paper Maker for and in respect of the Engine which such Paper Maker shall be so prevented from working: Provided always, that any such Abatement shall be first approved of by the Commissioners for executing the Office of the High Treasurers of *Ireland*; Provided also, that if any such Engine shall be destroyed or damaged by such Paper Maker, or any other Person, or shall be so damaged, that it shall be necessary to repair or mend the same, the sum so payable in respect of the same shall be abated from the sum so chargeable in respect of the same.

Proviso.

XXXV. And be it further enacted, That every thing in this Act contained relating to any Paper or PASTEBOARD or to any Paper Maker, shall be deemed and construed to extend and shall extend to all Paper of every Sort and Kind, and to all PASTEBOARD, MILLBOARD, SCALEBOARD and Glazed Paper, Paper for Hangings, Sheating or Sheathing Paper, Button Paper and Button Board, and to every Maker and Manufacturer of every Sort and Kind of Paper, PASTEBOARD, MILLBOARD, SCALEBOARD, Glazed Paper, Paper for Hangings, Sheating or Sheathing Paper, Button Paper and Button Board, and that every thing in this Act contained relating to any Paper Mill, shall be deemed and construed to extend and shall extend to every Manufactory and Place in which the making or manufacturing of any Paper, PASTEBOARD, MILLBOARD, SCALEBOARD, Glazed Paper, Paper for Hangings, Sheating or Sheathing Paper, Button Paper or Button Board, shall be carried on or in which any Paper, PASTEBOARD, MILLBOARD, SCALEBOARD, Glazed Paper, Paper for Hangings, Sheating or Sheathing Paper, Button Paper or Button Board, shall be dried or kept as fully as if such Matters and Things had been repeated and expressed throughout the Body of this Act.

Act to extend to Papers of all Sorts.

XXXVI. And be it further enacted, That if any Person who shall take any Oath or make any Affirmation by this Act required to be taken or made, shall wilfully or knowingly swear or affirm falsely therein, any such Person being duly convicted thereof shall suffer the Pains and Penalties to which Persons guilty of wilful or corrupt Perjury are or shall be subject by any Law in force in Ireland; and if any Person shall corruptly procure or suborn any other Person or Persons to swear or affirm falsely in any such Oath or Affirmation, any such Person being duly convicted of such procuring or suborning shall for every such Offence incur and suffer such Penalties, Forfeitures, Pains and Disabilities, as Persons convicted of Subornation of Perjury are respectively liable unto by any Law in force in Ireland.

Perjury.

Subornation of Perjury.

XXXVII. And be it further enacted, That all the Powers, Provisions, Rules, Regulations, Penalties, Forfeitures, Clauses, Matters and Things, contained in an Act made in the Parliament of Ireland, in the Thirty eighth Year of His present Majesty's Reign, intituled *An Act to secure the Collection of the Duties on Paper made in Ireland, and to prevent Frauds therein*; or in an Act made in the Parliament of Ireland in the Fortieth Year of His present Majesty's Reign, for continuing and amending the said recited Act of the Thirty eighth Year of His Majesty's Reign, shall be applied in Execution of this Act, as fully and effectually, to all Intents and Purposes, as if the same were repeated and re-enacted in this Act, so far as the same are compatible and consistent with the Provisions of this Act, and except so far as the same are expressly altered or repealed by this Act.

Powers of certain Acts extended to Act.

38 G. 3. (I.) c. 29.

40 G. 3. (I.) c. 76.

XXXVIII. And be it further enacted, That all Penalties and Forfeitures under this Act shall be paid and payable in *British* Currency, and 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 as are appointed, directed and expressed for the recovering 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 Imposts upon His Majesty, His Heirs and Successors, according to the Book of Rates*

Penalties, &c. in British Currency. How levied and applied.

14 & 15 Car. 2. (1.) Sess. 4. c. 8. 46 G. 3. c. 106. &c.

Appeal.

Commencement
of Act.

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, a fully and effectually to all Intents and Purposes, as if the same were herein repeated and re-enacted, with the like remedy of Appeal, to and for the Party or Parties aggrieved, as in and by the said recited Act of the Fourteenth and Fifteenth Years of His late Majesty King Charles the Second, or any other Act or Acts as aforesaid, is provided.

XXXIX. And be it further enacted, That this Act shall commence and take Effect from the Twenty fifth Day of August One thousand eight hundred and fifteen, and not before.

C A P. CXIII.

An Act for altering certain Drawbacks and Countervailing Duties on Glafs; for exempting *Irisb* Glafs Bottles from the Duty imposed by an Act of the last Session of Parliament; and for exempting the Leather and Glafs of Carriages belonging to certain Persons imported from Ireland for Private Use from Duty. [28th June 1815.]

49 G. 3. c. 63.

§ 3.

51 G. 3. c. 69.

§ 3.

52 G. 3. c. 77.

§ 1.

WHEREAS by an Act made in the Forty ninth Year of the Reign of His present Majesty King George the Third, among other things, for repealing the Duties on the Materials used in making Spread Window Glafs and Crown Glafs, and for granting other Duties in lieu thereof, a Drawback of One Pound Sixteen Shillings and Nine pence is allowed for every Hundred Weight of all Window Glafs, not being Spread Glafs, whether flashed or otherwise manufactured, and commonly called or known either by the Name of Crown Glafs or German Sheet Glafs, made in Great Britain, and exported to Foreign Parts or to Ireland as Merchandize, and so in Proportion for any greater or less Quantity; and by another Act made in the Fifty first Year of the said Reign, among other things, for repealing the Duty on the Materials used in making Flint and Phial Glafs, and for granting, until the Day therein mentioned, other Duties in lieu thereof, a Drawback of Two Pounds Nine Shillings is allowed for every Hundred Weight of Flint Glafs or of Phial Glafs respectively made in Great Britain, and for which all the Duties imposed for and in respect thereof shall have been paid, and duly exported to Foreign Parts or to Ireland as Merchandize, and so in Proportion for any greater or less Quantity; and by another Act made in the Fifty second Year of the said Reign, among other things, for granting an additional Drawback on Flint, Phial and Crown Glafs, an additional Drawback of Sixteen Shillings and Three pence is allowed for every Hundred Weight of Flint Glafs and Phial Glafs respectively made in Great Britain, or made in Ireland and imported directly into Great Britain, for which all the Duties imposed for or in respect thereof shall have been paid, and duly exported to Foreign Parts as Merchandize, and

§ 1.

52 G. 3. c. 94
Sch. B.

and so in Proportion for any greater or less Quantity; and an additional Drawback of Seven Shillings and Ten pence Halfpenny is allowed for every Hundred Weight of all Window Glafs so made, paid Duty for, and exported, not being Spread Glafs, and commonly called or known by the Name of Crown Glafs or German Sheet Glafs, and so in Proportion for any greater or less Quantity; and by another Act made in the Year last aforesaid, among other things, for granting to His Majesty additional Duties of Excise in Great Britain on Glafs, a Drawback of Three Pounds Five Shillings and Three pence is allowed for every Hundred Weight of Flint Glafs and of Phial Glafs respectively made in Great Britain, or made in Ireland and imported from thence into Great Britain, and exported from thence to Foreign Parts, and in the same Proportion as to any greater or less Quantity; and a Drawback of Two Pounds Four Shillings and Seven Pence Halfpenny is allowed for every Hundred Weight of all Window Glafs, not being Spread Glafs, whether flashed or otherwise manufactured, and commonly called or known by the Name of Crown Glafs or German Sheet Glafs, made in Great Britain, or made in Ireland and imported from thence into Great Britain, and exported from thence to Foreign Parts, and in the same Proportion as to any greater or less Quantity: And Whereas it is expedient to repeal the said Drawbacks, and to allow such other Drawbacks as are 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, from and after the First Day of March One thousand eight hundred and fifteen, the said several Drawbacks shall be, and the same are hereby repealed, save and except in all cases relating to the 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.

in part repealed.

II. And be it further enacted, That, from and after the said First Day of March One thousand eight hundred and fifteen, there shall, in Consideration of the Waste arising from the cutting of Tables of Crown Glafs into Panes, be allowed the following Drawbacks; that is to say,

Following Drawbacks allowed.

For every Hundred Weight of Window Glafs, not being Spread Glafs, whether flashed or otherwise manufactured, and commonly called or known either by the Name of Crown Glafs or German Sheet Glafs, made in Great Britain, and for which all the Duties imposed for or in respect thereof shall have been paid, and which shall be exported in whole Tables, or Half Tables, or Quarter Tables, a Drawback of Three Pounds Thirteen Shillings and Six pence, and so in Proportion for any greater or less Quantity than a Hundred Weight, or such Whole Tables, or Half Tables, or Quarter Tables, calculating the said Drawback upon the Weight of the Whole Table exported, although the same may be cut into Half or Quarter Tables for the Convenience of Exportation:

Drawbacks.

For every Hundred Weight of Panes of Window Glafs, not being Spread Glafs, whether flashed or otherwise manufactured, and commonly called or known either by the Name of Crown Glafs or German Sheet Glafs, made in Great Britain, and for which all the Duties imposed

imposed for and in respect thereof shall have been paid, and which shall be exported to Parts beyond the Seas, other than *Ireland*, or the Islands of *Guernsey, Jersey, Alderney, Sark or Man*, such Panes being in regular rectangular Figures, not being of less Dimensions than Six Inches in Length by Four Inches in Breadth, nor containing any Part of the Bullion or thick centre Part of the Table from which any such Panes shall have been cut, a Drawback of Four Pounds Eighteen Shillings, and so in Proportion for any greater or less Quantity than a Hundred Weight of such Panes.

For every Hundred Weight of Flint Glass Wares, Vessels or Utensils, or of Phial Glass Wares, Vessels or Utensils, 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 exported to *Ireland*, or the Islands of *Guernsey, Jersey, Alderney, Sark or Man*, a Drawback of Four Pounds Eighteen Shillings, and so in Proportion for any greater or less Quantity than a Hundred Weight of such Flint Glass or of Phial Glass Wares, Vessels or Utensils, and for every Hundred Weight of Flint Glass Wares, Vessels or Utensils, or of Phial Glass Wares, Vessels or Utensils 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 exported to Parts beyond the Seas, other than *Ireland*, or the Islands of *Guernsey, Jersey, Alderney, Sark or Man*, a Drawback of Six Pounds Three Shillings, and so in Proportion for any greater or less Quantity than a Hundred Weight of such Flint Glass or of Phial Glass Wares, Vessels or Utensils.

Drawbacks paid
subject to Regu-
lations herein
mentioned.

26 G. 3. c. 77.
§ 3.

III. And be it further enacted, That the said Drawbacks by this Act allowed shall be paid and allowed out of the Duties of Excise by Law imposed for or in respect of Crown Glass, Flint and Phial Glass respectively, 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 the 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, save and except that in lieu and instead of the Oath required by the said Act of the Twenty sixth Year aforesaid to be made by the Exporter, that he believes the Duties upon the Materials to have been fully paid, the Exporter shall make Oath that he believes the said Glass to be entirely of *British* Manufacture, and that the Duties by Law imposed for or in respect of such Flint Glass, Phial Glass or Crown Glass respectively intended to be exported, to have been fully paid (and which said last mentioned Oath the proper Surveyor or Supervisor, or Officer of Excise, is hereby authorized and empowered to administer); and any Person or Persons who shall be convicted of wilfully taking a false Oath, in any case in which the said last mentioned Oath is required to be taken by virtue of this Act, shall be liable to the Pains and Penalties to which Persons are liable for wilful and corrupt Perjury.

Perjury.

52 G. 3. c. 77.
§ 2.

IV. And Whereas by the said Act made in the Fifty second Year of the said Reign, among other things, for granting an additional Drawback on Flint, Phial and Crown Glass, a Countervailing Duty of Seven Shillings and Ten pence Halfpenny is imposed

imposed for every Hundred Weight of Window Glafs (not being Spread Glafs) whether flafhed or otherwise manufactured, and commonly called or known by the Name of Crown Glafs or German Sheet Glafs, made in *Ireland*, and imported from thence into *Great Britain*; and by the faid laft mentioned Act a Countervailing Duty of Sixteen Shillings and Three pence is alfo imposed for every Hundred Weight of Flint or Phial Glafs made in *Ireland*, and imported from thence into *Great Britain*: And Whereas by the faid Act made in the Fifty fecond Year of the faid Reign, among other things, for granting to His Majefty additional Duties of Excife in *Great Britain* on Glafs, an additional Countervailing Duty of Two Pounds Four Shillings and Seven pence Halfpenny is imposed for every Hundred Weight of Window Glafs, not being Spread Glafs, whether flafhed or otherwise manufactured, and commonly called or known by the Name of Crown Glafs or German Sheet Glafs, made in *Ireland* and imported from thence into *Great Britain*; and by the faid laft mentioned Act an additional Countervailing Duty of Three Pounds Five Shillings and Three pence is alfo imposed for every Hundred Weight of Flint Glafs or Phial Glafs, made in *Ireland* and imported from thence into *Great Britain*: And Whereas it is expedient to repeal the faid Countervailing Duties of Seven Shillings and Ten pence Halfpenny, and alfo Sixteen Shillings and Three pence, and alfo Seven Shillings and Ten pence Halfpenny, Part of the faid Countervailing Duty of Two Pounds Four Shillings and Seven pence Halfpenny, and alfo Sixteen Shillings and Three pence, Part of the faid Countervailing Duty of Three Pounds Five Shillings and Three pence; Be it therefore enacted, That, from and after the faid Firft Day of *March* One thousand eight hundred and fifteen, the faid recited Countervailing Duties, and Parts of Countervailing Duties, shall be and the fame are hereby repealed, save and except in all cafes relating to the recovering or paying any Arrears thereof refpectively, which may on that Day remain unpaid, or to any Fine, Penalty or Forfeiture, Fines, Penalties or Forfeitures relating thereto.

V. And Whereas by an Act made in the Nineteenth Year of the Reign of His late Majefty King *George* the Second, among other things, for granting to His Majefty feveral Rates and Duties upon Glafs, it was enacted, that all and every Perfon or Perfons whatfoever, who fhould make or caufe to be made any Glafs in *London*, or in any Parts within the Limits of the Weekly Bills of Mortality, fhould Monthly and every Month, and all and every Perfon or Perfons who fhould make or caufe to be made any Glafs in any other Part of *Great Britain* fhould once in every Six Weeks, make a true Entry in Writing at the next Office of Excife for the faid Duties, of the true Quantities of the Metals and Materials mixed and ufed in each refpective Making of Glafs within fuch Month or Six Weeks refpectively, and that the Entries fhould be made upon Oath by the Makers of fuch Glafs, or by their Clerk, Workman or Servant, employed in making the fame, according to the beft of their Knowledge and Belief, unlefs fuch Maker, Clerk, Workman or Servant fhould be a known Quaker, and the folemn Affirmation of fuch Maker, Clerk, Workman or Servant to the fame Effect, in cafe he, fhe or they fhould be a known Quaker, fhould and might be taken inftead of fuch Oath; and the faid

52 G. 3. c. 94.
Sch. C.Countervailing
Duties repealed.19 G. 2. c. 12.
§ 13.

Entries,

Six Weeks respectively, on Pain of forfeiting for every Neglect of Entry the Sum of One Hundred Pounds; which Entries shall be made upon Oath by the Makers of such Glass, or by their Clerk, Workman or Servant employed in making the same according to the best of his, her or their Knowledge and Belief, unless such Maker, Clerk, Workman or Servant be a known Quaker; and the solemn Affirmation of such Maker, Clerk, Workman or Servant, to the same Effect, in case he, she or they be a known Quaker, shall and may be taken instead of such Oath; and the said Entries, Oaths and Affirmations to verify the same, shall, for such Entries, Oaths and Affirmations as shall be made within the Limits of the Weekly Bills of Mortality, be made with and administered by such Officer or Officers as shall be appointed by the Commissioners of Excise in England, or the major Part of them for the time being, who shall attend at the General Excise Office in London for that Purpose; and for all such Entries, Oaths and Affirmations, as shall be made in all other Parts of Great Britain, with or by their respective Collectors or Supervisors of the District or Division within which such Glass Houses shall be situated, without any Fee or Charge whatsoever to be demanded or taken for the same.

Penalty. Oath.

Oaths, &c. where made.

Fee.

VI. And be it further enacted, That any Person or Persons who shall be convicted of wilfully taking a false Oath or Affirmation in any case in which an Oath or Affirmation is required to be taken by virtue of this Act, shall be liable to the Pains and Penalties to which Persons are liable for wilful and corrupt Perjury.

Perjury.

VII. And Whereas by an Act made in the Twenty sixth Year of the Reign of His present Majesty King George the Third, among other things, for the Amendment of several Laws relating to the Duties under the Management of the Commissioners of Excise, it is enacted, that the Exporter of such Glass, as in the said Act is in that behalf mentioned, shall, before the shipping the same, give such Security as in the said Act is in that behalf directed, that the particular Quantity of Glass intended to be exported, and every Part thereof, shall be shipped and exported, and shall not be unshipped, unloaded or laid on Land, or put on board any other Ship or Vessel in Great Britain, Shipwreck or other unavoidable Accident excepted: And Whereas no time is by Law limited within which Glass entered for Exportation on Drawback shall be shipped, and it is therefore expedient to make such Provision as is hereinafter mentioned;

26 G. 3. c. 77.

§ 3.

Be it therefore enacted, That, from and after the Fifth Day of July One thousand eight hundred and fifteen, every such Security shall be conditioned that the Glass, for the shipping and Exportation whereof such Security shall be given, shall be shipped within One Month next after the Date of such Security: Provided nevertheless, that it shall and may be lawful to and for the Commissioners of Excise in England and Scotland respectively, or any Three or more of them, being satisfied that the shipping of such Glass, within the time specified in the Condition of any such Security, has been prevented by unavoidable Accident, to grant and give such further time not exceeding Three Months for the shipping thereof: Provided also, that no such granting or giving of further time shall extend, or be deemed or construed to extend, to annul, vary or alter the Condition of any such Security or the legal Interpretation or Effect thereof; but the same shall remain in full Force and Effect and

Security under Act conditioned that Glass shipped within One Month.

Commissioners of Excise may give further time.

and be valid and effectual to all Intents and Purposes, as if no Power or Authority had been given to the said Commissioners of Excise to grant or give such further time for the shipping of any such Glafs, save and except in any case where the Commissioners of Excise shall in their Judgment and Discretion forbear to put any such Security in Suit for any Breach of the Condition thereof; any thing hereinbefore contained to the contrary in any wise notwithstanding.

No Addition made to Glafs after it is packed up and sealed.

VIII. And be it further enacted, That when and so soon as any Person or Persons who shall have given such Security as aforesaid, and any Glafs shall have been packed up in the Presence of the proper Officer or Officers of Excise, as or for the Glafs mentioned in such Security, and shall have been secured with such Fastenings, and sealed with such Seal or Mark or Seals or Marks as by Law required, no Person or Persons shall be at Liberty to make any Addition of Glafs thereto, for the Purpose of making up any Deficiency which may be discovered in the Quantity or Weight of such Glafs below the Quantity specified in any such Security, or for any other Purpose whatsoever.

No Drawback allowed for Old Glafs, &c.

IX. And be it further enacted, That no Drawback shall be allowed for or in respect of any Glafs which has been used and commonly called or known by the Name of Old Glafs or Second-hand Glafs, or for or in respect of any Lumps of Glafs, or Cane Glafs, or Glafs of any Kind, other than Vessels, Utensils, Window Glafs, Plate Glafs, Lenses, Lamps, or other Articles of Household Furniture; any thing in any Act or Acts of Parliament contained to the contrary in any wise notwithstanding.

Placing Irish-made Flint, &c. Glafs in Package containing British Glafs for Exportation.

X. And, for the further Prevention of Frauds in the Exportation of Glafs, be it further enacted, That if any Person or Persons shall lay, place or deposit, or cause to be laid, placed or deposited any Irish-made Flint, Phial or Crown Glafs in any Cask, Box, Chest or other Package containing British-made Flint Glafs, Phial Glafs or Crown Glafs respectively, packed or packing for Exportation on Drawback, or shall lay, place or deposit, or cause to be laid, placed or deposited any Flint Glafs, Phial Glafs or Crown Glafs made before the First Day of July One thousand eight hundred and twelve, in any Cask, Box, Chest or other Package containing Flint Glafs, Phial Glafs or Crown Glafs respectively packed or packing for Exportation, in order to obtain the additional Drawback granted by this Act, the Person or Persons so offending shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds; and every such Cask, Box, Chest or other Package, and all the Glafs contained therein, shall be forfeited.

Penalty.

54 G. 3. c. 97. § 3.

XI. And Whereas by an Act made in the Fifty fourth Year of the Reign of His present Majesty King George the Third, among other things, for granting an Excise Duty on Common Glafs Bottles imported, an Inland Duty of Eight Shillings and Two pence is imposed for every Hundred Weight of Common Glafs Bottles (the same not being Phials) imported into Great Britain: And Whereas it is expedient to exempt from the said Duty, and also from the Rules, Regulations, and Provisions by the said Act established, or prescribed, all Common Glafs Bottles, made in Great Britain, and imported from thence into Great Britain, be it therefore enacted, That from and after the first Day of January One thousand eight hundred and fifteen, no such Duty shall be levied or collected on any such Bottles so imported, and that the said Act, in so far as it relates to the said Duty, shall be void and inane in respect of the said Bottles.

Irish Common Glafs Bottles

in *Ireland*, and imported from thence directly into *Great Britain*, shall be and the same are hereby exempted from the said Duty, and from the Rules, Regulations, Restrictions and Provisions by the said Act established or prescribed.

XII. And Whereas by an Act made in the Thirty ninth and Fortieth Years of the Reign of His present Majesty King *George* the Third, intituled *An Act for the Union of Great Britain and Ireland*, and other Acts now in force, certain Countervailing Duties are imposed for Leather manufactured and actually made into Goods or Wares in *Ireland*, and imported from thence into *Great Britain*, and on *Irisb* Glafs imported into *Great Britain*: And Whereas it is expedient to exempt from the said Countervailing Duties the Leather actually worked up and employed in the Construction of and composing a Part of any Coach, Landau, Chariot, Landaulet, Chaise or other wheel Carriage of and belonging to any Officer of State in *Ireland*, or any Member of either of the Two Houses of Parliament, which shall be imported into *Great Britain* from *Ireland*, for the sole and entire Use of such Officer of State, or Member of either House of Parliament respectively, and not as Merchandize or for Sale, and also to exempt *Irisb* Glafs actually worked up and employed in the Construction of and composing a Part of any such Coach, Landau, Chariot, Landaulet, Chaise or other Wheel Carriage; Be it therefore enacted, That, from and after the First Day of *March* One thousand eight hundred and fifteen, no Countervailing Duty shall be paid or payable for or in respect of the Leather actually worked up and employed in the Construction of and composing a Part of any such Coach, Landau, Chariot, Landaulet, Chaise or other Wheel Carriage as aforesaid, nor for or in respect of the Glafs actually worked up, and employed in the Construction of and composing a Part of any such Coach, Landau, Chariot, Landaulet, Chaise or other Wheel Carriage; any thing in the said recited Act, or in any other Act or Acts of Parliament, to the contrary in any wise notwithstanding.

XIII. And be it further enacted, That the Commissioners of Excise in *England* and *Scotland* respectively, or any Three or more of them respectively, shall and they respectively are hereby authorized and empowered to cause any Sum or Sums of Money which shall have been charged as such Duty or Duties for or in respect whereof the Duties by this Act repealed, and which shall not before the passing of this Act have been actually collected, received or paid, to be discharged from and out of the Books and other Documents containing any Entry or Entries of or relating to any such Charge or Sum or Sums of Money.

39 & 40 G. 3.
c. 67. Art. 6.
Sch. A,

No Counter-
vailing Duty
payable on Lea-
ther or Glafs
employed in cer-
tain Carriages,

Repealed Duties
not collected
discharged out
of Book of
Entry.

C A P. CXIV.

An Act to augment the Salary of the Master of the Rolls in *Ireland*, and to enable His Majesty to grant an additional Annuity to such Master of the Rolls on the Resignation of his Office; and to regulate the Disposal of the Offices of the Six Clerks in the Court of Chancery in *Ireland*.

[28th June 1815.]

WHEREAS it is expedient that a further Augmentation should be made in the Salary of the Master of the Rolls in *Ireland*, and that further Provision should be made for Persons holding

X x

Addition to
Salary of Master
of the Rolls.

Subject to Re-
gulation in
41 G. 3. (U. K.)
c. 25.

Allowance to
Master of the
Rolls, on Resig-
nation, 600l. per
Ann. in addition
to Sum given by
40 G. 3. (1.)
c. 69.

Commence-
ment.

‘ holding the Office of Master of the Rolls in *Ireland*, in the Even-
‘ of their quitting the said Office ;’ We, Your Majesty’s most dutiful
and loyal Subjects, the Commons of the United Kingdom of *Great
Britain and Ireland*, in Parliament assembled, 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 Consen-
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 issued and paid and
payable to the Master of the Rolls in *Ireland*, out of and charged
and chargeable upon the Consolidated Fund of *Ireland*, after paying
and reserving sufficient to pay all such Sum and Sums of Money as
have been directed by any former Act or Acts of Parliament to be
paid out of the said Consolidated Fund, but with Preference to all
other Payments which shall or may be hereafter charged upon or
payable out of the said Fund, such further and additional annual Sum
as shall make up the whole Salary, Fees and Pecuniary Profits be-
longing to the said Office of Master of the Rolls, the annual Sum of
Four thousand three hundred Pounds free and clear of all Taxes and
Deductions whatsoever ; to be issued and paid Quarterly, in the like
manner and subject to the like Accounts, and to all such Provisions,
Rules and Regulations, as are directed by an Act passed in the
Forty first Year of His present Majesty’s Reign, intituled *An Act
for the better Regulation of the Office of Master of the Rolls in that
Part of the United Kingdom called Ireland, and for augmenting the
Salary annexed to the said Office* ; the First Payment of such further
and additional Sum to be made on the Twenty fourth Day of *June*
One thousand eight hundred and fifteen.

II. And be it further enacted, That it shall and may be lawful for
His Majesty, his Heirs and Successors, by any Letters Patent under
the Great Seal of *Ireland*, to give and grant unto any Person who,
having executed the said Office of Master of the Rolls in *Ireland*,
shall at any time after the passing of this Act resign the said Office,
a further Annuity or yearly Sum of Six hundred Pounds *Irish*
Currency ; which said Annuity or yearly Sum shall be in addition
to and in Augmentation of the Annuity or yearly Sum allowed to be
given and granted to the Master of the Rolls in *Ireland*, under the
Provisions of an Act made in the Parliament of *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 increasing 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* ; and in like manner to commence
from and after the Period when the Person to whom any such An-
nuity or yearly Sum of Money shall be granted as aforesaid shall re-
sign his said Office, and to continue from thenceforth for and during
the natural Life of the Person to whom the same shall be granted as
afore-*

aforesaid; and every such Annuity or yearly Sum of Money shall be issued and payable out of and shall be charged and chargeable upon the Consolidated Fund of *Ireland*; and the said last recited Act of the Fortieth Year of His present Majesty's Reign, and all Clauses, Provisions and Regulations therein contained, so far as the same are applicable, and are not hereby altered, shall be in force, and be applied to carry into Effect the Purposes of this Act in respect of the said additional Annuity.

Consolidated
Fund.
40 G. 3. (1.)
c. 69. in force.

III. And Whereas the Six Clerks in His Majesty's High Court of Chancery in *Ireland* have been accustomed at all times to sell their Offices: And Whereas it hath been customary that One Fifth Part of the Consideration of such Sale should be paid to the Use of the Master of the Rolls, or the Keepers or Guardians of the Rolls: And Whereas by an Act passed in the Forty ninth Year of His present Majesty's Reign, intituled *An Act for the further Prevention of the Sale and Brokerage of Offices*, it was, among other things, enacted, that it should be lawful for the Persons then holding the Offices of Six Clerks of the Court of Chancery in *Ireland*, so to proceed touching the Disposal and Appointment of their said Offices, in such and the like manner to all Intents and Purposes as had been accustomed; but that from and after the Death, Resignation or Removal of each of them, and the actual Appointment of any Person in the stead of the Persons so dying, resigning or being removed, the Powers and Provisions of an Act of the Fifth and Sixth Years of the Reign of King *Edward* the Sixth, against buying and selling of Offices, and of the said recited Act of the Forty ninth Year of His Majesty's Reign, should be applicable and applied to the Offices of Six Clerks in the said Court of Chancery: And Whereas by an Act passed in the Fifty third Year of His present Majesty's Reign, for amending the said recited Act of the Forty ninth Year of His present Majesty's Reign, so far as it relates to the Offices of the Six Clerks in the Court of Chancery in *Ireland*, it was enacted, that nothing in the said Act of the Forty ninth Year of His Majesty's Reign contained, for preventing the Purchase, Sale, Exchange or Brokerage of Offices should extend to any Purchases, Sales or Exchanges of any Office or Offices of a Six Clerk or Six Clerks of the Court of Chancery in *Ireland*: And Whereas it is expedient to make new Provision for the Appropriation of such One Fifth Part of such Purchase Money: And Whereas if such Master of the Rolls were to refuse appointing the Person who shall agree for the Purchase of such Office, without assigning any Cause for such Refusal, the Six Clerks might be prevented from obtaining the Benefit of the said recited Act; For Remedy whereof, be it enacted, That, from and after the passing of this Act, it shall and may be lawful for the Six Clerks of the Court of Chancery in *Ireland*, from time to time respectively, to sell, transfer and dispose of their Offices in the said Court to such Person and Persons as shall be qualified to execute the Duties of such Office, every such Person being approved of by the Master of the Rolls for the time being; and every such Person shall pay into the Bank of *Ireland*, to the Credit and Account of the Teller of His Majesty's Exchequer in *Ireland*, One clear Fifth Part, without Deduction or Defalcation, of the entire Consideration or Purchase agreed to be paid or received upon every such Sale, Transfer or Disposal, or in case

49 G. 3. c. 126.
§ 12.

53 G. 3. c. 129.

Six Clerks may
sell, &c. Offices,
Purchaser being
approved of by
Master of the
Rolls; and paying
One Fifth Part
into Bank, to
Account of
Teller of Ex-
chequer.

the Consideration of any such Transfer or Disposal shall not be a pecuniary Consideration, every such Person shall pay as aforesaid the Sum of One thousand two hundred Pounds; and the Teller of the said Exchequer, upon Production of a Certificate, or accountable Receipt of the Cashier or Cashiers of the said Bank, shall give a Receipt for any such Sum, according to the Directions contained in an Act made in the last Session of Parliament, intituled *An Act for the more effectual Regulation of the Receipts and Issues of His Majesty's Treasury, and for securing the due Application of Money coming into the Hands of the Public Accountants in Ireland.*

54 G. 3. c. 83.
§ 2.

In case of Refusal of Master of Rolls to approve Person appointed, Clerk may petition, with Appeal to Lord Chancellor who may finally approve.

IV. And be it further enacted, That in case the Master of the Rolls shall refuse or unnecessarily delay to approve of any Person to whom any Six Clerk hath agreed or shall agree to sell and dispose of his Office of a Six Clerk, for want of Qualification or any other Cause, then and in such case it shall and may be lawful for such Six Clerk to present a Petition in a summary way to the Master of the Rolls, verified by Affidavit for the Purpose of obtaining such Approbation; which Petition such Master of the Rolls is required to hear moved in open Court with all reasonable Dispatch, and thereupon to make such Order, pursuant to the Provisions of this Act as shall appear fit; from which Order such Petitioner may and shall be at Liberty to appeal to the Lord Chancellor or Lords Commissioners for the Custody of the Great Seal of *Ireland*; and in case an Order shall be made on such Appeal, approving of such Person, the Master of the Rolls shall without further Delay, and he is hereby required to nominate and appoint the Person so approved of, to be a Six Clerk in the room of the Person so selling or resigning: Provided always, that a sufficient Acquittance shall be produced to the Master of the Rolls for the time being, for the Payment of the Money hereby required to be paid into the Bank of *Ireland* as aforesaid, before any Person shall be permitted to enter upon or exercise any such Office of a Six Clerk upon any such Sale, Transfer or Disposal as aforesaid.

Proviso.

Proviso for Vacancies by Death supplied by Master of Rolls without pecuniary Consideration.

Transfers of Six Clerks' Offices by Deed indented and inrolled in Chancery.

V. Provided always, and be it enacted, That nothing in this Act contained shall be deemed to extend to Vacancies by Death in any Office of a Six Clerk in the said Court of Chancery, or to prejudice the Right of the Master of the Rolls, in the Event of a Vacancy by Death as aforesaid, to appoint and fill up such Vacancy without any Money or pecuniary Consideration for so doing.

VI. Provided also, and be it enacted, That before any Six Clerk shall be actually appointed in consequence of any Sale or Transfer under the Provisions of this Act, a Deed indented shall be duly executed between the Parties to the Contract for such Sale or Transfer, containing fully and truly all and every the Terms of such Contract; and that the Truth thereof shall be verified by the Affidavit of the respective Parties thereto, to be sworn before one of the Masters of the said Court of Chancery, and to be filed in the said Court; and that such Deed shall be inrolled in the said Court, upon producing the attested Copies of such Affidavits.

C A P. CXV.

An Act to carry into effect a Convention made between His Majesty and the King of the *Netherlands* and the Emperor of all the *Russias*.

[28th June 1815.]

Convention.
London, 19th
May 1815.

WHEREAS by a Convention signed at *London* on the Ninteenth Day of *May* One thousand eight hundred and fifteen, between His Majesty on the One Part, and the King of the *Netherlands* and the Emperor of all the *Russias* respectively on the other, the following Articles, among others, were agreed upon; that is to say, His Majesty the King of the *Netherlands* thereby engaged to take upon himself a Part of the Capital, and Arrears of Interest, to the First of *January* One thousand eight hundred and sixteen, of the *Russian* Loan made in *Holland* through the Intervention of the House of *Hope* and Company, in *Amsterdam*, to the Amount of Twenty five Millions of Florins *Dutch* Currency; the Annual Interest of which Sum, together with an Annual Payment for the Liquidation of the same as thereinafter specified, should be borne by and become a Charge upon the Kingdom of the *Netherlands*; and His Majesty engaged on His Part to recommend to His Parliament to enable Him to take upon Himself an equal Capital of the said *Russian* Loan, *videlicet*, Twenty five Millions of Florins *Dutch* Currency; the Annual Interest of which Sum, together with an Annual Payment for the Liquidation of the same as thereinafter specified, should be borne by and become a Charge upon the Government of His Majesty; and the future Charge to which His said *Belgick* Majesty and His Majesty should be respectively liable in equal Shares on Account of the said Debt, was to consist of an Annual Interest of Five *per Centum* on the said Capitals, each of Twenty five Millions, together with a Sinking Fund of One *per Centum* for the Extinction of the same, the said Sinking Fund being subject however to be increased, on the Demand of the *Russian* Government, to any Annual Sum not exceeding Three *per Centum*, the same to be payable till the Capital of the said Debt should be fully discharged, when the aforesaid Charge for Interest and Sinking Fund should wholly cease to be borne by His said *Belgick* Majesty and His Majesty respectively; and His said *Belgick* Majesty and His Majesty respectively bound themselves, on or before the usual Day or Days in each Year on which the Interest on the said Debt should be due and payable, to deposit with the Agent of the *Russian* Government in *Holland*, their respective Proportions of the said Interest and Sinking Fund, as above specified: Provided always, that previously to the Advance of each successive Instalment so to be paid, the said Agent shall be authorized to furnish a Certificate to each of the said Two High contracting Parties, declaring that the preceding Instalment had been duly applied in Discharge of the Interest, and in Reduction of the Principal of the said Debt, together with the corresponding Payments on account of the *Russian* Government, on that Part of the Debt which should remain a Charge on the said Government; and it was further agreed, That the *Russian* Government should continue as heretofore to be Security to the Creditors for the whole of the said Loan, and should be charged

' with the Administration of the same ; the Governments of the King
 ' of the *Netherlands*, and of His *Britannic* Majesty, remaining liable
 ' and bound to the Government of His *Imperial* Majesty, and for
 ' the Punctual Discharge as above of their respective Proportions of
 ' the said Charge : and it was thereby understood and agreed between
 ' the High Contracting Parties, That the said Payments on the Part
 ' of the King of the *Netherlands*, and of His Majesty as aforesaid,
 ' should cease and determine, should the Possession and Sovereignty
 ' (which God forbid) of the *Belgick* Provinces at any time pass or
 ' be severed from the Dominions of His Majesty the King of the
 ' *Netherlands*, previous to the complete Liquidation of the same ;
 ' and it was also understood and agreed between the High Contract-
 ' ing Parties, That the Payments on the Part of the King of the
 ' *Netherlands*, and of His Majesty as aforesaid, should not be inter-
 ' rupted in the Event (which God forbid) of a War breaking out
 ' between any of the Three High Contracting Parties ; the Go-
 ' vernment of His Majesty the Emperor of all the *Russias* being
 ' actually bound to its Creditors by a similar Agreement ; And
 ' Whereas the Commons of the United Kingdom have resolved that
 ' Provision be made for enabling His Majesty to defray the Expenses
 ' which may be incurred in the Execution of the said Convention ;
 ' 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 Autho-
 ' rity of the same, That the Lord High Treasurer or the Commissioners
 ' of the Treasury of *Great Britain*, or any Three or more of them,
 ' for the time being respectively, shall be and he and they is and are
 ' hereby empowered from time to time, out of the Consolidated Fund
 ' of *Great Britain*, to cause to be issued such Sums of Money as shall
 ' be required for the Payment of the Interest on such Part of the Ca-
 ' pital of the said *Russian* Loan as is agreed to be borne by His Majesty
 ' as aforesaid, and also for the Payment of a Sinking Fund of One
 ' Pound *per Centum*, or not exceeding Three Pounds *per Centum*, as
 ' the case may be, on the said Part of the said Capital, for the Ex-
 ' tinction of the same, as and when the same may from time to time
 ' respectively become payable, and so long as the same should be pay-
 ' able conformably to the Tenor of His Majesty's Engagements, as
 ' specified in the said Conventions respectively, and also such Sums as
 ' may be required to pay and satisfy all the Expences attending the
 ' Execution of this Act.

Money issued
 out of Consoli-
 dated Fund, to
 pay Interest and
 Sinking Fund,
 conformably to
 Convention.

Accounts laid
 before Parlia-
 ment.

II. And be it further enacted, That the said Lord High Treas-
 urer or Commissioners of the Treasury for the time being, shall cause
 to be prepared, and shall lay before both Houses of Parliament,
 within Twenty Days after the Commencement of every Session, an
 Account up to the Thirty first Day of *December* then next preceding,
 of the total Sums which shall from time to time have been issued and
 applied by virtue of this Act for paying and satisfying the Interest
 on the said Part of the said Loan so agreed to be borne by His
 said Majesty, on all or any of the said Securities, and towards paying
 and satisfying the Principal thereof (in case the Principal of any of
 the said Securities shall then have been paid) and also for paying
 the Expences of carrying this Act into Execution, and the Sinking
 Fund for the Extinction of the same ; and such Account shall also
 specify

specify how much of the said Part of the said Loan has been discharged, and how much remains to be discharged.

III. And be it further enacted, That it shall be lawful for the said Lord High Treasurer or the Commissioners of the Treasury, or any Three or more of them for the time being, to appoint such Officers and Clerks as they may deem necessary for carrying this Act into Execution; and to grant such Salaries and Compensations to the said Officers and Clerks, for their Trouble and Labour therein, as they may think fit and reasonable in that behalf.

Treasury may appoint Officers.

IV. And be it further enacted, That this Act may be altered, varied or repealed, by any Act to be passed in this Session of Parliament.

Act altered, &c.

C A P. CXVI.

An Act to make further Regulations for the Registry of Ships built in India.

[28th June 1815.]

WHEREAS an Act passed in the Twenty sixth Year of the Reign of His present Majesty, intituled *An Act for the further Increase and Encouragement of Shipping and Navigation*: And Whereas another Act passed in the Twenty seventh Year of the Reign of His present Majesty, intituled *An Act to enforce and render more effectual several Acts passed in the Twelfth Year of the Reign of King Charles the Second, and other Acts, made for the Increase and Encouragement of Shipping and Navigation*: And Whereas another Act passed in the Thirty fourth Year of the Reign of His present Majesty, intituled *An Act for the further Encouragement of British Mariners; and for other Purposes therein mentioned*: And Whereas it is necessary to make further Provision for the Execution of the Provisions of the said Acts, in the Territories under the Government of the *East India Company*, and other Territories belonging to His Majesty, within the Limits of the Charter of the said Company; 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, it shall be lawful for any Collector of Duties payable at any Port to the *East India Company*, or other Person of the Rank in the said Company's Service of Senior Merchant, or of Six Years' standing in the Service, being respectively appointed to act in the Execution of this Act by any of the Governments of the said *East India Company* in *India*, in any Ports in which there shall be no Collector and Comptroller of His Majesty's Revenue of Customs, to register, and grant Certificates of the Registry of all Ships and Vessels built in any Territories, Counties, Islands or Places, under the Government of the *East India Company*, or belonging to His Majesty, within the Limits of the Charter of the said Company, and belonging to such Ports respectively, which are by the Provisions of the said recited Acts, or any of them, required and entitled to be registered; and all such Officers and Persons respectively are hereby authorized and required to do every Act, Matter and Thing, in relation to such Registers and Certificates, and as to all Transfers of Property of such Ships and Vessels, and all other British registered Ships, in the said Acts required to be done

27 G. 3. c. 19.

34 G. 3. c. 68.

Collector of Duties at any Port in East Indies, to register and certify Ships in Ports where no Collector or Comptroller of Customs.

by any Officers respectively of His Majesty's Revenue of Customs in *Great Britain*; and the said Governments of the *East India Company*, and all Governors and Lieutenant Governors of any Territories, Islands and Places, belonging to His Majesty, within the Limits of the Charter of the said Company, are hereby authorized and empowered to do all Acts, Matters and Things, and make all such Orders in relation to the Registry of any such Ships or Vessels, and as to the Periods within which Ships built before the passing of this Act may be registered, and the Ports at which any such Ships or Vessels may be registered, and as to all Matters and Things relating thereto, and to any Transfers of Property in any such Ships or Vessels, as any Commissioners of His Majesty's Customs are by the said Acts or any of them authorized or empowered to do in relation to Ships and Vessels built before or after the passing of the said Act of the Twenty sixth Year aforesaid; and all Powers and Authorities given in the said Acts to the Commissioners of His Majesty's Customs, or any Officers of the Revenue of Customs in *Great Britain* respectively, in relation to the Registering of Ships and Vessels, as to any Act, Matter or Thing, relating thereto, or as to any Penalties or Forfeitures, or the Application thereof, and as to the seizing of any Ships or Vessels as forfeited under the said Acts for want of Certificates of Registry, shall be used, exercised, applied, enforced and put in Execution, in relation to all Ships and Vessels built in any Territories, Countries, Islands or Places, under the Government of the said *East India Company*, or belonging to His Majesty within the Limits of the Charter of the said Company, either before or after the passing of this Act, and required and entitled to be registered under the Provisions of the said recited Acts, as fully and effectually as if the same were repeated and re-enacted in this Act; and all such Ships and Vessels shall, when so registered, be deemed and taken to be *British*-built Ships, registered under the said recited Acts, and entitled to all the Privileges and Advantages of Ships built in the United Kingdom, and registered as such; except as in this Act hereinafter excepted.

Ships not forfeited for want of Registry, unless returned to Port before limited time, and departed therefrom.

‘ II. And Whereas it is necessary to give sufficient time for the Registry of Ships and Vessels;’ Be it therefore enacted, That no such Ship or Vessel, carrying on Trade between *India* and the United Kingdom, or within the Limits of the Charter of the said *East India Company* as aforesaid, shall become forfeited, or subject to Seizure as forfeited, for want of a Certificate of Registry, until after the First Day of *July* One thousand eight hundred and sixteen, unless such Ship or Vessel shall, after the First Day of *January* One thousand eight hundred and sixteen, and before the said First Day of *July*, have returned to the Port or Place to which she shall belong, and afterwards departed from such Port without being duly registered under the Provisions of the said recited Acts.

What Ships do not require Registry.

III. Provided always, and be it further enacted, That nothing in this or the said recited Acts or in any other Acts contained, shall subject any Ship or Vessel, built or to be built within the Limits of the Charter of the said Company, which shall not be of the Burthen of Three hundred and fifty Tons; or any Ship or Vessel built within the Limits of the Charter of the said Company, now the Property of any of His Majesty's Subjects within the Limits aforesaid, employed in the Revenue of the said Company, to be subject to the said Provisions.

the *Cape of Good Hope*; or any Ship or Vessel which now is or at any time before the First Day of *January* in the Year One thousand eight hundred and sixteen shall be building within the Limits aforesaid, on account of any of His Majesty's Subjects within the said Limits, and shall be employed in Trade solely within the said Limits, including the said *Cape of Good Hope*, to any Penalty, Forfeiture, Disability or Impediment by reason of such Ship or Vessel not being registered, and not being *British*-built, or to affect the Property or any Transfer of Property in any such Ship or Vessel as aforesaid which shall not be registered.

IV. Provided always, and be it further enacted, That no Ships or Vessels, built in any Countries, Territories, Ports or Places under the Government of the *East India Company*, or belonging to His Majesty within the Limits of the Charter of the said Company, and registered under the Authority of this Act as *British*-built, and owned by Subjects of His Majesty, and navigated according to Law, shall be entitled to the Privileges of *British*-built Ships, owned, registered and navigated according to Law, in any Voyages or Trade beyond the Limits of the said Company's Charter, other than and except such as are specified in an Act, passed in the Fifty third Year of His present Majesty, intituled *An Act for continuing in the East India Company, for a further Term, the Possession of the British Territories in India, together with certain exclusive Privileges; for establishing further Regulations for the Government of the said Territories, and the better Administration of Justice within the same; and for regulating the Trade to and from the Places within the Limits of the said Company's Charter*; and in another Act passed in the last Session of Parliament, intituled *An Act for the further Regulation of the Trade to and from the Places within the Limits of the Charter of the East India Company*; any thing in this Act, or in any or either of the said recited Acts, or in any other Act or Acts of Parliament to the contrary notwithstanding.

India-built Ships although duly registered, not entitled to Privilege of *British*-built Ships, but those specified in former Acts.

53 G. 3. c. 155.

54 G. 3. c. 34.

V. Provided also, That nothing in this Act contained shall be construed in any manner to affect the Privileges of any Ship or Vessel already registered as *British*-built, or to affect the Right of any Ship or Vessel now built or building to Registry as *British*-built.

Not to affect Vessels registered.

VI. Provided also, and be it further enacted, That no *Asiatic* Sailors, Lascars or Natives of any of the Territories, Countries, Islands or Places within the Limits of the Charter of the *East India Company*, although born in Territories, Countries, Islands or Places under the Government of His Majesty, or of the *East India Company*, shall at any time be deemed or taken to be *British* Sailors, Seamen or Mariners, within the Intent and Meaning of the said recited Act of the Thirty fourth Year aforesaid, or of any other Act or Acts of Parliament relating to the Navigation of *British* Ships by Subjects of His Majesty, for the Purpose of entitling any Ship or Vessel to be deemed to be a *British* Ship navigated according to Law, and to have the Privileges and Advantages of *British* Ships, having the Master and Three fourths of the Mariners *British* Subjects; any thing in the said recited Act of the Thirty fourth Year aforesaid; or in any other Act or Acts of Parliament, or Law or Laws, to the contrary notwithstanding: Provided always, that no Ship or Vessel belonging to any Port within the Limits of the Charter of the said Company, or usually navigated by such *Asiatic* Sailors, Lascars

Lascars and Natives of India not *British* Mariners within meaning of 34 G. 3. c. 68.

Proviso.

Lascars or Natives aforesaid, as Mariners, shall, while carrying on Trade to and from *India* to the United Kingdom, forfeit any Privileges or Advantages of a *British*-built Ship, to which she may be by Law entitled, by reason of having any Proportion of such Mariners, without the due Proportion of *British* Mariners, until the Expiration of Twelve Months of continued Peace after the Conclusion of the present War: Provided also, that it shall be lawful for His Majesty, by His Royal Proclamation, upon or after the Commencement of any Hostilities, to permit all Merchant Ships, or any other Trading Vessels, and all Privateers, to be manned wholly, or in any such Proportions as shall be specified in any such Proclamation, with such *Asiatic* Sailors, Lascars or Natives aforesaid, for and during such Periods as shall be specified in any such Proclamation as aforesaid.

Proviso.

‘ VII. And Whereas Lascars, and other Natives of the *East*, are not deemed to be equal in Strength and Use to *European* or other Seamen; and the requiring the Proportion of Three fourths of *British* Seamen, in Ships having, as Part of the Crew, Lascars and Natives of the *East*, would compel such Ships to carry a larger Number of *British* Seamen than other Ships, or to employ a smaller Number of Lascars and Natives of the *East*, than would be sufficient to make a proper Crew;’ Be it therefore enacted, That every such Ship or Vessel, so duly registered, and carrying on Trade to and from *India* and the United Kingdom as aforesaid, and Manned in Part with Lascars or Natives of *India*, and which shall be commanded by a *British* Master, and navigated by Seven *British* Seamen as Part of the Crew, for every One hundred Tons of her registered Burthen, and so in Proportion for any Part of a One hundred Tons, shall be deemed, construed and taken to be navigated according to Law, as to the Crew of any such Ship or Vessel, although the Number of such *British* Seamen shall not be equal to the Proportion of Three fourths of the whole Crew of such Ship or Vessel; any thing in any Act or Acts of Parliament, or Law or Laws, to the contrary notwithstanding.

Proportion of British Seamen to Tonnage of Ship, partly by Lascars, sufficient, although not amounting to Three fourths of Crew.

‘ VIII. And Whereas it may not always be possible to procure the due Proportion of *British* Seamen, at Ports in *India*, for Vessels sailing from *India*;’ Be it therefore enacted, That it shall be lawful for any of the Governments of the *East India* Company in *India*, or for any Governor or Lieutenant Governor of any Colony, Territory or Island, belonging to His Majesty, within the Limits of the said Charter, and they and he are hereby required, on Application made by the Owner or Commander of any Ship or Vessel, and after having ascertained, by due Enquiry, that a sufficient Number of *British* Seamen cannot be procured for the Crew of any Ship or Vessel sailing from *India*, within Ten Days from such Application to certify the same, and licence such Ship or Vessel to sail with a less Proportion of *British* Seamen than required by Law; and every such Ship, having on board such Licence, shall be deemed to be navigated according to Law, notwithstanding such Deficiency of *British* Seamen, until her Arrival at the Port of her Destination in the United Kingdom; but shall, on the Voyage back to the United Kingdom, have the full and proper Proportions of *British* Seamen as by Law is intended.

In cases where, in *India*, a sufficient Number of *British* Seamen cannot be obtained, Governors may license Ship to sail for Europe.

Act not to require *British*

extend or be construed to extend to require any Number of *British* Seamen to be on board, as Part of the Crew or Mariners of any Ship or Vessel employed in Trade only between Ports and Places within the Limits of the Charter of the said Company including the *Cape of Good Hope*; or to prevent any such Ship or Vessel, while so employed, being manned and navigated wholly or in any Proportion as to *Asiatic* Sailors, or Lascars, or Natives of any Territories, Countries, Islands or Places, within the Limits of the said Company.

Seamen on board Vessels employed in Trade between Port and Port.

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

Act altered, &c.

C A P. CXVII.

An Act to permit, until Six Weeks after the Commencement of the next Session of Parliament, the Importation into *Great Britain* and *Ireland*, in Neutral Vessels from States in Amity with His Majesty, of certain Goods, Wares and Merchandize; and to prohibit the Exportation of Copper; and to permit the Importation, in Neutral Vessels from States not in Amity with His Majesty, of certain Goods, Wares and Merchandize.

[28th June 1815.]

WHEREAS an Act was passed in the Forty third Year of the Reign of His present Majesty, intituled *An Act to permit, during the Continuance of Hostilities, and until Six Months after the Ratification of a Definitive Treaty of Peace, the Importation into Great Britain and Ireland in Neutral Vessels, from States in Amity with His Majesty, of certain Goods, Wares and Merchandize: and to empower His Majesty, by Order in Council, to prohibit the Exportation of Copper, and to permit the Importation in Neutral Vessels, from States not in Amity with His Majesty, of certain Goods, Wares and Merchandize: And Whereas it is expedient that so much of the said Act as permits the Importation into *Great Britain* and *Ireland*, in Neutral Vessels from States in Amity with His Majesty, of the several Goods, Wares and Merchandize in this Act enumerated, 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, from and after the passing of this Act, it shall be lawful for any Person to import into any Port or Place in *Great Britain* all Sorts of Wool, and also Cotton Wool; and to import into that Part of the United Kingdom called *Ireland*, all Sorts of Barrilla, *Jesuit Bark*, Linen Yarn, Hemp, Indigo, Cochineal, Wool and Cotton Wool, from any Country or Place whatsoever, in any Ship or Vessel belonging to any Kingdom or State in Amity with His Majesty, his Heirs and Successors, navigated by Foreign Seamen; any Law, Custom or Usage to the contrary notwithstanding.*

43 G. 3. c. 153.

Wool and certain Goods imported in Neutral Vessels.

II. And be it further enacted, That, from and after the passing of this Act, it shall be lawful to and for any Person or Persons to import or bring into the United Kingdom from any Port or Place in any Ship or Vessel whatsoever, Organized

Italian Organized Thrown Silk imported in any Vessel.

2 W. & M.
Sess. 1. c. 9.

Not to extend
to certain Silks.

Penalty.

Silk allowed to
be imported
brought to Cust-
om House in
London.

Penalty.

Flax or Flax
Seed imported
in Foreign
Vessels.

Persons free of
Turkey Com-
pany may im-

zined Thrown Silk, of the Growth or Production of *Italy*; any thing contained in an Act made in *England*, in the Second Year of the Reign of their late Majesties King *William* and Queen *Mary*, intituled *An Act for discouraging the Importation of Thrown Silk*, or in any other Act or Acts in force in the United Kingdom or in *Great Britain* or *Ireland* respectively, to the contrary thereof notwithstanding: Provided always, that this Act, or any thing herein contained, shall not extend to give Liberty to import any *Italian* Thrown Silk that shall be coarser than a Sort thereof known and distinguished by the Name of *Third Bologna*, nor any Sorts of Silks commonly called *Tram* of the Growth of *Italy*, nor any other Thrown Silk of the Growth or Production of *Turkey*, *Persia*, *East India*, or *China*, under the Penalty of forfeiting all such Thrown Silk as shall be brought over, and imported contrary to the Purport, true Intent and Meaning of this Act; One Moiety whereof to the Use of His Majesty, his Heirs and Successors, and the other Moiety to such Person or Persons who shall seize, inform or sue for the same; to be recovered in such Manner and Form as Goods forfeited may be recovered by any Law relating to His Majesty's Revenue of Customs in *Great Britain* and *Ireland* respectively.

III. And, for the better and more effectual Execution of this Act, and to prevent the Importation of any Sort of Thrown Silks not Organized, be it further enacted and declared, That all such Organized Thrown Silk as is allowed to be imported by this Act, if landed in any Part of *Great Britain*, shall be brought to His Majesty's Custom House at *London*, to the Intent that no other Sort of Thrown Silk may be imported than that allowed by this Act, under the Penalty of forfeiting all such Thrown Silk as shall be imported contrary to the Purport, true Intent and Meaning of this Act; One Moiety whereof shall be to the Use of His Majesty, his Heirs and Successors, and the other Moiety to such Person or Persons who shall seize, inform or sue for the same; to be recovered in such Manner and Form as Goods forfeited may be recovered by any Law relating to His Majesty's Revenue of Customs in *Great Britain* and *Ireland* respectively; any thing herein contained to the contrary hereof in any wise notwithstanding.

IV. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful for any Person or Persons to import into the United Kingdom any Sort of Flax or Flax Seed in any Ship or Vessel belonging to any Kingdom or State in Amity with His Majesty, his Heirs or Successors, navigated by Foreign Seamen, from any Port or Place whatsoever, upon the same Terms and Conditions, and subject to the same Duties, Rules, Regulations and Restrictions, in any respect, as such Flax and Flax Seed would by any Law in force in the United Kingdom, or in *Great Britain* or *Ireland* respectively, have been subject and liable to if the same had been imported in Foreign Ships or Vessels of the *Build* of the Country or Place of which such Flax or Flax Seed was the Growth, Production or Manufacture; any thing in any former Acts of Parliament in force in the United Kingdom, or in *Great Britain* or *Ireland* respectively, to the contrary notwithstanding.

And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful for any Person or Persons to import into the United Kingdom any Sort of Flax or Flax Seed in any Ship or Vessel belonging to any Kingdom or State in Amity with His Majesty, his Heirs or Successors, navigated by Foreign Seamen, from any Port or Place whatsoever, upon the same Terms and Conditions, and subject to the same Duties, Rules, Regulations and Restrictions, in any respect, as such Flax and Flax Seed would by any Law in force in the United Kingdom, or in *Great Britain* or *Ireland* respectively, have been subject and liable to if the same had been imported in Foreign Ships or Vessels of the *Build* of the Country or Place of which such Flax or Flax Seed was the Growth, Production or Manufacture; any thing in any former Acts of Parliament in force in the United Kingdom, or in *Great Britain* or *Ireland* respectively, to the contrary notwithstanding.

trading into the *Levant Seas*, commonly called or known by the Name of *The Turkey Company*, to import into the United Kingdom any Goods or Commodities which have heretofore usually been imported from *Turkey* or *Egypt*, or from any Place within the Dominions of the Grand Seignior within the *Levant Seas*, in any Ship or Vessel built in or belonging to *Great Britain* or *Ireland* navigated according to Law, or in any Ship or Vessel belonging to any Kingdom or State in Amity with His Majesty, his Heirs or Successors, navigated by Foreign Seamen, from any Port or Place whatsoever, upon Payment of the same Duties if imported in *British* or *Irish*-built Ships, as the like Goods would be subject and liable to if imported in *British* or *Irish*-built Ships directly from the Place of their Growth, Production or Manufacture, but if such Goods shall be imported in any Foreign-built Ship or Vessel, then and in such case the Goods so imported shall be subject to the Duties which such Goods would have been subject and liable to if this Act had not been made; any thing in any Act or Acts of Parliament in force in the United Kingdom, or in *Great Britain* or *Ireland* respectively, to the contrary notwithstanding.

port Goods from
Levant Seas in
British or Foreign
Vessels.

VI. Provided always, and be it further enacted, That no Entry shall be suffered to pass at any Custom House in the United Kingdom, for any such Goods of the Growth, Production or Manufacture of *Turkey* or *Egypt*, or of any of the Dominions of the Grand Seignior, as, before the passing of the said recited Act of the Forty third Year of the Reign of His present Majesty, might be imported only from such Ports or Places in the *Streights* or *Levant Seas* as are within the Dominions of the Grand Seignior, or for any Drugs which could have been liable to the Payment of higher Duties when not imported directly from the Place of their Growth or Production, and which by the Authority of this Act are permitted to be imported in manner aforesaid, until the Person importing or entering the same shall produce to the Collector or other proper Officer of His Majesty's Customs in *Great Britain*, and to the proper Officer of the Revenue in *Ireland*, at the Port of Importation, a Certificate under the Hand of the Collector of the Duties for the said *Turkey* Company, certifying that such Person is free of the said Company, and that he has paid the Duties imposed on such Goods by the said Company, and is conformed in all respects to the Rules and Regulations of the said Company relative thereto: Provided always, that all Goods, Wares and Merchandize, of the Produce of Countries within the *Levant Seas* imported into *Great Britain* under the Authority of this Act, shall be subject and liable to the Duties payable to the *Levant Seas* Company in like manner as if such Goods, Wares and Merchandize, had been imported into *Great Britain* directly from *Turkey*.

No Entry of
Goods permitted
till Regulations
herein specified
complied with.
43 G. 3. c. 153.

Proviso for
Duties.

VII. Provided always, and be it enacted, That all such Goods shall in pursuance of this Act be imported into the United Kingdom in any Foreign Ship or Vessel shall be subject and liable to all Duties in the same manner as they would be liable to by Law, if such Goods were of the Built of the Country of which the Goods are of Growth, Product or Manufacture.

Goods imported
in Foreign Vessels
to pay
Duties accordingly,

III. And be it further enacted, That all such Goods, Wares and Merchandize, when so imported as aforesaid, shall be liable to all Duties of Customs and Excise, and shall be subject to all Rules, Regulations and Conditions, and to all Penalties and Forfeitures for the Breach

and subject to
existing Regulations.

Breach thereof, to which they would have been liable and subject if they had been imported into *Great Britain* or *Ireland*; according to any Law or Laws in force at the time of the passing of this Act.

Exportation of Copper prohibited.

IX. And Whereas the Public Safety may require temporary Restraints upon the Exportation of Copper; Be it therefore enacted; That, from and after the passing of this Act, it shall and may be lawful for His Majesty from time to time, by Proclamation or Order in Council, and in *Ireland* for the Lord Lieutenant, or other Chief Governor or Governors, and the Privy Council of *Ireland*, by Proclamation or Order in Council, whenever it shall seem expedient, to prohibit the Exportation of all Copper capable of being converted into a Naval Store, from any Port or Place within the United Kingdom of *Great Britain* and *Ireland*, to any Port or Place within the Limits of *Europe*.

Importation of Goods in Neutral Vessels from Countries not in Amity with His Majesty, permitted.

X. And be it further enacted, That it shall be lawful by Order in Council, or by Licence to be signed by One of His Majesty's Principal Secretaries of State, under the Authority of an Order in Council for that Purpose, and in *Ireland* for the Lord Lieutenant, or other Chief Governor or Governors, and the Privy Council of *Ireland*, by Order in Council, from time to time, when and as often as the same shall be judged expedient, to permit any such Goods, Wares or Merchandize as should be specified in any such Order or Licence; to be imported from any Port or Place belonging to any Kingdom or State not in Amity with His Majesty, in Ships belonging to the Subjects of any Kingdom or State in Amity with His Majesty; any Law now in force in the United Kingdom or in *Great Britain* or *Ireland* respectively, to the contrary in any wise notwithstanding.

Continuance of Act.

XI. And be it further enacted, That this Act shall be in force until Six Weeks after the Commencement of the next Session of Parliament.

[See as to Sections 1—8. of this Act, ante, c. 8. which Act is EXP.]

C A P. CXVIII.

An Act to regulate the Clearance of Vessels, and Delivery of Coast Bonds, at Creeks and Harbours in *Great Britain*; for exempting certain Ships and Vessels from being licensed by the Commissioners of Customs (a); for authorizing Officers of the Customs to seize Spirits (b) removing without Excise Permits; and for preventing Frauds in overloading Keels and other Carriages used in conveying Coals for Exportation; or to be carried Coastwise. [28th June 1815.]

Commissioners may permit Ships from Ire.

WHEREAS it is expedient to permit the Entry Inwards and Clearance Outwards, at Creeks, Harbours and Basins of *Great Britain*, of Ships and Vessels in the *Irish* Trade, which intend to lade and discharge their Cargoes at such Creeks; 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 the Commissioners of His Majesty's Customs in *England*, at the time being, to

Four or more of them, or the Commissioners of the Customs in *Scotland*, or any Three or more of them, whenever and so long as they may deem it proper, to permit Ships or Vessels arriving from *Ireland* to enter Inwards at such Creeks, Harbours or Basins of *Great Britain*, where a principal Coast Officer or Comptroller, or other principal Officer of the Customs, shall have been appointed and stationed, and before whom it shall be lawful for the Master of any such Ship or Vessel to make Oath (which Oath they are hereby authorized and required to administer) of the Built, Burthen, Contents and Lading of such Ship or Vessel, with the particular Marks, Numbers and Contents of every Parcel of Goods on board such Ship or Vessel, instead of proceeding to the regular Custom House of the Port to which such Creeks, Harbours and Basins belong, for that Purpose; and also to do at any such Creek, Harbour or Basin, every Act, Matter and Thing, in relation thereto, conformably to the Laws in force on and immediately before the passing of this Act, under and subject to such and the like Penalties and Forfeitures as such Entries upon Oath are now by Law required to be made, openly in the Custom House, before the Collector or other Chief Officer of the Customs of the Port to which such Creeks, Harbours and Basins belong.

land to enter Creeks where Custom House Officers appointed.

Penalties.

II. And be it further enacted, That it shall be lawful for the said Commissioners respectively, whenever and so long as they may deem it proper, to permit the Masters of such Ships or Vessels as may intend to lade and clear outwards at any such Creeks, Harbours and Basins, for any Port in *Ireland*, to enter such Ships or Vessels with the principal Coast Officer and Comptroller, or other principal Officer of the Customs, instead of proceeding to the regular Custom House of the Port to which such Creeks, Harbours and Basins belong, for that Purpose; and to make Oath before them (which Oath they are hereby authorized and required to administer) to the Truth of the Content of the Lading of any such Ship or Vessel; and the Master thereof is hereby required to answer such Questions concerning such Ship or Vessel, and the Voyage on which she is about to proceed, as shall be demanded of him by the said principal Coast Officer and Comptroller, or other principal Officers of the Customs, under and subject to the like Penalties as are provided in such cases by the Laws in force on and immediately before the passing of this Act, in respect to such Oaths and Questions as are now required to be taken and answered before the Collector, or other Chief Officers of the Port to which such Creeks, Harbours or Basins belong.

And may permit Clearance of Vessels from such Creeks to *Ireland*.

Penalties.

III. And Whereas Ships and Vessels employed in the Coasting Trade of this Kingdom frequently take in their Lading at Creeks, Harbours, Basins and other Out Stations, where there are no Officers of the Customs authorized to take the Coast Bond required by Law, and great Inconvenience has arisen to the Merchants and Traders, and to the Masters of such Ships and Vessels in consequence thereof; For Remedy whereof, be it enacted, That it shall and may be lawful for the Commissioners of the Customs in *England*, or any Four of them, and the Commissioners of the Customs in *Scotland*, or any Three or more of them, whenever it shall appear to them to be necessary and proper for the Relief and Accommodation of the Coasting Trade of this Kingdom, to authorize and require any Officer or Officers of the Customs stationed at any Creek, Harbour, Basin or Out Station of *Great Britain*, at which any Goods, Wares, Merchandize

Officers of Customs to take Coast Bonds in Creeks.

chandize or Passengers, may be shipped, in order to be carried Coastwise within the same, to take the Coast Bond or Transire, or other Documents required to be given for the Clearance of such Vessels, and for the Delivery and Discharge of such Goods, Wares, Merchandize or Passengers, in the Port or Place for which the same shall have been entered, or in some other Port or Place in *Great Britain*, as the case may be; and for returning to the proper Officers of the Customs of the Port where such Bond or Transire, or other Documents, shall have been given, the Certificate or other Document which in any such case may be required to be produced to them from the Officers of the Customs of the Port, Member or Creek, Harbour or Basin, where such Goods, Wares, Merchandize and Passengers, are intended to be landed and discharged, certifying that such Goods, Wares, Merchandize and Passengers, were there landed and discharged accordingly; and every Coast Bond, or Transire, or other Documents, taken by and in the Presence of any such Officer, shall be deemed and taken to be as valid and effectual, to all Intents and Purposes, as if taken at the Custom House, by and in the Presence of the Collector and Comptroller of the Customs for the Port to which such Creek, Harbour, Basin or Out Station may belong or appertain; any thing contained in any Act or Acts of Parliament to the contrary thereof notwithstanding.

‘ IV. And Whereas it is expedient to permit the Navigation of square rigged Ships and Vessels exceeding the Burthen of Two hundred Tons, and other Ships and Vessels of fair mercantile Construction, without requiring the Owners thereof to take out Licences for that purpose from the Commissioners of His Majesty’s Customs in *England, Scotland or Ireland*;’ Be it therefore enacted, That, from and after the passing of this Act, no Licence shall be required from the Commissioners of the Customs in *England, Scotland or Ireland*, for navigating any square rigged Ship or Vessel exceeding the Burthen of Two hundred Tons by Admeasurement, nor for any Ship or Vessel the Breadth whereof is not less than in the Proportion of One Foot to every Three Feet and an Half of the Length of such Ship or Vessel, nor for any Ship or Vessel where the Difference between the Draught of Water forward and aft shall not be greater than in the Proportion of One Inch for every Foot of the Breadth thereof, such Draught of Water forward and aft being ascertained when the Ship or Vessel is light loaded or in sailing Trim, and when the Bow-sprit is run out in case such Ship or Vessel shall have a running or a sliding Bow-sprit, and no such Ship or Vessel shall be deemed liable to Seizure or Forfeiture under any Act of Parliament in force on and immediately before the passing of this Act, on Account of her Length, Built, Construction, Denomination or Description: Provided nevertheless, that if such Ship or Vessel shall be intended to be armed for Resistance, or to be navigated with any greater Number of Men than is allowed by Law in Proportion to the Number of Tons of her Admeasurement, or shall require to be licensed on any other Account; nothing in this Act contained shall exempt the Owner and Owners of every such Ship or Vessel from taking out a Licence for the Navigation thereof in the same manner as if this Act had not been made.

Licences not required from Commissioners of Customs for navigating square rigged Vessels of 200 Tons, or Vessels of Description herein mentioned.

Proviso.

Licences granted for Navigation

And the same shall be taken to be a Licence for the Navigation thereof in the same manner as if this Act had not been made.

of *England, Scotland or Ireland*, or by the Lord High Admiral, or the Lords Commissioners of the Admiralty for the time being, for the Navigation of any Ship or Vessel exempt from being licensed under the Provisions of this Act, shall be delivered up to the Collector of the Customs at the Port to which such Ship or Vessel shall belong, within the Periods hereafter mentioned; that is to say, if such Ship or Vessel was licensed for the Coasting or Fishing Trade only, such Licence shall be delivered up to the Collector of the Customs at the Port to which such Ship or Vessel shall belong, within the Period of Two Months from and after the passing of this Act; or in case the said Ship or Vessel was licensed for trading to Parts beyond the Seas, then the said Licence shall be delivered up to the Collector of the Customs at the Port to which such Ship or Vessel shall belong, within Six Months from and after the passing of this Act; or if such Ship or Vessel shall then be at Sea, such Licence may be delivered up at any time within Two Months from and after the Period of her first Arrival at any Port of *Great Britain or Ireland*, as the case may be; or in case the Licence shall have been lost or taken by the Enemy, satisfactory Proof thereof on Oath shall within the same Periods respectively be made before the Collector or Comptroller of the Port to which such Ship or Vessel shall belong, which Oath they are hereby authorized and required to administer, and in case such Licence shall not be produced and so delivered up, and no such Proof shall be made within the said Periods respectively, the Owner and Owners, and also the Master of such Ship or Vessel, shall forfeit and lose the Sum of Fifty Pounds if of the Burthen of Fifteen Tons and under the Burthen of One hundred and fifty Tons: and One hundred Pounds if of the Burthen of One hundred and Fifty Tons or upwards, to be sued for, recovered and disposed of, in like manner and by such Ways, Means and Methods, as any Penalty incurred for any Offence against the Laws of the Customs, may now be sued for, recovered and disposed of, according to the Laws in force on and immediately before the passing of this Act.

of Vessels delivered up within Periods herein mentioned.

Penalty.

VI. And Whereas by an Act made in the Thirty ninth Year of the Reign of His present Majesty, and other Acts, the Officers of Excise are empowered to seize Vessels and Boats, Horses and other Cattle and Carriages made use of in the Removal or Conveyance of Spirits, liable to Forfeiture for being removed without Permit (a), and it is expedient that the Officers of the Customs should have the like Power; Be it therefore enacted, That any Officer or Officers of His Majesty's Customs shall have the like Power to seize and prosecute any Vessel, Boat, Cart, Carriage and all other liable to Forfeiture by the recited Act, or any other Act, for being employed or used in the Removal of Spirits, without the same being accompanied with a true and lawful Permit as is granted by any Act or Acts of Parliament to any Officer or Officers of Excise.

39 G. 3. c. 78.
§ 9.

Officers of Customs empowered to seize Vessels, &c. removing Spirits, in like manner as Excise Officers.

(a) [Qu? See the Title of 39 G. 3. c. 78. by which it appears that the whole of the Act relates to Scotland.]

VII. And Whereas it is expedient that Provision should be made to prevent Frauds upon the Revenue by overloading Keels, Boats, Waggon, Barrows, Carts, Coups or other Vessels or Carriages used in the Conveyance of Coals and Culm, in order to be laden on board Ships and Vessels for Exportation to Foreign Parts, or to be carried Coastwise; Be it therefore enacted, That Keels, &c. over-

if loaded with

Coals or Culm for Exportation,

if upon Examination of any Keel, Boat, Waggon, Barrow, Cart, Coup or other Vessel or Carriage, employed in the Conveyance of Coals or Culm for the Purpose of being laden or shipped for Exportation to Parts beyond the Seas, or to be carried Coastwise, and which shall have been admeasured, weighed, numbered and marked, in the manner directed by the Laws in force on and immediately before the passing of this Act, there shall be found any greater Quantity of Coals or Culm than such Keel, Boat, Waggon, Barrow, Cart, Coup or other Vessel or Carriage, is allowed to carry or convey according to the Numbers, Nails or other Marks set thereon, whether such Number, Nails or other Marks, denote the Quantity by Weight or by Measure, every such Keel, Boat, Waggon, Barrow, Cart, Coup or other Vessel or Carriage so overloaded, shall be forfeited, and shall and may be seized by any Officer or Officers of the Customs; and such Forfeiture, after deducting the Charges of Prosecution, shall be divided, One Moiety to His Majesty, his Heirs and Successors, and the other Moiety to such Officer or Officers of the Customs as shall seize or sue for the same, in His Majesty's Court of Exchequer in England or Scotland respectively.

Forfeited.

C A P. CXIX.

An Act to enable the Trustees of Turnpike Roads to abate the Tolls on Carriages, and to allow of their carrying extra Weights in certain Cases. [28th June 1815.]

WHEREAS it might tend greatly to the Preservation of the several Turnpike Roads within that Part of the United Kingdom called England, if the Trustees acting in Execution of the several Acts for the maintaining and repairing thereof, were enabled to grant certain Privileges and Abatements of Tolls to all Waggons, Carts or other such Carriages, having the Axletrees thereof horizontal, and the Wheels thereof standing perpendicular on the Ground, with flat and level Fellies, and of particular Breadths; 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 to and for the respective Trustees, or any Seven or more of them, acting in Execution of any Act or Acts of Parliament for maintaining and repairing any Turnpike Road or Roads in that Part of the United Kingdom called England, at any of their respective Meetings to be holden in pursuance of such Act or Acts, and they are hereby authorized and empowered, by Order to be made at any such Meetings (in case they shall think it proper and expedient), to exempt from the Payment of all or any Part of the additional Tolls for every One hundred Weight of One hundred and twelve Pounds to the Hundred, which any Waggon, Cart or other such Carriage, together with the Loading thereof, shall weigh at any Weighing Engine erected or to be erected, over and above the Weights allowed to each of them respectively, by an Act made in the Thirteenth Year of the Reign of His present Majesty, intituled An Act to amend and reduce into One Act of Parliament, the general Statute now in being for regulating the Turnpike Roads in that Part of the Kingdom

Trustees of Roads empowered to exempt Carriages having Wheels of Description herein mentioned from Tolls imposed for Overweight.

13 G. 3. c. 84. § 1.

Britain called England; and for other Purposes, imposed and granted by an Act, made in the Fourteenth Year of the Reign of His present Majesty, intituled *An Act for explaining and altering an Act made in the Thirteenth Year of His present Majesty, intituled An Act to explain, amend and reduce into One Act of Parliament, the general Laws now in being for regulating the Turnpike Roads in that Part of Great Britain called England, and for other Purposes; so far as the same relates to the Payment of additional Tolls at Weighing Engines, and the Number of Horses to be used in Carriages drawn on Turnpike Roads, and for allowing certain Exemptions with respect to Weights and Payment of Toll in particular Cases*; provided such Waggon, Cart or other such Carriage, shall have the Soles or Bottoms of the Fellies of all the Wheels thereof of the Breadth of Six Inches, or of Nine Inches, or of Sixteen Inches or upwards, and be Cylindrical; that is to say, of the same Diameter on the Inside next the Carriage as on the Outside, so that when such Wheels shall be rolling on a flat or level Surface, the whole Breadth thereof shall bear equally on such flat or level Surface; and provided that the opposite Ends of the Axletrees of such Waggon, Cart or other Carriage, so far as the same shall be inserted in the respective Naves of the Wheels thereof, shall be horizontal and in the continuance of one straight Line, without forming any Angle with each other; and so that in each Pair of Wheels belonging to such Carriage, the lower Parts, when resting on the Ground, shall be at the same Distance from each other as the upper Parts of such Pair of Wheels: Provided always, that no such Exemption from such additional Tolls or Penalties for Overweight, or from any Part or Parts thereof, shall be allowed or granted for or in respect of any such Waggon, Cart or other Carriage having the Fellies of the Wheels thereof of Six Inches and upwards in Breadth, and less than Nine Inches in Breadth, notwithstanding the Wheels and Fellies thereof shall be so made, and the Axletrees thereof so formed and fixed as aforesaid, in case such Overweight shall exceed Eight hundred Weight; nor shall any such Exemption be allowed or granted for or in respect of any Waggon, Cart or other Carriage, having the Fellies of the Wheels thereof of Nine Inches and upwards in Breadth, and less than Sixteen Inches in Breadth, notwithstanding the Wheels and Fellies thereof shall be so made, and the Axletrees thereof so formed and fixed as aforesaid, in case such Overweight shall exceed Six hundred Weight; nor shall any such Exemption be allowed or granted for or in respect of any such Waggon, Cart or other Carriage, having the Fellies of the Wheels thereof of Sixteen Inches and upwards in Breadth, notwithstanding the Wheels and Fellies thereof shall be so made, and the Axletrees thereof so formed and fixed as aforesaid, in case such Overweight shall exceed Thirty hundred Weight.

Cases where
Exemption not
allowed.

II. And be it further enacted, That it shall and may be lawful to and for the respective Trustees, or any Seven or more of them, acting in Execution of any Act or Acts of Parliament for maintaining and repairing any Turnpike Road or Roads in that Part of the United Kingdom called *England*, at any of their respective Meetings to be holden in pursuance of such Act or Acts, and they are hereby authorized and empowered, in case they shall think it proper and expedient, to reduce any Part or Parts of the Toll or Tolls payable by virtue of such Act or Acts, for or in respect of each and every

Trustees may
reduce other
Tolls.

this Act, shall be prepared by the said Officer under the Direction, of such Chief Secretary; and printed Copies of such Instructions and Forms shall be transmitted by such Officer so to be appointed by such Chief Secretary, to the Clerks of the Peace and Town Clerks in every County, County of a City and County of a Town in *Ireland*, who shall distribute the same to the Chairman or Assistant Barrister in every County at large, and to the Recorder of every County of a City and County of a Town, and to the several Magistrates assembled in Sessions for the several Counties of Cities and Counties of Towns in *Ireland* respectively, and under their Direction to the several Persons to be appointed to carry this Act into effect in the several Parishes and Places in *Ireland*, in manner hereinafter mentioned; and the said Officer so to be appointed by such Chief Secretary, shall from time to time communicate with the said Clerks of the Peace and Town Clerks, and with such Chairman, Assistant Barristers, Recorders and Magistrates when necessary, in furtherance of the Purposes of this Act; and the said several Clerks of the Peace and Town Clerks shall and they are hereby required to acknowledge the Receipt of this Act, and the said Schedule of Instructions, and other Forms; and shall with all convenient Speed cause the said Act, and the said Schedule of Instructions and other Forms, to be distributed in manner directed by this Act, within their respective Limits.

III. And be it further enacted, That the several Chairmen, or Assistant Barristers of the several Counties, and the Recorders of the several Counties of Cities and Counties of Towns in *Ireland*, together with the Bench of Magistrates in such Counties, Counties of Cities and Counties of Towns respectively, upon receiving a Precept from the Chief Secretary to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* (which Precept such Chief Secretary is hereby authorized and empowered from time to time to issue, together with the Instructions for carrying the same into Effect) shall from time to time cause a Special Sessions of the Peace to be summoned and holden from time to time, for the Purposes of this Act, within their respective Counties, Counties of Cities and Counties of Towns, within such Period and at such Times as shall be named in such Precept; and shall at the First Meeting of such Special Sessions name and appoint, according to such Instructions as shall accompany the Precept of the Chief Secretary as aforesaid, in and for each Parish within such County, County of a City or County of a Town, or in and for any Barony, Half Barony, Townland, District, Division or Place within such County, County of a City or County of a Town, as to such Special Sessions shall seem fitting and practicable, One fit and proper Person, residing in each such Parish or Barony, Half Barony, Townland, District, Division or Place respectively, as they shall in their Discretion think fit to appoint, for the Purpose of taking the Account required by this Act, and shall thereupon make out a List of the several Parishes or Baronies, Half Baronies, Townlands, Districts, Divisions and Places, in and for which Persons shall be so named and appointed, and the Christian and Surname of every such Person so named and appointed, and shall transmit such List to the Officer to be appointed by the Chief Secretary as aforesaid, and having so done shall adjourn such Special Session, to such Day and Time as shall be directed and appointed by the Precept or

Magistrates on Precept of Chief Secretary, to hold Special Sessions for appointing Persons in each Parish, &c. to take Account of Population, and to make Returns to Adjournment of Sessions.

Instructions of such Chief Secretary ; and at such Adjourned Sessions such Chairman or Assistant Barrister or Recorder, and Bench of Magistrates shall proceed, according to such Instructions as they may receive for that Purpose, to order and direct every such Person so appointed to take an Account in the several Parishes, or in the several Baronies, Half Baronies, Townlands, Districts, Divisions or Places, respectively, of the several Matters and Things required by this Act, and to make a Return thereof to the said Sessions, at such Adjournment of such Sessions as shall be mentioned in such Order.

In case of Death, &c. of Person making Returns, Lord Lieutenant to appoint another.

IV. And be it further enacted, That in case any Person so to be appointed to take such Account shall happen to die without taking such Account and making such Returns as is required by this Act, for the Parish, District or Place, for which such Person shall be so appointed, or if any such Person shall be incapable of acting, or shall neglect to act in the Execution of this Act, it shall and may be lawful for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, to appoint another fit and proper Person in the Room and Stead of the Person so dying or being incapable of acting or neglecting to act, and every such Person so appointed shall in all respects perform the same Duties and have the same Powers, and be subject to the same Rules, Regulations and Penalties, as the Person originally appointed, under or by virtue of this Act ; and Notice of every such Appointment shall be given (by the Officer to be appointed by such Chief Secretary for the Purposes of this Act) to the Chairman, Assistant Barrister or Recorder of the County, County of a City or County of a Town, within which such Person shall be so appointed.

In what manner Persons appointed, shall take Account of Population in each Parish, &c.

V. And be it further enacted, That all such Persons so appointed to take the Account required by this Act, whenever they shall consider it necessary, shall and may take to their Assistance and employ the Churchwardens, Constables and other Peace Officers within each Parish, Barony, Townland, District, Division or Place respectively, as also the Sub Constables and other Persons employed in applotting and collecting the Grand Jury Assessments within the same respectively ; which said several Persons are hereby required to be aiding and assisting herein ; and all such Persons so appointed to take the Account required by this Act, in the several Parishes, Baronies, Half Baronies, Townlands, Divisions, Districts or Places respectively, shall, either by themselves, or with such Assistance as aforesaid, if they shall consider it necessary, within such time as shall be directed by such Order of Sessions as aforesaid, proceed to take an Account of the Number of Persons at that time within the Limits of the respective Parishes, Baronies, Half Baronies, Townlands, Districts, Divisions or Places, in which they shall have been so as aforesaid appointed, and to inform themselves of all Particulars relating to the Matters of which an Account is required to be given, according to the Form to be transmitted to them for that Purpose, by proceeding from House to House, and by continuing such their Examination from Day to Day, without Interruption, or negligent or wilful Delay, until the same shall have been fully completed ; and from such Information as aforesaid they shall forthwith prepare an Answer or Return, containing all Matters of which an Account is required to be given, according to the Form to be transmitted to them for that Purpose, and to send the same to the Chief Secretary for the said Purpose.

after sign the same, with their Names and ordinary Designations and Places of Abode, and shall attest the Correctness thereof on Oath before the Chairmen, or Assistant Barristers in Counties, and before the Recorders in Counties of Cities and Counties of Towns and Bench of Magistrates respectively, at the Adjournment of the said Quarter Sessions to be specially holden for that Purpose, at the Day and Time mentioned for that Purpose in the Order of the said Sessions; and the better to enable all such Persons to make such Answers or Returns as aforesaid, such Persons, and their said Assistants and Persons by them employed, are hereby authorized and empowered to ask all such Questions of all Persons within the respective Parishes, Baronies, Half Baronies, Townlands, Districts, Divisions and Places, in which they shall take the Accounts required by this Act, respecting themselves, and the Number, Age and Occupation of the Persons constituting their respective Families, as shall be necessary for stating the Particulars required to be stated concerning them, in the Answers and Returns aforesaid; and that 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, on Proof thereof being made before any Justice of the Peace of the County in which such Persons shall reside, on the Oath of One or more credible Witness or Witnesses, forfeit a Sum not exceeding Five Pounds nor less than Forty Shillings, at the Discretion of the said Justice before whom the Complaint thereof shall have been so made.

Refusing, &c. to answer, &c.

Penalty.

VI. And be it further enacted, That the several original Accounts so taken in Writing, and attested as aforesaid by the Persons so appointed as aforesaid, together with all Answers and Returns prepared thereupon, shall be from time to time transmitted by the Chairman or Assistant Barristers of Counties, and Recorders of Counties of Cities and Counties of Towns within One Calendar Month after the Receipt of the same, to the Office of the Chief Secretary of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, a Copy thereof having been previously made by the several Clerks of the Peace of the Counties, and Town Clerks of the Counties of Cities and Counties of Towns, wherein they were respectively taken, and lodged among the County Records; and which Copies such Clerks of the Peace and Town Clerks are hereby strictly required and enjoined to make or cause to be made, and safely to keep and preserve in their respective Offices, and to deliver over to their Successors in Office respectively; and that such Accounts, Answers and Returns so transmitted to the Office of such Chief Secretary, shall be digested and reduced into order by such Officer as such Chief Secretary shall from time to time appoint for the Purpose; and that an Abstract thereof shall be from time to time laid before both Houses of Parliament.

Accounts and Returns transmitted to Chief Secretary, and Abstract prepared and laid before Parliament every Session.

VII. And be it further enacted, That in all cases wherein Returns shall not be made in pursuance of any Precept from the Chief Secretary of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* pursuant to the Provisions of this Act, or where it shall appear that the Returns made are defective or inaccurate, and whenever it shall seem expedient to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, that Returns should be made under this Act, it shall and may be

In case of Neglect or Deficiency of Returns, &c. Chief Secretary may direct Precept for new Returns.

required of them respectively in this Act, shall, for every such wilful Neglect, Default or Falsification, forfeit a Sum not exceeding Five Pounds nor less than Forty Shillings, at the Discretion of any Justice of the Peace within his Jurisdiction, before whom such Person shall be convicted of such Offence, on the Oath of One or more credible Witness or Witnesses; and 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 Charges of such Distress and Sale shall be deducted; and in case such 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 shall be paid One Moiety to the Informer, and the other Moiety to the Collector of Excise for the District wherein the said Offence shall be committed, to be by him applied in Aid of the Expenditure incurred by reason of this Act.

Penalty.

Penalties, &c.
how recovered,
&c.

Imprisonment.

C A P. CXXI.

An Act to amend and explain an Act passed in the Fifty fourth Year of His present Majesty, for maintaining and keeping in Repair certain Roads and Bridges made in Scotland for the Purpose of Military Communication; and for making more effectual Provision for maintaining and repairing Roads made and Bridges built in Scotland, under the Authority of the Parliamentary Commissioners for Highland Roads and Bridges.

[28th June 1815.]

WHEREAS an Act passed in the Fifty fourth Year of the Reign of His present Majesty, intituled *An Act for maintaining and keeping in Repair certain Roads and Bridges made in Scotland for the Purpose of Military Communication; and for making more effectual Provision for maintaining and repairing Roads made and Bridges built in Scotland, under the Authority of the Parliamentary Commissioners for Highland Roads and Bridges*, which requires to be amended and explained in some Respects; 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 place of levying Three Fourths of the Money expended in repairing and keeping in Repair the Roads and Bridges in any County described in the said recited Act in the manner therein directed, it shall and may be lawful for the Freeholders of any County, excepting the County of *Inverness*, at the ensuing *Michaelmas* Head Court, or at any Meeting of the Freeholders and Commissioners of Supply, which shall be held in any County for this special Purpose within Two Months thereafter, to order and direct the way and manner in which such Assessment shall and may be made and levied during the Continuance of the said recited Act, in such County, in each and every Year, either separately or along with any other

54 G. 3. c. 104.

Mode of levying
Assessment de-
termined by
Michaelmas
Head Court.

Provido.

other Assessment in such County: Provided always, that any Assessment for the Purposes of the said recited Act shall be borne and defrayed by the several Counties of *Inverness*, *Ross*, *Sutherland* and *Caithness* respectively, and not by any particular District or District within such Counties.

Order transmitted to Commissioners of Supply, for Guidance.

II. And be it enacted, That a Copy of the Order thereupon to be made, signed by the Preses of such *Michaelmas* Head Court or Meeting, shall be forthwith transmitted to the Clerk of the Commissioners of Supply of such County, and the same shall be laid by the Clerk of Supply before the First Meeting of the Commissioners of Supply which shall be held thereafter; and from and after the Receipt of such Order, the Commissioners of Supply of such County are hereby directed to proceed accordingly.

Provido in case no Order made.

III. Provided always, and be it enacted, That unless and until such Order shall have been made and transmitted as herein directed, the Commissioners of Supply shall make the Assessment in the manner directed by the said recited Act.

Assessment when made.

IV. Provided also, and be it enacted, That in case such Order shall be transmitted to the Clerk of Supply of any County before an Assessment shall have been made, in the manner directed by the said recited Act, for the Year One thousand eight hundred and fourteen, it shall and may be lawful for the Commissioners of Supply of any County to assemble, upon Twenty Days' Notice from their Clerk, which he is required to give, for the Purpose of making an Assessment, or otherwise providing the Sum due for the Year One thousand eight hundred and fourteen, in the way and manner directed in such Order; provided that Six Months' Interest, at the Rate of Five Pounds *per Centum per Annum*, be added to the Amount of the Sum due, and be therewith transmitted to the said Parliamentary Commissioners, or their Agent at *Edinburgh*, in manner directed by the said recited Act.

Burghs assessed with County.

V. And be it enacted, That every Royal Burgh and Burgh of Regality shall be assessed with the County in which it is situated for the Purposes of the said recited Act; provided nevertheless, that in making such Assessments regard shall be had to an Act passed in the Forty fifth Year of the Reign of His present Majesty, intituled *An Act for assessing the Proprietors of Lands in the County of Ross, and such Parts of the Counties of Cromarty and Nairn as lie in the said County of Ross, towards the Expence of making and supporting such Roads and Bridges therein as shall be approved of by the Commissioners appointed by an Act passed in the Forty third Year of His present Majesty, for making Roads and building Bridges in the Highlands of Scotland*; also, to an Act passed in the Forty fourth Year of the Reign of His present Majesty, intituled *An Act for assessing the Proprietors of Lands in the County of Inverness, towards the Expence of making and supporting such Roads and Bridges therein as shall be approved of by the Commissioners appointed by an Act of the last Session of Parliament for making Roads and building Bridges in the Highlands of Scotland*; and also, to an Act passed in the Forty eighth Year of the Reign of His present Majesty, intituled *An Act for continuing, altering and enlarging the Powers of so much of an Act of His present Majesty as relates to making effectual the Statute Labour in the Shire of Inverness, and levying a Contribution of Money in lieu thereof, and otherwise regulating, making and repairing Highways and Bridges*

45 G. 3. c. xl.

44 G. 3. c. lxxv.

48 G. 3. c. cv.

Bridges in the said Shire; and all Parishes and Parts of Parishes, and Places, and Lands, and Estates, mentioned in the said Three recited Acts shall be assessed for the Purposes of the said recited Act passed in the Fifty fourth Year of the Reign of His present Majesty, in the same manner that such Parishes, Parts of Parishes, Places, Lands and Estates are directed to be assessed for the Purposes of the said Three recited Acts.

54 G. 3. c. 104.

Proportion of Assessment raised.

VI. Provided always, and be it enacted, That the due Proportion of the Money expended in the repairing the Roads and Bridges described in the said recited Act, shall be raised in every Year in every County in which an Assessment is directed to be made by the said recited Act, and shall be transmitted to the said Parliamentary Commissioners, or their Agent at *Edinburgh*, as therein required.

VII. And Whereas it is provided by the said recited Act, that the Sum of Assessment to be levied in any Year in any County, shall not be higher than the Rate of Three Half-pennies in the Pound upon the Rents and Profits assessed to the Property Tax in such County, under Schedule (A.) of an Act passed in the Forty sixth Year of the Reign 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 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 Commissioners of Supply of any County are empowered to appoint a fit Person to be a Surveyor and Clerks, or other Officers, as they shall think necessary for the due Execution of the said recited Act, with such Salaries or Allowances as the said Commissioners of Supply shall think fit: And Whereas in Counties where the Assessment amounts to the Sum of Three Half-pennies in the Pound upon the Rents and Profits assessed to the Property Tax as aforesaid, the Expence of such Surveyors, Clerks and Officers, is thus thrown upon the said Parliamentary Commissioners, contrary to the true Intent and Meaning of the said recited Act; Be it therefore enacted, That the Salaries and Allowances of such Surveyors, Clerks and Officers, shall in all cases be borne and defrayed by the County or Counties in which they are appointed respectively, except in so far as the Commissioners appointed for the Purposes of the said recited Act shall think fit to permit.*

54 G. 3. c. 104. § 11.

Salaries, &c. of Surveyors, &c. paid by Counties.

VIII. And be it enacted, That the said recited Act shall have Effect and remain in force in all respects, except in so far as regards the Alterations made by this present Act.

54 G. 3. c. 104. in force.

C A P. CXXII.

An Act to amend an Act of the Fifty third Year of His present Majesty, for vesting in His Majesty certain Parts of *Windsor Forest*, in the County of *Berks*; and for inclosing the Open Commonable Lands within the said Forest.

[28th June 1815.]

53 G. 3. c. 158.

‘ **W**HEREAS an Act passed in the Fifty third Year of the Reign of His present Majesty, intituled *An Act for vesting in His Majesty certain Parts of Windsor Forest, in the County of Berks; and for inclosing the Open Commonable Lands within the said Forest*; and some of the Provisions of the said Act require to be 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 it shall be lawful for His Majesty, his Heirs and Successors, and all and every Person and Persons entitled to any Timber or other Trees standing and being on any of the Waste Lands intended to be inclosed by the said recited Act, at any time within the Period of Twelve Calendar Months after the Date of the Award directed by the said Act to be made by *John Nash* and *John Davis*, Commissioners named and appointed in and by the said recited Act, or their Successors, instead of within the Space of Two Years from the passing of the said Act, as in the said Act is directed, to fell, cut down, grub up, remove, sell and dispose of such Timber and other Trees; any thing in the said Act to the contrary notwithstanding: Provided always, and the said *John Nash* and *John Davis*, and their Successors, are hereby required and directed to make and execute their said Award within the Space of Twelve Calendar Months from and after the passing of this Act, in the same Manner and Form and under the like Regulations in all respects as in the said recited Act is directed.

Trees cut down
within 12
Months after
Date of Award
under

53 G. 3. c. 158.
§ 10.

Proviso.

53 G. 3. c. 158.
§ 43.

‘ II. And Whereas it would greatly tend to the Improvement of the Estates and Property belonging to His Majesty, within the Limits of the said Forest, in His private Capacity, if the Powers in the said recited Act contained, in relation to the Sale or Exchanges of Allotments made to His Majesty in Right of such Estates, were extended to all such Estates and Property;’ Be it therefore enacted, That all the Powers and Authorities, Provisions and Regulations in the said recited Act contained, for authorizing the Commissioners therein mentioned and named and appointed by the said therein recited Act of the Fifty second Year of the Reign of His present Majesty, to sell or exchange any Allotment or Allotments of Waste Land made to His Majesty under the said recited Act of the Fifty third Year aforesaid, shall extend and be construed to extend to authorize, empower and enable the said last mentioned Commissioners to sell or exchange all or any of the Messuages, Cottages, Timber, Orchards, Lands, Tenements or Hereditaments whatsoever, belonging to His Majesty, within the Limits and Boundaries of the said Forest as His Majesty’s Private Property, in case the said Commissioners shall deem any such Sales or Exchanges to be expedient and beneficial to the Estate of His Majesty; and shall be lawful for the said Commissioners to make any such Sales or Exchanges

His Majesty’s
Private Estates
within Forest
sold or ex-
changed.

changes under the Powers, Authorities and Regulations in the said Act contained in relation to Allotments, in like manner in every respect as if such Powers, Authorities and Regulations were hereby repeated and re-enacted, and as fully and effectually to all Intents and Purposes as if such Messuages, Cottages, Timber, Lands, Tenements and Hereditaments had been included in the said recited Act; and the said Act and this Act shall for that Purpose be construed together as One Act.

Construed as one Act.

III. And Whereas it hath been found that the specific Allotments required and directed by the said Act of the Fifty third Year of the Reign of His present Majesty to be given to His Majesty, do in some Parishes exceed the proportionate Share of Nine Thirty Seconds intended to be given to His Majesty under the same Act, as far as relates to the Waste in such Parishes, and no Provision is contained in the said Act for making Compensation to such Parishes; Be it therefore enacted, That it shall be lawful for the said *John Nash* and *John Davis*, and their Successors, and they are hereby required to ascertain the Amount and Value of such Excess in every such Parish as aforesaid, and the respective Amounts of the Value of such Excess shall thereupon be paid to the respective Parishes entitled thereto, out of any Money to be raised under the Provisions of the said last mentioned Act, by the Sale of any Lands authorized by the said Act to be sold for the Payment of the Expences of inclosing the Lands and Allotments which are by the said Act given to or may be awarded to His Majesty; and it shall be lawful for His Majesty's Commissioner in all such cases to mark out for Sale any additional Quantity of such Lands for the Purpose of raising the Amount of such Compensation to such Parishes respectively as aforesaid; and the Amount of the Value of every such Excess in each Parish shall be paid to the Commissioner or Commissioners under the said Act for the Parish for which the Compensation shall be given, and shall by such Commissioner or Commissioners respectively be applied in the Payment of any Expences already incurred or which may hereafter be incurred in the Execution of the said Act in such Parish by the said Commissioners respectively in the respective Parishes, or their Clerks, or any Surveyors or Assitants, or in any other Costs or Charges incident to or incurred in the Execution of the said Act, and the Overplus, if any, shall be divided among the Proprietors of Estates in the Parish for which the Compensation is paid, in Proportion to their several legal Rights of Common therein, and shall be included in the Award of the Commissioner or Commissioners of such respective Parishes: Provided always, that the Sale of all Lands for the Purposes aforesaid shall be made in such Manner and Form and under such Regulations in all respects as are mentioned and prescribed in and by the said Act of the Fifty second Year of the Reign of His present Majesty, and of the said recited Act respectively, or as near thereto as the circumstances of any Sales to be made in pursuance of this Act will admit.

53 G. 3. c. 158. § 1, 2.

Compensation made to Parishes where Allotments exceed proportionate Share belonging to His Majesty.

Proviso

52 G. 3. c. 8.

53 G. 3. c. 152. § 2.

IV. And Whereas it is enacted by the said recited Act of the Fifty third Year of the Reign of His present Majesty that certain Parts of the Waste of the said Forest therein particularly mentioned and described should be allotted to His Majesty; and it is expedient that Power should be given to inclose the said several Allotments, and such other Allotments to be made to His Majesty as may

Allotments to
His Majesty in-
closed before
Award made.

‘ may adjoin or be contiguous thereto, previous to the Execution
‘ the Award to be made by the said *John Nash* and *John Davis*,
‘ their Successors, as by the said recited Act is directed;’ Be
therefore enacted, That when the said Allotments so directed to
made to His Majesty by the said last mentioned Act, and such other
Allotment or Allotments as may adjoin or be contiguous thereto
shall have been made and set out to and for His Majesty, it shall
may be lawful for the Commissioners of His Majesty’s Woods, Forests
and Land Revenues, by and with the Consent and Approbation of
the Lords Commissioners of His Majesty’s Treasury for the time
being, immediately or at any time thereafter to inclose from time to
time the said several Allotments, and to continue the same so in-
closed, freed and discharged of and from all Common Rights of what
nature or kind soever, although the said *John Nash* and *John Davis*
or their Successors may not have made or executed their said Award
in relation thereto at the respective Periods when such Inclosures
shall be so made.

C A P. CXXIII.

54 G. 3. c. 43. An Act for making Compensation for Lands and Hereditaments taken for erecting Works at and near *Portsmouth* and *Hilsea*, in the County of *Southampton*, in pursuance of an Act made in the last Session of Parliament.

[28th June 1815.]

C A P. CXXIV.

An Act for raising the Sum of Thirty six Millions by way of Annuities.

[28th June 1815.]

[See ante, c. 74. post. c. 169.]

C A P. CXXV.

An Act to amend an Act of His late Majesty King *George* the Second, for the Relief of the Out Pensioners of the Royal Hospital at *Chelsea*.

[29th June 1815.]

28 G. 2. c. 1.

‘ **W**HEREAS an Act was passed in the Twenty eighth Year
‘ of the Reign of His late Majesty King *George* the Second,
‘ intituled *An Act for the Relief of the Out Pensioners of the Royal*
‘ *Hospital at Chelsea*: And Whereas the Payment in Advance to
‘ Out Pensioners under the said recited Act has, through the Im-
‘ providence of such Pensioners, been found to produce great Incon-
‘ venience, and it is therefore expedient that the said Act should be
‘ amended in relation to such Payments;’ 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 requires that Payments shall
‘ be made to Out Pensioners of the remaining Number of Days of the
‘ current Half Year upon Admission and thereafter in Advance in
‘ Half-yearly Payments, shall be and the same is hereby repealed.

§ 2. in part
repealed.

Commissioners
to make Regu-
lations for Pay-

II. And be it further enacted, That from and after the Fourth Day of June One thousand eight hundred and fifteen, it shall be lawful for the Commissioners of the said Hospital to make such

Regulation in relation to the Payment in Advance to Out Pensioners, upon their first Admission on the Pension List, of any of such Proportions of their Pensions at the time of Admission as the said Commissioners shall see fit, and for the Payment of the Residue of such Pensions for the current Quarter upon the Arrival of Pensioners at their Places of Residence, as shall in the Judgment of the said Commissioners appear best adapted to prevent the improvident Expenditure of such Pensions, and the consequent Distress of such Pensioners; and the said Commissioners are hereby further authorized and directed to make all subsequent Payments of such Pensions by Quarterly Payments in Advance instead of by Half-yearly Payments; any thing in the said Act contained to the contrary notwithstanding.

ments in Advance to Out Pensioners on Admission, and for Payment of Residue on Arrival at Residence.

Paid Quarterly.

[See as to Relief of Out Pensioners of Kilmainham Hospital, *post. c. 136.*]

C A P. CXXVI.

An Act to authorize the allowing to Foreign Officers, Allowances equivalent in Amount to the Half Pay given to British Officers under the like Circumstances. [29th June 1815.]

WHEREAS an Act passed in the Thirty fourth Year of the Reign of His present Majesty, intituled *An Act to enable Subjects of France to enlist as Soldiers in Regiments to serve on the Continent of Europe, and in certain other Places, and to enable His Majesty to grant Commissions to Subjects of France to serve and receive Pay as Officers in such Regiments, or as Engineers, under certain Restrictions*: And Whereas another Act passed in the fourth Year of the Reign of His present Majesty, intituled *An Act for enabling Subjects of Foreign States to enlist as Soldiers in His Majesty's Service; and for enabling His Majesty to grant Commissions to Subjects of Foreign States to serve as Officers, or as Engineers, under certain Restrictions; and to indemnify all Persons who may have advised His Majesty to enlist any such Soldiers, or grant any such Commissions as aforesaid*: And Whereas an Act passed in the forty sixth Year of the Reign of His present Majesty, intituled *An Act to extend the Provisions of an Act, passed in the forty fourth Year of the Reign of His present Majesty, for enabling Subjects of Foreign States to enlist as Soldiers in His Majesty's Service; and to indemnify those who have advised His Majesty to land such Soldiers in this Kingdom*: And Whereas another Act passed in the fifty second Year of the Reign of His present Majesty, intituled *An Act to extend the Provisions of an Act of the last Session of Parliament, relating to the Half Pay and Allowance of Officers retiring from Service; and to authorize the allowing to Foreign Officers wounded, the like Pensions and Allowances as are given to British Officers under the like Circumstances*: And Whereas the said recited Acts of the forty fourth and forty sixth Years aforesaid, have been extended and amended by an Act (a) passed in this Session of Parliament: And Whereas it is just and expedient that Provision should be made for authorizing the granting to Foreign Officers, serving or who have served under any of the Provisions of the said Acts, Allowances equal in amount to the Half Pay of British Officers in His Majesty's Service under the like circumstances; May it therefore please your

34 G. 3. c. 43.

44 G. 3. c. 75.

46 G. 3. c. 23.

52 G. 3. c. 151.

(a) [Ante, c. 85. § 1.]

Majesty

Half Pay to
Foreign Officers.

Majesty that it may be enacted; and be it enacted by The King, 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, from time to time, to allow to any Foreign Officers in His Service, serving under any of the Provisions of the said recited Acts, upon the Reduction of their Corps, or the Expiration of the Period for which their Corps engaged to serve, Allowance equal in amount to the Half Pay of *British* Officers of like Rank in His Majesty's Service, and payable in the like manner and under similar Circumstances and Restrictions as Half Pay is or may be allowed and granted to any Officers in His Majesty's Service by any Law or Regulation now in force, or which may be hereafter made and established in relation to the Half Pay of Officers who have held Commissions in His Majesty's Service; any thing in the said recited Acts, or any other Act or Acts of Parliament, to the contrary notwithstanding.

Allowances already made, valid.

II. And be it further enacted, That all such Allowances as may have been already granted by His Majesty to any such Foreign Officers upon the Disbanding or Reduction of any such Regiment, Battalion or Corps, or under such and the like circumstances as would have entitled any *British* Officers to Half Pay, shall be deemed and taken to be well and effectually granted, and shall be paid in like manner, in every respect, as if the same had been granted after the passing and under the Provisions of this Act; any thing in any Act or Acts of Parliament to the contrary notwithstanding.

C A P. CXXXVII.

An Act to repeal an Act of the Fifty third Year of His present Majesty, for preventing the Embezzlement of Stores; and to extend the Provisions of the several Acts relating to His Majesty's Naval, Ordnance and Victualling Stores, to all other Public Stores.

[29th June 1815.]

[9 * 10 W. 3.
c. 41. § 1, 2, 4,
5, 8.

9 G. 1. c. 8.
§ 3, 4.

17 G. 2. c. 40.
§ 10.

WHEREAS by an Act passed in the Ninth and Tenth Year of the Reign of King William the Third, intituled *An Act for the better preventing the Embezzlement of His Majesty's Stores of War; and preventing Cheats, Frauds and Abuses in paying Seamen's Wages*; and by another Act passed in the Ninth Year of the Reign of King George the First, intituled *An Act for continuing some Laws, and reviving others therein mentioned; for exempting Apothecaries from serving Parish and Ward Offices, and upon Juries and relating to Jurors; and to the Payment of Seamen's Wages; and the Preservation of Naval Stores of War; and concerning the Militia and Trophy Money; and against clandestine Running of unaccustomed Goods, and for the more effectual preventing Frauds relating to the Customs, and Frauds in mixing Silk with Stuff to be exported*; and by another Act passed in the Seventeenth Year of the Reign of King George the Second, intituled *An Act to continue the several Laws therein mentioned for preventing Theft and Rapine on the Northern Borders of England; for the more effectual punishing wicked and evil disposed Persons going armed in Disguise, and doing Injuries and Violences to the Persons and Properties of His Majesty's Subjects, and for the more speedy bringing the Offenders to Justice*; for

for continuing Two Clauses to prevent the cutting or breaking down the Bank of any River, or Sea Bank, and to prevent the malicious cutting Hopbinds; and for the more effectual Punishment of Persons maliciously setting on Fire any Mine, Pit or Delph of Coal, or Cannel Coal; and of Persons unlawfully hunting or taking any Red or Fallow Deer in Forests or Chases, or beating or wounding the Keepers or other Officers in Forests, Chases or Parks; and for granting a Liberty to carry Sugars of the Growth, Produce or Manufacture of any of His Majesty's Sugar Colonies in America, from the said Colonies directly to Foreign Parts in Ships built in Great Britain, and navigated according to Law; and to explain Two Acts relating to the Prosecution of Offenders for embezzling Naval Stores, or Stores of War; and to prevent the retailing of Wine within either of the Universities in that Part of Great Britain called England without Licence; and by another Act, passed in the Fortieth Year of the Reign of His present Majesty, intituled *An Act for the better preventing the Embezzlement of His Majesty's Naval, Ordnance and Victualling Stores*; divers Provisions were made for preventing the Embezzlement of His Majesty's Naval, Ordnance and Victualling Stores: And Whereas by another Act passed in the Fifty second Year of the Reign of His present Majesty, intituled *An Act for extending the Lawes for preventing the Embezzlement of His Majesty's Naval, Ordnance and Victualling Stores to Ireland*, the said recited Acts, so far as the same severally relate to His Majesty's Naval, Ordnance and Victualling Stores therein respectively mentioned, were extended to Ireland: And Whereas by another Act passed in the Fifty third Year of the Reign of His present Majesty, intituled *An Act to extend the Provisions of an Act of the Ninth and Tenth Year of King William the Third, for preventing the Embezzlement of Stores of War to all Public Stores*: it was enacted, that the said recited Act of the Ninth and Tenth Year of King William the Third should extend to all Public Stores whatsoever: And Whereas by reason of divers Omissions and Imperfections in the said recited Act of the Fifty third Year of the Reign of His present Majesty, it is expedient that the same should be repealed, and such further Provisions made in lieu thereof as 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, from and after the passing of this Act, the said recited Act of the Fifty third Year of the Reign of His present Majesty shall be and the same is hereby repealed, to all Intents and Purposes whatsoever, except as to any Offence or Offences which may have been committed against the said last mentioned Act and the Prosecution and Punishment of any Person or Persons for the same.

11. And be it further enacted, That, from and after the passing of this Act, not only the said recited Act of the Ninth and Tenth Year of the Reign of King William the Third, but also the said several other Acts of the Ninth Year of the Reign of King George the First, the Seventeenth Year of the Reign of King George the Second and the Fortieth Year of the Reign of His present Majesty, hereinbefore recited, so far as the same severally relate to His Majesty's Naval, Ordnance and Victualling Stores therein respectively

55 Geo. III.

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37 & 40 G. 3.
c. 29.

52 G. 3. c. 12.

53 G. 3. c. 126.]

53 G. 3. c. 126.
repealed.9 & 10 W. 3.
c. 41. § 1, 2, 4,
5 & 8.
9 G. 1. c. 8.
§ 3. 4.
17 G. 2. c. 40.
§ 10.
39 & 40 G. 3.
c. 29.

to extend to all Public Stores, and to all Persons intermeddling therewith not authorized.

9 & 10 W. 3.
c. 41. § 2.
39 & 40 G. 3.
c. 89. § 25.

ively mentioned, and all the Pains, Penalties, Forfeitures, Regulations, Restrictions, Powers, Provisions, Clauses, Matters and Things therein respectively contained, relating to His Majesty's Naval, Ordnance and Victualling Stores therein respectively mentioned, shall extend and be construed to extend to all Public Stores whatsoever under the Care, Superintendance or Controul of any Officer or Person in the Service of His Majesty, his Heirs or Successors, or employed in any Public Department or Office, either marked with the Marks or any of them in the said recited A&ts or any of them specified, or with the Broad Arrow, and the Letters B. O., or with a Crown and the Broad Arrow, or with His Majesty's Arms, or with the Letters G. R., to denote the Property of His Majesty, his Heirs or Successors, therein, and to all and every Person and Persons, not authorized by the proper Officer or Officers, Person or Persons in His Majesty's Service, in that behalf so to do, using any such Marks or making any Goods marked with such Marks, or any of them, and to all and every Person and Persons in whose Custody, Possession or Keeping any such Public Stores so marked as aforesaid shall be found, or who shall willingly or knowingly receive or have in his, her or their Custody, Possession or Keeping, or who shall conceal any such Public Stores so marked as aforesaid, unless such Person or Persons shall upon his, her or their Trial produce a Certificate or Certificates under the Hand or Hands of the proper Officer or Officers, Persons or Person in His Majesty's Service authorized to grant the same, of such and the like nature as the Certificate in the said recited A&ts of the Ninth and Tenth Year of the Reign of King *William* the Third, and Fortieth Year of the Reign of His present Majesty mentioned, and to all and every Person and Persons who shall wilfully and fraudulently destroy, beat out, take out, cut out, deface, obliterate or erase, wholly or in part, any of the said Marks, or cause, procure, employ or direct any other Persons or Person so to do, for the Purpose of concealing the Property of His Majesty, his Heirs or Successors, therein, as fully and effectually, to all Intents and Purposes, as if all the same several Pains, Penalties, Forfeitures, Regulations, Restrictions, Powers, Provisions, Clauses, Matters and Things, in the said several A&ts contained, so far as the same severally relate to His Majesty's Naval, Ordnance and Victualling Stores, and the punishment of Persons offending in manner therein mentioned, were herein and hereby severally repeated and re-enacted in respect to all other Public Stores whatsoever.

C A P. CXXVIII.

An Act to enable His Majesty to acquire Ground necessary for Signal and Telegraph Stations. [29th June 1815.]

‘ **W**HEREAS it is expedient that His Majesty should be enabled from time to time to procure and take, or purchase, either for a Time or Term of Years, or in Fee, as Occasion shall require, all such Lands or Hereditaments as are, shall or may be wanted for the Purposes of Signal or Telegraph Stations, and making, preserving and maintaining a free and uninterrupted Communication between the respective Signals or Telegraphs erected or to be erected thereon, and of preventing and removing any Obstructions thereto, either by Buildings, Trees, or in any other manner,

'manner, together also with all necessary Ways unto and 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 it shall be lawful for the Lord High Admiral, or any 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, from time to time, by any Writing under their Hands, to authorize any Person or Persons to survey and mark out any Lands or Hereditaments which are, shall or may be wanted for the Purposes aforesaid, or any or either of them, and to treat and agree with the Owner or Owners thereof, or any Person or Persons interested therein, either for the absolute Purchase thereof for the Public Service or for the Possession thereof, for such Time or Term of Years as the Public Service shall require.

Admiralty may authorize Persons to survey, &c. Lands for Signal or Telegraph Stations.

II. And be it further enacted, That in case any Obstruction should arise, grow or be occasioned, or should be intended to be made between any Two Signal or Telegraph Stations, so as to impede the free Communication between the said Stations, it shall be lawful for the Lords Commissioners of the Admiralty to agree for the Removal or Prevention of such Obstructions in the same manner and under the same Powers and Provisions, as are hereinafter provided for the Acquisition of the Lands or Grounds necessary for the Erection of the said Signal or Telegraph Stations.

Obstructions removed.

III. And be it further enacted, That it shall be lawful for all Bodies Politic or Corporate, Ecclesiastical or Civil, and all Feoffees or Trustees for Charitable or other Public Purposes, and for all Tenants for Life and Tenants in Tail, and for the Husbands, Guardians, Trustees, Committees, Curators or Attornies of such of the Owners or Proprietors of or Persons interested in any such Lands, or Hereditaments required for such Public Service as shall be Femes Covert, Infants, Lunatics, Idiots or Persons beyond the Seas, or otherwise incapable of acting for themselves, to contract and agree with such Person or Persons authorized as aforesaid, either for the absolute Sale of such Lands or Hereditaments, or for the Grant of any Lease either for any Term of Years certain therein, or for such Periods as the Public Service shall require, and to convey, surrender, demise or grant the same unto the said Lords Commissioners of the Admiralty, in Trust for His Majesty, his Heirs and Successors, accordingly; and all such Contracts, Sales, Conveyances, Surrenders, Leases and Agreements, shall be valid and effectual in Law, to all Intents and Purposes whatsoever.

Bodies Politic, &c. may contract for Sale of Premises.

IV. And be it further enacted, That in case any such Bodies or other Persons hereby authorized to contract on behalf of themselves or others as aforesaid, or any other Person or Persons interested in any such Lands or Hereditaments which shall be so marked out and conveyed for the Public Service, shall for the Space of Fourteen Days next after Notice in Writing, subscribed by such Person or Persons authorized as aforesaid, shall have been given to the principal Officer of any such Body, or to such other Persons hereby authorized to contract on behalf of others or interested themselves as aforesaid, or left at his, her or their usual Place of Abode, refuse or decline to treat or agree, or by reason of Absence shall be prevented from

Persons refusing to sell or to accept Consideration offered, Two Justices, &c. may put His Majesty's Officers into Possession, and Jury summoned, who shall find Compensation.

Jury shall be returned into the said Courts of Exchequer respectively ; and if it shall appear to the said Courts to be proper, a Suggestion shall be entered on such Proceedings as aforesaid, and a Writ shall thereupon by Rule of such Court or Order of any Judge of such Court be directed to the Sheriff of the County where such Lands or Hereditaments shall lie, or if the same shall lie in Two Counties, to the Sheriff of either of such Counties, to summon either a Common or Special Jury, according to the Application that shall have been made on that behalf, and as the Court or as such Judge shall allow, and who shall respectively be qualified according to Law, to appear before the said Justice or Justices of Assize or *Nisi Prius* of that County at the next Assizes or Sittings of *Nisi Prius*, if the same shall not happen sooner than Twenty one Days after such Suggestion, otherwise at the next succeeding Assizes or Sittings ; and the Compensation to be paid either for the absolute Purchase or for the Possession or Use of such Lands or Hereditaments, as the case shall be, shall at such Assizes or Sittings be ascertained by such Jury, in like manner as any Damages may be enquired of upon any Inquisition or Enquiry of Damages by any Jury before any Judge of Assize or *Nisi Prius*, and the Verdict of such Jury shall be returned to the said Court of Exchequer, and shall be final and conclusive ; and in *Scotland*, if it shall appear proper to the said Court of Session or Lord Ordinary upon such Application so to do, the said Court or Lord Ordinary shall order and direct the Sheriff of the County where such Lands or Hereditaments shall lie, or if the same shall lie in Two Counties, the Sheriff of either of such Counties, to summon another Jury in the manner in which Juries are summoned in *Scotland*, properly qualified according to Law, to appear before the Lords or Lord of Justiciary at the next Circuit, if the same shall not happen sooner than Twenty one Days after such Application, otherwise at the next succeeding Circuit ; and the Compensation as aforesaid for the Lands or Hereditaments, as the case may be, shall at such Circuit be ascertained by a Jury drawn from the Jury summoned as aforesaid, in such manner as Juries are drawn in *Scotland*, under the Direction of the said Lords or Lord of Justiciary as aforesaid, and the Verdict of such last mentioned Juries shall be final and conclusive, without being subject to Review or Challenge of any Kind, unless the Court that shall have allowed such Enquiry shall think fit, on any Application made within Four Days after the Commencement of the succeeding Term or Session, if in *Scotland*, to order any new Trial relation thereto.

VI. Provided always, and be it further enacted, That it shall be lawful for any Jury impannelled before any Justice of the Peace, Magistrate, or Deputy Lieutenant or Deputy Governor, or before any Judge of Assize or *Nisi Prius*, to ascertain the Compensation to be paid for any Lands or Hereditaments under this Act, and such Juries are hereby required to ascertain and settle the Proportion to be paid out of such Compensation to any Person or Persons having any Interest as Lessees or Tenants at Will or otherwise, in any such Lands or Hereditaments, and the Proportion to be paid out of such Compensation shall be returned on the Verdict : Provided also, that in any such Enquiry before any Judge of Assize or *Nisi Prius*, the Lords or Lord of Justiciary, shall be had on the Application of such Lessee or Tenant at Will, or other Person having any inferior

Jury in ascertaining Compensation for Premises to settle Proportion to be paid Lessees, &c.

Provide.

inferior Interest in any such Lands or Hereditaments, who may have been dissatisfied with the Proportion of Compensation settled by the Jury to be paid in respect of such Interest, it shall not be lawful for the Jury in any such case to alter the Amount of the entire Compensation awarded by any former Verdict to be paid for such Land or Hereditaments, but only the Proportion thereof to be paid to the Person or Persons having separate Interest therein; and it shall not be lawful for any Jury on any Enquiry had before any Judge of Assize or *Nisi Prius* or Lords or Lord of Justiciary, as to any such Compensation, on the Application of the said Lord High Admiral or Commissioners for executing the Office of Lord High Admiral aforesaid, in any case in which the whole Compensation awarded by the former Jury, to alter the Proportion that shall have been settled by any such former Jury as to any separate Interest in any such Lands or Hereditaments.

Courts to require Security for Costs.

VII. Provided also, and be it further enacted, That it shall be lawful for the Court or Judge or Lord Ordinary, making any such Rule or Order, to require that the Party on whose Application the same shall be made, shall give such Security as shall to such Court, Judge or Lord Ordinary seem proper for Payment of Costs under such Circumstances as shall be specified in any Rule or Order made for that Purpose.

In cases where Lands taken for any Term of Years, all Erections for Public Service removed, on delivering up Lands to Owners.

VIII. And be it further enacted, That in all cases where any Lands or Hereditaments shall have been taken under the Provisions of this Act, for any Term of Years or for such Period only as the Public Service shall require, it shall be lawful for the Lord High Admiral, or Commissioners for executing the Office of Lord High Admiral aforesaid, or any other Person or Persons so authorized as aforesaid, at any time before the Possession of any Lands or Hereditaments which shall have been taken for the Purposes aforesaid, shall be delivered up to the Owner or Owners thereof, or other Person or Persons acting on his, her or their behalf, to take down and remove all such Buildings or other Erections which shall or may have been built or erected thereon for the Public Service, and to carry away the Materials thereof, making such Compensation to the Owner or Owners of such Lands or Hereditaments, or other Person or Persons acting on his, her or their behalf, for the Damage or Injury which may have been done thereto, or to the Soil thereof, by the Erection of any such Buildings, or removing and carrying away the same, or otherwise, in consequence of the same having been occupied for the Public Service, as the said Lord High Admiral or the Commissioners for executing the Office of Lord High Admiral or such other Person or Persons authorized as aforesaid shall think reasonable, and as shall be agreed upon in that behalf, and if such Owner or Owners or other Person or Persons acting on his, her or their behalf, shall not be willing to accept the Compensation so offered, it shall be lawful for the said Lord High Admiral or Commissioners for executing the Office of Lord High Admiral aforesaid, or other Person or Persons so authorized as aforesaid, to apply to and require Two Justices of the Peace of the County, Riding, Stewary, City or Place to settle and ascertain the Compensation which ought to be made for such Damage or Injury as aforesaid, and such Justices shall have full Power to do so, and to grant Writs to the said Lord High Admiral or Commissioners for executing the Office of Lord High Admiral aforesaid, or other Person or Persons so authorized as aforesaid, to cause the same to be done.

settled and ascertained and certified shall forthwith be paid by the Treasurer of His Majesty's Navy for the time being, to the Person or Persons entitled thereto: Provided always, that nothing in this Act contained shall extend, or be construed to extend, to alter, prejudice or affect any Agreement which hath been or shall or may be entered into by any such Person or Persons authorized as aforesaid with any Owner or Owners of any such Lands or Hereditaments, or other Person or Persons acting on his, her or their behalf, in relation to any such Buildings or Erections, but every such Agreement shall remain valid and effectual in like manner, as if this Act had not been passed.

IX. And be it further enacted, That in all cases where any Money shall have been or shall be agreed or shall have been or shall be found by the Verdict of any Jury to be paid or given either for the Use or for the absolute Purchase of any Lands or Hereditaments taken by virtue of this Act, belonging to any Person or Persons under any Disability or Incapacity, or not having the absolute Interest therein, the same shall be paid by the Treasurer of His Majesty's Navy for the time being, into the Hands of the Deputy of The King's Remembrancer of His Majesty's Court of Exchequer at *Westminster*, *Edinburgh* or *Dublin* respectively, for the Use and Benefit of such Person or Persons who is hereby authorized and required to receive or accept and to give a Discharge for the same, and upon the Acceptation or Receipt thereof to sign a Certificate to the Barons or Judges of the said Courts of Exchequer respectively under his Hand, purporting and signifying that such Money or other Consideration was received or accepted by and paid to him in pursuance of this Act, for the Use and Benefit of such Person or Persons who shall be named and described in such Certificate, and the said Certificate shall be filed or deposited in the said Court of Exchequer at *Westminster*, *Edinburgh* or *Dublin* respectively, and a true Copy thereof signed by the Deputy Remembrancer of such Court shall and may be read and allowed as Evidence for the Purposes hereinafter mentioned; and the said Deputy Remembrancer is hereby required, upon Receipt of any such Sum or Sums of Money as aforesaid, to pay the same into the Bank of *England*, or Bank of *Scotland* or Royal Bank of *Scotland*, or Bank of *Ireland*, as the case may require, and immediately upon the filing or depositing of such Certificate the said Lands or Hereditaments shall be and become vested in or to the Use of His Majesty, his Heirs and Successors.

X. And be it further enacted, That the Barons or Judges of His Majesty's Court of Exchequer at *Westminster*, *Edinburgh* or *Dublin*, of the Degree of the Coif, for the time being respectively, or any Two or more of them, shall be and they are hereby authorized and empowered in a summary Way upon Motion or by Petition, for and on behalf of any Person or Persons interested in or entitled to the Benefit of the Money so paid to and received by the Deputy Remembrancer or the Interest or Produce thereof, and upon reading the Certificate directed to be signed by the said Deputy Remembrancer concerning the same as aforesaid, and receiving such further Satisfaction as they shall think necessary, to make and pronounce such Orders and Directions for paying the said Money or any Part of the same, or for placing out such Part thereof as shall be Principal in the Public Funds or upon Government or Real Securities,

Proviso.
Purchase Money belonging to incapacitated Persons, &c. paid by Treasurer of Navy to Deputy Remembrancer of Exchequer for their Use.

Money paid into Bank.

Barons of Exchequer, &c. on Petition of Parties interested to order Application of Money.

and for Payment of the Dividends or Interest thereof or any Part thereof, to the respective Persons entitled to receive the same, or for laying out the Principal or any Part thereof in the Purchase of other Lands or Hereditaments to be conveyed and settled to, for and upon the same Uses, Trusts, Intents and Purposes as the said Lands and Hereditaments so taken stood settled at the time of the Payment of such Money as aforesaid, as near as the same can be done, or otherwise, concerning the disposing of the said Money or any Part thereof, and the Interest of the same or any Part thereof for the Benefit of the Person or Persons entitled to and interested in the same respectively, or for appointing any Person or Persons to be Trustee or Trustees for all or any of such Purposes as the said Court shall think just and reasonable.

On Death or Removal of Deputy Remembrancer, Stocks and Securities to vest in Successor.

XI. And be it further enacted, That upon the Death or Removal of any such Deputy Remembrancer, all Stocks and Securities vested in him by virtue of this Act shall vest in the succeeding Deputy Remembrancer for the Purposes hereinbefore mentioned without any Assignment or Transfer; and all Monies paid into the said Banks respectively in pursuance of this Act, or remaining in the Hands of any Deputy Remembrancer at his Death or Removal, and not vested in the Funds or placed out on Securities as aforesaid shall be paid over to the succeeding Deputy Remembrancer for the time being.

Where no Deputy Powers to vest in King's Remembrancer.

XII. And be it further enacted and declared, That if in any case The King's Remembrancer shall execute the said Office in Person, then and in such case the several Trusts, Powers and Authorities, by this Act vested in the said Deputy Remembrancer and his Successors, shall, during such time as no Deputy Remembrancer shall be appointed, be vested in and be executed by the said King's Remembrancer for the time being.

C A P. CXXIX.

An Act to increase the Drawbacks and Countervailing Duties on Tobacco; and to limit the Tonnage of Ships in which Wine may be exported when Duties are drawn back.

[4th July 1815.]

Ante, c. 30.

Sch (B.)

Additional Drawbacks of Excise allowed on Tobacco.

‘ WHEREAS the Drawback allowed by an Act of the present Session of Parliament intituled *An Act for granting to His Majesty until the Fifth Day of April One thousand eight hundred and nineteen, additional Duties of Excise in Great Britain, on Sweets, Tobacco, Snuff and Excise Licences*, for and in respect of Short Cut Tobacco, Shag Tobacco, Roll Tobacco and Carrot Tobacco, manufactured at any of the Ports of *Great Britain*, into which Tobacco may lawfully be imported, or within Two Miles thereof, are less in Proportion to the Duty by the said Act imposed on Tobacco, than the same ought to have been, and it is therefore expedient to grant the additional Drawbacks 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, from and after the passing of this Act, there shall be allowed and paid for such manufactured Tobacco the several additional Drawbacks of Excise hereinafter mentioned; that is to say,

For

For every Pound Weight of Short Cut Tobacco manufactured at any of the Ports of *Great Britain* into which Tobacco may lawfully be imported or within Two Miles thereof, from Tobacco for which the Duties imposed in respect thereof shall have been paid and exported as Merchandize by the Manufacturer thereof from such Ports to Foreign Parts, Two pence Farthing and One Tenth Part of a Farthing :

For every Pound Weight of Shag Tobacco, so manufactured and exported, One Penny Three Farthings and Four Fifth Parts of a Farthing :

For every Pound Weight of Roll Tobacco, so manufactured and exported, Two pence Farthing and One Tenth Part of a Farthing :

For every Pound Weight of Carrot Tobacco so manufactured and exported, One Penny Three Farthings and Four Fifth Parts of a Farthing.

II. And be it further enacted, That for all Short Cut Tobacco, Shag Tobacco, Roll Tobacco and Carrot Tobacco, manufactured at any of the Ports of *Great Britain* into which Tobacco may lawfully be imported, or within Two Miles thereof, from Tobacco for which the Duties imposed by the said Act of the present Session of Parliament in respect thereof, as well as all other Duties imposed for or in respect thereof by any former Act or Acts of Parliament, shall have been paid, and exported before the passing of this Act as Merchandize by the Manufacturer thereof from any such Port, or to Foreign Parts, under and subject to the Rules, Regulations and Provisions by Law established for the Exportation of Tobacco on Drawback, there shall, in addition to the Drawback or Drawbacks by the said Act of the present Session of Parliament granted, be allowed and paid the additional Drawback by this Act granted on manufactured Tobacco of the like Sort.

III. And, to countervail the Drawbacks granted on manufactured Tobacco, by an Act made in the Fifty fifth Year of the Reign of His present Majesty King George the Third, intituled *An Act for granting to His Majesty until the Fifth Day of April One thousand eight hundred and nineteen, additional Duties of Excise in Great Britain, on Sweets, Tobacco, Snuff and Excise Licences*, and the additional Drawbacks granted on manufactured Tobacco by this Act, be it further enacted, That, from and after the passing of this Act, there shall be raised, levied, collected and paid, to and for the Use of His Majesty, his Heirs and Successors, the following Countervailing Duties; that is to say,

For every Pound Weight of unmanufactured Tobacco of the Growth or Produce of *Ireland*, imported from thence into *Great Britain*, Three pence :

For every Pound Weight of *Irisb* manufactured Short Cut Tobacco, or Tobacco manufactured into what is commonly called or known by the Name of *Spanisb*, imported from *Ireland* into *Great Britain*, Four pence Halfpenny :

For every Pound Weight of *Irisb* manufactured Shag Tobacco, imported from *Ireland* into *Great Britain*, Four pence Halfpenny :

For every Pound Weight of *Irisb* manufactured Roll Tobacco, imported from *Ireland* into *Great Britain*, Four pence Halfpenny :

For

Drawbacks.

Additional Drawbacks allowed on Tobacco manufactured at any Ports of G. B. &c. from Tobacco for which Duties paid, and exported before passing of Act.

Ante, c. 30.
Sch. (B.)

Countervailing Duties on Tobacco.

For every Pound Weight of *Irisb* manufactured Carrot Tobacco, imported from *Ireland* into *Great Britain*, Four pence Halfpenny :

For every Pound Weight of every other Sort of *Irisb* manufactured Tobacco, not hereinbefore enumerated or described, imported from *Ireland* into *Great Britain*, Four pence Halfpenny :

Snuff.

For every Pound Weight of *Irisb* manufactured Rappee Snuff, imported from *Ireland* into *Great Britain*, Three pence Three Farthings :

For every Pound Weight of *Irisb* manufactured *Scotch* Snuff, imported from *Ireland* into *Great Britain*, Five pence Farthing :

For every Pound Weight of *Irisb* manufactured Brown *Scotch* Snuff, imported from *Ireland* into *Great Britain*, Three pence Three Farthings :

For every Pound Weight of *Irisb* manufactured Tobacco Stalk Flour, imported from *Ireland* into *Great Britain*, Five pence Farthing :

For every Pound Weight of every other Sort or Kind of *Irisb* manufactured Snuff, or Snuff Work, not hereinbefore enumerated or described, imported from *Ireland* into *Great Britain*, Five pence Farthing.

Countervailing Duties how levied.

52 G. 3. c. 94.

IV. And be it further enacted, That the Countervailing Duties by this Act imposed shall be raised, levied, collected, paid, applied and accounted for in such and the like manner as the Countervailing Duties on Tobacco and Snuff imposed by an Act made in the Fifty second Year of His present Majesty's Reign, intituled *An Act for granting to His Majesty additional Duties of Excise in Great Britain on Glass, Hides and Tobacco and Snuff*, are by any Law or Laws now in force to be raised, levied, collected, paid, applied or accounted for.

Additional Drawbacks paid out of Duties on Tobacco.

29 G. 3. c. 62.

V. And be it further enacted, That the additional Drawbacks by this Act granted shall be paid and allowed out of the Duties of Excise by Law imposed for or in respect of Tobacco, and under, subject and according to the Rules, Regulations, Restrictions and Provisions contained and provided in and by an Act made in the Twenty ninth Year of the Reign of His present Majesty King George the Third, intituled *An Act for repealing the Duties on Tobacco and Snuff, and for granting new Duties in lieu thereof*, or by any other Act or Acts of Parliament now in force, relating to the Exportation of Tobacco on Excise Drawback.

Wine exported for Drawback in Vessels of 70 Tons or upwards.

VI. And Whereas it is expedient to limit the Tonnage of Ships and Vessels in which Wine may be exported on Drawback; Be it therefore enacted, That no Wine on which the full Duties of Customs and Excise shall have been paid upon the Importation thereof into *Great Britain*, shall afterwards be exported for the Drawback in any Ship or Vessel whatever, which shall not be of the Burthen of Seventy Tons or upwards, subject also to the like Securities, Rules, Regulations, Penalties and Forfeitures as are made and provided by the Laws in force, on and immediately before the passing of this Act.

C A P. CXXX.

An Act for further regulating the Issue and Payment of Money to His Majesty's Forces serving Abroad.

[4th July 1815.]

WHEREAS by an Act, passed in the Forty eighth Year of the Reign of His present Majesty, intituled *An Act for accelerating the Making-up, Examination and Audit of the Accounts of the Paymaster General of His Majesty's Forces*, it was, amongst other things, enacted, that in the Examination of the Annual Account of the Paymaster General of His Majesty's Forces, for Monies paid, within the Period of the said Account, by his Deputies on Foreign Stations, the Commissioners for auditing the Public Accounts are directed and required to discharge the said Paymaster General of all Sums of Money paid by any Deputy on any Foreign Station, under the Warrant of the Officer Commanding in Chief on such Foreign Station: And Whereas it is expedient that Officers holding the Chief Command of Armies employed in active Operations Abroad should, in certain cases, be relieved from the Charge of personally signing all Warrants for the Issues from time to time for the Service of such Armies; 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 notwithstanding any thing in the said recited Act contained to the contrary thereof, it shall be lawful for any Officer holding the Chief Command of an Army employed in active Operations Abroad, to authorize and empower a Comptroller of Army Accounts (in case a Comptroller of Army Accounts shall be attached by the Lords Commissioners of the Treasury for the time being to such Army), or in the Event of no Comptroller of Army Accounts being attached to such Army, or of the Death or Absence of any such Comptroller, then to authorize and empower such other Person as may be appointed by the said Commissioners of the Treasury for that Purpose, to sign Warrants for the Issue and Payment of all Sums of Money which may from time to time be paid by any Deputy to the Paymaster General on Foreign Service, according to the true Intent and Meaning of the said recited Act.

48 G. 3. c. 49.

§ 3.

Commander in Chief on Foreign Stations empowered to authorize a Comptroller of Army Accounts to sign Warrants.

II. And be it further enacted, That in the Examination of the Annual Account of the Paymaster General of His Majesty's Forces, for Monies paid, within the Period of the said Account, by his Deputies on Foreign Stations, the Commissioners for auditing the Public Accounts shall and they are hereby directed and required to discharge the Paymaster General of all Sums of Money paid by any Deputy Abroad, under any Warrant of any such Comptroller of Army Accounts, or other Person duly appointed and authorized for the Purpose of signing such Warrants as aforesaid, in like manner as if the same had been signed by the Officer commanding in Chief, pursuant to the Provisions of the said Act.

Commissioners of Audit to discharge Paymaster General of all Sums paid by Deputy under such Warrants.

III. Provided always, and be it further enacted, That nothing in this Act contained shall be construed to extend to prevent any Officer commanding in Chief, from signing such Warrants relating to the Expen-

Act not to prevent Commander in Chief signing War-

rants deemed expedient.

Warrants signed already, valid.

Expenditure of the Army under his Command, as he could or might have done before the passing of this Act in all cases where he might deem it expedient to sign himself such Warrants.

IV. And be it further enacted, That all Warrants which at any time before the passing of this Act may have been signed by the Comptroller of Army Accounts attached to His Majesty's Army in the Netherlands, or any other Person authorized to sign such Warrants by the Commander in Chief of His Majesty's Forces there shall be as valid and effectual for all the Purposes of this Act, as if the same had been signed after the passing thereof.

C A P. CXXXI.

An Act for discontinuing certain Deductions from Half Pay, and for further regulating the Accounts of the Paymaster General. [4th July 1815.]

His Majesty may direct that no Deduction be made from Half Pay, &c.

Sir.

48 G. 3. c. 49.

§ 3. 4.

Paymaster General to make up separate Accounts of Payments made to Officers retiring on Full Pay, and

WHEREAS it is expedient that certain Deductions which are now made from the Half Pay and Military Allowances of Officers on the Establishment of Great Britain and Ireland should be discontinued; 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, his Heirs and Successors, by Warrant under His Royal Sign Manual, from time to time to direct, that the Half Pay and Military Allowances of Officers belonging to the Establishment of Great Britain or Ireland should be paid to such Officers net and free from all or any of the Deductions which have heretofore been made from the same; and from and after the issuing of any such Warrant, all such Half Pay and Allowances shall be paid without any Deduction whatever; any thing in any Act or Acts of Parliament, in Law or Regulation to the contrary notwithstanding.

II. And Whereas by an Act passed in the Forty eighth Year of His present Majesty's Reign, intituled An Act for accelerating the Making-up, Examination and Audit of the Accounts of the Paymaster General of His Majesty's Forces, certain Rules are prescribed for annually making up as well the General Account of the said Paymaster General as separate Accounts of Monies received and paid on Account of Half Pay of Chelsea Hospital, and of Pensions on the Compassionate List: And Whereas it is expedient that the Payment of Officers of the Army allowed to retire upon Full Pay, of Pensions to Wounded Officers of the Army, of Pay of General Officers not being Colonels of Regiments, and of His Majesty's Royal Bounty to Relatives of deceased Officers of the Land Forces, should, where not otherwise ordered by the Secretary at War, be made and accounted for in like manner as the above mentioned Services of Half Pay, Chelsea Hospital and Compassionate List; Be it therefore enacted, That the said Paymaster General shall in the present Year and in every future Year, besides the separate Accounts directed by the said Act, make up the separate Accounts of Monies received, and paid within the year comprized in the said General Account, on account of the said Services, in like manner as in all respects required by the said Act.

the separate Accounts therein specified; and that such other separate Accounts directed by this Act shall be transmitted, examined and declared, and the said Paymaster General shall be discharged and acquitted thereon, in the same manner in all respects as is by the said recited Act provided with regard to the separate Accounts thereby directed to be made up.

of Pensions to
Wounded
Officers, &c.

C A P. CXXXII.

An Act to continue until the End of the next Session of Parliament, an Act of the last Session of Parliament for regulating the Trade in Spirits between *Great Britain and Ireland* respectively.

[4th July 1815.]

WHEREAS an Act was passed in the last Session of Parliament, intituled *An Act to regulate, until the End of the next Session of Parliament, the Trade of Spirits between Great Britain and Ireland reciprocally*; and it is expedient that the said Act 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 recited Act shall be and the same is hereby further continued from and after the End of this present Session of Parliament, and shall remain and continue in force from thence until the End of the next Session of Parliament, and no longer.

54 G. 3. c. 149.

continued.

C A P. CXXXIII.

An Act to grant further Powers to the Commissioners of *Chelsea and Greenwich* Hospitals with respect to Pensions on those Establishments.

[4th July 1815.]

WHEREAS an Act was passed in the Fifty second Year of the Reign of His present Majesty, intituled *An Act to empower the Commissioners of Chelsea Hospital to commute Pensions for a Sum of Money in certain Cases*: And Whereas it is expedient to enlarge the Powers granted by the said recited Act; 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 the Agent for the time being of the Out Pensioners of *Chelsea* Hospital, and he is hereby empowered and required to pay and discharge, by accepting and paying Bills of Exchange, or otherwise, as may be ordered and directed by the Commissioners of the said Hospital in that behalf, out of the Funds provided by Parliament for the Use of *Chelsea* Hospital, in addition to the Commutation in lieu of Pension allowed by the said Act, all such contingent Expences as have already been incurred, or as may be hereafter incurred, on account of such discharged Soldiers as have been or may be permitted to commute their Pensions as aforesaid, whether for Passage Money, Ships' Provisions, Subsistence while detained by competent Authority at any Station Abroad, Losses by Exchange upon Bills drawn on the said Agent for the commuted Pension, or on any other Account, provided such Expences shall have been duly incurred by or under any Regulations

52 G. 3. c. 109.

In Addition to
Commutation in
lieu of Pensions
contingent Ex-
pences of dis-
charged Soldiers
allowed.

or

or Orders made and prescribed in that behalf by His Majesty's Secretary at War; and the Payments so made by the said Agent and vouched by Bills or Receipts for the same shall be accordingly allowed and admitted in his Accounts by the Commissioners for auditing the Public Accounts.

Commissioners of Chelsea Hospital to make Arrangements for paying Pensions Abroad.

II. And be it further enacted, That the Commissioners of *Chelsea* Hospital shall be and they are hereby empowered and required to make Arrangements for the Purpose of enabling Out Pensioners who may be permitted to reside out of the United Kingdom, but within His Majesty's Dominions, to receive the Amount of their Pensions abroad, either by means of Bills of Exchange, to be drawn by such Out Pensioners upon the Agent of *Chelsea* Hospital, or otherwise, as the said Commissioners may deem most expedient.

Powers of Acts exercised by Lord Lieutenant.

III. And be it further enacted, That it shall be lawful for the Lord Lieutenant or Chief Governor or Governors of *Ireland*, or the Governors of *Kilmainham* Hospital, to use and apply all the Powers, Authorities and Provisions of the said recited Act and of this Act, and all Rules and Regulations which may be made in pursuance thereof, as they may respectively deem it expedient to use and apply, to the allowing to discharged Soldiers, placed on the Pension List of the said Hospital, who may be desirous of commuting their Pensions, to commute such Pensions in such and the like cases in which such Commutation is allowed by the said Act or this Act, in like manner in every respect as if the said Lord Lieutenant or Chief Governor or Governors of *Ireland*, or the Governors of *Kilmainham* Hospital, had been included in the Provisions of the said recited Act and this Act, and as if all such Rules and Regulations had been made by them respectively in pursuance thereof.

Commissioners of Greenwich Hospital to apportion Pensions according to Length of Service.

IV. And Whereas it is expedient that the Commissioners and Governors of *Greenwich* Hospital should be authorized and empowered to apportion the Pensions that may be granted to Petty Officers, Seamen and Marines, as well by the Length of their Service on board the Ships and Vessels of His Majesty as by their Service in His Majesty's Army, and that the Commissioners of *Chelsea* Hospital should have the like Power and Authority with respect to the granting Pensions to Non Commissioned Officers and Soldiers for previous Service in His Majesty's Navy, or as Non Commissioned Officers or Soldiers in the Royal Marines; Be it enacted, That it shall and may be lawful for the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich*, upon all Applications to be hereafter made to them by any Person or Persons claiming Pensions on Account of their Services in His Majesty's Navy, to apportion the Pensions which shall be granted to such Person or Persons in their Discretion according to their Length of Service, allowing in the Apportionment of such Pensions all such time as the said Person or Persons shall have served (previously to his entering into the Navy or Marines) either as a Non Commissioned Officer or Private Marine, or as a Non Commissioned Officer or Private Soldier in any of His Majesty's Land Forces.

Commissioners of Chelsea Hospital to apportion Pensions according to Length of Service.

V. And be it further enacted, That it shall and may be lawful for the Commissioners of the Royal Hospital for Seamen at *Chelsea*, upon all Applications to be hereafter made to them by any Person or Persons claiming an Account of their Services in His Majesty's Army, to apportion the Pensions which shall be granted to such Person or Persons in their Discretion according to their Length of Service, allowing in the Apportionment of such Pensions all such time as the said Person or Persons shall have served (previously to his entering into the Army) either as a Non Commissioned Officer or Private Soldier in any of His Majesty's Land Forces.

their Length of Service, allowing in the Apportionment of such Pensions all such time as the said Person or Persons shall have served (previously to his entering into His Majesty's Army) either as a Petty Officer, Seaman or Landman in His Majesty's Fleet, or as a Non Commissioned Officer or Private Marine.

CA P. CXXXIV.

An Act for altering the Rate at which The Crown may exercise its Right of Pre-emption of Ore in which there is Lead.

[4th July 1815.]

WHEREAS by an Act passed in the Fifth Year of the Reign of Their late Majesties King William and Queen Mary, intituled *An Act to prevent Disputes and Controversies concerning Royal Mines*, Owners of Mines within the Kingdom of England, Dominion of Wales or Town of Berwick upon Tweed, wherein any Ore should be discovered, and in which there is Copper, Tin, Iron or Lead, are authorized to hold and enjoy the same Mines and Ore, and to continue in Possession thereof, and to dig and work the said Mines, notwithstanding that such Mines or Ore should be pretended or claimed to be Royal Mines subject to a Right in Their Majesties, their Heirs and Successors, and all claiming any Royal Mines under them, to have the Ore of any such Mines in any Part of the said Kingdom of England, Dominion of Wales or Town of Berwick upon Tweed, other than Tin Ore in the Counties of Devon and Cornwall, paying to the Proprietors or Owners of the said Mines certain Rates contained in the said Act, in the manner and according to the Limitations specified in the said recited Act: And Whereas the Rate therein directed to be paid for all Ore wherein there is Lead is in consequence of the Lapse of Time and Change of Circumstances since the passing of the said recited Act become inadequate to the increased Expence of raising the same, and it is reasonable therefore that the same should be increased; 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 Rate which shall be paid by His Majesty, his Heirs and Successors, and all claiming any Royal Mines under them, in exercising the Right of Pre-emption given them by the said recited Act, as far as respects any Ore wherein there is Lead, shall be Twenty five Pounds per Ton for all Ore washed, made clean and merchantable, wherein there is Lead, instead of the Rate of Nine Pounds per Ton as by the said recited Act is directed; and such increased Rate shall be paid, subject to the Provisions and according to the Regulations contained in the said recited Act, and now in force, with regard to the said original Rate of Nine Pounds per Ton.

5 & 6 W. & M. c. 6.

§ 2.

§ 3.

25l. per Ton instead of 9l. Rate at which His Majesty, &c. may exercise Right of Pre-emption of Ore in which there is Lead.

C A P. CXXXV.

An Act to alter the Conditions and Regulations under which Blubber and Train Oil of *Newfoundland* are admitted to Entry. [4th July 1815.]

49 G. 3. c. 98.
§ 38.

Conditions under which Blubber and Train Oil of *Newfoundland* admitted to Entry.

‘ WHEREAS it is expedient that the Conditions and Regulations contained in 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*, under which Blubber and Train Oil, the Produce of Fish or Creatures living in the Sea, taken and caught on the Banks and Shores of *Newfoundland*, and Parts adjacent, by His Majesty’s Subjects carrying on such Fishery from that Island, were to be admitted to Entry as such, 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, from and after the Tenth Day of *October* One thousand eight hundred and fifteen, before any Blubber and Train Oil imported into *Great Britain*, as being taken and caught on the Banks and Shores of *Newfoundland*, and Parts adjacent, wholly by His Majesty’s Subjects carrying on such Fishery from that Island, shall be admitted to Entry on Payment of the Duty imposed on such Blubber or Train Oil by the said recited Act, the Master or other Person having or taking the Charge or Command of the Ship or Vessel in which the same shall be imported shall produce and deliver to the Collector or other Chief Officer of the Customs at the Port of Importation, a Certificate under the Hand and Seal of the Governor or Deputy Governor of *Newfoundland*, or of the Collector or other Chief Officer of the Customs of the Port or Place in *Newfoundland* where the Train Oil or Blubber shall have been taken on board, or if no such Officer or Governor or Deputy Governor shall be residing there, then a Certificate shall be produced under the Hand and Seal of the Naval Officer or other principal Officer of the said Port or Place, or of One of His Majesty’s Justices of the Peace for the District, testifying that Oath had been made before him (who is hereby authorized and required to administer such Oath and to grant such Certificate) by the Shipper of such Blubber or Train Oil that the same was really and *bona fide* the Produce of Fish or Creatures living in the Sea, actually caught and taken wholly by His Majesty’s Subjects carrying on such Fishery, and usually residing in the Island of *Newfoundland*, or in His Majesty’s *European* Dominions; and the Master or other Person having or taking the Charge or Command of the Ship or Vessel in which the Blubber or Train Oil shall be imported into *Great Britain* shall make Oath before such Collector or other Chief Officer at the Port of Importation (who is hereby authorized and required to administer the same) that the Blubber or Train Oil so imported is the same as mentioned and referred to in the said Certificate; and the Importer or Importers, Consignee or Consignees of such Blubber or Train Oil shall also make Oath before the Collector or Comptroller or other proper Officer of the Customs (who is hereby authorized and required to administer such Oath), at the time of Entry, that to the best of his
or

or their Knowledge and Belief the Blubber or Train Oil so imported was actually caught and taken by *British* Subjects usually residing in the Island of *Newfoundland*, or in His Majesty's *European* Dominions; and on Failure of such Certificate being produced, and Proof on Oath as aforesaid being made, such Blubber and Train Oil shall be deemed and taken to be of Foreign Fishing, and charged with the Duty imposed by the said recited Act passed in the Forty ninth Year of the Reign of His present Majesty on such Articles of Foreign Fishing.

C A P. CXXXVI.

An Act for the Relief of the Out Pensioners of the Royal Hospital of *Kilmainham*. [4th July 1815.]

WHEREAS the Payment in Advance as heretofore made to Out Pensioners of *Kilmainham* Hospital for so long a Period as Six Months has, through the Improvidence of such Pensioners, been found to produce great Inconvenience; 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, it shall be lawful for the Commissioners of the said Hospital of *Kilmainham* to make such Regulation in relation to the Payment in Advance to Out Pensioners upon their First Admission on the Pension List of any of such Proportions of their Pensions at the time of Admission as the said Commissioners shall see fit, and for the Payment of the Residue of such Pensions for the current Quarter upon the Arrival of Pensioners at their Places of Residence as shall in the Judgment of the said Commissioners appear best adapted to prevent impropident Expenditure of such Pensions, and the consequent Distress of such Pensioners; and the said Commissioners are hereby further authorized and directed to make all subsequent Payments of such Pensions by Quarterly Payments in Advance instead of by Half-yearly Payments; any Law, Statute or Usage to the contrary notwithstanding.

Commissioners to make Regulations for Advance to Out Pensioners on First Admission as they think fit, &c.

Pensions paid Quarterly.

[See as to Payment of Pensions by Commissioners of *Kilmainham* Hospital, 47 G. 3. Sess. 2. c. 5. See as to Relief of Out Pensioners of *Chelsea* Hospital, ante, c. 125.]

C A P. CXXXVII.

An Act to prevent Poor Persons in Workhouses from embezzling certain Property provided for their Use; to alter and amend so much of an Act of the Thirty sixth Year of His present Majesty, as restrains Justices of the Peace from ordering Relief to Poor Persons in certain cases for a longer Period than One Month at a Time; and for other Purposes therein mentioned, relating to the Poor. [4th July 1815.]

WHEREAS many Persons, received into Public Workhouses established for the Relief, Maintenance and Employment of the Poor, pawn and dispose of their Clothes and Apparel, and the Goods and Chattels deposited in or belonging to such Workhouses;

Property in
Goods, &c. pro-
vided for Use of
Poor vested in
Overseers.

Not to repeal
Provisions in
Local Acts..

Parish Officers
may cause
Goods, &c. to
be marked.

Taking in Pawn,
Buying, &c.
Property pro-
vided for Poor
by Parish Of-
ficers;

‘ houses; and Poor Persons relieved by having Clothes and Apparel
‘ given them by the Officers of Parishes, frequently pawn and sell
‘ the same; and by the Laws now in force no Punishment can be
‘ inflicted on them, or on the Person or Persons buying or receiving
‘ the same into Pawn;’ For Remedy whereof, May it 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
Property of and in all and singular the Goods, Chattels, Furniture,
Provisions, Clothes, Linen and Wearing Apparel, Tools, Utensils,
Materials and Things whatsoever, had and to be had, bought, pro-
cured or provided for the Use of the Poor of any Parish or Parishes,
Township or Townships, Hamlet or Hamlets, Place or Places, shall
be and the same is hereby vested in the Overseers of the Poor of such
Parish or Parishes, Township or Townships, Hamlet or Hamlets,
Place or Places for the time being, and their Successors in Office, for
the Purposes of this Act, who are hereby empowered to bring, or
cause to be brought, any Action or Actions, or to prefer or order
the preferring of any Bill or Bills of Indictment against any Person or
Persons who shall steal, take or carry away, or buy or receive any
such Goods, Chattels, Provisions, Clothes, Linen, Furniture, Wearing
Apparel, Tools, Utensils, Materials or Things whatsoever as afore-
said, or any Part thereof; and in every such Action and Indictment
the said Goods, Chattels, Provisions, Clothes, Linen, Wearing Ap-
parel, Tools, Utensils, Materials and Things, shall be laid or described
to be the Property of the Overseers of the Poor for the time being
of such Parish or Parishes, Township or Townships, Hamlet or
Hamlets, Place or Places, without stating or specifying the Name
or Names of all or any of such Overseers: Provided always, that
nothing herein contained shall extend to repeal any of the Provisions
contained in any Act or Acts of Parliament, whereby the Property
of and in any such Goods, Chattels, Furniture, Provisions, Clothes,
Linen, Wearing Apparel, Tools, Utensils, Materials and Things is
or may be vested in any other Person or Persons jointly with, or
independent of the Overseers of the Poor of any Parish or Parishes,
Township or Townships, Hamlet or Hamlets, Place or Places.

II. And be it further enacted, That the Overseers of the Poor,
or other Person or Persons who may be appointed for the ordering,
regulating, managing or providing for the Poor of any Parish or
Parishes, Township or Townships, Hamlet or Hamlets, Place or
Places jointly with or independent of such Overseers of the Poor, shall
may, and they are hereby authorized and empowered to cause all
such Goods, Chattels, Furniture, Clothes, Linen, Wearing Apparel,
Tools, Utensils, Materials and Things, capable of being marked,
from time to time belonging to such Overseers, or other Person
Persons, to be marked, stamped or branded with the Word
“Workhouse,” and such other Mark or Marks as they shall think
proper for identifying the Parish or Parishes, Township or Townships,
Hamlet or Hamlets, Place or Places, by which the same shall have
been provided: And if any Pawnbroker or other Person or Persons
shall knowingly take in Pawn, buy, exchange or receive any Goods,
Chattels, Furniture, Clothes, Linen, Wearing Apparel, Tools,
Utensils, Materials and Things, provided for the Use of any of the
Poor

Poor who are or shall be received into the Workhouse of any Parish or Parishes, Township or Townships, Hamlet or Hamlets, Place or Places, or to whom the same shall have been given by the Overseers of the Poor, or other such Person or Persons as aforesaid appointed as aforesaid, of or for any such Parish or Parishes, Township or Townships, Hamlet or Hamlets, Place or Places, or any of them, or any of the Goods, or Materials carried into any such Workhouse or Workhouses to be wrought up, manufactured or used by the Poor there, or any of the Goods or Furniture of such Workhouse or Workhouses; or shall receive or buy any of the Provisions allotted to or provided for the Poor of such Workhouse or Workhouses, or shall be aiding or assisting therein; or if any Person or Persons shall cause such Mark or Stamp, Marks or Stamps, as aforesaid, to be obliterated or defaced, every Person so offending shall forfeit for every such Offence any Sum not exceeding the Sum of Five Pounds, nor less than One Pound upon Conviction thereof, either by the Confession of such Person or Persons, or by the Oath of One or more credible Witnesses or Witnesses, before any One or more of His Majesty's Justices of the Peace of the County, City, Town, Riding or Division wherein the Offence or Offences shall be committed; One Moiety of which said Penalty shall go to the Informer or Informers, and the other Moiety shall go and be paid to the Overseers of the Poor of the Parish or Parishes, Township or Townships, Hamlet or Hamlets, Place or Places to which such Articles or Things may belong, for the Use of the Poor of such Parish or Parishes, Township or Townships, Hamlet or Hamlets, Place or Places; and in case any Person or Persons who shall be convicted as aforesaid shall not pay such Penalty or Penalties upon Conviction, then and in such case such Justice or Justices of the Peace shall and may and is and are hereby required to commit such Offender or Offenders to the Common Gaol or House of Correction, there to remain without Bail or Mainprize for any Space of time not exceeding Two Calendar Months; and if any Person or Persons shall desert or run away from any Workhouse or Workhouses, and carry away with him, her or them, any Clothes, Linen or other Goods or Things as aforesaid, such Person or Persons being thereof lawfully convicted either by the Confession of such Party or Parties, or by the Oath or Oaths of One or more credible Witnesses or Witnesses, before any Justice or Justices of the Peace, shall by such Justice or Justices of the Peace be forthwith committed to the Common Gaol or House of Correction, there to remain without Bail or Mainprize for the Space of Three Calendar Months; and in all cases such Mark, Stamp or Brand, on any such Articles or Things as aforesaid (being duly authenticated) shall be considered and taken to be sufficient Evidence, without further Proof, of the Right of Property in such Overseers or other Person or Persons appointed as aforesaid, as the case may be: Provided always, that such Mark or Stamp as aforesaid shall not at any time be placed on any Articles of Wearing Apparel so as to be publicly visible on the Exterior of the same.

Defacing, &c.
Marks, &c.
Penalty.

On Non Payment of Penalty, Offenders committed.

Absconding with Workhouse Property committed.

Mark, &c. on Articles Evidence of Right of Property. How Mark put on Wearing Apparel.

36 G. 3. c. 23.

III. And Whereas by an Act passed in the Thirty sixth Year of the Reign of His present Majesty, intituled *An Act to amend so much of an Act made in the Ninth Year of the Reign of King George the First, intituled An Act for amending the Laws relating to the Settlement, Employment and Relief of the Poor, as prevents the*

§ 2.

§ 3.

Time for which
Justices may or-
der Relief to
Poor Persons at
their own
Homes extend-
ed.

Justices making
Orders may di-
rect Payment of
Relief to be dis-
continued.

Limitation of
Allowances.

‘ *distributing occasional Relief to Poor Persons in their own Houses,*
‘ *under certain Circumstances and in certain Cases,* Justices of the
‘ Peace are authorized and empowered to direct and order Collection
‘ and Relief to industrious Poor Persons at their Homes, in any
‘ Parish, Town, Township or Place, notwithstanding any Contract
‘ shall have been entered into or made with any Person or Persons
‘ for lodging, keeping, maintaining and employing any and all Poor
‘ Persons there, in a House or Houses for such Purpose hired or
‘ purchased; Provided that such Order should be given for and re-
‘ main in force for a time not to exceed One Month from the Date
‘ of such Order, but that any Two Justices might make any further
‘ Order for the same or a like Purpose for any further time not
‘ exceeding One Month, and so on from time to time as the Occasion
‘ should require: And Whereas it is expedient that Justices should
‘ be empowered to order Relief to be paid to Poor Persons, in the
‘ cases mentioned in the said Act, for longer Periods than One Month
‘ at a Time;’ Be it therefore enacted by the Authority aforesaid,
That, from and after the passing of this Act, it shall and may be
lawful to and for any Justice or Justices of the Peace, in the cases
and in the manner mentioned in the said Act, to direct and order
Collection and Relief to be paid to any Poor Person or Persons, at
his, her or their Home or Homes, House or Houses during such time
or times as to such Justice or Justices may seem proper, not exceeding
Three Months from the Date of such Order: Provided also, that
it shall and may be lawful for any Two such Justices as aforesaid, to
make any further Order for the same or the like Purpose, for any
further time not exceeding Six Months from the Date of such Order,
and so on from time to time as the Occasion shall require; such
Justice or Justices first administering an Oath as to the need and cause
of such Relief, in each of the above cases, and thereupon summoning
the Overseer or Overseers of the Poor of the Parish, Town, Town-
ship or Place, to be charged with such Relief, to shew cause why
such Poor Person or Persons should not receive such Relief in manner
as by Law provided, in cases where no Contract for lodging, keeping
and maintaining the Poor shall have been made; and in case it shall
afterwards appear to the Justice or Justices making such Order, that
the Payment of such Collection or Relief to any such Person or
Persons as aforesaid ought to be discontinued before the Expiration
of the time for which any such Order or Orders shall have been made,
such Justice or Justices shall and may order such Relief to be dis-
continued, and from thenceforth the Person or Persons for whom and
on whose Account such Order shall have been made, shall not be
entitled to ask or receive the same.

IV. Provided always, and be it further enacted, That the Sum or
Sums of Money which any such Justice or Justices shall or may order
to be paid to any such Poor Person or Persons, for any longer Space
or Period of Time than One Month, shall not exceed for each such
Poor Person the Sum of Three Shillings per Week, or Three fourths
of the Average weekly Expence which shall be usually borne or
paid by the Parish or Place on which such Order shall be made for
the Maintenance of each Poor Person, in any Workhouse or Work-
houses in which Poor Persons of or belonging to such Parish or Place
shall be usually maintained and employed.

‘ V. And

‘ V. And Whereas Persons maintained in Public Workhouses sometimes refuse to work, or are guilty of Drunkenness and other Misbehaviour, and by the Laws in being no sufficient Punishment is provided for such Offences;’ Be it therefore enacted, That in case any Person or Persons maintained in any Public Workhouse or Workhouses established for the Relief, Maintenance and Employment of the Poor, shall refuse to work at any Work, Occupation or Employment, suited to his, her or their Age, Strength and Capacity, or shall be guilty of Drunkenness or other Misbehaviour, every such Person or Persons, being thereof lawfully convicted before any Justice or Justices of the Peace, shall thereupon by such Justice or Justices of the Peace be committed to the Common Gaol or House of Correction, there to remain without Bail or Mainprize for any Period of time not exceeding Twenty one Days, and during such time to be kept to hard Labour.

Misbehaving in Workhouses.

Imprisonment.

VI. And be it further enacted, That, from and after the Twenty fifth Day of *March* next after the passing of this Act, no Churchwarden or Overseer of the Poor, or other Person or Persons in whose Hands the Collection of the Rates for the Relief of the Poor, or the providing for, ordering, Management, Controul or Direction of the Poor of any Parish or Parishes, Township or Townships, Hamlet or Hamlets, Place or Places, shall or may be placed jointly with or independent of such Churchwardens and Overseers, or any of them, under or by virtue of any Act or Acts of Parliament, shall, either in his own Name, or in the Name of any other Person or Persons, provide, furnish or supply for his or their own Profit, any Goods, Materials or Provisions, for the Use of any Workhouse or Workhouses, or otherwise, for the Support and Maintenance of the Poor, in any Parish or Parishes, Township or Townships, Hamlet or Hamlets, Place or Places, for which he or they shall be appointed as such, during the time which he or they shall retain such Appointment, nor shall be concerned, directly or indirectly in furnishing or supplying the same, or in any Contract or Contracts relating thereto, under Pain of forfeiting the Sum of One hundred Pounds, with full Costs of Suit, to any Person or Persons who shall sue for the same by Action of Debt, or on the Case, in any of His Majesty’s Courts of Record at *Westminster*, in which Action or Actions no Effoin, Protection, Wager of Law, or more than one Imparllance shall be allowed: Provided nevertheless, that if it shall happen in any Parish or Parishes, Township or Townships, Hamlet or Hamlets, Place or Places, that a Person or Persons competent and willing to undertake the Supply of any of the Articles or Things required for such Workhouse or Workhouses, or for the Use of the Poor there, cannot be found within a convenient Distance therefrom, other than and except some or One of the Churchwardens and Overseers of the Poor, or other Person or Persons having the ordering, managing, Controul or Direction of the Poor, in such Parish or Parishes, Township or Townships, Hamlet or Hamlets, Place or Places, then and in every such case it shall and may be lawful to and for any Two or more neighbouring Justices of the Peace (Proof thereof having been first duly made before them upon Oath, and which Oath such Justices or any One of them are and is hereby authorized and empowered to administer) by Certificate under their Hands and Seals, to permit and suffer any One or more of such Churchwardens and Overseers or other

Persons having Management of Poor, not concerned in Contracts, &c. whilst in Office.

Penalty.

Exceptions.

Oath.

Certificate.

other such Person or Persons as aforesaid, to contract and agree for the furnishing and supplying of any Articles or Things which may be required for such Workhouse or Workhouses, or otherwise, for the Use of the Poor of such Parish or Parishes, Township or Townships, Hamlet or Hamlets, Place or Places, during the time which he or they may retain such Appointment; any thing herein contained to the contrary notwithstanding; and such Certificate shall be entered with the Clerk of the Peace, or Town Clerk of the County, City, Town or District, in which such Person or Persons shall reside, and a Copy thereof left with him, for which Entry every such Clerk shall receive One Shilling and no more; and from that time, every Person and Persons named in any such Certificate shall be discharged from any Penalty to which he or they would otherwise be liable under this Act, for furnishing or supplying any such Articles or Things as aforesaid; and in case any Action or Suit for the Recovery of any such Penalty as aforesaid shall be commenced against any Person or Persons to whom such Certificate shall have been granted as aforesaid, it shall and may be lawful to and for such Person or Persons to plead generally, that he or they was or were duly discharged from any Liability to such Forfeiture, by a Certificate granted according to the Provisions of this Act; and upon due Proof being given of such Certificate, and of such Entry thereof as aforesaid, the Jury shall find a Verdict for the Defendant in such Action or Suit; and if the Plaintiff or Plaintiffs shall become nonsuited, or discontinue his, her or their Action, or if Verdict shall pass against him, her or them, or if Judgment shall be had against him, her or them, on Demurrer, then the Defendant or Defendants in such Action shall have Double Costs, and have such and the like Remedy for the Recovery of the same as any Defendant or Defendants have or hath for recovering Costs of Suit in any other cases by Law.

Certificate entered.

Fee.

Pleading.

Double Costs.

Notice of Contracts for supplying Workhouses given.

VII. And be it further enacted by the Authority aforesaid, That, from and after the passing of this Act, when and so often as any Contract or Contracts shall be made or entered into for the providing, furnishing or supplying any Articles, Materials or Things for the Use of the Poor in the Workhouse or Workhouses of or belonging to any Parish or Parishes, Township or Townships, Hamlet or Hamlets, Place or Places, or for the erecting of any Building or Buildings, the Expence whereof is to be defrayed out of any Rate or Rates or other Monies applicable to the Relief of the Poor, the Churchwardens and Overseers of the Poor, or other Person or Persons having the Management, Controul or Direction of the Poor in such Parish or Parishes, Township or Townships, Hamlet or Hamlets, Place or Places, shall cause Notice of their Intention to enter into such Contract or Contracts, and of the Time and Place when and where they shall assemble and meet for such Purpose, and of the Security which will be required for the Performance of such Contract or Contracts, to be affixed in a conspicuous manner on the outer Door of the Church or respective Churches to which such Parish or Parishes, Township or Townships, Hamlet or Hamlets, Place or Places, shall belong, or to be inserted in one or more of the Public Newspapers most generally circulated in the Neighbourhood, seven Days at the least previous to such Meeting, in order that the same may be seen by every Person who shall be willing to undertake the

such Churchwardens and Overseers, or other Person or Persons as aforesaid, at the Time and Place mentioned in such Notice.

VIII. And be it further enacted, That all 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, or to the like Effect; that is to say, Form of Conviction.

‘ **B**E it remembered, That on the _____ Day of _____ in the Year of our Lord _____ *A. B.* is duly convicted before _____ of His Majesty’s Justices of the Peace for the County of _____ [or, City, or, Liberty, of _____ as the case may be] of having [here state the Offence] contrary to the Statute in that case made and provided. Given under my Hand and Seal [or, our Hands and Seals, as the case may be.] the Day and Year first above written.’

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* or any other Writ or Process whatsoever, into any of His Majesty’s Courts of Record at *Westminster*; any Law, Statute or Usage to the contrary thereof notwithstanding. Want of Form. Certiorari.

IX. Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself or themselves aggrieved by the Judgment of such Justice or Justices as aforesaid, such Person or Persons may appeal to the next General or Quarter Sessions of the Peace to be held for the County, City or Place wherein the Cause of Complaint shall have arisen; such Person or Persons at the time of his, her or their 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 the said Justices at such General or Quarter Sessions shall hear and determine the Causes and Matters of such Appeal in a summary way, and make such Order therein as the said Justices shall think proper; and the Determination of such Justices at their General or Quarter Sessions shall be final and conclusive. Appeal. Recognizance. Decision final.

C A P. CXXXVIII.

An Act for vesting in His Majesty certain Parts of the Forest of *Exmoor* otherwise *Exmore*, in the Counties of *Somerset* and *Devon*; and for inclosing the said Forest. [4th July 1815.]

‘ **W**HEREAS The King’s Most Excellent Majesty, in Right of His Crown, is seized to Himself, his Heirs and Successors, of the Forest or Chace of *Exmoor* otherwise *Exmore*, situate in the Counties of *Somerset* and *Devon*, containing by Estimation Twenty two thousand four hundred Acres of Land, or thereabout, now lying open and uninclosed, subject to such Rights of Common and other Rights as the several Persons hereinafter mentioned are entitled to, within, upon or over the said Forest; and His Majesty is also seized in His Demesne as of Fee, of and in a certain Farm called *Simons Bath Farm*, situate within the said Forest, containing by Estimation One hundred and eight Acres Two Roods, which 22,400 Acres. Farm of 108 Acres, 2 Roods.

Gentleman, and their Successors, to be nominated and appointed in manner hereinafter mentioned, shall be and they are hereby appointed Commissioners for dividing, allotting and inclosing the said Forest, and for carrying into Execution the several other Purposes of this Act, in such manner as is hereinafter provided or mentioned, and with such of the Powers and subject to such of the Rules, Orders, Regulations and Restrictions contained in the said recited Act, as are not varied, altered or otherwise provided for by this Act.

II. And be it further enacted, That no Commissioner shall act in the Execution of any of the Powers by the said recited Act or this Act granted (save and except in the signing and giving Notice of the First Meeting of the said Commissioners) until he shall have taken and subscribed the following Oath, in addition to the Oath by the said recited Act directed to be taken, such Oath to be administered and inrolled in like manner as the Oath by the said recited Act prescribed to be taken by Commissioners for executing Acts of Inclosure is directed to be administered and inrolled: Which additional Oath shall be in the Words or to the Effect following; that is to say,

Commissioners
sworn.

41 G. 3. (U. K.)
c. 109. § 1.

‘ I *A. B.* do swear [*or, being one of the People called Quakers, do solemnly affirm*], That I am neither Proprietor or Occupier of, nor to the best of my Knowledge am I concerned as Guardian, Steward or Agent for any Proprietor of Messuages, Houses, Cottages, Lands or Grounds, or other Person having or claiming any Right of Common, or any Manorial Rights, Tithes, or any other Right or Interest whatsoever, in, over or upon the Open Commonable Grounds and Waste Lands to be inclosed by virtue of an Act passed in the Fifty fifth Year of the Reign of King *George* the Third, intituled *An Act* [*here insert the Title of this Act.*]

Oath.

So help me GOD.’

III. And be it further enacted, That in case the said *Richard Hawkins*, or any Person to be nominated and appointed a Commissioner in his room or stead by virtue of this Act, shall die, refuse or neglect to act, or become incapable of acting as such Commissioner in the Execution of the said recited Act and this Act, then and in such case it shall be lawful for the Commissioners for the time being of His Majesty’s Woods, Forests and Land Revenues, by any Writing under their Hands, within One Calendar Month next after such Death, Refusal or Incapacity to act as aforesaid shall be made known to them, to nominate and appoint a proper Person (not interested in the said intended Division and Inclosure) to be a Commissioner in the room or stead of the said *Richard Hawkins*, or of such other Person nominated and appointed in his room or stead, so dying, refusing, neglecting or becoming incapable to act as aforesaid; and so from time to time as often as any Commissioner to be nominated and appointed by the said Commissioners of His Majesty’s Woods, Forests and Land Revenues as aforesaid, shall die, refuse, neglect or become incapable to act as such Commissioner in the Execution of the said recited Act and this Act; and in case the said *Thomas Abramam*, or any Person to be nominated and appointed in his room or stead by virtue of this Act, shall die, refuse, neglect or become incapable to act in the Execution of the said recited Act and this Act, then and in every such case the surviving or remaining Commissioner shall, within One Calendar Month next after such Death, Neglect, Refusal

Appointment of
new Commis-
sioners.

or

or Incapacity shall happen to be known to him, summon a Meeting (of which Meeting Twenty one Days' Notice by Advertisement shall be given in the *Taunton Journal* and *Woolmer's Newspaper*, if then published, or if not, then in some other Newspaper usually circulated in the Neighbourhood of the said Forest) of all and every the Owners or Proprietors claiming such Rights as aforesaid, to be holden within Thirty Days from the Date of such Notice; and the major Part in Value of such Owners or Proprietors who shall be present in Person, or by their respective Agents or Proxies duly authorized for that Purpose, at such Meeting or Meetings (such Value, in case of any Difference or Dispute touching the same, to be ascertained by Reference to the Land Tax Assessments of the several Parishes or Places wherein the several Messuages, Lands, Tenements and Hereditaments shall lie, in respect whereof such Owners or Proprietors claim such Rights as aforesaid) shall and they are hereby required, at such Meeting, to nominate and appoint, by any Writing under their Hands, a proper Person or Persons (not interested in the said Division and Inclosure) to be a Commissioner in the room or stead of the said *Thomas Abraham*, or of such other Person to be nominated and appointed in the room or stead of him so dying, refusing, neglecting or becoming incapable to act as aforesaid, and so from time to time as often as any such case shall happen; and every such Commissioner so to be nominated and appointed, shall, after taking and subscribing the Oath prescribed in that behalf, have the like Powers and Authorities for carrying the said recited Act and this Act into Execution, and shall be subject and liable to the like Rules, Regulations and Restrictions, as if he had been originally nominated a Commissioner in and by this Act.

If Commissioners of Woods, or Proprietors of Lands, &c. neglect to appoint new Commissioners within time prescribed, acting Commissioner to make Appointment.

IV. And be it further enacted, That if the said Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues, or the said Persons claiming such Rights, or any of them, shall make Default in nominating and appointing any new Commissioner so directed to be nominated and appointed by them or any of them respectively as aforesaid, within the respective times for that Purpose limited, and in manner aforesaid, then and in every such case it shall be lawful for the surviving or remaining Commissioner, and he is hereby required from time to time, by Writing under his Hand, within One Calendar Month next after the Expiration of such respective times so allowed for nominating and appointing such new and succeeding Commissioner as aforesaid, to nominate and appoint a proper Person (not interested in the said Division and Inclosure) to be a Commissioner in the room or stead of every such Commissioner so dying, refusing, neglecting or becoming incapable to act as aforesaid; and every Commissioner so nominated and appointed shall, after taking and subscribing the Oath prescribed in that behalf, have the like Power and Authority for carrying the said recited Act and this Act into Execution, and shall be subject and liable to the like Rules, Regulations and Restrictions, as if he had been originally nominated a Commissioner in and by this Act.

Commissioners neglecting to attend Meetings, &c. considered as Refusal to act.

V. Provided always, and be it further enacted, That if either of the said Commissioners hereby nominated, or any Commissioners to be nominated or appointed under or by virtue of this Act, shall willfully refuse or neglect to attend at the First Meeting appointed to be holden for carrying the said recited Act and this Act into Execution, and

and duly qualify himself, by taking and subscribing the Oath prescribed in that behalf; or if either of the said Commissioners shall, at any time after the First Meeting, wilfully absent himself from any Three successive Meetings appointed to be holden by virtue of this Act, or having been absent from Two successive Meetings, shall not attend during the Whole of the Third or next succeeding Meeting, such Meetings being known to him either by his being present at the Appointment thereof, or by Notice thereof in Writing having been given to him, or left at his last or usual Place of Abode, by the Clerk or Clerks to the said Commissioners, and such Commissioner not having been prevented by Sickness, or other reasonable Cause to be allowed by the other Commissioner, from attending or continuing at any such Meeting or Meetings; or if any Commissioner, to be nominated and appointed in manner by this Act directed, shall not attend and qualify himself to act as a Commissioner in the Execution of the said recited Act and this Act, at the First Meeting of the said Commissioners after his Nomination or Appointment, or shall thereafter wilfully absent himself from Three successive Meetings to be holden by virtue of this Act, or having been absent from Two successive Meetings shall not attend the Whole of the Third next successive Meeting, such Meetings being known to him either by his being present at the Appointment thereof, or by Notice thereof in Writing having been given to him, or left at his last or usual Place of Abode, by the Clerk or Clerks to the said Commissioners, and such Commissioner not being prevented by Sickness, or other reasonable Cause to be allowed by the other Commissioner, from attending or continuing at such Meeting or Meetings, then and in every such case, such Absence or Nonattendance shall be deemed and taken to be a Refusal to act within the Intent and Meaning of this Act.

VI. And be it further enacted, That the said Commissioners shall and they are hereby authorized and empowered to appoint a Clerk or Clerks to assist them in the Execution of the said recited Act and this Act, and shall and may remove such Clerk or Clerks, and appoint another or others in his or their Room, as to them shall seem meet; and in case of the Death, Incapacity, or declining or neglecting to act of any such Clerk or Clerks, then and in any of such cases, the said Commissioners shall and may appoint any other Person or Persons they may think proper to be their Clerk or Clerks.

Commissioners
to appoint a
Clerk or Clerks.

VII. And be it further enacted, That if any Difference shall arise between the said Commissioners, touching or concerning any Matter or Thing to be done by them by virtue or in the Execution of the said recited Act or this Act, whereupon the said Commissioners shall differ in Opinion, then and in every such case, such Difference shall be forthwith reduced into Writing, and signed by the said Commissioners, and the same shall be thereupon referred to *John Brickdale* of *Stoodley*, in the County of *Devon*, Esquire, who is hereby appointed Umpire for that Purpose; and in case of the Death, Refusal or Disability to act of the said *John Brickdale*, or of any other Umpire appointed or to be appointed in his stead, then to such fit and proper Person (not interested in the said Division and Inclosure) as the said Commissioners shall, by Writing under their Hands, appoint; and the Matter upon which such Difference of Opinion shall or may arise, shall be settled and determined by the said *John Brickdale* or such other Person as aforesaid, whose Determination shall be reduced
into

Appointment of
Umpire.

into Writing, and shall be binding and conclusive upon all Part whomsoever (except as to such Right of Appeal as is given by t said recited Act or this Act); and for the Purposes aforesaid, but n for any other Purpose, such Umpire shall have, and he is herel vested with the same Powers and Authorities as by the said recit Act and this Act are given to or vested in the said Commissioners.

Umpire to take Oath.

VIII. Provided always, and be it further enacted, That no Perso shall be capable of acting as Umpire as aforesaid, until he shall hav taken and subscribed an Oath in the Form or to the Effect following that is to say,

Oath.

‘ I do swear, That I will faith
 ‘ fully, impartially and honestly, according to the best of my
 ‘ Skill and Judgment, execute and perform the several Powers and
 ‘ Authorities vested and reposed in me as an Umpire, by virtue of
 ‘ an Act passed in the Fifty fifth Year of the Reign of King George
 ‘ the Third, intituled *An Act* [here insert the Title of this Act] ac-
 ‘ cording to Equity and good Conscience, and without Favour or
 ‘ Affection, Prejudice or Partiality, to any Person or Persons whom-
 ‘ soever.
 ‘ So help me GOD.’

Which Oath the said Commissioners, or either of them, are and is hereby empowered to administer; and such Oath, and also the Writing appointing such Umpire, shall be annexed to and inrolled with the final Award of the said Commissioners.

Surveyors how appointed.

IX. And be it further enacted, That it shall and may be lawful to and for the Commissioners for the time being, of His Majesty’s Woods, Forests and Land Revenues, as soon as conveniently may be after the passing of this Act, by Writing under their Hands and Seals, to nominate and appoint some fit and proper Person or Persons (not interested in the said Division) to be the Surveyor or Surveyors for viewing, surveying and measuring the open Commonable Grounds and Waste Lands in the said Forest; and such Surveyor or Surveyors is and are hereby accordingly authorized and directed, as soon as conveniently may be after the passing of this Act, to view, survey and measure the said Forest and the Open Commonable Parts thereof, and to describe and lay down the same, by way of Map or Plan, or to use for that Purpose any Map or Plan, or Maps or Plans already made, and thereon, or in a Book of Reference to be annexed thereto, shall be set forth the Number of Statute Acres, Roods and Perches of the said Open and Commonable Grounds and Waste Lands; and that when and so soon as the said Surveyor or Surveyors shall have finished and completed the said Survey, Map or Plan, he or they shall, by Notice in Writing under his or their Hand or Hands, apprise the said Commissioners thereof, and appoint a Time and Place for a Meeting with them, of which Ten Days’ Notice at the least shall be given unto each of the said Commissioners; at which Meeting the said Surveyor or Surveyors shall deliver unto the said Commissioners present at such Meeting, his or their Survey and Plan and Book of Reference, and shall subscribe the same with his or their Name or Names in the Presence of the said Commissioners, who shall attest the same.

Survey delivered to Commissioners, and certified on Oath.

Surveyor to take Oath.

X. And be it further enacted, That the Person shall act as a Surveyor in the Execution of any of the Powers hereby given, until he shall have taken and subscribed the Oath following; that is to say,

I do swear, [*or*, being one of the Persons called *Quakers*, do solemnly affirm], That I will faithfully, impartially and honestly, according to the best of my Skill and Judgment, execute the several Powers and Authorities vested and reposed in me as a Surveyor, by virtue of an Act passed in the Fifty fifth Year of the Reign of King *George the Third*, intituled [*here insert the Title of this Act*], without Favour or Affection, Prejudice or Partiality, to any Person or Persons whomsoever.

So help me GOD.

Which Oath it shall be lawful for either of the said Commissioners to administer; and the said Oath, when so taken, shall be written on Parchment and subscribed by the said Surveyor, and duly attested by the said Commissioners under their Hands, and shall be inrolled with the final Award to be made by the said Commissioners.

XI. Provided always, and be it further enacted, That in case the said Surveyor or Surveyors so to be appointed as aforesaid, or any succeeding Surveyor or Surveyors to be appointed in manner herein-after mentioned, shall die, refuse, neglect to act, or become incapable of acting in the Execution of the said recited Act and this Act, then and in every such case it shall be lawful for the Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues, by any Writing under their Hands, within One Calendar Month next after such Death, Refusal, Neglect or Incapacity as aforesaid shall be made known to them, to nominate and appoint some other fit and proper Person (not interested in the said Division and Inclosure) to be a Surveyor in the Room or Stead of any Surveyor so dying, refusing or neglecting to act, or becoming incapable of acting in the Execution of the said recited Act and this Act; and every Surveyor so nominated and appointed shall, after taking and subscribing the Oath prescribed in that behalf, have the like Powers and Authorities, and shall be subject and liable to the like Rules, Regulations and Restrictions, as if he had been originally appointed a Surveyor under and by virtue of this Act.

Election of new Surveyors in case of Death, &c.

XII. And be it further enacted, That if the said Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues, shall make Default in nominating and appointing any Surveyor or Surveyors so directed to be nominated and appointed by them as aforesaid, within the time for that Purpose limited, and in manner aforesaid, then and in every such case it shall be lawful for the said Commissioners acting in the Execution of the said recited Act and his Act, and they are hereby required from time to time, by Writing under their Hands, within One Calendar Month next after the Expiration of the time so allowed for nominating and appointing any new succeeding Surveyor or Surveyors as aforesaid, to nominate and appoint a proper Person (not interested in the said Division and Inclosure) to be a Surveyor in the Room or Stead of any such Surveyor so dying, refusing or becoming incapable of acting as aforesaid; and every Surveyor so nominated and appointed shall, after taking and subscribing the Oath prescribed in that behalf, have the like Powers and Authorities, and shall be subject to the like Rules, Regulations and Restrictions, as if he had been originally appointed a Surveyor under and by virtue of this Act.

If Commissioners of Woods, &c. neglect to appoint Surveyor, Commissioners under Act to appoint.

XIII. And be it further enacted, That after the said Surveyor shall have made and delivered his Survey of the said Forest to the said

Time for executing Act.

said

said Commissioners in manner hereinbefore directed, they the said Commissioners shall proceed in the Execution of this Act with all possible Dispatch; and that their first Award shall be made within Two Years after they shall receive the said Survey from the said Surveyor; and that their final Award shall be made within Four Years after the passing of this Act.

Commissioners' Allowance.

XIV. And be it further enacted, That there shall be paid to each and every of the said Commissioners, and also to the Umpire for the time being, the Sum of Three Pounds Three Shillings and no more, for each and every Day's actual Attendance touching the Execution of the said recited Act or this Act, and in travelling to and from such Meetings, including all Charges and Expences whatsoever, except the Money actually paid for the Room or Rooms wherein such Meetings shall be held, and for the Servants attending such Meetings; and that no Commissioner or Umpire shall require or be entitled to receive any Fee, Reward or Gratuity whatsoever, except the said Sum of Three Pounds Three Shillings *per* Day; and that at all Meetings to be held in pursuance of this Act the said Commissioners and Umpire shall thereout pay their own Expences, and that the said Proprietors, their Attornies and Agents, shall also pay their own Expences when they or any of them shall attend any of the Meetings to be held in pursuance of the said recited Act or this Act; and that the Surveyor and Clerk to be appointed in manner aforesaid shall be paid such Sum or Sums of Money *per* Day, or otherwise, for their respective Pains and Trouble in attending the said Commissioners or Umpire in the Execution of this Act, as to the said Commissioners shall seem just and reasonable; and in all cases in which the Objection or Approbation of the Proprietors to any Act, Matter or Thing to be done in pursuance of the said recited Act or this Act, is directed to be made and testified at any Meeting or Meetings, it shall be lawful for the Proprietor or Proprietors to attend such Meeting or Meetings by his, her or their respective Agents or Proxies duly appointed by Writing under his, her or their Hand or Hands, whose Acts or Votes shall be as effectual as if such Proprietors respectively were present in person.

Commissioners, Proprietors and others to pay their own Expences at Meetings.

First and other Meetings, and Notices given of same.

XV. And be it further enacted, That the First Meeting of the said Commissioners for putting this Act into Execution, shall be held at the *Red Lion* in *Dulverton*, in the said County of *Somerset*, or at some other convenient House or Place in *Dulverton* aforesaid, within Two Calendar Months at the farthest next after the passing of this Act; and that the said Commissioners shall cause Notice in Writing to be affixed upon each of the principal outer Doors of the several Churches of the Parishes hereinbefore mentioned, and also Notice by Advertisement to be inserted in the *Fauntleroy Journal and Woolston's Newspaper*, if then published, and if not, then in some other Newspaper or Newspapers, usually circulated in the said Counties of *Somerset* and *Devon*, of the Time and Place of their First and every subsequent Meeting (Meetings by Adjournment only excepted) the Execution of the Powers of this Act vested in them, Four Days at least before the times appointed for such respective Meetings; and in case only One of the said Commissioners shall attend the Time and Place appointed for any Meeting, or to which any Meeting shall be adjourned, it shall be lawful for such Commissioners

the said Commissioners shall attend, to adjourn the said Meeting, to be holden on any future Day, not exceeding Twenty One Days from the Day of Adjournment, at the same or some other convenient Place within Twelve Miles of the Boundary of the said Forest; and the Commissioner or Clerk so making such Adjournment is and are hereby required to give timely Notice thereof to the absent Commissioner or Commissioners; and that the said Commissioners shall have Power to adjourn any Meeting to be held by virtue of the said recited Act or this Act, from time to time, as they may think necessary or convenient.

XVI. And be it further enacted, That all other Public Notices requisite or necessary to be given by the said Commissioners, shall be given by Advertisement to be inserted in the said *Taunton Journal* and *Woolmer's Newspaper*, if then published, and if not, then in some other Two Newspapers usually circulated in the said Counties of *Somerset* and *Devon*.

Other Notices
how given.

XVII. And be it further enacted, That the said Commissioners shall and they are hereby required, as soon as conveniently may be after setting or marking out Ground for Public Roads and Highways, as authorized by this Act, to set out, in such Places as they shall deem most convenient on the said Forest, such Part and Parts thereof as the said Commissioners shall think necessary and sufficient for the general Use and Accommodation of His Majesty and His Lessees and Tenants, and of all other the Proprietors of Lands to whom any Allotment shall be made under this Act, and their Lessees for the time being, for the Purpose of getting Stone, Marl or Clay for Bricks, Gravel, Sand and Earth, to be used upon the Lands lying within the Limits of the said Forest, or for the Repairs of the Turnpike Roads and Public Highways, and Private Roads and Paths within the said Forest, and to and for such other Uses and Purposes as the said Commissioners shall by their final Award direct or appoint, but the same shall not be sold or conveyed out of the said Forest on any Account whatsoever; and also to set out Watering Places on the said Forest for Cattle and Beasts, for the common Use and Benefit of all Persons occupying Lands within the Limits of the said Forest.

Allotments for
Repairs of
Roads, &c.

Watering Places
for Cattle fed
out.

XVIII. And be it further enacted, That it shall not be lawful for any Person or Persons whomsoever to sell or convey or cause to be sold or conveyed out of the Limits of the said Forest, any Stone, Gravel, Sand, Marl, Clay or other Materials, that may be found or raised upon the said Allotments, hereinbefore directed to be set out for the common Use of the said Forest as aforesaid; and that if any Person shall sell or convey or cause to be sold or conveyed, out of the Limits of the said Forest, any Stones, Gravel, Sand, Marl, Clay or other Materials, that may be found or raised upon the said Allotments hereinbefore directed to be set out for the common Use of the said Forest as aforesaid, any Justice of the Peace for the County in which the same shall be situate, upon due Proof thereof made before him upon Oath (which Oath any such Justice is hereby empowered to administer) shall and he is hereby required, by Warrant under his Hand and Seal, directed to any Person or Persons whomsoever, to cause any Sum of Money, not exceeding Forty Shillings, to be levied by Distress and Sale of the Goods and Chattels of any Person offending in the Premises, rendering the Overplus (if any) upon Demand,

No Marl, &c.
carried out of
Forest.

Penalty.

to

to the Person whose Goods and Chattels shall have been so distrained and sold, after deducting the Costs and Charges attending such Distress and Sale; and the Monies so to be levied by way of Penalty as aforesaid, shall be applied towards defraying the Costs and Charges of executing this Act.

Power to set out new, &c. Roads, &c. and to turn and stop Roads.

XIX. And be it further enacted, That it shall be lawful for the said Commissioners to set out and appoint any new and additional Public Roads, or any new and additional Tracts and Ways for such new Roads, or any new Paths, in and over the said Forest; and to stop, discontinue or divert and turn, or abate and stop up any ancient Carriage Road or Way, Roads or Ways, or any ancient Footways or Paths, in, through, upon or over the said Forest, and to make such Order or Orders as to them shall seem proper for that Purpose; subject nevertheless to the Restrictions, Provisions and Directions of this Act: Provided always, that no Turnpike Road shall be altered or diverted without the Consent of the Trustees having the Care and Management thereof, or any Five or more of them; or any Public Highway or Road be shut up or discontinued until the Roads so marked out as intended to be and remain Public Highways, shall be set out and made according to the Directions of this Act, and until the same shall be properly formed and made convenient and safe for Horses, Cattle and Carriages: Provided also, that all Private Roads, Ways and Footpaths which shall be set out and appointed by the said Commissioners, shall be made and for ever maintained and kept in Repair by such Persons and in such manner as the said Commissioners shall, by their Award, or by any other Writing under their Hands order, direct or appoint: Provided also, that nothing in this Act contained shall extend or be construed to extend to subject or make liable, nor shall His Majesty, or the Free Suitors of the said Forest or their Tenants, or any other Person or Persons whomsoever, be liable or be deemed to be liable to any Rate or Assessment, or to any Statute Duty, for or towards the making, maintaining or repairing any of the Public Roads now made, or which may be made or marked out, in, over or across the said Forest; save and except the Bridle Roads, Occupation Ways and Footpaths hereinafter mentioned; any thing in any Act or Acts of Parliament to the contrary notwithstanding.

No Person liable to any Rate for Statute Duty towards repairing Public Roads, across Forest, except Bridle Roads, &c.

Bridle Roads, &c. made.

XX. And be it further enacted, That the said Commissioners shall and they are hereby also empowered to set out and appoint such Bridle Roads, Occupation Ways and Footpaths, in, over, through and across the said Forest, as they shall think requisite and proper; and shall by their said Award direct and appoint by whom, in what manner, at what time, and in what Proportions, the same respectively shall be maintained and kept in Repair, and to and for whose Use, Convenience or Benefit the same shall severally be set out and appointed; and no Person or Persons whomsoever (other than the Person or Persons to or for whose Use, Convenience or Benefit the same shall be so set out and appointed) shall have or be entitled to any Right, Title or Pretence whatsoever to call for or insist upon the making, forming or repairing such Bridle Roads, Occupation Ways or Footpaths, or any Part or Parts thereof respectively.

Allotment to The King.

XXI. And, be it further enacted, That when the Survey of the said Forest shall have been made and delivered to the said Commissioners, and the Boundaries thereof shall have been determined and

when, pursuant to the Powers hereinbefore contained, the several Pieces of Ground for Roads, Highways, Bridle Roads, Footpaths, Watering Places for Cattle, and Places for getting Materials for the Repair of Roads and other Purposes, shall have been set out, the said Commissioners shall as soon as may be proceed to value the Whole of the said Forest; and when and so soon as such Valuation shall have been made, the said Commissioners shall set out and allot, in Severalty, unto The King's Most Excellent Majesty, his Heirs and Successors, so much and such Part or Parts of the said Forest (Quantity, Quality and Situation considered) as in the Judgment of the said Commissioners shall be equal in Value to Twelve Twenty second Parts of the Whole of the said Forest which shall remain after making such Allotments as aforesaid, which Allotment for His Majesty shall be set out as near to the Centre of the said Forest as conveniently may be; and so soon as the same shall be severed from the Lands adjoining thereto, such Allotment shall become and remain the exclusive and absolute Property of The King's Most Excellent Majesty, his Heirs and Successors, freed, exonerated and for ever discharged of and from all Right of Common, of Pasture, of Turbary, Common of Estovers, and all other Rights of what nature and kind soever, of all and singular the Free Suitors and other Owners and Occupiers of Manors, Messuages, Cottages, Lands, Tenements and Hereditaments, who at the time of the passing of this Act were entitled to any such Rights thereon, or of any other Person or Persons whomsoever.

XXII. And be it further enacted, That the said Commissioners shall and they are hereby authorized and required, in the next Place, to set out, allot and award, unto and for the said Sir *Thomas Dyke Acland*, or the Person or Persons entitled thereto, such Part or Parts of the Residue or Remainder of the said Forest, as in the Judgment of the said Commissioners shall be equal in Value (Quantity and Quality considered) to One eighth Part of the Whole of the said Forest, for and in lieu of all Tithes yearly arising, issuing and payable out of all and every the Lands and Grounds within the said Forest; and such Allotment so to be set out, allotted and awarded for such Tithes as aforesaid, shall be in full Satisfaction and Discharge of and from all such Tithes, Dues and Payments whatsoever issuing, arising and renewing from and out of the Whole of the said Forest; which said Allotment in lieu of Tithes shall be set out as nearly contiguous to any other Property of the said Sir *Thomas Dyke Acland* as circumstances will permit.

Allotment in lieu of Tithes.

XXIII. And be it further enacted, That when and so soon as the said Commissioners shall have set out the Allotment hereinbefore directed to be made and set out to His Majesty, his Heirs and Successors, they shall prepare an Award, with a Map or Plan annexed hereto, whereof there shall be Three Originals, one to be inrolled in the Court of Exchequer at *Westminster*, another in the Office of the Auditor of the Land Revenue, there to remain on Record, and shall afterwards be filed and preserved amongst the Muniments of the Office of the Surveyor General of His Majesty's Woods and Forests for the time being; such Award, or the Inrolment thereof, shall be produced, read and received in Evidence on all Occasions here any Question, Doubt or Controversy shall or may arise, relating to or affecting the Rights and Interests of His Majesty, his Heirs

Award of His Majesty's Allotment inrolled in Exchequer and at Office of Auditor of Land Revenue.

respectively be situate, they the said Commissioners having regard, in setting out, allotting and awarding the same several Allotments, to the Quality, Situation and Conveniency thereof respectively.

XXVI. Provided always nevertheless, That nothing herein contained shall extend or be construed to extend, so as to prevent any Owner of any Estate to which such Free Suit as aforesaid is attached, from having a proportionable Allotment in respect of such Estate, with other Persons entitled to Allotments of the Residue of the said Forest, in case such Owner shall prove to the Satisfaction of the said Commissioners, that such Owner is entitled to Stock or Depasture on the said Forest, at a less Toll than Five pence *per* Head, any greater Number of Sheep than he is entitled to in respect of his Free Suit.

Owners of Free Suits entitled to Share of Residue in certain cases.

XXVII. And be it further enacted, That all and every Person and Persons, Bodies Politic, Corporate or Collegiate, claiming Rights of Pasturage, Agistment or Commonage, or other Rights, in and upon the said Forest, to be divided and inclosed by virtue of this Act, or any Part thereof, at the time of their delivering in their respective Claims to the said Commissioners as directed by the said recited Act, shall produce and deliver to the said Commissioners a minute and exact Account of all and singular the Messuages, Lands and Grounds in respect whereof such Claims are or may be made, with the Names of all and every the Owners or Occupiers thereof respectively, distinguishing such of the Premises as are of Freehold Tenure, from such as are of Copyhold, Customary or Leasehold Tenure, and of what particular Manors or Lordships or Persons the said Copyhold, Customary or Leasehold Tenements are or may be severally and respectively holden; and every Person or Body so claiming shall produce the last Assessment to the Property Tax under Schedule (A.) made upon the Property in respect of which the Claim is made; and the said Commissioners shall, on the producing and delivering such minute Account as aforesaid, enquire, on the Oath as well of the Person or Persons producing and delivering the same, as of such other Person or Persons as they shall think fit (which Oath respectively the Commissioners are hereby authorized to administer) into the Authenticity and Accuracy of all and every such Accounts; and in all cases where the said Commissioners shall not be satisfied that such Account is correct, they the said Commissioners shall cause their Surveyor or Surveyors to ascertain the Authenticity and Accuracy thereof, together with the Assessment to the Tax thereon; and the Expence of making such Enquiries by the said Surveyor or Surveyors shall, in all cases in which it shall upon any such Enquiry appear that such Account was wilfully inaccurate, and that therefore such new Investigation was necessary, be borne and defrayed by the Person or Persons claiming Rights of Pasturage, Agistment or Commonage, or other Rights, in and upon the said Forest, in respect of the Messuages, Lands and Grounds, in relation to which such inaccurate Account shall have been first delivered; and in case of his, her or their Refusal to pay such Expences at the Time and Place appointed by the said Commissioners for the Payment thereof, then and in such case the said Commissioners shall cause the same to be raised, levied and recovered in the manner in which Penalties and Forfeitures are directed to be recovered by the said recited Act.

Proprietors to produce Accounts of Lands and Grounds in respect whereof they claim to be entitled to Rights of Common, &c.

Power for Com-
missioners to
call for Property
Tax Assessments.

XXVIII. And be it further enacted, That, in order the better to enable the said Commissioners to form a correct and accurate Judgment of the Amount of the Rental or Value of such several and respective Messuages, Lands and Grounds as aforesaid, the said Commissioners, or the Person or Persons who shall act as their Clerk or Clerks in the Execution of this and the said first recited Act, may, and he and they are and is hereby authorized and empowered from time to time, as they may think necessary or expedient, to cause any of the Assessments or Books of Assessment of the aforesaid Tax, commonly called the Property Tax or Income Tax, so far as the same relate or refer to or in any wise concern the Statement of Property having Rights of Pasturage or other Rights on the said Forest, and the Rental or Valuation by which such Assessments are made, mentioned and described, within any Parish, Township or Place in which such Estates so having Rights of Pasturage and other Rights on the said Forest are situate, to be brought before them, and to take Copies of or Extracts from such Assessments or Books of Assessment, or any Part or Parts thereof, as they the said Commissioners, or their Clerk or Clerks, or any of them, shall think fit and necessary for the Purposes of this Act; and such Compensation shall be made to the Clerks or Persons having the Care or Custody of the Assessments of the said Property Tax or Income Tax, by the said Commissioners, out of the Money arising or to arise by virtue of this Act, as the said Commissioners or their Clerk or Clerks shall think reasonable: And if any Person or Persons, in whose Care or Custody any of the said Assessments or Books shall be, shall neglect or refuse (after Ten Days' Notice for that Purpose) to attend the said Commissioners or their Clerk or Clerks with such Assessments or Books, or to permit them, or any of them, to take Copies thereof, or Extracts therefrom as aforesaid, then and in every such case, every Person who shall so neglect or refuse shall, for every such Offence, forfeit and pay any Sum not exceeding Twenty Pounds, to be recovered and applied in the same manner as other Penalties are by this or the said recited Act directed to be recovered and applied.

Penalty.

Boundary
Fences may be
shortened.

XXIX. And Whereas it may shorten the Boundary Fences between the said Forest hereby directed to be divided and inclosed, and the Lands in any adjoining Manor, Parish, Township or Place, if the said Commissioners were empowered to cause such Fences to be raised in such Direction as they shall deem most proper and convenient for shortening and making the same regular; Be it therefore further enacted, That it shall be lawful for the said Commissioners, with the Consent in Writing under the Hand or Hands of the Lord or Lords of the Manor or Manors in which the Lands are situate, or the major Part in Value of Land Owners in any Parish or Township adjoining to the said Forest (such Value to be ascertained by the Land Tax Assessment of any such Parish, Township or Place) and under the Hand or Hands of the Owner or Owners of the Lands upon which such Fence or Fences shall or may be intended to be made, to set out, ascertain and determine the Boundary Fences to be made between the said Forest hereby directed to be divided, allotted and inclosed, and the Lands lying in any such adjoining Parish, Township or Place, as they shall judge proper for the Purposes aforesaid; and after such Boundaries shall be so set out, ascertained and determined, the same shall be inclosed and fenced by such Person

Person or Persons, in such manner, and at such time or times, as the said Commissioners shall direct, and shall for ever thereafter be deemed and taken to be the Boundaries between the said Forest and such adjoining Manor, Parish, Township or Place respectively; any Law, Usage or Custom to the contrary notwithstanding.

XXX. Provided always, and be it further enacted, That if any Person or Persons, Body or Bodies Politic, Corporate or Collegiate, interested in the ascertaining of the Boundaries of the said Forest, and of any Manor, Parish, Township or Place adjoining thereto, shall be dissatisfied with the Determinations of the said Commissioners or Umpire, made in pursuance of the Directions of the said recited Act or of this Act, respecting such Boundaries or any of them, and shall be desirous of having the Boundaries affected by such Determinations tried at Law, and shall, by themselves or their respective Agents or Attornies, within Three Calendar Months next after the Determination of the said Commissioners or Umpire shall have been made and published by them, give Notice in Writing to the said Commissioners of such his, her or their Objection to the said Boundaries so determined by the said Commissioners or Umpire, and of such Desire to have the same Boundaries settled by Trial at Law, then and in every such case the said Commissioners shall and they are hereby required, immediately on Receipt of such Notice as aforesaid, or as soon afterwards as conveniently may be, to give Notice to One or more of the Party or Parties interested therein, who shall insist upon the Boundaries so determined by the said Commissioners or Umpire, or to the respective Agents or Attornies of such Person or Persons, by Writing under the Hands of them the said Commissioners, to be delivered to or left at the usual Place of Abode of such Party or Parties, Agents or Attornies respectively; and it shall and may be lawful to and for the Person or Persons giving such Notice to the said Commissioners as aforesaid, or his or their Heirs, Successors or Assigns, after the Expiration of Three Calendar Months from the time of such Notice being given to the said Commissioners as aforesaid, to proceed to a Trial at Law for the ascertaining of such Boundaries so objected to as aforesaid, at the First or Second Assizes to be holden for the County in which the Boundaries so objected to shall be situate, next after the giving of such Notice to the said Commissioners, in an Action or Actions for that Purpose, to be commenced in One of His Majesty's Courts of Record at *Westminster*, by the Person or Persons giving such Notice to the said Commissioners as aforesaid, their respective Heirs, Successors or Assigns, against any such Person or Persons interested therein, who shall insist on the Boundaries so determined by the said Commissioners or Umpire as aforesaid; and the Defendant or Defendants in such Action or Actions shall forthwith name an Attorney or Attornies, who shall file Common Bail, or appear to and accept one or more Issue or Issues, whereby all such Boundaries may be properly tried and determined (such Issue or Issues, if the Parties differ about the same, to be settled by the proper Officer of the Court wherein such Action or Actions shall be commenced); and the Jury or Juries who shall try such Issue or Issues shall find the Boundary or Boundaries of the said Forest, or of all or any of the Manors, Parishes, Townships, Hamlets or Districts so in dispute, and the same shall, under the Direction of the Judge who shall try the said Issue or Issues, be indor-

Parties dissatisfied with Boundaries as set out, may try Rights at Law.

Common Bail.

dorfed specially on the Poftea, in cafe the fame fhall be thought neceffary for afcertaining fuch Boundaries; and the Verdict or Verdicts which fhall be given in any fuch Action or Actions fhall be final and conclufive to every Perfon and Perfons, Body and Bodies Politic, Corporate or Collegiate whomsoever, unlefs the Court wherein fuch Action or Actions fhall be brought, fhall fet afide the Verdict or Verdicts fo to be given as aforefaid, and order a new Trial or Trials to be had therein (which it fhall be lawful for the faid Court to do, and alfo upon fufficient Caufe fhewn, to put off the Trial of fuch Iflue, or to change the Venue, as is ufual in other cafes); and after any Verdict or Verdicts fhall have been obtained and not fet afide by the Court as aforefaid, the faid Commiffioners fhall and they are hereby authorized and required to conform to fuch Verdict or Verdicts; any thing in the faid recited Act or in this Act contained to the contrary notwithstanding; and the Defendant or Defendants in every fuch Action fhall be, by the faid Commiffioners, re-imbursed all the Cofts, Charges and Expences, which he or they fhall reafonably pay, expend or be put unto, in the Defence of fuch Action or Actions, by and out of the Money to be raifed for carrying this Act into Execution.

Cofts to Defendants.

Claims of Rights delivered to Commiffioners.

41 G. 3 (U. K.) c. 109. § 6.

Power for Commiffioners to fettle Difputes.

Commiffioners not to determine Titles to Eftates.

Commiffioners may affefs Cofts.

XXXI. And be it further enacted, That all Perfons having or claiming any Eftate or Intereft in or upon the Lands and Grounds hereby directed to be divided, allotted and inclofed, fhall, by themfelves or their Agents, deliver their refpective Claims in Writing to the faid Commiffioners, at a Meeting or Meetings to be holden for that Purpose, in the manner directed by the faid recited Act of the Forty fifth Year of the Reign of His prefent Majefty; of which Meeting or Meetings Twenty one Days' Notice at the leaft fhall be given by the faid Commiffioners, expreffing the Purpose of fuch Meeting or Meetings, in the manner hereinbefore directed.

XXXII. And be it further enacted, That in cafe any Difpute or Difference fhall arife between any of the Parties interefted in the faid intended Divifion and Inclofure, touching or concerning the refpective Rights and Interefts which they or any of them fhall have or claim to have in the fame, or touching or concerning any Matter or Thing relating to the faid Divifion and Inclofure, it fhall be lawful for the faid Commiffioners or Umpire, and they and he are and is hereby authorized and empowered to examine into, hear and determine the fame refpectively.

XXXIII. Provided always, and be it enacted, That nothing herein contained fhall authorize the faid Commiffioners or Umpire to determine the Title to any Meffuages, Lands, Tenements or other Hereditaments whatsoever, but they fhall affign and fet out the feveral Allotments directed to be made, unto the Perfon or Perfons having the actual Seifin of the Meffuages, Lands, Tenements or Hereditaments, in right or in refpect whereof fuch Allotments fhall be made.

XXXIV. And be it further enacted, That in cafe the faid Commiffioners fhall, upon the Hearing and Determination of any Claim or Objection to be delivered to them in pursuance of the faid recited Act or of this Act, fee caufes, or any Cofts, it fhall be lawful for the faid Commiffioners, by their Writings, to affefs and upon Application made to them, to affefs, to fettle, and to award the Cofts, as they fhall think reafonable; to be paid by the Party who fhall be found to have the Cofts in his favour.

Commissioners or Umpire shall be made, by the Person or Persons, Body or Bodies Politic, Corporate or Collegiate, whose Claim or Objection shall be thereby disallowed or over-ruled, or against whom the said Commissioners shall have determined as aforesaid; and in case the Person or Persons, or Body or Bodies Politic, Corporate or Collegiate, who shall be liable to pay such Costs, shall neglect or refuse to pay the same upon Demand, it shall be lawful for the said Commissioners, and they are hereby authorized and required, by Warrant under their Hands and Seals, directed to any Person or Persons whomsoever, to cause such Costs to be levied by Distress and Sale of the Goods and Chattels of the Person or Persons, Body or Bodies Politic, Corporate or Collegiate, so neglecting or refusing to pay the same, rendering the Overplus (if any) upon Demand, to the Person or Persons, or Body or Bodies Politic, Corporate or Collegiate, whose Goods and Chattels shall have been so distrained and sold, after deducting the Costs and Charges attending such Distress and Sale.

XXXV. Provided always, and be it further enacted, That in case any Person or Persons, or Body or Bodies Politic, Corporate or Collegiate, interested or claiming to be interested in the said intended Division and Allotments, shall be dissatisfied with any Determination of the said Commissioners or Umpire, touching or concerning any Claim or Objection which shall be delivered to the said Commissioners in pursuance of the said recited Act or this Act, or touching or concerning any Property, Right or Interest, intended to be affected by such Determination, and shall, within Three Calendar Months next after such Determination shall have been notified in Writing to the Party or Parties interested, cause Notice in Writing of such Dissatisfaction to be delivered to or left at the usual Place of Abode of the said Commissioners, and of the Party or Parties in whose Favour such Determination shall have been made, or his, her or their Agent or Agents, it shall be lawful for such Person or Persons, or Body or Bodies Politic, Corporate or Collegiate, giving such Notice as aforesaid, to proceed to a Trial at Law of the Matter so determined by the said Commissioners or Umpire, at the then next Assizes to be held for the County in which the Land shall be situate; and in case such Land shall be situate in both the said Counties of *Somerset* and *Devon*, then for the County in which the greatest Proportion of such Land shall be situate, unless such Assizes shall happen within Two Calendar Months next after the Determination of the said Commissioners or Umpire, and then and in that case, at the Second Assizes to be held for the said County next after such Determination; and for that Purpose the Person or Persons, or Body or Bodies Politic, Corporate or Collegiate, giving such Notice as aforesaid, shall, within Two Calendar Months next after such Determination, cause an Action to be brought in One of His Majesty's Courts of Record at *Westminster*, upon a feigned Issue, against the Person or Persons, Body or Bodies Politic, Corporate or Collegiate, in whose Favour such Determination shall have been made; and the Defendant or Defendants in such Action or Actions shall, and he, she or they is and are hereby required to name an Attorney or Attornies, who shall appear thereto or file Common Bail, and accept one or more Issue or Issues, whereby such Claim, and the Property, Right and Interest thereby insisted upon, may be tried and determined; such Issue or

Power to try
Rights by an
Issue at Law.

Common Bail.

If no Action brought or not proceeded in, Determination of Commissioners final.

Trial not to suspend Execution of Powers of Act.

In case of Deaths of Parties before Actions brought, same carried on and defended in their Names.

Issues to be settled by the proper Officer of the Court in which the said Action shall be commenced, in case the Parties shall differ about the same; and the Verdict which shall be given upon the Trial of such Action shall be binding, final and conclusive to every Person and Persons, Body and Bodies Politic, Corporate or Collegiate whomsoever, unless the Court wherein such Action shall be brought, shall set aside such Verdict, and order a new Trial to be had therein, which it shall be lawful for the said Court to do in case the said Court shall think proper; and that after such Verdict shall be obtained and not set aside by the said Court, the said Commissioners shall and they are required to act in conformity thereto, and to allow or disallow the Claim, Property, Right or Interest thereby determined, according to the Event of such Trial or Trials: Provided always, that if no such Notice shall be given, or if any such Notice shall be given, and such Action at Law shall not be commenced as aforesaid, or if any such Action shall be commenced, and the Plaintiff or Plaintiffs therein shall not proceed to a Trial within the time hereinbefore limited for that Purpose, then the Determination of the said Commissioners or Umpire shall be final and conclusive, to all Intents and Purposes whatsoever: Provided also, that if any of the Parties in any such Action to be commenced as aforesaid shall die before the Determination thereof, such Action shall not abate by reason thereof, but shall be proceeded in as if no such Event had happened; and that no Difference, Suit or Proceeding as aforesaid, nor any Difference or Dispute touching the Title to any Lands, Tenements or Hereditaments, shall impede or delay the said Commissioners or Umpire in the Execution of this and the said recited Act; but the Division and Allotments hereby directed to be made shall be proceeded in, notwithstanding any such Difference, Suit or Proceeding.

XXXVI. Provided always, and be it further enacted, That if any Person or Persons, in whose Favour any such Determination as aforesaid shall have been made, and against whom any such Action or Actions might have been brought, if living, shall die before any such Action or Actions shall have been brought, and before the Expiration of the time hereinbefore limited for bringing such Action or Actions, it shall be lawful for the Person or Persons, Body or Bodies Politic, Corporate or Collegiate, who might have brought such Action or Actions against the Person or Persons so dying, to bring the same within the time so limited as aforesaid, against such Person or Persons as if actually living, and to serve the Clerk or Clerks of the said Commissioners with Procefs for commencing such Action or Actions, in the same manner as the Party or Parties might have been served therewith if living; and it shall thereupon be incumbent on the Heir or Heirs, or other Person or Persons who shall claim the Benefit of such Determination as aforesaid, on receiving Notice of such Procefs from the Clerk or Clerks to the said Commissioners (which Notice such Clerk or Clerks is and are hereby directed and required to give accordingly), to appear and defend such Action or Actions in the Name or Names of the Person or Persons so dead, and Proceedings shall be had therein, in the same manner as if such Person or Persons had been actually living; and the Rights of all Parties shall be equally bound and concluded by the Event of such Action or Actions.

XXXVII. Pro-

XXXVII. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to enable the said Commissioners or Umpire to determine any Right between any Parties contrary to the Possession of any such Parties, except in cases of Encroachments made within the Period of Twenty Years; but in case the said Commissioners or Umpire shall be of Opinion against the Right of the Person or Persons so in Possession, they or he shall forbear to make any Determination thereupon, until the Possession shall have been given up by or recovered from such Person or Persons by Ejectment or other due Course of Law.

Persons in Possession not molested.

XXXVIII. Provided, and it is hereby declared, That nothing in this Act contained shall extend or be construed to authorize or empower the said Commissioners to consider the said Farm, called *Simons Bath Farm*, as forming any Part of the Lands to be divided, allotted or inclosed under or by virtue of this Act, or as comprised within any of the Powers or Authorities hereby given; but that the same shall be and remain vested in His Majesty, his Heirs and Successors for ever, exclusive of and over and above any Allotment or Allotments which shall be set out or made unto or for His Majesty, his Heirs or Successors under or by virtue of any of the Powers or Authorities hereby given, freed and discharged from all Tithes and all Rights of Common whatsoever; any thing herein contained to the contrary thereof in any wise notwithstanding.

Simons Bath Farm not to be subject to Power of Commissioners, but to remain vested in His Majesty, free from Tithes, &c.

XXXIX. And be it further enacted, That the said Forest, and all the Lands and Grounds to be inclosed by virtue of this Act, shall at all times for ever, after the said Allotment in lieu of Tithes shall be set out in manner aforesaid, be exonerated, exempt and freed from all Tithes both Great and Small, or of what nature or kind soever; any thing in this Act contained to the contrary notwithstanding.

Forest for ever exempt from Tithes.

XL. Provided always, and be it further enacted, That all Inclosures to be made in the said Forest by virtue of this Act shall be made and set out in such manner as not to interrupt or impede the necessary Communications in, over and upon the said Forest.

Inclosure not to impede usual Communications.

XLI. And be it further enacted. That the several Outermost or Ring Fences of the Lands so to be allotted to His Majesty, his Heirs or Successors as aforesaid, shall be made in such manner and at such time or times as the said Commissioners shall direct and appoint; and such Outermost or Ring Fences shall be raised and made, and for ever thereafter maintained, supported and kept in repair, at the Expence, Costs and Charges of His said Majesty, his Heirs and Successors; and that the several Outermost or Ring Fences of the Lands so to be allotted to the said *Sir Thomas Dyke Acland*, or other Person or Persons entitled in lieu of Tithes as aforesaid, shall be likewise made in such manner and at such time or times as the said Commissioners shall direct and appoint, and such Outermost or Ring Fences last mentioned shall be raised and made at the Expence, Costs and Charges of His said Majesty, his Heirs and Successors; but the same shall for ever thereafter be maintained, supported and kept in repair by the said *Sir Thomas Dyke Acland*, or by the Person or Persons entitled to such Allotment in lieu of Tithes as aforesaid; and all Fences to be made in pursuance of this Act, for dividing and inclosing the Residue of the said Forest, shall be made, and at all times for ever thereafter be repaired, maintained and kept in Repair by and at the Expence of the Proprietors interested in such Residue, in such Parts, Shares and

Allotments by whom and how fenced, and Fences afterwards kept in Repair.

and Proportions, and in such manner as the said Commissioners shall, in and by their final Award, direct and appoint; but no such Proprietor or Proprietors shall be compelled or compellable to fence his, her or their own Allotment or Allotments, or contribute to the fencing of any Allotment or Allotments belonging to any other Person or Persons, until the Owner or Owners of such last mentioned Allotment or Allotments shall have made and completed his, her or their Proportion of the same.

Moss Pits, &c. incapable of Drainage left open for Use of Persons heretofore using same.

XLII. And be it further enacted, That if the said Commissioners or any Engineer to be by them employed, under the Powers and Authorities of this Act, shall find it impracticable to drain any of the Moss Pits or Turbaries on the said Forest, so as to make the same sufficiently dry to be used as Arable or Pasture Land, then and in such case it shall be lawful for the said Commissioners, and they are hereby authorized and empowered to leave such Moss Pits or Turbaries open and uninclosed, to be held and enjoyed by such Person or Persons as, before the passing of this Act, have of Right held, used and enjoyed the same.

Turf not taken away after passing of Act.

XLIII. And be it further enacted, That if any Person or Persons, after the passing of this Act, shall get, remove or take away any Fern, Heath, Gorse or other Article of the like Nature or Quality, from or off any of the Lands or Grounds to be divided, allotted and inclosed by virtue of this Act, or shall cut, dig, get or take away any of the Turf or Soil of the Lands or Grounds to be inclosed by virtue of this Act, for any Use or Purpose whatsoever or under any Right, Privilege or Claim, or Pretence of Right, Privilege or Claim whatsoever (other than and except any Person or Persons who may get any Turves out of any of the Moss Pits or Turbaries which shall or may be left open and uninclosed by the said Commissioners as hereinbefore mentioned), upon due Proof made before the said Commissioners on Oath (which Oath the said Commissioners are hereby empowered to administer), the said Commissioners shall and they are hereby required, by Warrant under their Hands and Seals directed to any Person or Persons whomsoever, to cause any Sum or Sums of Money not exceeding the Sum of Five Pounds, to be levied by Distress and Sale of the Goods and Chattels of the Person or Persons so offending in the Premises, rendering the Overplus (if any) upon Demand to the Person or Persons whose Goods and Chattels shall be so distrained and sold, after deducting the Costs and Charges attending such Distress and Sale; and the Money so to be levied as aforesaid shall be applied towards the Payment of the Costs, Charges and Expences of executing this Act.

Penalty.

XLIV. And be it further enacted, That immediately after all the Allotments to be made and set out in pursuance of this Act shall by Order of the said Commissioners be marked and set out, all the several Shares or Allotments to be set out as aforesaid shall be and be deemed and taken to be in lieu of, and in full Compensation, Satisfaction and Discharge of and from all Tithes, Rights of Common and all other Rights whatsoever, which the said Proprietors or any of them could or might have had or been entitled to demand and upon the said Forest and other the said Common and other Lands and Grounds, every Part of the same respectively, at what time, all the said Tithes, Rights of Common, and all other Rights whatsoever, in or upon the said Forest and other the said Common and other Lands and Grounds, shall be for ever cancelled, abolished, and extinguished.

After Allotments made Rights of Common and other Rights to cease.

And

XLV. Provided nevertheless, and be it further enacted, That it shall be lawful for the said Commissioners, at any time before the Execution of their said final Award, by Notice by Advertisement in one or more of the Newspapers usually circulated in that Part of the said Counties of *Somerset* and *Devon* where the said Forest lies, to order and direct all or any Part of the Rights of Commons, in, over or upon the said Forest, and other the said Open and Commonable Lands and Grounds, or any Part or Parts thereof, to be extinguished, or the Exercise thereof suspended for and during such time or times as shall be expressed in such Notice; and all such Rights of Common as the said Commissioners shall by such Notice order and direct to be extinguished, or the Exercise thereof to be suspended as aforesaid, shall, from the time mentioned in such Notice, cease, determine and be extinguished, and the Exercise thereof shall be suspended accordingly; any Law, Usage or Custom to the contrary thereof in any wise notwithstanding.

Rights of Common suspended or extinguished before Execution of Award.

XLVI. And be it further enacted, That if any of the several Owners of ancient Messuages, Lands, Tenements or Hereditaments, shall be desirous that their respective Shares in the said Open Commonable Lands and Grounds so directed to be divided, allotted and inclosed as aforesaid, in respect of their Common Rights or other Rights belonging to such Messuages, Lands, Tenements or Hereditaments, should be allotted together in one or more Parcel or Parcels, and shall express their Desire in Writing to the said Commissioners, at such time as the said Commissioners shall limit and appoint, then and in such case the said Commissioners shall and they are hereby required to set out the several Parcels of Land to be allotted to such several Persons in one Allotment, and such Allotment shall be used and enjoyed by the several Proprietors thereof, in such manner and under such Regulations as the said Commissioners shall in that behalf direct and appoint in and by their said final Award.

Owners of Common Rights may have Allotments laid together.

XLVII. And be it further enacted, That when and so soon as the said Commissioners shall have ascertained the respective Rights of the Persons interested in the said intended Inclosure, and also the respective Shares and Proportions by them proposed to be allotted to such Persons respectively in lieu thereof, they the said Commissioners shall give Notice by Advertisement in one or more of the Public Newspapers usually circulated in that Part of the said Counties of *Somerset* and *Devon* in which the said Forest lies, of the Day or Days and Place, where all Persons interested may peruse a Schedule of such intended Allotments, and inspect the Map or Plan whereon the same shall be delineated, and may have and receive a Copy of such Schedule, so far as the same relates to each Person respectively; and as some Persons may, upon Perusal of the said Schedule and Inspection of such Map or Plan, be dissatisfied with their intended Allotments, the said Commissioners shall give or cause to be given Notice of One Meeting at least, to be held by them for hearing Complaints and Objections against such intended Allotments, and for hearing and determining all such Objections; and their Determination in the Premises, as to the Quantity, Quality and Situation, shall be binding, final and conclusive upon all Parties.

Allotments delineated on Plan, and Shewn to Proprietors.

XLVIII. Provided always, and be it further enacted, That if any Person hath sold, or shall at any time before the Execution of the final Award of the said Commissioners, sell his or her Right,

If any Person sell his Common Right, Allotment made to Purchaser.

Interest

Interest and Property in, to, over or upon the Lands and Ground hereby directed to be divided, allotted and inclosed, or any Part thereof, to any other Person, then and in every such case, it shall be lawful for the said Commissioners, and they are hereby authorize and required, on Application made to them for that Purpose, by Writing under the Hands of the contracting Parties, to make any Allotment of Land unto the Vendee or Purchaser in every such Sale or to his or her Heirs or Assigns, for and in respect of such Right Interest and Property so sold as aforesaid; and every such Vendee or Purchaser, or his or her Heirs or Assigns, shall and may, from and after the Execution of their final Award, hold and enjoy the Land so to be allotted to him, her or them as aforesaid, in the same manner as the Vendor in every such Sale might, could or ought to have held and enjoyed the same, in case such Sale had not been made, or such Right, Interest or Property, had been vested in such Vendor at the time of making such Allotments as aforesaid.

Commissioners of His Majesty's Woods, &c. empowered to purchase Lands.

XLIX. And be it further enacted, That it shall be lawful for the Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues, by and with the Approbation and Consent of the Lords Commissioners of His Majesty's Treasury for the time being, or any Three or more of them, on behalf of His Majesty, and they are hereby empowered, to agree with and to purchase, for the Use of His Majesty, his Heirs and Successors, from any Person or Persons who shall be entitled to any Allotment or Allotments of Land under or by virtue of this Act, all or any Part or Parts of their respective Allotments to be made to them under this Act.

Allotments of same Tenure.

L. And be it further enacted, That all the Lands and Hereditaments which shall be allotted under or by virtue of this Act, shall be held by the same Tenures, and under the same Rents, Customs and Services, as the Lands and Hereditaments in respect whereof such Allotments shall be made, were respectively held before the passing of this Act, or would have been held in case this Act had not been passed.

Separate Allotments made for Estates held by different Tenures.

LI. Provided always, and be it further enacted, That where the Proprietor or Proprietors of any Lands or other Hereditaments, which shall be allotted or exchanged under or by virtue of this Act, shall hold their respective Lands or Hereditaments by different Tenures or for different Estates, or under different Titles, the said Commissioners shall, upon the Request of such respective Proprietors in Writing under their Hands, ascertain and distinguish the Lands or other Hereditaments held by or under such respective Tenures, Estates or Titles, and shall accordingly in their said Award set out and distinguish distinct and several Allotments for such respective Lands or other Hereditaments.

Forest to be disafforested.

LII. And be it further enacted, That after the final Award of the said Commissioners shall be made and executed, all and every the Lands and Grounds lying and being within the Boundaries of the said Forest, as well those already inclosed as those intended to be inclosed under the Authority of this Act, shall be and the same are hereby disafforested, and shall be and (not) exonerated and discharged for ever thereafter from all such Rights, Jurisdictions and Authorities whatsoever (if any) and from all Rents, Customs and Services which were or should have been payable or due to any other Person or Persons, and from all other Claims, Demands, Rights, or Interests whatsoever, which were or should have been payable or due to any other Person or Persons, in respect of the said Lands and Grounds, or any Part thereof, at the time of the making of the said Award.

LIII. And be it further enacted, That it shall be lawful for the said Commissioners to set out, allot and award any Lands, Tenements or Hereditaments within the said Forest, or within any Parish or Place adjoining thereto, in lieu of and in Exchange for any other Lands, Tenements or Hereditaments within the said Forest, or within any adjoining Parish, Township or Place, provided that all such Exchanges shall be ascertained, specified and declared in the final Award of the said Commissioners, and be made with the Consent of the Proprietor or Proprietors of the Premises which shall be so exchanged, whether such Proprietor or Proprietors shall be a Body or Bodies Politic, Corporate or Collegiate, Corporation Aggregate or Sole, or a Tenant or Tenants in Fee Simple or for Life, or in Fee Tail General or Special, or by the Courtesy of *England*, or for Years determinable on any Life or Lives, with the Consent of the Lessor or Lessors, but not otherwise, or with the Consent of the Guardians, Trustees or Feoffees for Charitable, Parochial or other Uses, Husbands, Committees or Attornies of or acting for any such Proprietor or Proprietors who at the time of making such Exchange or Exchanges shall be respectively Infants, Females Covert, Idiots, Lunatics, or under any other legal Disability, or who shall be beyond the Seas, or otherwise disabled to act for themselves, himself or herself, such Consent to be testified in Writing under the Common Seal of the Body Politic, Corporate or Collegiate, and under the Hands of the other consenting Parties respectively; and all and every such Exchange and Exchanges so to be made shall be good, valid and effectual in the Law, to all Intents and Purposes whatsoever: Provided nevertheless, that no Exchange shall be made of any Messuages, Buildings, Lands, Tenements or Hereditaments, held in right of any Church, Chapel or other Ecclesiastical Benefice, without the Consent testified as aforesaid of the Lord Bishop of the Diocese in which such Messuages, Buildings, Lands, Tenements and Hereditaments shall be situate, and of the Patron of such Church, Chapel, or other Ecclesiastical Benefice.

Exchanges allowed to be made.

Provido.

LIV. Provided always, and be it further enacted, That all Costs, Charges and Expences attending the making and completing of any Exchanges and Partitions to be made under or by virtue of the said first recited Act and this Act, or either of them, shall be paid, borne and defrayed by the several Persons, Bodies Politic, Corporate or Collegiate, for whose Benefit such Exchanges or Partitions shall be made, in such manner and in such Proportions as the said Commissioners shall, by their final Award, order and direct.

Expences of Exchanges, &c. by whom paid.

LV. And be it further enacted, That all and every Lease and Leases at Rack or extended Rent now subsisting of any Messuages, Lands or Tenements having Rights within the said Forest, shall, as far as such Lease or Leases affect or concern any Allotment or Allotments to be made of any Part of the said Forest, or Right or Rights of Common therein, in respect of such Messuages, Lands or Tenements comprised in such Lease or Leases, be and the same is and are hereby declared to be null and void as to such Allotment and Allotments, and such Allotment and Allotments shall be made and assigned unto the Landlord or Landlords, and not to the Tenant or Tenants, Lessee or Lessees, and such Allotment and Allotments shall be freed and discharged of and from all Right and Interest which may or otherwise might be claimed in or to the same by virtue of such Lease

Leases at Rack Rent void as to Allotments of Common.

or

LVIII. Provided always, and be it further enacted, That if owing to the Situation or other Circumstances of any Allotment or Allotments, it shall happen that the Proprietor or Proprietors thereof shall not have a proportionable Share of Boundary Fencing thereto, it shall be lawful for the said Commissioners, where they shall judge reasonable, to ascertain and appoint any Sum or Sums of Money, to be contributed and paid by such Proprietor or Proprietors, towards the Expence of the Boundary Fencing of such other or others of the said Proprietors who may happen to have too great a Proportion thereof, in order that the Expences of the said Boundary Fencing may be brought as near as may be to a just and equal Proportion (regard being had to the necessary Subdivision Fences within the respective Allotments); and the Money so to be ascertained and applied shall be levied and recovered in such and the same manner as the Charges and Expences of executing any Act of Inclosure are by the said first recited Act directed to be levied and recovered: Provided, that no such Sum or Sums of Money so to be contributed and paid as aforesaid, shall be actually levied until the Fences, in respect whereof such Contribution is directed to be made, shall be put up and completed to the Satisfaction of the said Commissioners.

Satisfaction made for unequal Share of Boundary Fences.

Proviso.

LIX. Provided always, That it shall be lawful for the said Commissioners, at any time before the Execution of their final Award, to make any Alterations in the Allotments and Fences which they may have set out and ordered, or in any Private Roads laid or to be laid over or to such Allotments, that they shall think right and expedient: Provided, that no Alteration shall be made in any thing directed by the said first Award relating to the Allotment or Allotments to be made to The King's Most Excellent Majesty, without the Consent in Writing of the Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues, first had and obtained: And in case any Person or Persons shall be injured by such Alterations on Account of any Expences he, she or they, may have been at, the said Commissioners shall ascertain and determine what Recompence shall be made to him, her or them, and shall direct by whom and in what manner such Recompence shall be made.

Commissioners may make Alterations in Allotments, and in Private Roads, if they think proper; but not in His Majesty's Allotment.

LX. And be it further enacted, That the Costs, Charges and Expences incident to and attending the obtaining and passing of this Act, of Perambulation, of first surveying and valuing the said Forest, and of setting out the Allotments by this Act directed to be made and set out to and for His Majesty, his Heirs and Successors, and to and for the said *Sir Thomas Dyke Acland*, or other Owner or Owners of the Tithes as aforesaid, and of making and inrolling the said first Award, shall be paid and borne by His Majesty, his Heirs and Successors, out of any Money which is or shall be in the Hands of the said Commissioners of His Majesty's Woods, Forests and Land Revenues.

Expences of Act paid by His Majesty.

LXI. And be it further enacted, That all other the Costs, Charges and Expences of carrying this Act into Execution, and of dividing, subdividing and allotting the Lands and Grounds by this Act directed to be divided, allotted and inclosed, unto and amongst the several other Owners and Proprietors of Lands having Rights on the said Forest, shall be borne and defrayed by such Owners or Proprietors respectively, in such Shares and Proportions, at such Time or Times, Manner and Place, as the said Commissioners, either before or after

What Expences paid by Proprietors.

the Execution of their said final Award, shall order, direct or appoint by any Rate or Rates to be made by the said Commissioners for that Purpose (save and except The King's Most Excellent Majesty, in respect of the Allotment or Allotments to be made to Him by virtue of this Act, and save and except the said Sir *Thomas Dyke Acland*, in respect of the Allotment or Allotments to be made in lieu of Tithes, or the Person or Persons entitled thereto, in respect of such Allotment or Allotments), and the Determination of the said Commissioners in the Premises shall be final and conclusive; and in case any Person or Persons shall refuse or neglect to pay his, her or their Share or Proportion of such Costs, Charges and Expences as aforesaid, within the time and in the manner appointed by the said Commissioners, then and in such case the said Commissioners shall cause the same to be raised, levied and recovered in the manner prescribed and directed by the said first recited Act.

Power to mortgage or sell Allotments.

LXII. And be it further enacted, That it shall be lawful for the said Commissioners, on Application being made to them in Writing by any of the Husbands, Guardians, Trustees, Committees or Attornies, of or for any of the said Proprietors or Persons interested in the Premises, being under Coverture, Minors, Idiots, Lunatics or beyond the Seas, or under any other Disability or Incapacity, or by the Persons acting as such Guardians, Trustees, Committees or Attornies respectively, or by any of the Proprietors of the Lands hereby directed to be divided and allotted, or any Part thereof, who are or shall be Tenant or Tenants in Tail, or for any Life or Lives, or any other Contingency, to mortgage or sell, either before or after the making the said Award, Part of the Allotment or Allotments to be made by virtue of this Act, to such incapacitated Proprietor or Proprietors, or other Person or Persons, by whom or in whose behalf any such Application shall be made as aforesaid, for the Purpose of raising a Sum of Money sufficient to defray the respective Shares and Proportions of the Costs, Charges and Expences of executing the said first recited Act and this Act, which shall be charged upon or payable by such incapacitated Proprietors or other Person or Persons respectively, and of fencing and inclosing and subdividing his, her or their Allotment or Allotments, and of making and completing such Mortgage or Sale; and such Mortgage or Sale shall be made by the said Commissioners in such and the like manner, and subject to such and the like Rules and Regulations, as are mentioned and prescribed in and by the said first recited Act, in respect to the Sale of any Lands authorized to be sold for paying the Expences of obtaining and carrying into Execution any Act for dividing, allotting and inclosing any Lands and Grounds; and each and every Allotment, for which the full Purchase Money shall be paid, shall be conveyed by the said Commissioners, at the Expence of such Purchaser or Purchasers, unto such Purchaser or Purchasers, and his, her or their Heirs respectively, or as he, she or they shall appoint, and shall be inclosed and held by such Purchaser or Purchasers respectively in Severalty, and the Receipt of the said Commissioners shall be a good and sufficient Discharge to such Purchaser or Purchasers for the said Purchase Money, which shall be applied by the said Commissioners towards defraying such last mentioned Costs, Charges and Expences; and if any Person shall receive any part of the said Purchase Money

manner directed by the said first recited Act, with respect to Money which is thereby directed to be paid into the Bank of *England* for the Purchase or Exchange of any Lands, Tenements or Hereditaments to be settled to the same Uses, or of any Timber or Wood growing thereon, and which ought to be laid out in the Purchase of other Lands, Tenements and Hereditaments, as therein mentioned: Provided always, that it shall not be lawful to raise by such Mortgage or Sale any further or greater Sum of Money than the Person or Persons, Part of whose Allotment or Allotments shall be mortgaged or sold as aforesaid, would have been empowered or authorized to borrow or charge upon his, her or their Allotment or Allotments, reckoning Five Pounds for each and every Acre thereof, under or by virtue of the said first recited Act: Provided always, that in all cases where any Lands shall be sold for Payment of Expences as aforesaid, it shall not be lawful for the Proprietor or Person whose Lands shall be so sold, to charge the Residue of his or her Allotment, by virtue of the said first recited Act or this Act, with any Money towards Payment of such Expences.

Proviso.

Proviso.

LXIII. And be it further enacted, That the said Commissioners shall, after having finished and completed such Subdivision and Allotment of the said Forest as aforesaid, draw up or cause to be drawn up their final Award, and the same, when inrolled in manner directed by the said first recited Act, shall be deposited and left with the Clerks of the Peace for the Counties of *Somerset* and *Devon*, where the same shall and may be inspected and perused at all reasonable times in the Day-time, for ever thereafter, by any Person or Persons whomsoever, paying the Sum of One Shilling and no more, to the said Clerks of the Peace respectively, or their Deputies, for every such Inspection and Perusal; and Two Copies of such Award shall be inrolled, one of them in the Court of Exchequer at *Westminster*, and the other of them in the Office of the Auditor of the Land Revenue, there to remain, and shall afterwards be filed and preserved amongst the Muniments of the Office of the Surveyor General of His Majesty's Woods, Forests and Land Revenues; such Award, or the Inrolment thereof, to be produced and read in Evidence on all Occasions where any Dispute, Doubt or Controversy may arise, relating to or affecting the Rights and Interests of His Majesty, his Heirs and Successors, in respect of any Allotment vested in His Majesty, his Heirs and Successors, by virtue of this Act.

Final Award.

Fee.

LXIV. And be it further enacted, That once at least in each and every Year during the Execution of this Act (such Year to be computed from the Day of passing thereof) the said Commissioners shall and they are hereby required to make a true and just Statement or Account of any Sums of Money, by them or either of them received and expended, or due to them for their own Trouble and Expences in the Execution of this Act; and such Statement or Account, when so made, together with the Vouchers relating thereto, shall be laid before any Two of His Majesty's Justices of the Peace for the County of *Somerset*, not interested in the said intended Division and Inclosure, to be by them examined and balanced at a Public Meeting (whereof Twenty one Days' Notice shall be given in the *Taunton Journal* and *Woolmer's Newspaper*), the said Justices being hereby authorized to take or call such Aid and Assistance in such Examination as they shall think fit, and to charge the incidental

Accounts examined and balanced by Two Magistrates; annually.

cidental Expences; and the Balance shall be by the said Justices stated in the Books of Account, to be kept in the Office of the Clerk or Clerks of the said Commissioners; and no Charge or Item in such Accounts shall be binding on the Parties concerned, or valid in the Law, unless allowed by the said Justices of the Peace as aforesaid.

Money advanced repaid with Interest.

LXV. And be it further enacted, That if any Person or Persons whomsoever shall advance and pay any Money towards the Expences hereinbefore directed to be borne or defrayed by the Owners or Proprietors of Lands having Right on the said Forest, of carrying this Act into Execution, the Money so advanced and paid shall be repaid and satisfied to him, her or them, by the Direction of the said Commissioners, together with lawful Interest for the same, from the time of the Advancement thereof.

Appeal.

LXVI. And be it further enacted, That if any Person or Persons, Body or Bodies Politic, Corporate or Collegiate, shall think himself, herself or themselves, aggrieved by any thing done or omitted to be done in pursuance of the said recited Act or of this Act (other than and except as to the said Claims, Matters and Things which shall be ascertained, settled, tried or determined by the Verdict of a Jury under the Power and Authority hereinbefore contained, or where, by any of the Provisions or Clauses of the said first recited Act or this Act, the Determinations, Orders, Acts or Proceedings of the said Commissioners or Umpire are declared or directed to be final and conclusive), then and in every such case, he, she or they may appeal to the Justices at the General Quarter Sessions of the Peace which shall be held for the said County of *Somerset* or *Devon*, as the case may be, within Three Calendar Months next after the cause of Complaint shall have arisen, on giving to the said Commissioners or either of them, and to the Party or Parties concerned, Twenty one Days' Notice in Writing of such Appeal and of the Matters thereof; and the Justices not interested in the Premises, in their said General Quarter Sessions, are hereby required to hear and determine the Matter of every such Appeal, and to make such Order and award such Costs and Damages as to them in their Discretion shall seem reasonable, and by their Order or Warrant to levy the Costs and Damages which shall be so awarded, by Distress and Sale of the Goods and Chattels of the Party or Parties liable to pay the same, rendering the Overplus (if any) upon Demand, to the Owner or Owners of such Goods and Chattels, after deducting the reasonable Charges of such Warrant, Distress and Sale; and the Determination of the said Justices shall be final and conclusive on all Parties concerned, and shall not be removed or removable, by *Certiorari* or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*, or elsewhere; but in case such Appeal shall appear to the said Justices to be frivolous, vexatious or without sufficient Foundation, then the said Justices shall award such Costs to be paid by the Appellant or Appellants, as to the said Justices shall seem reasonable, and to be levied in manner aforesaid.

Notice.

Distress.

Final.

Certiorari.

Costs.

LXVII. And Whereas it may be expedient that such Allotment or Allotments of Land as shall be made or set out, unto or for His Majesty, his Heirs or Successors, under or by virtue of this Act, or some Part or Parts thereof, should be sold or disposed of, and

and that the Commissioners of His Majesty's Woods, Forests and Land Revenues for the time being, should be empowered to make such Sales; Be it therefore enacted, That it shall and may be lawful for the said Commissioners of His Majesty's Woods, Forests and Land Revenues for the time being, with the Approbation of the Lord High Treasurer, or the Commissioners of His Majesty's Treasury for the time being, or any Three or more of them, to contract and agree for the Sale of, and absolutely to make sale and dispose of, all such Part or Parts of the said Forest as shall be set out or allotted unto His Majesty, his Heirs or Successors, under or by virtue of this Act, or of any of the Powers or Authorities herein contained, or of any Part or Parts thereof, and of all His Majesty's Rights and Interests in and to the same, and of all the Rights and Interests of His Majesty, his Heirs or Successors, of, in and to all Mines of Coal, Lead Ores, Metals and other Minerals whatsoever, in or under the said Forest or any Part thereof, hereby reserved to His Majesty, his Heirs or Successors, and of all Powers of searching for, working, digging, raising and carrying away such Coal, Lead Ores, Metals and other Minerals for the best Prices or Considerations in Money which the said Commissioners of His Majesty's Woods, Forests and Land Revenues shall be able to procure for the same; and all and every the Sum and Sums of Money which shall or may arise or be produced from such last mentioned Sale or Sales shall from time to time be paid into the Bank of England, and placed to the Account directed by an Act passed in the Fiftieth Year of the Reign of His present Majesty, intituled *An Act for uniting the Offices of Surveyor General of the Land Revenues of The Crown, and Surveyor General of His Majesty's Woods, Forests, Parks and Chases*, to be raised in the Books of the Governor and Company of the Bank of England, intituled "The Account of the Public Monies of the Commissioners of His Majesty's Woods, Forests and Land Revenues, being the Woods and Forests Fund," and shall be applied and disposed of in such and the like manner, and for such and the like Purposes, as the other Monies by such last mentioned Act directed or authorized to be paid in, carried over or placed to the same Account, are thereby authorized or directed to be paid, applied or disposed of.

Commissioners of Woods, &c. empowered to sell The King's Allotment.

50 G. 3. c. 65.

LXVIII. And be it further enacted, That whenever the Commissioners of His Majesty's Woods, Forests and Land Revenues for the time being shall have contracted with any Person or Persons, Body or Bodies Politic or Corporate, for the Sale of any of the said Lands, Hereditaments, Rights or Interests, hereby authorized to be sold as aforesaid, the said Commissioners shall grant to the Purchaser or respective Purchasers thereof a Certificate under their Hands, describing the Premises so agreed to be sold, and the Amount of the Purchase Money to be paid for the same, and which shall accordingly be paid into the Bank of England within Thirty One Days after the Date of such Certificate; and the Cashiers of the Bank or one of them shall, upon the Production of such Certificate, accept and receive the Purchase Monies therein mentioned, and carry the same to the Account therein specified, and at the Foot or on the Back of such Certificate acknowledge the Receipt of the same without Fee or Reward; and every such Certificate and Receipt shall be according to the Form contained in Schedule (A.) to this Act.

Purchasers to have Certificates, &c. for Purchase Money; Certificates to be enrolled in Office of Auditor of Land Revenue, &c.

Stamp Duty.

Act, or as near thereto as the circumstances of the case will admit, and shall be exempt from any Stamp Duty whatever; and every such Certificate and Receipt shall, within One Calendar Month after the Date of such Certificate, be taken to the Office of the Auditor of the Land Revenue for the District within which the said Lands or Hereditaments therein described are situate, and be there forthwith inrolled in the proper Books for that Purpose; and such Auditor, having inrolled the said Certificate and Receipt, shall attest the same under his Hand, and shall upon receiving the usual Fees for such Inrolment return the said Certificate and Receipt to the Purchaser or Purchasers; and from and after such Inrolment and thenceforth for ever, the respective Purchasers, their Heirs or Successors, shall, by force and virtue of this Act, be, and shall be adjudged, deemed and taken to be in the actual Seisin and Possession of the Lands, Hereditaments, Rights and Interests to be by them respectively purchased, and shall hold and enjoy the same peaceably and quietly, freed and discharged from all Claims and Demands of His Majesty, his Heirs and Successors, or of any Person or Persons claiming under him or them, as fully and amply to all Intents and Purposes, as His Majesty, his Heirs and Successors, might or could have held or enjoyed the same if such Sale had not taken place; and every such Certificate, shall be respectively witnessed and attested, as to the signing thereof by the said Commissioners, by one of the principal Clerks or other Officers in their or his Office; and every such Certificate and Receipt, being inrolled as aforesaid, shall effectually discharge the respective Purchasers to whom the same shall be given or granted, of and from the Purchase or Consideration Money therein expressed, and such Purchasers shall never afterwards be liable to be called upon, sued, troubled, molested or questioned, for or in respect thereof, or of any Part thereof.

Neglecting to pay Purchase Money into Bank within time limited forfeited.

LXIX. Provided always, and be it further enacted, That if any Person or Persons to whom any such Certificate as aforesaid shall be granted, shall neglect to pay into the Bank the Consideration Money therein to be specified, for the Space of Thirty Days after the Date of such Certificate, or shall neglect to inrol such Certificate and the said Cashier's Receipt for the said Money, for the like Space of time, then every such Certificate shall be null and void, and the Consideration Money, if paid into the Bank, shall be forfeited, unless the said Commissioners shall for any reasonable Cause to them shewn for the Omission of such Inrolment, order the said Certificate and Receipt to be inrolled *nunc pro tunc*, and which upon such Cause being shewn, the said Commissioners are hereby authorized to order accordingly.

Church erected when Popula-

LXX. And Whereas it may happen that some Parts of the said Forest may hereafter become inhabited, in which case the Inhabitants thereof, by reason of its remote Distance from any Parish Church, and of its being locally situate out of the Limits or Boundaries of any Parish, will have no Place of Public Worship to resort to; and it is therefore expedient, as well for the Convenience of such Inhabitants as for the Benefit and Increase of Religious Worship and Instruction, that such Provisions should be made in that respect, as hereafter contained in the Statute in that behalf made, and that the said Commissioners of the said Land Revenue, should be authorized, in and to that effect, to make such Provisions as they shall think fit, and to cause the same to be inrolled in the proper Books for that Purpose, and to attest the same under their Hand, and to return the said Certificate and Receipt to the Purchaser or Purchasers, as aforesaid, and to be inrolled as aforesaid, and to be effectually discharged the respective Purchasers to whom the same shall be given or granted, of and from the Purchase or Consideration Money therein expressed, and such Purchasers shall never afterwards be liable to be called upon, sued, troubled, molested or questioned, for or in respect thereof, or of any Part thereof.

metry, and for the Site of a proper Parsonage House and Offices to be erected and built, and for a Garden and Yard or Homestead to be attached thereto, to the Extent in the Whole of Ten Acres at the least, shall be reserved by The Crown out of the Lands so to be allotted to His Majesty as aforesaid, and shall not be sold; and that in case at any time hereafter the Number of Persons who shall be resident and inhabiting upon the said Forest shall, in the Judgment and Opinion of the Lords Commissioners of His Majesty's Treasury, and the Bishop of *Bath and Wells* for the time being, be such as shall render it expedient that a Church shall be erected upon the said Allotment, for the Performance of Divine Worship therein, and for the affording religious Instruction to the Inhabitants thereof, then and in such case the said Commissioners of His Majesty's Treasury shall, by and out of the Land Revenues of The Crown, cause a new Church and a fit and convenient Parsonage House and Offices to be erected and built upon Part of the Lands so to be reserved as aforesaid, and shall appropriate other Part thereof near to the said Church, for a Churchyard or Burial Ground, and the Residue thereof as a Garden, Yard or Homestead to the said Parsonage House, and shall inclose the same accordingly, in such manner as the said last mentioned Commissioners shall think proper for such Purposes; and shall cause the said Church when so erected, and the Churchyard so to be attached thereto, to be duly consecrated according to the Usage of the Church of *England*; and the same Church shall be for ever thereafter set apart and dedicated as and for a Place of Divine Worship, according to the Rights and Ceremonies of the Church of *England*, for the Use of all the Inhabitants who shall so reside within the Bounds or Precincts of the said Forest, and shall be named and called *The Parish Church of Exmoor*; and that the said Forest shall for ever thereafter form and be a distinct Parish of itself, and be called by the Name of *The Parish of Exmoor*: Provided always, that there shall be set apart and appropriated in the Church to be erected and built by virtue of this Act, such a Number of Seats for the gratuitous Accommodation of the Poor of the said Parish, as the Lord Bishop of the Diocese shall think necessary, proper and convenient.

tion of Forest renders necessary.

Proviso.

LXXI. And be it further enacted, That from and after the Erection and Consecration of the said Parish Church, the said Piece of Ground which shall be so inclosed and appropriated as a Churchyard or Cemetery as aforesaid, shall be and for ever continue to be a Churchyard or Place of Burial for all the Inhabitants of such Parish.

Ground used as Churchyard to continue so.

LXXII. And be it further enacted, That the Plan or Design of such Church, Parsonage House, Offices and other Buildings, shall be submitted to and approved by the Bishop of *Bath and Wells* for the time being, before the same shall be erected; and that no such Church, Parsonage House or other Building shall be erected in pursuance of this Act, without the Approbation of the said Bishop signified in Writing under his Hand.

Plan of Church, &c. approved by Bishop.

LXXIII. And be it further enacted, That the said Church when built, completed and consecrated as aforesaid, shall be and is hereby declared to be a perpetual Cure and Benefice, and shall be called by the Name of "*The Parish Church of Exmoor*;" and that every Minister of the said Church shall be by virtue of this Act incorporated

Church deemed a Perpetual Cure.

LXXIX. And be it further enacted, That if at any time after the said Church shall be so built and consecrated, and the said Parish shall be so formed as aforesaid, any Number of the Inhabitants of such new Parish shall think fit to apply by Petition to the Justices at any General Quarter Sessions of the Peace which shall be holden for the said County of *Somerset*, to have the said Parish divided into Two or more Townships, then and in such case it shall be lawful to and for the Justices not interested in the Premises, in their said General Quarter Sessions, and they are hereby required to hear such Petition, and to investigate and enquire into the Allegations therein contained; and if upon such Hearing the said Justices shall think it requisite or expedient that the said Parish shall be divided into Two or more Townships, then and in such case it shall and may be lawful to and for such Justices, in their said General Quarter Sessions, and they are hereby authorized and empowered to make such Order and Award for the Division of the said Parish into Two or more Townships accordingly, and to give all such Directions in relation thereto as they shall think requisite and necessary; and in case such Order shall be so made, then and from thenceforth the said Parish shall be divided accordingly into such Townships, and such Townships shall be called by such Names as the said Justices shall in and by such Order direct; and every such Township shall from thenceforth forever thereafter provide for its own Poor, and have and enjoy and be vested with such and the like Powers, Privileges and Immunities, and be subject to such and the like Regulations as are or shall be then incident to and held and enjoyed by the several other Townships within the said County of *Somerset*, by the Laws and Statutes in that Part of the United Kingdom of *Great Britain* and *Ireland* called *England*.

Parish may be divided into Townships.

LXXX. Provided always, and be it further enacted, That this Act shall not defeat or prejudice the Right or Interest of The King's Most Excellent Majesty, his Heirs and Successors, in or to any Mines of Coal, Lead Ores, Metals or any other Minerals whatsoever, in or under the said Forest, or any Part thereof, but that His said Majesty, his Heirs and Successors, and his or their Lessees and Grantees, Agents, Servants and Workmen, may search for, work, dig, get, raise and carry away all such Coal, Lead Ores, Metals and all other Minerals whatsoever, as freely and effectually to all Intents and Purposes whatsoever, as if this Act had not been passed; save only, that they shall respectively do as little Damage as possible in the Lands to be inclosed as aforesaid, and shall make reasonable Satisfaction and Recompence from time to time to the Person or Persons possessed thereof, for all Damage that shall or may be done thereto, or to any Part thereof, by searching for, working, digging, getting, raising and carrying away the said Coal, Lead Ores, Metals and all other Minerals, or any of them.

Proviso for His Majesty's Rights to Mines, &c.

LXXXI. Provided always, and be it further enacted, That this Act shall not defeat or prejudice the Right or Interest of any Person or Persons in or to any Quarries of Slate, Limestone, and other Stone whatsoever, in or under any Allotment which shall be made to him, her or them, by virtue of this Act; but the same shall belong to him, her or them, and be the Property of the Person or Persons in Possession of any such Allotments, in or under which any

Proviso for Private Rights.

such Quarry or Quarries shall be, and according to the Nature and Tenure of the Estate in respect of which such Allotments shall be made.

General Saving.

LXXXII. Saving always to The King's Most Excellent Majesty, his Heirs and Successors, and to all Bodies Politic, Corporate or Collegiate, and their Successors, and to all and every Person or Persons whomsoever, his, her or their Heirs, Executors, Administrators and Assigns, all such Estate, Right, Title, Interest, Claim and Demand whatsoever (other than and except such as is and are hereby expressed, meant and intended to be barred, destroyed or extinguished) as they, every or any of them had or enjoyed in, to or out of the said Forest and Open Commonable Lands and Grounds hereby directed to be divided, allotted and inclosed as aforesaid, before the passing of this Act, or could or might have had and enjoyed therein, in case this Act had not been passed.

SCHEDULE (A.) to which this Act refers.

FORM of CERTIFICATE of Contracts made by the Commissioners of His Majesty's Woods, Forests and Land Revenues.

By the Commissioners of His Majesty's Woods, Forests and Land Revenues.

THESE are to certify, That in pursuance of a Warrant from the Right Honourable the Lords Commissioners of His Majesty's Treasury, bearing Date the _____ Day of _____ A. B. and C. D. Two of the Commissioners of His Majesty's Woods, Forests and Land Revenues, for and on behalf of The King's Most Excellent Majesty, have contracted and agreed with A. B. of _____ for the Sale to the said A. B. of all [*here describe the Premises to be sold*] at or for the Price or Sum of _____ of lawful Money of Great Britain, to be paid by the said A. B. into the Bank of England, and carried to "The Account of the Public Monies of the Commissioners of His Majesty's Woods, Forests and Land Revenues, being the Woods and Forests Fund;" and from and immediately after the Payment of the said Sum into the Bank in manner aforesaid, and the Inrolment of this Certificate and the Receipt for the said Purchase Money in the Office of the Auditor of the Land Revenue for the County aforesaid, and thenceforth for ever, the said A. B. and his [*her or, their*] Heirs [*or, Successors*] or Assigns, shall be adjudged, deemed and taken to be in the actual Seisin and Possession of the said Hereditaments and Premises so by him, [*her or, them*] purchased, and shall hold and enjoy the same peaceably and quietly, freed and discharged from all Claims and Demands of His Majesty, his Heirs and Successors, or of any Person or Persons claiming under him or them, and in as full and ample manner to all Intents and Purposes, as His Majesty, his Heirs or Successors might or could have held or enjoyed the same if such Sale had not been made. Given under their Hands, this _____ Day of _____ in the Year of our Lord

Signed by the above named,
in the Presence of

FORM

FORM OF RECEIPT.

RECEIVED the _____ Day of _____ of
 and from *A. B.* the Sum of _____ of lawful Money of *Great*
Britain, being the Consideration Money expressed in the above [or,
 within] written Certificate. Witness my Hand,
 For the Governor and Company of the Bank of *England*,
 (Signed) _____ Cashier.

C A P. CXXXIX.

An Act to grant an additional Duty of Excise in *Ireland*, upon
 Spirits made or distilled from Corn or Grain.

[6th July 1815.]

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 necessary
 Supplies, have freely and voluntarily resolved to give and grant
 unto Your Majesty the Duties 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 Com-
 mons, in this present Parliament assembled, and by the Authority of
 the same, That within and through that Part of the said United
 Kingdom called *Ireland*, there shall be granted, raised, levied, col-
 lected, paid and satisfied, to and for the Use of His Majesty, his
 Heirs and Successors, the several Duties hereinafter mentioned; that
 is to say,

For and upon every Gallon of *Aqua Vite*, Strong Waters or
 Spirits, which, at any time from and after the Nineteenth Day of
June One thousand eight hundred and fifteen, shall be made or distilled
 in *Ireland*, from Corn or Grain malted or unmalted, or for which
 any Distiller shall be chargeable by Law, an additional Duty of Six
 pence, *British* Currency, over and above all other Duties payable
 thereon, under and by virtue of any Act or Acts of Parliament in
 force in *Ireland*, on or immediately before the said Nineteenth Day
 of *June*, and after the same Rate for any greater or less Quantity,
 and which said additional Duty shall be paid by the First Maker or
 Distiller of such Spirits. Additional Duties. Paid by Maker.

II. And be it further enacted, That there shall also be granted,
 raised, levied, collected, paid and satisfied, to and for the Use of His
 Majesty, his Heirs and Successors, the several Duties hereinafter men-
 tioned; that is to say,

For and upon every Gallon of *Aqua Vite*, Strong Waters or
 Spirits, made or distilled in *Ireland*, from Corn or Grain malted or
 unmalted, which shall have been in the Stock, Custody or Possession
 of any Distiller in *Ireland*, or of any Person for the Use of such
 Distiller, on the said Nineteenth Day of *June*, the additional Duty or
 Sum of Six pence *British* Currency, over and above all other Duties
 which shall have been charged or paid on such *Aqua Vite*, Strong
 Waters or Spirits, and after the same Rate for any greater or less
 Quantity: Additional Duties on Stock in Hand.

And

And also for and upon every Gallon of *Aqua Vite*, Strong Waters or Spirits, made in *Great Britain* or *Ireland*, from Corn or Grain malted or unmalted, which shall have been in the Stock, Custody or Possession of any Importer of, Dealer in, Seller or Retailer of Spirits in *Ireland*, or of any Rectifier or any Compounder of Spirits in *Ireland*, on the said Nineteenth Day of *June*, an additional Duty or Sum of Six pence, *British* Currency, over and above all other Duties which shall have been paid on such *Aqua Vite*, Strong Waters or Spirits, and after the same Rate for any greater or less Quantity:

Provido.

Provided always, that no such Charge of Six pence per Gallon upon any Spirits in the Stock, Custody or Possession of any Person, shall take place upon or affect any Person who shall not in the whole have had the Quantity of Thirty Gallons in Stock, Custody or Possession, on the said Nineteenth Day of *June*, and that no such Charge shall take place on any Spirits in the Stock of any Compounder of Spirits, which shall have been actually compounded before the said Nineteenth Day of *June*.

Duty on Spirits warehoused, and taken out for Home Consumption.

III. And be it further enacted, That there shall also be granted, raised, levied, collected, paid and satisfied to and for the Use of His Majesty, his Heirs and Successors, for and upon every Gallon of *Aqua Vite*, Strong Waters or Spirits, made or distilled from Corn or Grain malted or unmalted in *Ireland*, and which having been warehoused in any of His Majesty's Warehouses or Stores in *Ireland*, pursuant to Law, at any time after the Seventh Day of *May* One thousand eight hundred and fifteen, shall, at any time on or after the said Nineteenth Day of *June*, be taken out for Home Consumption in *Ireland*, the Sum of Six pence, *British* Currency; and for every Gallon of such Spirits, which having been so warehoused at any time before the said Seventh Day of *May* One thousand eight hundred and fifteen, shall, at any time after the said Nineteenth Day of *June*, be taken out for Home Consumption, the Sum of Seven pence Halfpenny, *British* Currency, and after the same Rate for any greater or less Quantity over and above all Duties of Excise on such Spirits payable thereon, under or by virtue of any Act or Acts in force in *Ireland*, on or immediately before the said Nineteenth Day of *June*.

39 & 40 G. 3.
c. 67.
40 G. 3. (1.)
c. 38.
Ante, c. 62.
§ 1.

Additional
Countervailing
Duties.

IV. 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 Duty by this Act imposed on Spirits made in *Ireland*, and in respect of the additional and increased Duties imposed on Malt made in *Ireland* by an Act passed in the present Session of Parliament, additional Countervailing Duties should be charged upon the like Spirits made in *Great Britain* and imported from thence into *Ireland*, sufficient to countervail the said additional Duty on Spirits and Malt made in *Ireland*; Be it therefore enacted, That there shall be granted, raised, levied, collected, paid and satisfied, to and for the Use of His Majesty, his Heirs and Successors, on all such Spirits, the Countervailing Duties following, over and above all Countervailing Duties whatever, payable upon such Spirits under or by virtue of any other Act or Acts in force in *Ireland* at the time of such Importation; that is to say,

For and upon every Gallon of Spirits made or distilled in *Great Britain*, from Corn or Grain malted or unmalted, and which shall be imported

imported from thence into *Ireland* at any time after the said Nineteenth Day of *June* One thousand eight hundred and fifteen, the Sum of Seven pence Halfpenny, *British* Currency, and after the same Rate for any greater or less Quantity.

V. And be it further enacted, That for and upon every Gallon of Spirits made or distilled in *Ireland* from Corn malted or unmalted, and on which the Duties by this Act payable thereon shall have been fully paid and satisfied, and which shall be exported from *Ireland* to *Great Britain*, there shall be allowed and given an additional Drawback equal in Amount to the additional Countervailing Duty imposed by this Act upon Spirits made or distilled in *Great Britain* from Corn or Grain malted or unmalted, and imported from thence into *Ireland*.

Drawback on
Exportation to
G. B.

VI. And be it further enacted, That every Person who shall export to any other Place than *Great Britain* Spirits distilled in *Ireland* from Corn or Grain malted or unmalted, on which the additional Duties imposed by this Act shall have been fully paid and satisfied, shall be entitled to and shall receive for every Gallon of such Spirits a Drawback of Seven pence Halfpenny *British* Currency; provided that all such Spirits shall be of a Strength not less than of One to Ten over Hydrometer Proof, and which said Drawback shall be over and above all Drawbacks payable under or by virtue of any Act or Acts in force in *Ireland* at the time of such Exportation in respect of such Spirits exported from *Ireland* to Foreign Parts.

To any other
Place.

Provido.

VII. And be it further enacted, That on the Exportation of any Spirits made or distilled in *Ireland* from Corn or Grain malted or unmalted, which shall have been or shall be warehoused in manner required by Law, at any time after the Seventh Day of *May* One thousand eight hundred and fifteen, there shall be allowed and paid a Drawback of One Penny Halfpenny *British* Currency upon every Gallon of such Spirits, as and in lieu and in respect of the additional and increased Duties imposed by an Act of this present Session of Parliament on the Malt used or consumed in the making of such Spirits, and which Drawback shall be over and above any other Drawback payable on such Spirits under any other Act or Acts in force in *Ireland* at the time of such Exportation; and the said Drawbacks shall be and is hereby required to be paid and satisfied on such Export, subject to all Rules and Regulations in force in *Ireland* respecting Drawbacks.

Drawback on
Exportation of
Spirits that have
been ware-
housed.

Ante, c. 62.
§ 2.

VIII. And be it further enacted, That all Monies arising from the Duties granted by this Act (the necessary Charges of raising and paying the same being deducted) shall be carried to and made Part of the Consolidated Fund of *Ireland*.

Duties carried to
Consolidated
Fund.

IX. And be it further enacted, That the said Duty of Six pence per Gallon on Spirits made or distilled in *Ireland* from Corn malted or unmalted imposed by this Act, shall be charged on every Distiller in respect of the Quantity of Spirits which shall be made or distilled by such Distiller, or for which any Distiller shall be chargeable by Law, to be computed, ascertained and charged in such Manner and under such Regulations, Directions and Provisions as are contained in an Act made in the Forty sixth Year of His present Majesty's Reign, intituled *An Act to provide for the regulating and securing the Collection of the Duties on Spirits distilled in Ireland, and the warehousing of such Spirits for Exportation, or in any Act or Acts for*

Duty levied under
Regulations
prescribed by
46 G. 3. c. 32.

for amending the said Act or in this Act, or any other Act or Act for granting, regulating or securing the Duties on Spirits distilled in *Ireland*, or for warehousing the same; and that all and every the Clauses, Rules, Regulations, Restrictions, Provisions, Penalties, Forfeitures and Modes of recovering thereof, provided, mentioned and contained in the said recited Act of the Forty sixth Year aforesaid or in any Act for amending the said Act, or in this or any other Act or Acts for granting, regulating or securing the Duties on Spirits distilled in *Ireland*, or for the warehousing of any such Spirits, shall be applied and put in Practice in making Charges of Duty and other Charges on such Distiller, in respect of the said Duties of Spirits under this Act, and with respect to the warehousing of any Spirits charged with Duty under this Act, as fully and effectually to all Intents and Purposes whatsoever as if all the said Clauses, Rules, Regulations, Restrictions, Provisions, Penalties and Forfeitures had been expressly repeated and enacted in this Act.

X. And, in order to secure the said additional Duty of Six pence by this Act imposed on every Gallon of Spirits, as well *British* as *Irish*, in the Stock, Custody or Possession of every Distiller or Importer of, Dealer in, Seller, Retailer and Rectifier of Spirits in *Ireland*, be it further enacted, That any Officer or Officers of Excise in *Ireland* shall and may, by gauging, or otherwise, take an Account of the Quantity of all such Spirits in the Stock, Custody or Possession of any Distiller or Importer of, Dealer in, Seller or Retailer of Spirits, or of any Rectifier of Spirits in *Ireland*, or of any Person for the Use of any such Distiller, Importer, Dealer, Seller, Retailer or Rectifier respectively, on the said Nineteenth Day of *June*, and also of all such Spirits not compounded, which on the said Nineteenth Day of *June* shall be in the Stock, Custody or Possession of any Compounder of Spirits in *Ireland*; and every such Officer or Officers shall make a Return in Writing to the Collector of Excise of the respective Districts in which such Spirits shall have been on the said Nineteenth Day of *June*, of the just and true Quantity of all such Spirits, and of the Amount of the said Duty of Six pence per Gallon thereon respectively, payable over and above the Duty theretofore paid or payable thereon, and such Return shall be a Charge on every such Person respectively; and if any Officer or Officers of Excise shall not, on Demand made by him or them, at any Warehouse, Storehouse, Room, Shop, Cellar, Vault or other Place of or belonging to any such Distiller, Importer, Dealer, Seller or Retailer, Rectifier or Compounder, or any Place where any Spirits belonging to any such Distiller, Importer, Dealer, Seller, Retailer, Rectifier or Compounder shall be, be admitted therein, or shall not be suffered to take an Account of all Spirits therein; or if any such Distiller, Importer, Dealer, Seller, Retailer, Rectifier or Compounder, or Person having the Custody or Possession of such Spirits, shall neglect or refuse to shew to such Officer all the Spirits in every such Warehouse or other Place, such Distiller, Importer, Dealer, Seller, Retailer, Rectifier, Compounder or other Person into or at whose Warehouse or other Place such Officer or Officers shall not be admitted, or shall not be suffered to take an Account of all Spirits therein; and every such Distiller, Importer, Dealer, Seller, Retailer, Rectifier, Compounder or other Person who shall refuse or neglect to shew or cause to be shewn to such Officer or Officers all such Spirits as aforesaid,

Account of
Stock taken,
and Return
made to Col-
lector.

Obstruſing, &c.
Officers, &c.

said, shall, for every such Offence or Default respectively in any of the cases aforesaid, forfeit the Sum of Five hundred Pounds. Penalty.

XI. And be it further enacted, That every such Distiller, Importer, Dealer, Seller, Retailer, Rectifier or Compounder, who on the said Nineteenth Day of *June* shall have had in his, her or their Stock, Custody or Possession (other than His Majesty's Warehouses, or under His Majesty's Locks) or in any Store Room, Shop, Cellar, Vault or other Place, or in the Custody or Possession of any other Person, for his, her or their Use, any Spirits whatever, which shall be liable to the said additional Duty of Six pence *per* Gallon by this Act granted shall, within Thirty one Days after the passing of this Act, deliver at the Office of Excise of the District in which such Spirits shall have been on the said Nineteenth Day of *June*, a just, true and particular Account in Writing of the Quantity of all such Spirits, which, on the said Nineteenth Day of *June* shall have so been in the Stock, Custody or Possession of such Distiller, Importer, Dealer, Seller, Retailer, Rectifier, Compounder or other Person, in every such Warehouse, Store Room, Shop, Cellar, Vault or other Place, or in the Custody or Possession of any Person, for his, her or their Use, describing the Places where the same shall respectively be or may have been, and the Situation thereof; and every such Distiller, Importer, Dealer, Seller, Retailer, Rectifier, Compounder or other Person delivering such Account, shall make Oath, or if a Quaker a solemn Affirmation, before any Chief Commissioner or Sub Commissioner of Excise that such Account is a true, just and perfect Account of all such Spirits as aforesaid, which Oath or Affirmation any such Commissioner or Sub Commissioner is hereby authorized to administer, and every such Distiller, Importer, Dealer, Seller, Retailer, Rectifier or Compounder, who shall neglect to deliver or cause to be delivered the Accounts hereby respectively required, within the respective times aforesaid, or who shall neglect to make such Oath or Affirmation, or who shall deliver or cause to be delivered any false or untrue Account shall forfeit the Sum of One hundred Pounds, and all such Spirits of which such Account shall not be delivered within the times aforesaid, or of which any false or untrue Account shall be delivered, shall be forfeited, and shall and may be seized by any Officer or Officers of His Majesty's Revenue of Customs or Excise in *Ireland*. Penalty.

XII. And be it further enacted, That every Person liable to the said additional Duty of Six pence *per* Gallon on such Spirits shall be chargeable and charged with the said Duty upon the Returns or Accounts to be made and delivered by the Officer of Excise, or by such Persons respectively under this Act, according to such of the said Returns or Accounts as shall produce the highest Amount of Duty, and that every such Person shall pay the said Duty accordingly, and when no Account shall have been delivered by any Distiller, Importer, Dealer, Seller, Retailer, Rectifier or Compounder, the Return made by the Officer shall be a conclusive Charge on such Distiller, Importer, Dealer, Seller, Retailer, Rectifier or Compounder, and that every Person so charged shall, within Two Calendar Months next after the said Nineteenth Day of *June*, pay to the Collector of Excise of the District, all such Duty as shall be due by such Person for or on Account of the said additional Duty, or in Default of Payment thereof within the time aforesaid, Return producing highest Amount of Duty Charge on Distiller or Dealer.

Penalty.

said, every such Person so making Default shall forfeit the Sum of Twenty Pounds, together with a Sum equal to Double the Amount for which such Person shall be so charged as aforesaid.

Removing
Spirits without
Permit.

XIII. And be it further enacted, That every Person so chargeable with the said additional Duty and actually charged therewith pursuant to the Provisions aforesaid, who shall remove any Spirits after the said additional Duty shall have been charged thereon as aforesaid, without having paid and cleared off the said additional Duty, or in whose Stock Account, kept by any Officer of Excise, there shall appear to have been any Decrease of such Spirits, without having obtained from the proper Officer or Officers a Permit or Permits authorizing the Removal of the Spirits so deficient, shall forfeit and pay a Sum of Twenty Pounds, together with a Sum equal to Double the Amount of the additional Duty chargeable on such Spirits: Provided always, that Whereas by reason of Quantities of Spirits being sold or used by Retailers of Spirits in Quantities so small as not to require a Permit for the Removal thereof, Deficiencies may arise between such Stock Account and the actual Quantity of Spirits in the Possession of such Retailer, the said Penalty for a Decrease in Stock shall not be inflicted on any Retailer in any case in which such Retailer shall satisfactorily prove that such Decrease was solely occasioned by the Removal of Spirits out of such Retailer's Stock, in Quantities so small as not to require a Permit for such Removal.

Penalty.

Proviso.

Permits not
granted unless
Duty paid.

XIV. And be it further enacted, That if any Person shall have sold or shall sell any Spirits chargeable with the said additional Duty, and shall be desirous of removing such Spirits, no Permit shall be granted for the Removal thereof, unless the said additional Duty hereby imposed, and all other Duties due thereon, shall have been previously paid.

Spirits for which
Permit was
granted before
19th June
chargeable with
additional Duty.

XV. And be it further enacted, That all such Spirits for the Removal of which from any Place in *Ireland* to any other Place within the same either Coastways or by Canal or Land Carriage, a Coast Cocket or Permit shall have been granted before the said Nineteenth Day of *June*, and which shall arrive at the Place of its Destination, on or after the said Nineteenth Day of *June*, shall on its arrival become chargeable with the said Additional Duty of Six pence for and upon every Gallon thereof, and after the same Rate for any greater or less Quantity, and the Officer or Officers of Excise shall make a Return thereof in Writing to the Collector of Excise of the District in like manner as is herein directed, with respect to the Return to be made by any Officer or Officers, of Spirits in the Stock, Custody or Possession of any Person on the said Nineteenth Day of *June*; and the Distiller, Importer, Dealer, Seller, Retailer, Rectifier or Compounder, into whose Custody or Possession such Spirits shall come on or after the said Nineteenth Day of *June*, shall be charged with and pay the additional Duty for the same; and every Person so charged shall, within Two Calendar Months next after the Arrival of such Spirits, pay to the Collector of Excise of the District all such Duty as shall be due by such Person for and on account of such Spirits, or in default of Payment thereof at the time aforesaid, every such Person so making default shall forfeit the Sum of Twenty Pounds, together with a Sum equal to Double the Amount of the Duty for which such Person shall be charged as aforesaid, and no other Coast Cocket

Penalty.

Cocket or Permit shall be granted for the further Removal of such Spirits until the said Duty on the full Quantity of Spirits for the Removal of which a Coast Cocket or Permit shall be required, shall be previously paid.

XVI. And be it further enacted, That if any Person who shall be charged with the Additional Duty by this Act imposed upon any Spirits in his, her or their Stock, Custody or Possession, shall have sold or contracted to sell any such Spirits to any Person or Persons, and shall not have delivered the same to the Buyer thereof before the said Nineteenth Day of *June*, then and in every such case the Buyer of the said Spirits shall not be entitled to claim the Delivery of such Spirits without first paying the additional Duty which such Seller shall have been chargeable or charged with or shall have paid for such Spirits under the Provisions of this Act.

Spirits not delivered before 19th June, delivery not claimed till Duty paid.

XVII. And be it further enacted, That if any Person who shall be charged with the Additional Duty by this Act imposed upon Spirits in his, her or their Stock, Custody or Possession, shall on or after the said Nineteenth Day of *June* have sold or contracted to sell any such Spirits to any Person or Persons, and shall have delivered the same to the Buyer thereof, then and in every such case the Buyer of the said Spirits shall pay to the Seller the Additional Duty which such Seller shall have been charged with or shall have paid for such Spirits under this Act.

Spirits delivered on or after 19th June to pay Duty.

XVIII. And be it further enacted, That in all cases when any Duty payable under this Act by any Distiller, Importer, Dealer, Seller, Retailer, Rectifier or Compounder, for or on account of such Spirits in his or her Stock, Custody or Possession, or in the Custody of any other Person for his or her Use, shall be unpaid at the time when such Duty is by this Act made due and payable, it shall and may be lawful for the Collector of Excise of the District, or other Chief Officer in charge of the Collection of the District, by Warrant under his Hand and Seal, to empower any Person or Persons to take and distrain any Goods or Chattels in the Use, Custody or Possession of such Distiller, Importer, Dealer, Seller, Retailer, Rectifier or Compounder, owing such Duty, and to cause the same to be sold by Public Auction; and if after Payment of all Duties and Arrears of Duties due from such Distiller, Importer, Dealer, Seller, Retailer, Rectifier or Compounder, together with the Costs and Expences of such taking, distraining and Sale, there shall be any Surplus arising from the Sale thereof, such Surplus shall forthwith be tendered and paid to such Distiller, Importer, Dealer, Seller, Retailer, Rectifier or Compounder, or his or her respective Representatives: Provided always, that when any Spirits shall be so taken and distrained, it shall and may be lawful for such Distiller, Importer, Dealer, Seller, Retailer, Rectifier or Compounder, or his or her respective Representatives, at any time or times before the Day appointed for the Sale thereof, to obtain Permits for conveying all or any Part of such Spirits, upon his, her or their paying to the Collector or other Chief Officer aforesaid, towards discharging the Duties so due and payable, the real Value of such Spirits as he, she or they shall desire to remove, and the same may be removed accordingly, and a proper Permit or proper Permits shall on due Application be given for the same in like manner as if no such Distress had been made.

In case of Non-payment of Duty, Distress made.

Proviso.

XIX. And

Duties, &c. and Penalties, &c. how levied, &c.

14 & 15 Car. 2. (1) Sess. 4. c. 8.

46 G. 3. c. 106, &c.

Appeal.

XIX. And be it further enacted, That the several Duties and Drawbacks by this Act granted, allowed and made payable, and all Penalties and Forfeitures under this Act, shall be raised, levied, collected, paid and allowed, sued for, recovered and applied in the same 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 and Drawbacks, 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 the settling the Excise or new Impost 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 same 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 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, is provided.

C A P. CXL.

An Act to make further Provisions for the Collection of certain Duties on Male Servants, Carriages and Horses; and in respect of Houses in Ireland. [6th July 1815.]

Ante, c. 61.

Ante, c. 67.

WHEREAS in and by Two several Acts made in the present Session of Parliament, one intituled *An Act to grant to His Majesty certain increased Rates, Duties and Taxes in Ireland, in respect of Windows, Male Servants, Carriages, Horses and Dogs, in lieu of former Rates, Duties and Taxes in respect of the like Articles*; and the other intituled *An Act to grant to His Majesty certain Duties and Taxes in Ireland, in respect of certain Male Servants, Carriages and Horses, kept to be let to Hire, certain Rates, Duties and Taxes are, amongst other things, granted, imposed and made payable upon Carriages, Horses and Servants respectively which shall be hired, or which shall be kept to be let out to Hire, or which shall be let to Hire in Ireland: And Whereas it is expedient to provide for the more effectual Collection of the said Rates, Duties and Taxes; 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 Rates, Duties and Taxes granted, imposed and made payable by the said Acts, shall and may be levied, collected and received by any Person who now is, or hereafter shall be appointed and empowered to levy, collect and receive the Rates, Duties and Taxes on the said Acts, without any other Appointment or Power.*

Duties under Acts collected by Persons appointed to collect Duties on Fire Hearth.

same; and every such Person and Persons is and are hereby authorized and empowered to levy, collect and receive the said Rates, Duties and Taxes granted and imposed and made payable by the said Acts accordingly, in the same Manner and under and with such Powers and Authorities, and by such Ways and Methods, and under such Penalties and Forfeitures as are appointed, directed and expressed in the said Acts, or in any Act or Acts therein respectively recited or referred to.

II. And Whereas by the said first recited Act of this present Session of Parliament, it is, among other things, enacted, that it shall and may be lawful for the Commissioners of Inland Excise and Taxes in Ireland, on Application made to them for that Purpose by the Owner or Occupier of any House or Tenement in Ireland, which shall be untenanted for any longer Term than Three Calendar Months in any one Year, and on Proof made on Oath, to the Satisfaction of the said Commissioners, that any such House or Tenement was so untenanted, to discharge or relieve the Owner or Occupier of such House or Tenement from the Payment of any Duties or Taxes in respect of the Windows and Hearths in such House or Tenement, or in respect of the Rent thereof, for such time as such House or Tenement shall be so untenanted, by directing the Collector of the said Duties, or any other Officer, to make any such Abatement, Allowance or Repayment to such Owner or Occupier as the said Commissioners, under all the circumstances of the case, shall think fit and proper; Be it enacted, That, from and after the passing of this Act, the said recited Clause shall be and the same is hereby repealed.

Ante, c. 61. § 5.

repealed.

III. Provided always, and be it enacted, That it shall and may be lawful for the said Commissioners of Inland Excise and Taxes, from time to time, to make any Repayment of any Part of the Duties or Taxes in respect of the Windows or Hearths in any unoccupied House or Tenement, or in respect of the Rent thereof, to such Amount and in such manner and under such Conditions and Regulations as under all Circumstances of the respective cases may appear to them to be just and reasonable.

Commissioners may make Repayment of Duties in respect of Windows, &c. of unoccupied Houses, &c.

C A P. CXLI.

An Act to amend an Act made in this Session of Parliament to repeal former Acts granting exclusive Privileges of Trade to the South Sea Company, and to indemnify the said Company for the Loss of such Privileges. [6th July 1815.]

WHEREAS by an Act, passed in the present Session of Parliament, intituled *An Act to repeal the Provisions of former Acts, granting exclusive Privileges of Trade to the South Sea Company, and to indemnify the said Company for the Loss of such Privileges*; it is, among other things, provided, that certain Duties shall be raised upon Goods, Wares and Merchandize imported into any Port of the United Kingdom from any Place within the Limits of the said and exclusive Trade heretofore granted to the said Company, with certain Exceptions: And Whereas Provision is made in the said recited Act for raising or recovering Duties upon Exports, but no Provision is made in relation to Duties of Customs upon Importation granted by the said Act; Be it therefore enacted

Ante, c. 57.

§ 5.

§ 9.

55 Geo. III.

3 D

enacted

Duties on Importation of Goods levied as former Duties of Customs.

Goods, &c. subject to Regulations in force, &c.

Penalties, &c. of former Acts extended to Act.

Former Acts relating to Customs extended to Act.

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 Duties of Customs granted by the said recited Act upon, for or in respect of Importation of any Goods, Wares or Merchandize, may and shall be respectively managed, ascertained, raised, levied, collected, answered, paid, recovered and allowed, except where any Alteration is expressly made by the said recited Act or this Act, in such and the like manner, and by such and the same means, ways or methods, as former Duties of Customs upon Goods, Wares or Merchandize in general, and also by such special means, ways or methods respectively, as former Duties of Customs upon Goods, Wares or Merchandize of the same Sorts or Kinds were or might be managed, ascertained, raised, levied, collected, answered, paid, recovered and allowed; and the Goods, Wares or Merchandize whereon Duties of Customs are by the said recited Act charged upon the Importation thereof into the United Kingdom, shall be and the same are hereby made subject and liable to all and every the Conditions, Regulations, Rules, Restrictions, Seizures and Forfeitures to which Goods, Wares or Merchandize in general, and also all and every the special Conditions, Rules, Regulations, Restrictions, Seizures, Sales and Forfeitures respectively to which the like Goods, Wares or Merchandize were subject or liable by any Act or Acts of Parliament in force in *Great Britain* or *Ireland* respectively, on and immediately before the passing of this Act, respecting the Revenue of Customs, except where any Alteration is expressly made by the said recited Act or this Act; and all Pains, Penalties, Fines and Forfeitures of whatever nature or kind the same may be, as well Pains of Death as others, for any Offence whatever committed against or in Breach of any Act or Acts of Parliament in force in *Great Britain* or *Ireland* respectively, 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, Provisions and Directions contained in any such Act or Acts shall, unless where expressly altered by the said recited Act or this Act, and are hereby directed and declared to extend to and shall be respectively applied, practised and put into Execution, for and in respect of the several Duties of Customs granted by the said recited Act, in as full and ample manner, to all Intents and Purposes whatever, as if all and every the said Acts, Clauses, Provisions, Powers, Directions, Fines, Pains, Penalties or Forfeitures were particularly repeated and re-enacted in the Body of this Act, and made Part thereof.

II. And be it further enacted, That every Act of Parliament in force in *Great Britain*, or *Ireland* respectively, on and immediately before the passing of this Act, by which any Rules, Regulations, Conditions or Restrictions were made, established or directed for the ascertaining the Value of any Goods, Wares or Merchandize, or for the remitting or allowing of any Deduction of any Duties on Account of Damage, or for the better securing the Revenue of Customs, or for the regular Importation into *Great Britain* or *Ireland* respectively of any Goods, Wares or Merchandize whatever, except where any Alteration is expressly made by the said recited Act or this Act, and all Provisions, Clauses, Matters and Things relating thereto, shall and are hereby declared to be and remain in full

Force

force and Effect, and shall be applied to the Subject of this Act, and for carrying the same into Execution, as fully and effectually as they had been repeated and re-enacted in this present Act.

C A P. CXLII.

An Act to reduce the Duties on all Sheep Wool the Growth of the United Kingdom, which shall be sold by Auction for the Growers or first Purchasers. [6th July 1815.]

WHEREAS an Act passed 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 Whereas another Act passed in the Forty fifth Year of the Reign of His present Majesty, intituled *An Act for granting to His Majesty several additional Duties of Excise in Great Britain*: And Whereas another Act passed in the Fifty fourth Year of the Reign of His present Majesty, intituled *An Act to grant to His Majesty Duties upon Auctions in Ireland, in lieu of former Duties thereon; and to provide for the regulating and receiving the said Duties, and to prevent Frauds therein*: And Whereas an Act passed in the Seventeenth Year of His present Majesty, intituled *An Act for granting to His Majesty certain Duties on Licences to be taken out by all Persons acting as Auctioneers, and certain Rates and Duties on all Lands, Houses, Goods and other Things sold by Auctions; and upon Indentures, Leases, Bonds, Deeds and other Instruments*: And Whereas by the said recited Acts of the Forty third, Forty fifth and Fifty fourth Years respectively, certain Duties of Excise were made chargeable in *Great Britain and Ireland*, respectively, for every Twenty Shillings of the Purchase Money arising or payable by virtue of any Sale at Auction in *Great Britain and Ireland*, respectively: And Whereas by the Provisions of the said Act of the Seventeenth Year of His present Majesty, and of another Act, passed in the Nineteenth Year of the Reign of His present Majesty, the unmanufactured Produce of Land is exempted from the Payment of the Duties granted by the said recited Act of the Forty third and Forty fifth Years aforesaid, provided the Sale of such Produce is made whilst continuing upon the Lands producing the same, and by the Owner or Owners thereof, their Steward or Agent: And Whereas by the said Act of the Fifty fourth Year aforesaid all Produce of Land sold by Auction on the Land producing the same, and all Wool sold at any Sale by Auction by the Farming Society of *Ireland*, or by the *Cork* Institution, in the manner in the Schedule to the said Act described, is exempt from the Duties granted by the said Act: And Whereas it would greatly facilitate the Sale of Sheep's Wool of the Growth of the United Kingdom, and benefit the Growers and Manufacturers thereof, if the Duties of Excise in respect of all Sales of Sheep's Wool by Auction for the Growers or first Purchasers thereof, not exempt under the Provisions of the said recited Act, were reduced; May it therefore please Your Majesty that it may be enacted; and be it enacted by The King's 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,

43 G. 3. c. 69.

45 G. 3. c. 30.

54 G. 3. c. 82.

17 G. 3. c. 50.

17 G. 3. c. 50.

§ 13.

19 G. 3. c. 56.

§ 14.

54 G. 3. c. 82.

Sch. tit.

Exemptions.

' rials as the preventing and removing of all Nuisances from such
 ' Bridges and Roads, should be, and the same were thereby vested
 ' in the Surveyor and Surveyors of County Bridges, and the Roads
 ' at the Ends thereof as aforesaid; and the several Penalties, For-
 ' feitures, Matters and Things in the said Act contained relating to
 ' Highways, should be, and the same were thereby extended and
 ' applied as far as the same are applicable, to such Bridges and the
 ' Roads at the Ends thereof as aforesaid, as fully and effectually as
 ' if the same and every Part thereof were therein repeated and re-en-
 ' acted; the Surveyor or Surveyors making Satisfaction and Compen-
 ' sation for all Trespas and Damage done in the Execution of the
 ' Powers of that Act, in such and the same manner as the Surveyors
 ' of Highways are required to make, in and by the said recited Act:
 ' And Whereas an Act was made in the Fifty fourth Year of the 54 G. 3 c. 90.
 ' Reign of His present Majesty, intituled *An Act to explain and ex-
 ' tend an Act passed in the Forty third Year of His present Majesty,
 ' intituled An Act for remedying Defects in the Laws relative to the
 ' building and repairing of County Bridges and other Works, main-
 ' tained at the Expence of the Inhabitants of Counties in England, and
 ' for extending the said Act to Bridges and other Works maintained at
 ' the Expence of Hundreds*: And Whereas it is expedient, that Sur-
 ' veyors of County Bridges and other Persons, being under Contract
 ' for the rebuilding or repairing such Bridges, or Bridges repaired by
 ' the Inhabitants of Hundreds and other General Divisions of Counties
 ' in the nature of Hundreds, should have a more extended Power for
 ' procuring Materials than is at present vested in such Surveyors of
 ' County Bridges, by the Operation of the said first recited Act, so
 ' far as relates to the procuring of Stone for such Purposes from
 ' Quarries; 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, it shall and may be lawful to and for every Surveyor of
 ' such Bridges in each and every County within that Part of the United
 ' Kingdom called *England*, appointed or to be appointed by the Justices
 ' at any General Quarter Sessions of the Peace to be holden for such
 ' County; and also to and for the Bridge Master or all and every
 ' Person or Person who may at the passing of this Act, or from and
 ' after the passing thereof, be under Contract for the rebuilding or re-
 ' pairing of any Public Bridge, built or repaired at the Expence of the
 ' Inhabitants of any such County, Hundred or General Division as
 ' aforesaid; and such Surveyor and Surveyors, and also such other
 ' Person or Persons, are hereby authorized and empowered, with the
 ' Consent and by the Order of Two Justices of the Peace, acting for
 ' the County in which such Bridge is intended to be rebuilt or repaired,
 ' first had and obtained for that Purpose, to search for, work, dig, get
 ' and carry away any Stone, in, from or out of any Quarry or Quarries
 ' whatsoever, within the County or Counties to which such Bridge
 ' may belong; other than and except such Quarries as may be situated
 ' within a Garden, Yard, Avenue to a House, Lawn, Park, Paddock
 ' or inclosed Plantation, or as may now or hereafter have Ornamental
 ' Timber Trees growing thereon, without the Licence or Consent of
 ' the Owner or Owners of such Quarry or Quarries, as such Surveyor
 ' or other Person or Persons shall judge necessary for the rebuilding or
 ' repair-

Surveyors of
County Bridges,
and Persons em-
ployed under
Contracts, em-
powered to take
Stones for Re-
pair of County
Bridges.

Consent, &c. of
Two Justices of
Peace necessary.

Quarries situated
in Gardens, &c.
not used without
Consent of
Owners.

sufficient Number of Jurymen so returned, the said Sheriff or Bailiff shall take such other honest and indifferent Men of the Bystanders, or that can speedily be procured to attend that Service, to make up the Number of Twelve; and all Persons concerned shall have their lawful Challenges against any of the said Jurymen when they come to be sworn; and the said Justices of the Peace, or any Two of them, shall have Power from time to time to impose a Fine or Fines on such Sheriff or Bailiff, or his Deputy or Deputies, making Default in the Premises, and on any of the Persons who shall be summoned and returned on such Jury, and who shall not appear, or, appearing, shall refuse to be sworn on the said Jury, or, being sworn, shall refuse to give or shall not give a Verdict, or shall in any other manner wilfully neglect his or their Duty therein, and also on any Person who, being summoned and required to give Evidence before the said Jury, shall refuse or neglect to appear, or, appearing, shall refuse to be sworn or to give Evidence, so that no such Fine be more than Ten Pounds, nor less than Twenty Shillings, on any one Person for one Offence.

Fine on Jury refusing to appear or be sworn, and on Persons summoned, refusing to give Evidence.

III. And be it further enacted, That in case any Jury shall give in and deliver a Verdict for more Money as the Value of such Stones and Amount of such Damage, than what shall have been offered for the Purchase thereof by such Surveyor or other Person or Persons as aforesaid, the Costs and Expences of summoning and maintaining the Jury and Witnesses shall be borne and paid out of the Rates to be collected within such County respectively; but if such Jury shall give in and deliver a Verdict for no more or for less Money than the Money which shall have been so offered by such Surveyor or other Person or Persons as aforesaid, then the Costs and Expences of summoning and maintaining the said Jury and Witnesses shall be borne and paid by the Person or Persons with whom such Controversy or Dispute touching the Value of such Stones and Amount of such Damage shall arise, and shall be levied by the Warrant of one of the said Justices, by Distress and Sale of the Goods and Chattels of the Person or Persons made liable to the Payment thereof.

Expences of Jury, how defrayed.

IV. Provided always, and be it further enacted, That if any Person or Persons shall or may think himself, herself or themselves aggrieved by any thing done or to be done in pursuance of this Act, such Person or Persons may within the Space of Three Calendar Months next after the Cause of Complaint shall have arisen, appeal to the Justices of the Peace at any General Quarter Sessions of the Peace to be holden for the Limit wherein the Cause of Complaint shall arise, every such Appellant first giving or causing to be given Fourteen Days' Notice at least in Writing, of his or her Intention to bring such Appeal, and of the Cause or Matter thereof, to the Person or Persons against whom such Complaint shall be made, and within Three Days next after such Notice entering into a Recognizance before some Justice of the Peace acting for the County wherein the Cause of Complaint shall arise, with Two sufficient Sureties conditioned to try such Appeal, and to abide by the Order of and pay such Costs as shall be awarded by the Justices at such Session aforesaid; and the said Justices at such Session, upon due Proof of such Notice being given as aforesaid, and of the entering into such Recognizance, shall hear and finally determine the Cause and Matter of every such Appeal in a summary way, and make such Award to the Party appealing

Appeal

Notice.

Recognizance.

Justices to determine in a summary way.

ing or appealed against, as the said Justices shall think proper; and the Determination of such Justices so assembled shall be binding and conclusive to all Intents and Purposes.

43 G. 3. c. 59.

§ 2.

12 G. 2. c. 29.

Justices to contract, &c. for Repair, &c. of County Bridges, &c.

‘ V. And Whereas it is expedient that the Powers contained in an Act passed in the Forty third Year of His present Majesty, intituled *An Act for remedying certain Defects in the Laws relative to the Building and repairing of County Bridges, and other Works maintained at the Expence of the Inhabitants of Counties in England,* for authorizing the Justices of the Peace of any County, City, Riding, Division, Town Corporate or Liberty, at their General Quarter Session of the Peace, to contract for maintaining and keeping in Repair Roads over County Bridges, and so much of the Roads at the ending thereof as by Law is to be repaired at the Expence of Counties, although no Presentment shall have been made of the want of Repair, as directed by an Act passed in the Twelfth Year of His late Majesty King *George the Second, intituled An Act for the more easy assessing, collecting and levying of County Rates,* should be extended to the Bridges as well as to the Roads at the End thereof;’ Be it further enacted, That, from and after the Day of passing this Act, it shall and may be lawful to and for the Justices of the Peace of any County, City, Riding, Division, Town Corporate or Liberty, at their General Quarter Sessions respectively, to contract and agree, or to authorize any other Person or Persons to contract and agree, with any Person or Persons, for the maintaining and keeping in Repair any County or Hundred Bridge, and the Road over such County or Hundred Bridge, and so much of the Road at the Ends thereof as are by Law liable to be repaired at the Expence of any such County, Hundred, City, Riding, Division, Town Corporate or Liberty, or any Part of the same; and the said Justices are hereby empowered to order such Sum or Sums of Money as may be contracted for and agreed to be paid for the repairing, amending and supporting such Bridges, and the Roads over the same, or the Ends thereof, to be paid (in cases where the County is liable to the Repair thereof) by the Treasurer of the County out of the County Rate, or (in cases where the Hundred is liable to the Repair of the same) by the Bridge Master (or other Public Officer charged with the Repair of Bridges) of the Hundred by which such Bridge is liable to be repaired, for any Term not exceeding Seven Years, nor less than One, although no Presentment of the Insufficiency, Decay or want of Repair of the same shall have been made, and although no Public Notice shall have been given by the said Justices, at their respective General or Quarter Session, of their Intention to contract for the Repair of such Bridges, or the Roads at the Ends thereof, as respectively directed by the said Act of the Twelfth Year of His late Majesty King *George the Second: Provided nevertheless,* that before any such Contract shall be made, the said Justices shall cause Notices to be given in some Public Paper circulated in such County, City, Riding, Hundred, Division, Town Corporate or Liberty, of their Intention to contract.

12 G. 2. c. 29.
Provido.

C A P. CXLIV.

An Act to enable the Commissioners of Customs and Port Duties in *Ireland*, to purchase Premises for the erecting additional Docks, Warehouses and Offices in *Dublin*.

[6th July 1815.]

‘ WHEREAS it is found expedient that additional Docks, Warehouses, Stores and Offices should be made and erected in *Dublin*, for the Department 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, it shall and may be lawful for the Commissioners of Customs and Port Duties in *Ireland*, for the time being, or any Three or more of them, and they are hereby authorized and empowered from time to time 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 of the Commissioners for executing the said Office, or any Three of such Commissioners, to contract with the Owner or Owners, Proprietor or Proprietors, of any House or Houses, or Building or Buildings, or Parcel or Parcels, or Plot or Plots of Ground, contiguous to the said Custom House in *Dublin*, and to the Docks there, and with the Lessee or Lessees of any such House, Building or Ground, or with any Body or Bodies Corporate, Sole or Aggregate, or with the Guardian or Guardians, Trustee or Trustees, Committee or Committees, of any Infant, Issue unborn, Feme Covert, Idiot or Lunatic respectively, for the Purchase of any such House or Houses, Building or Buildings, Parcel or Parcels, or Plot or Plots of Ground, and for the respective Interests of all such Persons who shall be entitled thereto, and which said Trustee or Trustees, Guardian or Guardians, Committee or Committees, shall be and are hereby respectively authorized and empowered to contract and agree with, and to sell and convey unto the said Commissioners, to and for the Use of His Majesty, his Heirs and Successors the Estates, Rights and Interests of such Persons respectively as aforesaid, in order and for the Purpose of making and erecting such additional Docks, Stores, Warehouses and Offices upon the Scite of such House or Houses, or Building and Ground respectively.

Commissioners of Customs may contract for Purchase of Premises for erecting Docks, &c.

II. And be it further enacted, That in case the said Commissioners, and such Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, Body or Bodies Corporate, Sole, or Aggregate, or the Guardian or Guardians, Trustee or Trustees, Committee or Committees of any Infant, Issue unborn, Feme Covert, Idiot, Lunatic, or any of them, cannot agree, the said Commissioners for the time being, or any Three or more of them, are hereby authorized and empowered from time to time, by Warrant or Precept under their Hands and Seals, to be directed to the Sheriffs of the City of *Dublin*, to command such Sheriffs to summon and return, and such Sheriffs are hereby directed and required, under the Penalty of Twenty Pounds (which Penalty such Commissioners may, by an Order under their Hands and Seals, impose) to summon and return a competent Number of substantial and disinterested Persons, qualified to serve

In case Parties cannot agree, Jury returned to ascertain Value of Premises.

Penalty.

for the time being, or any Three or more of them, and to their Successors in Trust, for His Majesty and his Successors, good, legal and valid Conveyances and Assignments of their respective Interests, in and to such House or Houses, Building or Buildings, Plot or Plots, Parcel or Parcels of Ground for which such Sum or Sums of Money shall be so paid or tendered, and all Bargains, Sales and Conveyances to be made by Persons of full Age, or by Guardians of Infants, to such Commissioners for the Purposes of this Act, shall have the Force, Effect and Operation in Law to all Intents and Purposes, which any Fine or Fines, Recovery or Recoveries whatsoever, would have if levied or suffered by the Person or Persons so conveying, or by any such Infant or Infants if of full Age; and such Commissioners and their Successors shall, from and immediately after the Execution of such Conveyance or Conveyances, or of any Conveyance or Conveyances pursuant to the Directions of this Act, have and hold such House or Houses, Building or Buildings, Plot or Plots, Parcel or Parcels of Ground absolutely freed and discharged of and from all and every Judgment, Charge or Incumbrance whatsoever, acknowledged, had, made or created by any such Person or Persons so conveying, or by any Person or Persons from or under whom he, she or they derive Title.

IV. And be it further enacted, That in case any such House or Houses, Building or Buildings, Plot or Plots, Parcel or Parcels of Ground shall be in any manner settled or entailed, and that there shall not be any Person or Persons in being entitled to convey by himself, herself or themselves, or by his, her or their Trustee or Trustees, Guardian or Guardians as aforesaid, the entire and absolute Estate and Interest of and in such Premises, or any of them, then upon Payment of the Sum or Sums, which shall be so awarded and adjudged for such Premises into the Court of Chancery in *Ireland*, for the Use of the Person or Persons who shall be entitled thereto, it shall and may be lawful to and for any Person or Persons who shall be seized of such Premises, for his, her or their Life or Lives, or otherwise, and they are hereby directed and empowered to convey the same, and all Right, Title, Estate and Interest in or to the same, to such Commissioners and their Successors, freed and absolutely discharged of and from such Settlement or Entail, and all and every Limitation, Proviso and Condition in such Settlement contained; and the said Court of Chancery shall and may, upon a Petition to be preferred for such Purpose, ascertain and direct to what Person or Persons, and in what Proportions such Sum or Sums of Money shall be paid.

V. And be it further enacted, That in case any Person or Persons to whom any Sum or Sums of Money shall be awarded and adjudged for any such House or Houses, Building or Buildings, Plot or Parcel of Ground, shall neglect or refuse to execute a Conveyance or Conveyances to such Commissioners of such House or Houses, Building or Buildings, Plot or Plots, Parcel or Parcels of Ground, or to give such Commissioners the actual Possession thereof, such Commissioners may prefer a Petition to the Court of Chancery in *Ireland*, praying that such Person or Persons who shall so neglect or refuse may be directed to execute such Conveyance or Conveyances, and deliver the Possession of any such Premises; and the said Court shall upon hearing of such Petition, unless some good Cause shall be shewn to the contrary, order and direct such Conveyance or Con-

When Premises are settled by Entail, and no Person entitled to convey, Person in Possession empowered to convey, and Court of Chancery to apply Purchase Money.

Court of Chancery to order Conveyances to be made, unless good cause shewn to contrary.

veyances

veyances to be executed, and shall by the Injunction of the said Court cause such Commissioners to be put into the Possession of such Premises; and in case such Person or Persons who shall be so ordered and directed to execute such Conveyance or Conveyances shall neglect for the Space of One Calendar Month after such Order shall be pronounced, or shall refuse to execute such Conveyance or Conveyances it shall and may be lawful to and for the said Court of Chancery, to order and direct One of the Masters of the said Court, to execute: Conveyance or Conveyances of such Premises, to such Commissioners and their Successors, and every such Conveyance by such Master shall have the like Force and Effect in Law and Equity, as if the same had been executed by such Person or Persons so ordered and directed to execute the same.

Witnesses refusing to give Evidence before Jury.

VI. And be it further enacted, That it shall and may be lawful for the said Commissioners of Customs and Port Duties for the time being, or any Three or more of them, and they are hereby authorized and empowered to summon in Writing such Person or Persons as may be found necessary to give Evidence before any Jury to be impanelled for the Purpose of this Act, as well on behalf of the said Commissioners as of any Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, Body or Bodies Corporate, Sole or Aggregate, Guardian or Guardians, Trustee or Trustees, Committee or Committees of any Infant, Issue unborn, Feme Covert, Idiot, Lunatic or any of them, and in case such Person or Persons who shall be so summoned as aforesaid shall (having been tendered his or her reasonable Expences) refuse or neglect to attend at the Place in such Summons to be specified within Twenty four Hours if resident in the City of *Dublin*, and if resident at a Distance from the said City, within a reasonable time after Service thereof, or shall refuse to give Evidence, then it shall and may be lawful to and for the said Commissioners for the time being, or any Three or more of them, upon Proof of the Service of such Summons by the Oath of some credible Person (which Oath they are hereby empowered to administer), to impose such Fine or Fines on such Person or Persons so refusing or neglecting to attend as aforesaid, or refusing to give Evidence, as to them the said Commissioners may seem proper, any such Fine not to exceed Fifty Pounds.

Fine.

Money paid out of Duties of Customs.

VII. And be it further enacted, That it shall and may be lawful to and for the Commissioners of Customs and Port Duties in *Ireland* for the time being, to pay all such Sums of Money as shall be necessary for the Purposes of this Act, out of any Money in their Hands, arising from the Duties of Customs payable in *Ireland*.

Penalties how levied and applied.

VIII. And be it further enacted, That all and every Penalty and Penalties imposed, or to be imposed by virtue of this Act, shall and may be sued for and recovered by Civil Bill to be brought for the same in the Name of the Secretary of the Customs for the time being, at any Quarter Sessions of the Peace for the County of the City of *Dublin*, and such Penalties when recovered shall be applied to the same Purposes as the Revenues arising from the Customs on the Importation of Goods under the Management of the Commissioners of Customs of *Ireland*.

C A P. CXLV.

An Act to increase the Allowance to the Post Office in *Ireland*, in respect of Packet Boats to *Great Britain*.

[6th July 1815.]

WHEREAS by an Act made in the Parliament of *Great Britain* in the Twenty fourth Year of His present Majesty's Reign, intituled *An Act for establishing certain Regulations concerning the Portage and Conveyance of Letters and Packets by the Post between Great Britain and Ireland*, it was, among other things, enacted, that until the General Post Office of *Ireland* shall have established Packet Boats for the Port and Conveyance of Letters and Packets from *Ireland* to *Great Britain*, there should be allowed in account from the General Letter Office or Post Office in *Great Britain* to the Revenue of the Post Office in *Ireland*, a Sum not exceeding Four thousand Pounds *per Annum*, by Quarterly Payments, in lieu as well of the Profits of the said Packets as in Compensation for other Purposes: And Whereas such Packet Boats have not yet been established by the General Post Office in *Ireland*, and it is expedient that the said Allowance should be increased; 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 fifteen, until the General Post Office of *Ireland* shall have established Packet Boats for the Port and Conveyance of Letters and Packets from *Ireland* to *Great Britain*, there shall be allowed in account from the General Letter Office or Post Office in *Great Britain*, to the Revenue of the Post Office in *Ireland*, a Sum not exceeding Nine thousand Pounds *per Annum* in the whole, by Quarterly Payments, in lieu as well of the Profits of the said Packets as in Compensation for other Purposes.

24 G. 3. Sess. 1.

c. 6.

§ 4.

Until Packet Boats established from *Ireland* to G. B. Post Office in G. B. to allow Irish Post Office 9,000l. per Ann.

C A P. CXLVI.

An Act to authorize His Majesty to regulate, until the First Day of *July* One thousand eight hundred and sixteen, the Trade with any *French* Colony which may come into His Majesty's Possession or remain Neutral. [6th July 1815.]

WHEREAS it is expedient, under the present Circumstances, that the Trade and Commerce to and from any *French* Colony or Plantation that may be captured by or surrendered to His Majesty's Arms, or that may be put under the Protection of His Majesty, or that may not take Part with His Majesty's Enemies in the present Hostilities, should be regulated for a certain time in such manner as shall seem proper to His Majesty, by and with the Advice of His Privy Council, notwithstanding the special Provisions of any Act or Acts of Parliament that may be construed to affect 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

Trade and Commerce with French Colonies regulated by Order in Council.

12 Car. 2. c. 18.

Goods imported or exported contrary to Orders forfeited with Vessels carrying them.

Forfeiture how sued for.

Continuance of Act.

of this Act, it shall and may be lawful for His Majesty, by and with the Advice of His Privy Council, by any Order or Orders to be issued from time to time, to give such Directions and make such Regulations touching the Trade and Commerce between any such Colony or Plantation and any Part of His Majesty's Dominions, as to His Majesty in Council shall appear most expedient and salutary; any thing contained in 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*, or in any other Act or Acts of Parliament now in force relating to His Majesty's Colonies or Plantations, or in any other Act or Acts of Parliament, or any Law, Usage or Custom to the contrary in any wise notwithstanding.

II. And be it further enacted, That if any Goods, Wares or Merchandize whatever shall be imported into or exported from any such Colony or Plantation, or shall be exported from any Part of His Majesty's Dominions to any such Colony or Plantation, or if any Goods, Wares or Merchandize shall be so imported or exported in any manner whatever, contrary to any such Order or Orders of His Majesty in Council, the same shall be forfeited, together with the Ship or Vessel in which such Goods, Wares or Merchandize shall respectively be imported or exported, with all her Guns, Ammunition, Furniture, Tackle and Apparel; and every such Forfeiture shall and may be sued for, profecuted and recovered by such and the like ways, means and methods, as any Forfeiture incurred by any Law respecting the Revenue of Customs may be sued for, profecuted and recovered, in Places where respectively the Offences shall be committed, and the Produce thereof shall be disposed of, paid and applied, in like manner in the said Places respectively; any Law, Custom or Usage to the contrary in any wise notwithstanding.

III. And be it further enacted, That this Act shall continue in force until the First Day of July One thousand eight hundred and sixteen.

C A P. CXLVII.

An Act for enabling Spiritual Persons to exchange the Parsonage or Glebe Houses or Glebe Lands, belonging to their Benefices, for others of greater Value, or more conveniently situated for their Residence and Occupation; and for annexing such Houses and Lands, so taken in Exchange, to such Benefices as Parsonage or Glebe Houses and Glebe Lands, and for purchasing and annexing Lands to become Glebe in certain Cases; and for other Purposes. [6th July 1815.]

WHEREAS in divers Ecclesiastical Benefices, Perpetual Curacies and Parochial Chapels, the Glebe Lands, or some Part or Parts thereof, lie at a Distance from, and are inconvenient to be occupied with the Parsonage or Glebe Houses, and the Parsonage or Glebe Houses, and the Benefices, Perpetual Curacies and Parochial Chapels, are in many Cases, and it would often tend much to the Benefit and Accommodation thereof, also to promote the Revenue of the Incumbents, such Benefices, Perpetual Curacies, and Parochial Chapels, the Glebe

' Glebe Lands and Parsonage or Glebe Houses thereof could be by
 ' Law exchanged for other Lands of greater Value, or more con-
 ' veniently situated, and for other and more convenient Houses: And
 ' Whereas there are also divers Lands and Tenements which have been
 ' accustomed to be granted or demised by the Incumbent for the time
 ' being of certain Ecclesiastical Benefices, Perpetual Curacies or
 ' Parochial Chapelries, for One, Two or Three Lives, or for a Term
 ' or Terms of Years absolutely or determinable on a Life or Lives,
 ' as being holden by Copy of Court Roll or otherwise, under some
 ' Manor or Lordship belonging to such Benefices, Perpetual Curacies
 ' or Parochial Chapelries, and it would therefore be advantageous
 ' to the said Benefices if the same Lands and Tenements, or some
 ' of them, or some Part thereof, were annexed as Glebe to the
 ' Living or Benefice to which they belong; 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 be lawful for the Parson,
 ' Vicar or other Incumbent for the time being, of any Ecclesiastical
 ' Benefice, Perpetual Curacy or Parochial Chapelry, by Deed in-
 ' dented, and to be registered in manner hereinafter mentioned, and
 ' with the Consent of the Patron of such Benefice, Perpetual Curacy
 ' or Parochial Chapelry, and of the Bishop of the Diocese wherein
 ' the same is locally situate (to be signified as hereinafter is mentioned),
 ' to grant and convey to any Person or Persons, and to his, her or
 ' their Heirs and Assigns, or otherwise, as he or they shall direct or
 ' appoint, or to any Corporation, Sole or Aggregate, and his or
 ' their Successors, the Parsonage or Glebe House, and the Outbuild-
 ' ings, Yards, Gardens and Appurtenances thereof, and the Glebe
 ' Lands, and any Pastures, Feedings or Rights of Common or Way
 ' appendant, appurtenant or in gross, or any or either of such House,
 ' Outbuildings, Yards, Gardens and Glebe Lands, Pastures, Feedings,
 ' or Rights of Common or Way, or any Part or Parts thereof,
 ' belonging to any such Benefice, Perpetual Curacy or Parochial
 ' Chapelry, in lieu of and in exchange for any House, Outbuildings,
 ' Yards, Gardens and Appurtenances, and any Lands, or any or either
 ' of them, whether lying within the local Limits of such Benefice;
 ' Perpetual Curacy or Parochial Chapelry or not, but so as that the
 ' same be situate conveniently for actual Residence or Occupation by
 ' the Incumbent thereof, the same also being of greater Value or more
 ' conveniently situated than the Premises so to be given in Exchange,
 ' and being of Freehold Tenure, or being Copyhold of Inheritance, or
 ' for Life or Lives, holden of any Manor belonging to the same
 ' Benefice, and also for the Parson, Vicar or Incumbent for the time
 ' being of the same Benefice, Perpetual Curacy or Parochial Chapelry,
 ' by the same or a like Deed, and with the like Consent, and testified as
 ' aforesaid, to accept and take in Exchange to him and his Successors
 ' for ever, from any Person or Persons, or Corporation Sole or Aggre-
 ' gate, any other House, Outbuildings, Yards, Gardens, Easements
 ' and Appurtenances, and any other Lands, or any or either of such
 ' House, Outbuildings, Yards, Gardens, Lands, Easements and Ap-
 ' purtenances, the same respectively being of Freehold Tenure, or
 ' being Copyhold of Inheritance, or for Life or Lives, holden of any
 ' Manor

Power to ex-
 change Parson-
 age Houses and
 Glebe Lands
 for other Houses
 and Lands.

Manor belonging to the same Benefice, and being of greater Value or more conveniently situated, in lieu of and in Exchange for such Parsonage or Glebe House, Outbuildings, Yards, Gardens, Glebe Lands and Appurtenances, and such Pastures, Feedings and Rights of Common or Way, or any or either of them, so to be granted and conveyed, and which said House, Outbuildings, Yards, Gardens, Lands and Appurtenances so to be accepted and taken in Exchange, by any Parson, Vicar or other Incumbent, shall for ever, from and after such Grant and Conveyance thereof, be the Parsonage and Glebe House and Glebe Lands and Premises of the said Benefice, Perpetual Curacy or Parochial Chapelry, to all Intents and Purposes whatsoever, and shall become annexed to the said Benefice, Perpetual Curacy or Parochial Chapelry, to all Intents and Purposes whatsoever, and be holden and enjoyed by such Incumbent and his Successors accordingly, without any Licence or Writ of *Ad quod damnum*; and that the Whole, or any Part or Parts of the said House, Outbuildings, Lands and Premises so to be annexed, which before such Annexation were of Copyhold Tenure, shall for ever, from and after such Annexation, become and be of Freehold Tenure, the Statute of Mortmain, or any other Statute or Law to the contrary notwithstanding: Provided always, that nothing in this Act contained shall extend, or be construed to authorize the granting or conveying in Exchange by any Parson, Vicar or other Incumbent, either at one and the same time, and by one and the same Incumbent, or at different times, and by several Incumbents, and in several Portions, any greater Quantity in the whole than Thirty Statute Acres of the Glebe Lands of any Benefice, Perpetual Curacy or Parochial Chapelry: Provided also, that in all cases when such Exchange shall be made by any Owner or Owners having any less Estate or Interest than in Fee Simple of or in the Messuage, Buildings, Lands and Premises so to be by him, her or them granted or conveyed in Exchange, or being any Corporation Aggregate or Sole, or Person or Persons under any legal Disability, the Parsonage House, Outbuildings and Glebe Lands respectively to be so taken in Exchange as aforesaid, shall at the time of making such Exchange be of equal Value with, or not of less Value than the said Messuage, Buildings, Lands and Premises respectively so to be granted and conveyed in Exchange to such Parson, Vicar or other Incumbent.

Writ of Ad
quod damnum.

Proviso.

Proviso.

Premises given
in Exchange
subject to same
Tithes, &c. as
those taken in
Exchange (ex-
cept in certain
cases.)

II. Provided always, That in all cases where the Lands or any Part or Parts thereof to be conveyed in Exchange to any Parson, Vicar or Incumbent, and to be annexed as Glebe to any Benefice, Perpetual Curacy or Parochial Chapelry, under the Authority of this Act, shall either separately or jointly with other Lands or Tenements be, at the time of such Conveyance by any means whatsoever, exempt or discharged from the Render of Tithes in Kind, or subject to or covered by any Modus, Composition Real or Prescription in lieu of Tithes in Kind, then the Lands or Premises to be conveyed in Exchange by such Parson, Vicar or Incumbent, and which before such Exchange were Glebe of or belonging to the same Benefice, Perpetual Curacy or Parochial Chapelry, shall (unless it be agreed between the Parties to such Exchange that the same shall become and be subject to the Render or Payment of Tithes in Kind) from and immediately after such Conveyance in Exchange (in case such first mentioned Lands are situate in the same Parish, Vicarage or Parochial

Parochial Chapelry, with the said Lands or Premises before Glebe thereof, or belonging thereto, but not otherwise) become and be either exempt or discharged from Tithes in Kind, in like manner with or (as the case may be) subject to or covered by the same Modus, Composition Real or Prescription in lieu of Tithes in Kind, as the Lands so to be conveyed in Exchange to the said Parson, Vicar or Incumbent, were exempt or discharged from, or subject to or covered by, before such Exchange was made.

III. Provided also, and be it further enacted, That no Incumbent of any Benefice, Perpetual Curacy or Parochial Chapelry, wherein or in respect whereof any such Exchange as is authorized by this Act shall have taken place, or his Successors, shall at any time thereafter be evicted or ejected from the peaceable and quiet Possession and Enjoyment of the House, Outbuildings, Lands and Premises, or any of them, which shall have been granted and conveyed in Exchange to such Incumbent, according to the Provisions of this Act, by or by reason or in consequence of any Person or Persons, or Corporation Sole or Aggregate, claiming Right thereto, through any Title prior to that of or through any Defect of Title of the Person or Persons, or Corporation Sole or Aggregate, granting or conveying the same in Exchange; but nevertheless that it shall and may be lawful for such Person or Persons, or Corporation, claiming such Right, and he, she or they is and are hereby authorized and empowered to have, use, exercise and enjoy all such and the same Powers and Remedies in trying his, her or their Right to and in obtaining and recovering Possession of any House, Outbuildings, Land and Premises, or any of them, which shall have been granted in Exchange by any such Incumbent, as the Person or Persons, or Corporation Sole or Aggregate, so claiming would, in case this Act had not been made, have been enabled to use, exercise and enjoy in trying the Right to and in recovering and obtaining Possession of the House, Outbuildings, Lands and Premises, or any of them, in Exchange for which the same shall so have been granted and conveyed by any such Incumbent, under the Authority of this Act.

After Exchange Incumbent not evicted.

IV. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful to and for the Parson, Vicar or other Incumbent of any Ecclesiastical Benefice, Perpetual Curacy or Parochial Chapelry, of or to which Benefice, Perpetual Curacy or Parochial Chapelry, any Manor or Lordship is Parcel or appurtenant, and as Parcel of or belonging to which Manor or Lordship any Lands or Tenements are or have been usually granted or demised, or grantable or demisable by Copy of Court Roll, or otherwise, for any Life or Lives, or for any Term or Number of Years absolutely or determinable on any Life or Lives, by Deed indented (and to be registered as hereinafter mentioned) with the Consent of the Patron and Bishop (to be testified as hereinafter mentioned) to annex to the said Benefice, Perpetual Curacy or Parochial Chapelry, as and for Glebe Land, or Parsonage or Glebe House or Houses and Buildings thereof, all or any Part or Parts of such Lands or Tenements, whether lying within the Local Limits of such Benefice, Perpetual Curacy or Parochial Chapelry, or not, and that from and after such Annexation the said Lands and Tenements so annexed shall cease to be thereafter grantable or demisable by any Incumbent of the said Benefice, Perpetual Curacy or Parochial Chapelry (otherwise than

Power to annex Premises belonging to Manors, and heretofore grantable and demisable as Copyhold or otherwise.

apply the Materials, or the Produce thereof, if sold, towards some lasting Improvement of the said Benefice, Curacy or Chapelry: Provided always, that nothing herein contained shall extend to enable any Persons being Infants or Lunatics, or Females Covert without their Husbands, to make any such Gift, Grant or Conveyance; any thing in this Act contained to the contrary in any wise notwithstanding.

VI. And Whereas an Act was passed in the Seventeenth Year of the Reign of His present Majesty, intituled *An Act to promote the Residence of the Parochial Clergy, by making Provision for the more speedy and effectual building, rebuilding, repairing or purchasing Houses, and other necessary Buildings and Tenements, for the Use of their Benefices:* And Whereas one other Act was passed in the Twenty first Year of the Reign of His present Majesty, intituled *An Act to explain and amend an Act made in the Seventeenth Year of the Residence of the Parochial Clergy, by making Provision for the more speedy and effectual building, rebuilding, repairing or purchasing Houses, and other necessary Buildings and Tenements, for the Use of their Benefices:* And Whereas there are many Ecclesiastical Benefices, Perpetual Curacies and Parochial Chapelries to which no Glebe Land, or only a small Portion of Glebe Land is belonging; and it is therefore expedient to enable the making Provision by Purchase, for the Annexation of Glebe Land to such Benefices, Perpetual Curacies and Parochial Chapelries; Be it therefore

enacted, That, from and after the passing of this Act, it shall be lawful for the Parson, Vicar or other Incumbent for the time being, of any Ecclesiastical Benefice, Perpetual Curacy or Parochial Chapelry, the existing Glebe whereof shall not exceed Five Statute Acres, with the Consent of the Patron and Bishop, to be signified as hereinafter mentioned, to purchase any Lands not exceeding in the whole Twenty Statute Acres, with the necessary Outbuildings thereon, whether being within the Local Limits of the said Benefice, Perpetual Curacy or Parochial Chapelry, or not, but so as that the same be situate conveniently for building a Parsonage or a Glebe house, and Outbuildings, and for Gardens and Glebe thereof, or for the said Purposes, and for actual Residence and Occupation of the Incumbent thereof, such Land being of Freehold Tenure, being Copyhold of Inheritance, or for Life or Lives, holden of a Manor or Lordship belonging to the same Benefice, Perpetual Curacy or Parochial Chapelry; and which Lands so purchased shall be annexed to and Glebe of such Benefice, Perpetual Curacy or Parochial Chapelry, to all Intents and Purposes whatsoever, and be enjoyed by such Incumbent, and his Successors accordingly without any Licence or Writ of *Ad quod damnum*; and the whole or any Part or Parts of the said Lands, which before such Annexation were or was of Copyhold Tenure, shall for ever, from the time of such Annexation, become and be of Freehold Tenure; the same of Mortmain or any other Statute or Law to the contrary notwithstanding.

And, for the better effectuating such Purchases as aforesaid, it is further enacted, That it shall be lawful for such Parson, Vicar or Incumbent for the time being, with the Consent of the Patron

Proviso.

17 G. 3. c. 53.

21 G. 3. c. 66.

Power to purchase Land,

to be annexed to Benefices as Glebe Land thereof.

Copyhold Land so purchased holden as Freehold;

and by Mortgage of Tithes, &c. to raise Sum for such Purchase,

17 G. 3. c. 53.

not exceeding
Two Years net
Income.

Patron and Bishop (to be signified as hereinafter is mentioned), to borrow and take up at Interest (over and besides the Monies authorized to be borrowed under the Authority and for the Purposes of the said recited Act of the Seventeenth Year of the Reign of His present Majesty) such Sum or Sums of Money as shall be certified by a Valuation upon Oath of some skilful and experienced Surveyor to be the true and just Value of the said Lands at the time of the Purchase thereof, not exceeding Two Years clear Income and Produce of such Benefice, Perpetual Curacy or Parochial Chapelry, after deducting all Taxes and other Outgoings whatever, except the Salary to the Assistant Curate (if any); and as a Security for Repayment of the Money so to be borrowed, to mortgage the Tithes, Rents and other Profits and Emoluments of or belonging to such Benefice, Perpetual Curacy or Parochial Chapelry, to any Person or Persons who shall advance such Money by One or more Deed or Deeds (to be registered as hereinafter mentioned) for the Term of Twenty five Years, or until the Principal Money so to be borrowed, with Interest for the same, and all Costs and Charges attending the Recovery thereof, shall be fully paid off and satisfied; which Mortgage Deed or Deeds shall bind, as well such Parson, Vicar or other Incumbent of such Benefice, Perpetual Curacy or Parochial Chapelry, executing such Mortgage or Mortgages, as also his Successors, and a Counterpart thereof shall be executed by the Mortgagee or Mortgagees, and be kept by the Incumbent; and the Parson, Vicar or Incumbent for the time being of such Benefice, Perpetual Curacy or Parochial Chapelry, shall and he is hereby required to pay or cause to be paid to the Mortgagee or Mortgagees yearly and every Year, as the same shall become due, or within One Month afterwards, as well the Interest of the Principal Money secured by such Mortgage or Mortgages, as also the further Sum of Five Pounds *per Centum per Annum* of the Principal Money originally advanced on such Mortgage or Mortgages; and that every Incumbent who shall not reside Twenty Weeks in every Year upon such Benefice, Perpetual Curacy or Parochial Chapelry, computing each Year from the Date of the First or only Mortgage Deed, shall and he is hereby required, instead of the said Sum of Five Pounds *per Centum per Annum*, to pay within the Period aforesaid the Sum of Ten Pounds *per Centum per Annum* of the Principal Money originally advanced on such Mortgage or Mortgages, until the whole of such Principal Money, with the Interest, Costs and Charges shall be fully paid off and discharged; and that every such Incumbent who shall pay only Five Pounds *per Centum per Annum* of such Principal Money shall, at the time of Payment thereof, produce and deliver to the Mortgagee a Certificate under the Hands of Two Rectors, Vicars or other Officiating Ministers of some Parishes near adjoining, signifying that he had resided Twenty Weeks upon the said Benefice, Perpetual Curacy or Parochial Chapelry, within the Year for which such Payment became due; and in Default of Payment of the Principal, Interest, Costs and Charges in manner aforesaid, the Bishop shall have Power to sequester the Profits of such Benefice, Perpetual Curacy or Parochial Chapelry, until such Payment shall be made; and if at any time or times the said Principal and Interest, or any Part thereof, shall be in Arrear and unpaid for the Space of Forty Days next after the yearly Day of Payment whereon the same shall have become due,

due, it shall be lawful for the Mortgagee or Mortgagees, and his, her or their Executors, Administrators or Assigns, to recover the same, or such Part thereof as shall be so unpaid, and the Costs and Charges attending such Recovery, by Distress and Sale, in such manner as Landlords are or shall be by Law authorized to recover Rents in Arrear; and in order that the Payment of the same Principal and Interest may, in cases of Avoidance by Death or otherwise, be justly and equitably ascertained and adjusted between the Parson, Vicar or Incumbent avoiding such Benefice, Perpetual Curacy or Parochial Chapelry, or his Representatives, and his Successor, in such Proportions as the Profits of such Benefice, Perpetual Curacy or Parochial Chapelry, shall have been received by them respectively for the Year in which such Death or Avoidance shall happen, such Payment shall in case any Difference shall arise in settling the Proportions thereof, be ascertained and determined by Two indifferent Persons, the one to be named by the Person making such Avoidance, or his Representatives in case of his Death, and the other by the said Successor; and in case such Nominees shall not be appointed within the Space of Two Calendar Months next after such Death or Avoidance, or in case they shall not agree in settling such Proportions within the Space of One Calendar Month after they shall have been appointed, the same shall be determined by some neighbouring Clergyman to be nominated by the Bishop, whose Determination shall be final and conclusive between the Parties.

VIII. And be it further enacted, That, for promoting the Purposes of this Act, it shall and may be lawful for the Governors of the Bounty of Queen Anne for the Augmentation of the Maintenance of the Poor Clergy, from and out of the Monies which have arisen or shall from time to time arise from that Bounty, to advance and lend, in respect of each Benefice, Perpetual Curacy or Parochial Chapelry, the clear annual improved Value whereof shall not exceed the Sum of Fifty Pounds, any Sum not exceeding the Sum of One hundred Pounds, without Interest, but for Repayment of the Principal whereof such Mortgage as is hereinbefore mentioned shall be executed; and also to advance or lend, for or in respect of each Benefice, Perpetual Curacy or Parochial Chapelry, the clear annual improved Value whereof shall exceed the Sum of Fifty Pounds, any Sum not exceeding Two Years yearly Income of such Benefice upon such Mortgage as aforesaid, and to receive Interest for the same at any Rate not exceeding Four Pounds *per Centum per Annum*.

Governors of Queen Anne's Bounty empowered to lend Money.

IX. And be it further enacted, That it shall and may be lawful for any College or Hall within the Universities of Oxford or Cambridge, or for any other Corporate Bodies, being Owners of the Patronage of Ecclesiastical Livings or Benefices, to advance and lend any Sum or Sums of Money of which they have the Power to dispose, for the Convenience of the Parson, Vicar or other Incumbent for the time being of any Benefice, Perpetual Curacy or Parochial Chapelry within the Patronage of such College or Hall, upon Mortgage as hereinbefore directed, either upon Interest or without any Interest.

Colleges may lend with or without Interest.

X. Provided always, and be it further enacted, That when any Parson, Vicar or other Incumbent as aforesaid, shall be desirous of effecting any Exchange, Purchase or Mortgage under the Provisions of this Act, the Consent of the Patron and Bishop to every Deed of Exchange, Conveyance or Mortgage shall, before the same shall

Consent of Patron and Bishop to all Deeds of Exchange, Mortgage or Purchase.

shall be signed and sealed by the Parson, Vicar or other Incumbent, be signified by the said Patron and Bishop respectively, being made Parties to, and signing and sealing the said Deed in the Presence of Two or more credible Persons, who shall by Indorsement thereon attest such signing and sealing, and in which Attestation it shall be expressed that the same Deed was so signed and sealed by such Patron and Bishop before the Execution thereof by such Parson, Vicar or other Incumbent.

Powers executed by Archbishops and Bishops having Peculiars.

‘ XI. And Whereas there are within divers Dioceses certain exempt Jurisdictions called Peculiars belonging to the Archbishops and Bishops of other Dioceses, and it is expedient that all the Powers and Authorities given by this Act to the Bishop of the Diocese should as to such Peculiars be given to the Archbishop or Bishop to whom the same respectively belong;’ Be it therefore further enacted, That all and every the Powers and Authorities given by this Act to the Bishop of any Diocese shall, with respect to the several Peculiars locally situated within such Diocese, be vested in and exercised by the Archbishop or Bishop to whom such Peculiars shall respectively belong, and not by the Bishop within whose Diocese such Peculiars shall be locally situated, but that within all and every Peculiar and Peculiars belonging to any other Person or Corporation than Archbishops or Bishops, such Powers and Authorities shall be vested in and exercised by the Bishop of the Diocese within which such Peculiars shall be locally situated.

Power to Owners to convey on Exchange or Sale.

XII. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful to and for any Owner or Owners of any Messuages, Buildings, Lands or Hereditaments, whether such Owner or Owners shall be a Corporation Sole or Aggregate, or Tenant or Tenants in Fee Simple, or in Fee Tail General or Special, or for Life or Lives, and for the Guardians, Trustees or Feoffees for Charitable or other Uses, Husbands or Committees of or acting for any such Owner or Owners as aforesaid, who at the time of making any Exchange or Purchase authorized by this Act shall be respectively Infants, Females Covert or Lunatics, or under any other legal Disability, or otherwise disabled to act for themselves, himself or herself, by Deed or Deeds indented, and to be registered as hereinafter is mentioned; and with such Consent, and to be signified as hereinbefore is mentioned, of such Incumbent, and of the Patron and Bishop, to grant and convey to any Parson, Vicar or other Incumbent for the time being of any Ecclesiastical Benefice, Perpetual Curacy or Parochial Chapelry, any Messuage, Outbuildings, Yards, Gardens and Lands, with their Appurtenances, or any Messuage or Outbuildings only, or any Lands (with or without necessary Outbuildings) only of such Owner or Owners, in lieu of and in Exchange for any Parsonage House, Outbuildings, Yards, Gardens and Glebe Lands, and Pastures, Feedings and Rights of Common, or any of them, or any Part thereof, or belonging to any such Benefice, Perpetual Curacy or Parochial Chapelry, or (in cases of Purchase), to sell and convey to any Parson, Vicar or other Incumbent any Lands not exceeding the whole Twenty Statute Acres, with the necessary Outbuildings, for such sum of Money as shall be certified by the said Parson, Vicar or other Incumbent to be the true and just value of the same, and to be paid to the said Parson, Vicar or other Incumbent, and to be received by the said Parson, Vicar or other Incumbent, and to be applied to the use of the said Benefice, Curacy or Chapelry, as the said Parson, Vicar or other Incumbent shall think fit.

Outbuildings and Glebe Lands so to be granted and conveyed in Exchange by any Parson, Vicar or other Incumbent (with such Consent and in such Manner as aforesaid), shall for ever, from and after such Grant or Conveyance thereof, be and become vested in and settled upon the same Person or Persons, and to, for and under the same Uses, Estates, Trusts and Limitations, and subject to the same Powers, Conditions, Charges and Incumbrances as the said Messuage, Outbuildings, Lands and Premises so to be granted and conveyed in Exchange were vested in, settled upon and subject to before such Exchange thereof, or would have been vested in, settled upon and subject to in case such Exchange had not been made; and which said Sum or Sums of Money to be received for the Purchase of any Lands or Hereditaments shall in all cases where the Lands or Hereditaments so to be purchased belong to any Corporation Sole or Aggregate, Infant, Feme Covert, Lunatic, or Person or Persons under any other Disability or Incapacity, with all convenient Speed 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 Person or Persons or Corporation, who would have been entitled to the Rents, Issues and Profits of such Lands or Hereditaments, to the Intent that such Money shall be applied or laid out under the Direction, and with the Approbation of the said Court (to be signified by an Order made upon a Petition to be preferred by or on behalf of the Person or Persons who would have been entitled to the Rents, Issues and Profits of such Lands or Hereditaments), in the Purchase of the Land Tax, or towards the Payment of any Debts or Incumbrances affecting the same Lands or Hereditaments, or other Lands or Hereditaments standing settled to the same or the like Uses, or in the Purchase of other Lands or Hereditaments to be conveyed, settled and made subject to and for and upon such and the like Uses, Trusts, Limitations and Dispositions, and in the same manner as the Lands or Hereditaments so purchased as aforesaid stood settled or limited, or such of them as at the time of making such Purchase and Conveyance shall be existing, undetermined and capable of taking Effect; and in the meantime 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 some one of the Public Funds of this Kingdom, and the Dividends and Annual Produce thereof shall from time to time be paid by Order of the said Court to the Person or Persons who would have been entitled to the Rents, Issues and Profits of the said Lands or Hereditaments, in case no Purchase and Conveyance thereof had been made under the Provisions of this Act.

Premises exchanged settled to same Uses.

Application of Purchase Monies of Premises sold.

XIII. Provided always, and be it further enacted, That nothing herein contained shall extend, or be construed to extend, to enable any Corporation Aggregate or Sole, or Tenant in Fee Tail General or Special, or for Life or Lives, or the Guardians, Trustees or Feoffees for Charitable or other Uses, Husbands or Committees, or or acting for any such Owner or Owners as aforesaid, who at the time of making any Sale authorized by this Act, shall be respectively Infants, Femes Covert or Lunatics, or under any other legal Disability, or otherwise disabled to act for themselves, himself or herself, to sell or convey (except by way of Exchange, as in manner by this

Persons incapacitated not to convey (except in Exchange) more than Five Acres.

Years standing at the least, to be named by the Senior Judge in the last preceding Commission of *Nisi Prius* for the County in which the said Benefice, Perpetual Curacy or Parochial Chapelry, shall be situate, and the Return to which Commission of Enquiry shall be made and signed by a Majority of the Persons therein named, after an actual Inspection by them of all the Premises, with such Map and Valuation before them, and not otherwise, and Three at least of the Persons making and signing the same shall be either Three such Beneficed Clergymen actually resident as aforesaid, or Two at least of such Beneficed Clergymen resident as aforesaid, together with such Barrister as aforesaid; and in no case whatever shall any Exchange or Purchase be effected under the Authority of this Act, unless such Commission shall have been previously issued and returned, and unless the Return to such Commission, so made and signed as aforesaid, shall certify that, after an actual Inspection and Examination of the Premises, such Exchange or Purchase, in the Judgment of the Persons making the said Return, is fit and proper to be made, and will promote the permanent Advantage or Convenience of the Incumbent of such Benefice, Perpetual Curacy or Parochial Chapelry, and his Successors in the same.

XVII. And be it further enacted, That whenever the Patron of any Benefice, Perpetual Curacy or Parochial Chapelry, to which the Provisions of this Act extend, shall happen to be a Minor, Idiot, Lunatic or Feme Covert, it shall and may be lawful for the Guardian, Committee or Husband of every such Patron to transact the several Matters, and execute the requisite Deeds as aforesaid, for such Patron, who shall be bound thereby in such manner as if he or she had been of full Age or sound Mind, or Feme Sole, and had done such Acts and executed such Deeds.

Consent for Patrons in case of Minority, Lunacy or Marriage.

XVIII. Provided also, and be it further enacted, That in all cases where the Patronage of any Benefice, Perpetual Curacy or Parochial Chapelry, to which the Provisions of this Act extend, shall be in The Crown, and such Living or Benefice shall be above the Yearly Value of Twenty Pounds in The King's Books, the Consent of The Crown to the several Proceedings hereby authorized respecting such Benefice, Perpetual Curacy or Parochial Chapelry, shall be signified by the Execution of the Deeds or Instruments hereinbefore directed, by the Lord High Treasurer or First Lord Commissioner of the Treasury for the time being; but if such Benefice, Perpetual Curacy or Parochial Chapelry, shall not exceed the Yearly Value of Twenty Pounds in The King's Books, such Consent shall be signified by such Execution by the Lord High Chancellor, Lord Keeper or Lords Commissioners of the Great Seal for the time being; and if such Benefice, Perpetual Curacy or Parochial Chapelry, shall be within the Patronage of The Crown, in Right of the Duchy of *Lancaster*, then such Consent shall be signified by the Execution of such Deeds or Instruments by the Chancellor of the said Duchy for the time being.

Consent where Livings belong to The Crown, or to Duchy of Lancaster.

XIX. And be it further enacted, That one Part of all Deeds and Instruments to be made and executed in pursuance of or for carrying into Execution this Act, together with the Maps and Valuations, and the Commissions of Enquiry and the Returns to the same, hereinbefore directed, shall, within Twelve Calendar Months next after the Date or Dates thereof, be deposited in the Office of the Registrar

Deeds and Instruments deposited in Archbishop's or Bishop's Registry.

of

of the Diocese wherein such Benefice, Perpetual Curacy or Parochial Chapelry, shall be locally situate, to be perpetually kept and preserved therein, except as to those Benefices which are under the peculiar Jurisdiction of any Archbishop or Bishop, in which case the several Documents before mentioned shall be deposited in the Office of the Registrar of that peculiar Jurisdiction, to which any such Benefice, Perpetual Curacy or Parochial Chapelry shall be subject, and such Registrars shall respectively so deposit and preserve the same, and shall give and sign a Certificate of such Deposit thereof to be written on a Duplicate, or on any other Part or Parts of the said Deeds, or any or either of them, or on some other separate Parchment, Paper or Instrument; and every such Deed or Instrument shall be produced at all proper and usual Hours at such Registry, to every Person applying to inspect the same, and an Office Copy of each such Deed or Instrument, certified under the Hand of the Registrar (and which Office Copy, so certified, the Registrar shall in all cases grant to every Person who shall apply for the same) shall in all cases be admitted and allowed as legal Evidence thereof in all Courts whatsoever; and every such Registrar shall be entitled to the Sum of Ten Shillings and no more (over and besides the Stamp Duty, if any) for such Commission and the previous Requisites thereof; and the Sum of Five Shillings and no more, for so depositing as aforesaid the Deeds, Settlements, Map, Survey, Valuation, Commission and Instruments, and so as aforesaid certifying such Deposit thereof; and the Sum of One Shilling and no more for each such Search; and the Sum of Six pence and no more (over and besides the said Stamp Duty) for each Folio of Seventy two Words of each such Office Copy, so certified as aforesaid.

Fees of Registrar.

In what case
Forms in Sch.
17 G. 3. c. 53.
21 G. 3. c. 66.
used for Act.

Act not to repeal any former Law.

XX. And be it further enacted, That such of the Forms contained in the Schedules of the said recited Acts of the Seventeenth and Twenty first Years of the Reign of His present Majesty, as are applicable to the Provisions of this Act, and with such Variations thereof as shall render them so applicable, shall be used and applied to the Purposes of this Act as fully and effectually as if the same were hereby enacted and made Part of this Act.

XXI. Provided always, and it is hereby declared, That nothing in this Act contained shall extend or be construed to repeal or abridge any Law now in force, enabling any Person or Corporation Sole or Aggregate, to augment or improve any Ecclesiastical Benefice, Perpetual Curacy or Parochial Chapelry.

C A P. CXLVIII.

An Act for raising the Sum of Four millions five hundred thousand Pounds, by Exchequer Bills, for the Service of Great Britain for the Year One thousand eight hundred and fifteen.

July 1815.]
" TREASURY empowered to raise by Exchequer
" Bills, in manner prescribed by 48 Geo. 3. c. 12. s. 1. Treasury
" to apply Money raised. § 3. Exchequer Bills charged on
" the Supplies of next Session.

C A P. CXLIX.

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 fifteen.

[6th July 1815.]

[On the like Terms as under c. 148. of this Session.]

C A P. CL.

An Act for rectifying Mistakes in the Names of the Land Tax Commissioners, and for appointing additional Commissioners, and indemnifying such Persons as have acted without due Authority in Execution of the Acts therein recited.

[6th July 1815.]

WHEREAS it is expedient to rectify Mistakes made in the naming or describing Persons appointed Commissioners by an Act made in the last Session of Parliament, intituled *An Act for appointing Commissioners for carrying into Execution an Aid to His Majesty by a Land Tax to be raised in Great Britain for the Service of the Year One thousand seven hundred and ninety eight*; and there may be occasion to appoint other Persons to put in Execution the said Act made in the Thirty eighth Year of the Reign of His present Majesty, for granting an Aid to His Majesty by a Land Tax, to be raised in *Great Britain* for the Service of the Year One thousand seven hundred and ninety eight; and also an Act of this Session of Parliament, intituled *An Act for continuing to His Majesty certain Duties on Malt, Sugar, Tobacco and Snuff in Great Britain; and on Pensons, Offices and Personal Estates in England, for the Service of the Year One thousand eight hundred and fifteen*; 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 several and respective Persons hereinafter named shall and are hereby empowered and authorized to put in Execution the said Acts, and all the Clauses, Powers, Matters and Things whatsoever therein contained, as Commissioners in and for the several and respective Counties and Places of *Great Britain* hereinafter severally and respectively mentioned and expressed, as if they had been named with the other Commissioners in the said Act of the last Session of Parliament, and properly described therein; that is to say,

54 G. 3. c. 190.

Ante, c. 3.

Commissioners appointed.

Mispelling Name not to vitiate appointment of Commissioners.

[Then follows the List of Names for the several Places.]

And no Mistake in the spelling of the Christian or Surname of any Person or of any Place mentioned in the said Act of the last Session of Parliament or this Act, shall be construed to vitiate the Appointment of such Person to be a Commissioner, so that the Person or Place mentioned be designated therein to common Intent; and Understanding, or to subject any Person so designated to any Pains, Penalty

Penalty or Forfeiture for his acting in the Execution of the Act herein mentioned.

Qualification of Commissioners.

8 G. 3. c. 5.
§ 92—96.

38 G. 3. c. 48.

Penalties.

Personal Estate Qualification in certain cases.

34 G. 3. c. 190.

38 G. 3. c. 5.

Persons improperly named having acted as Commissioners indemnified.

General Issue.

II. Provided always, and be it enacted, That the several Persons appointed by the said Act or this Act, shall severally have the Qualifications required by an Act passed in the Thirty eighth Year of His Majesty's Reign, intituled *An Act for granting an Aid to His Majesty by a Land Tax to be raised in Great Britain for the Service of the Year One thousand seven hundred and ninety eight*; and also of an Act of the same Session of Parliament, intituled *An Act to alter and amend so much of an Act passed in the present Session of Parliament, intituled An Act for granting an Aid to His Majesty by a Land Tax to be raised in Great Britain for the Service of the Year One thousand seven hundred and ninety eight, as relates to the Qualifications of Commissioners*, and shall be subject to the several Penalties and Forfeitures contained in the said Acts respectively.

III. Provided also, and be it further enacted, That where in any City, Liberty or Place, the Qualification shall consist of Personal Estate, it shall be lawful for any Person having a Personal Estate of the Value required by the said Acts or either of them, to act as such Commissioner, in all cases where such Person shall have been taxed, and shall have paid for such Personal Estate by and upon the last Assessment then made for such City, Liberty or Place, by virtue of any Act for continuing and granting to His Majesty a Duty on Pensions, Offices and Personal Estates in England, passed before the making of such Assessment; any thing in the said Acts, or either of them, contained to the contrary notwithstanding.

IV. And Whereas several Persons may have acted as Commissioners for executing the said Acts without having been properly named as Commissioners by the said Act made in the last Session of Parliament, intituled *An Act for appointing Commissioners for carrying into Execution an Act of this Session of Parliament, for granting to His Majesty a Duty on Pensions and Offices in England*; and an Act made in the Thirty eighth Year of His present Majesty, for granting an Aid to His Majesty by a Land Tax to be raised in Great Britain for the Service of the Year One thousand seven hundred and ninety eight; and others named in former Acts of Parliament to be Commissioners may have been omitted in the said Act of the last Session of Parliament, and may have acted as aforesaid, before Notice of such Omission: And Whereas it is expedient, that such Persons should be indemnified for such acting, and that all Acts by them done should be confirmed and made valid; Be it therefore enacted by the Authority aforesaid, That all Acts done by any such Persons in the Execution of the said Acts, or of any other Acts to be executed by such Commissioners, shall be and are hereby declared to be valid; and that all Personal Actions and Suits, Indictments, Informations, and all Prosecutions and Proceedings whatsoever, which have been or shall be prosecuted or commenced against any Person or Persons, for or by reason of such acting, are declared to be void by virtue of this Act, and shall be quashed and determined; and that if any Action or Suit shall be prosecuted or commenced against any Person or Persons, for or by reason of such acting, such Person or Persons may plead the General Issue, and give this Act and the Special Matters in Evidence.

C A P. CLI.

An Act to amend the Laws for imposing and levying of Fines, in respect of unlawful Distillation of Spirits in Ireland.

[11th July 1815.]

WHEREAS it is expedient to provide for the better and more speedy Collection of Fines upon Townlands and other Places in Ireland, in respect of the unlawful Distillation of Spirits, and to make further Provisions for the Suppression of illicit Distillation 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 Commencement of this Act, so much and such Parts of an Act made in the last Session of Parliament, intituled *An Act to consolidate and amend the Regulations contained in several Acts of Parliament for imposing and levying of Fines upon Parishes, Townlands and other Places, in respect of the unlawful Distillation of Spirits in Ireland, or of any other Act or Acts in force in Ireland immediately before the Commencement of this Act*, whereby it is enacted or provided, that any such Fine shall be imposed or levied on any Parish at large within which the Place shall be situate where any Offence shall be committed in respect of any unlicensed Still or Part of a Still, or any Appendage to a Still, or any Worm or any Utensil for distilling Spirits, or any Wash, Pot Ale, Low Wines or Singlings, found or used in such Place, shall be and the same is and are hereby repealed; and that, from and after the Commencement of this Act, all and every such Fines and Fine in respect of any such Offence, shall be imposed and levied upon any Townland, Quarterland, Balybow or other Place, District or Division whatever (other than a Parish at large) within which such Place shall be situate, and on which, under all the circumstances of the case, it shall appear expedient to the Court at any Assizes or Presenting Term that any such Fine should be imposed and levied; any Clause, Matter or Thing in the said recited Act, or in any other Act or Acts relating to the imposing or levying of such Fines on any Parish at large, to the contrary in any wise notwithstanding: Provided always, that all and every such Fines and Fine which may have been imposed on any Parish at large, at any time before the Commencement of this Act, and all Arrears thereof respectively, which shall not have been fully levied before the Commencement of this Act, shall be levied and paid under the Provisions of the said recited Acts, as fully and effectually to all Intents and Purposes as if this Act had not been had or made.

54 G. 3 c. 150.
§ 5. 6.

Ante, c. 12. § 1.

in part repealed.
Fines in future
to be levied on
Townlands, &c.

Proviso for
Fines heretofore
imposed on
Parishes.

Ante, c. 12.

§ 5.

II. And Whereas by an Act made in the present Session of Parliament, intituled *An Act to amend several Acts relating to Fines in respect of unlawful Distillation in Ireland, to the Warehousing of Spirits, and to the securing the Duties of Excise on Spirits distilled, and on Hides and Skins tanned in Ireland*, it is enacted and provided, for the Purpose of preventing any Neglect or Delay in the Collection and Distribution of Fines imposed under the Acts for the preventing of the illicit Distillation of Spirits in Ireland, that it shall be lawful for the Commissioners of Inland Excise and Taxes to appoint Persons for the collecting and levying such Fines; and

shall be of Opinion that it is necessary or expedient that such Assistants should be appointed in manner hereinafter mentioned, the said Commissioners shall communicate such Opinion to the Lord High Treasurer of *Ireland*, or to the Commissioners for executing the said Office of Lord High Treasurer for the time being; and upon receiving the Concurrence and Approbation of such Lord High Treasurer or Commissioners of the Treasury, or any Three of them, the said Commissioners of Inland Excise and Taxes shall cause Notice to be given under their Hands, or the Hands of any Three of them, by Publication in the *Dublin Gazette*, that it has been deemed expedient by the said Lord High Treasurer, or Commissioners of the Treasury, upon the Representation of the said Commissioners of Inland Excise and Taxes, that such Assistants shall be appointed within any County, County of a City or Town respectively, from and after such time as shall be mentioned in such Notice.

V. And be it further enacted, That after such Notice shall have been given in the *Dublin Gazette* as aforesaid, it shall and may be lawful for the said Commissioners of Inland Excise and Taxes to nominate and appoint by Writing under the Hands of the said Commissioners, or any Three of them (or under the Hand of any Collector of Excise for any District, who shall be thereto specially authorized in Writing under the Hands of the said Commissioners, or any Three of them), one or more Person or Persons to be aiding and assisting to any Person or Persons appointed by the said Commissioners for the collecting and levying any such Fines; and in like manner to nominate and appoint any one or more Person or Persons to be aiding and assisting to any Excise Officer or Officers, or other Person or Persons authorized to act or assist in enforcing the Law for the Suppression of illicit Distillation; and all such Persons so appointed shall accordingly be aiding and assisting to such Collector in the levying of such Fines, and in doing all Matters and Things necessary or requisite for the effectual levying and collecting such Fines according to Law, and shall also be aiding and assisting to such Excise Officer or Officers, or other Person or Persons in enforcing the Law for the Suppression of illicit Distillation, in such manner as shall be required by such Collector, Officer or other Person; and all and every Person and Persons who shall resist or oppose any such Collector, Excise Officer or other Person or Persons aforesaid, or his or their said Assistants, in the Execution of their Duty under the said recited Acts or this Act, shall be and are hereby declared guilty of a Misdemeanor, and shall be proceeded against and punished accordingly, in like manner as other Persons guilty of any Misdemeanor, may be proceeded against and punished under any Act for the preventing of illicit Distillation in *Ireland*; and it shall be lawful for the said Commissioners of Inland Excise and Taxes, to pay or cause to be paid to such Assistants, such Sum and Sums of Money for their Trouble, as to the said Commissioners, with Approbation of the Lord High Treasurer of *Ireland*, or the Commissioners for executing the said Office, or any Three of them, shall seem fit, not exceeding the Sum of Five Shillings for each and every Day in which such Assistant shall be employed or engaged in such Service, together with the reasonable Expences incurred by such Collectors, Officers

deem it expedient that Assistants be appointed to Collectors, &c. they shall, with Concurrence of Treasurer, give Notice in *Dublin Gazette*.

After Notice, Commissioners of Excise may appoint and pay Assistants to Collectors in levying Fines; and also Assistants to Excise Officers in suppressing illicit Distillation.

Misdemeanor.

Officers or other Persons, and such their Assistants, in the Performance of such Duty.

On Appointment of Excise Collector of Fines, Powers of Baronial Collectors to cease.

VI. And be it further enacted, That in all cases whenever any Person shall be appointed by the Commissioners of Inland Excise and Taxes, for the collecting and levying any such Fines within any County, County of a City or Town in *Ireland*, all Powers of Baronial or other Collectors shall cease and determine, with respect to the levying such Fines as shall remain unlevied at the time of such Appointment; and if any Baronial or other Collector or other Person, who immediately before such Appointment was empowered to levy any such Fine, shall refuse or neglect to deliver up all and every Warrant and Warrants in his Hands, which shall not have been fully executed, to the Person so appointed by such Commissioners in manner required by the said recited Act of the last Session of Parliament, then and in such case all such Warrant and Warrants shall cease and determine, and be of no Force, Virtue or Effect; and it shall be lawful for the Treasurer of the County, County of a City or Town, and he is hereby authorized and required, without Delay, to grant to the Person or Persons so appointed by the said Commissioners, and requiring the same, a new Warrant or Warrants, or Duplicate Warrant or Warrants, in which he shall insert the Name or Names of the Person or Persons so appointed by the Commissioners of Excise, for the collecting and levying of all such Fines as at the time of such Appointment shall not have been duly and fully levied, or for the collecting and levying so much thereof as shall not then have been duly and fully levied; and in case any such Treasurer shall refuse to deliver up any Warrant, pursuant to the Directions of the said recited Act of this Session of Parliament, or to grant any new Warrant or Warrants, or Duplicate Warrant or Warrants, in manner required by this Act, and such Refusal shall be proved to the Satisfaction of the Court or Judge at the Assizes for the County, County of a City or Town, it shall not be lawful for such Court or Judge to fiat any Presentment for the Salary of or for any Per Centage or Allowance payable to such Treasurer.

On Refusal by Baronial Collector to deliver up Warrants, Treasurer to grant new Warrants to Excise Collector.

Ante, c. 12. § 3.

VII. And Whereas it may have happened and may happen that certain Inhabitants of Districts or Places in *Ireland* on which Fines have been or may be imposed in respect of Offences against the Acts in force for the Suppression of illegal Distillation in *Ireland*, or other Persons, may, for the Purpose of procuring time to detect and prosecute the Persons actually committing such Offences, have undertaken and agreed, or may undertake and agree to pay the Amount of such Fines, or Part thereof, to the Collectors or Persons authorized to levy such Fines, and may have given and entered into or may give and enter into Securities for the Payment of such Fines, or Part thereof, to such Collectors or other Persons, and it is expedient to declare such Agreements and Securities to be valid; Be it therefore enacted, That every Contract, Agreement or Undertaking, and every Bond, Bill, Note or other Security which at any time before the Commencement of this Act may have been, or which at any time after the Commencement of this Act shall or may be made, given or entered into by any Inhabitants or Inhabitants of, or any Proprietors or Proprietor of Lands within any District or Place in *Ireland*, on which any Fine may have heretofore been or shall hereafter be actually imposed in respect of any Offence against

Agreements, Securities made and given for Payment of Fines by Inhabitants, &c. of Districts fined to Collector of Fines.

against any Act or Acts in force for the Suppression of illegal Distillation in *Ireland*, or by any other Person or Persons whatsoever, for securing the Payment to any Collector or Person authorized to levy any such Fine or Fines, of any such Fine or Fines, or any Part thereof, by any such Inhabitant or Proprietor, or other Person or Persons, on behalf of all or any of the Persons liable to the Payment of such Fine or Fines within such District or Place, shall be and the same are hereby declared to be good, valid and effectual in the Law to all Intents and Purposes whatsoever; and all and every Sum and Sums of Money so contracted or agreed, or secured to be paid to any such Collector or other Person, shall be paid to such Collector or other Person at such time as shall be mentioned in any such Contract, Agreement, Bond, Bill, Note or other Security; or in Default of Payment thereof it shall be lawful for such Collector or Person authorized to levy such Fine or Fines, to levy the Amount of all and every such Sums and Sum of Money upon the Person or Persons who shall have contracted or agreed or given Security to pay the same, or upon any other Person or Persons within the District or Place on which such Fine or Fines shall have been imposed, or upon the Effects of any such Person or Persons, by all such ways, means and methods, and with all such Powers and Authorities as are given for the levying any such Fine or Fines by this Act, or by any other Act or Acts in force for the Suppression of illicit Distillation in *Ireland*, to all Intents and Purposes as if such Security had not been given; or it shall be lawful for such Collector or other Person with whom such Contract or Agreement shall have been made or to whom such Security shall have been given at any time either before or after the Commencement of this Act, to proceed at his Option against the Party who shall have made or entered into or given such Agreement, Contract or Security for the Amount of the Sum or Sums contracted or agreed or secured to be paid by such Party as for a Debt due to His Majesty, his Heirs and Successors; and such Debt shall be recoverable and recovered by all such ways and means and with all such Powers and Authorities as are given by Law for the Recovery of Debts due to The Crown by any Act or Acts in Force in *Ireland*; and it shall be lawful for any Person who shall have paid, or who shall pay, any such Sum or Sums of Money, or on whom the same shall be levied or against whom the same shall be recovered in manner aforesaid, to proceed for the Re-imbursment to him of the Money so paid by or levied on him, against any Person or Persons liable to the Re-imbursment of any such Fine or Fines under or by virtue of the Provisions of the hereinbefore recited Act of the last Session of Parliament; and it shall be lawful for the Persons so having paid such Money to recover and receive the same in manner and under the Regulations in the said last recited Act in that behalf specified and contained with respect to the Re-imbursment of any such Fine or Fines as aforesaid.

How Sums so secured levied and recovered.

Persons paying Sums may proceed for Re-imbursment as under

54 G. 3. c. 150. § 26.

VIII. And be it further enacted, That whenever the Court or Judge at any Assizes or Presenting Term shall fine any Townland, Quarterland, Ballybow, Manor, Lordship or other Place, District or Division whatever, in any Sum of Money under or by virtue of any of the Provisions contained in any Act or Acts for the Suppression of illicit Distillation in *Ireland*, the said Court or Judge shall direct the Treasurer of the County, County of a City or Town, to include

Shilling in the Pound on Amount of Fines included in Treasurer's Warrant, and paid to Collector of Fines.

in his Warrant for levying any such Fine, the Sum of One Shilling in the Pound on the Amount of every such Fine, in Addition to the Amount of every such Fine respectively; and which said Sum of One Shilling in the Pound shall be levied in like manner, and with the like Powers, Authorities and Remedies, in case of Nonpayment thereof, as are provided by Law with respect to the levying of any such Fine or Fines; and the Amount of the said Sum of One Shilling in the Pound so levied, shall be paid to or received, or kept or retained to his own Use, by the Person who shall levy and collect the Fines in respect of which such One Shilling in the Pound shall be payable respectively, and who shall be authorized to collect and levy the same under the Provisions of the several Acts hereinbefore recited, or of this Act, or of any other Act or Acts for preventing illicit Distillation in Ireland.

Fines paid, One Moiety to Informer, &c. and other to Collector of Excise of District, applied in Payment of Assistants under Act.

IX. And be it further enacted, That all and every Fines and Fine which shall be imposed at any time after the Commencement of this Act, upon any Townland, Quarterland, Ballybow or other Place, District or Division whatsoever (other than a Parish at large) under the Provisions of any Act or Acts in force relating to the illicit Distillation of Spirits in Ireland, after deducting thereout the Costs of recovering the same (if such Costs shall not be paid by the Direction of the Commissioners of Inland Excise and Taxes in Ireland, pursuant to the Provisions of the said recited Act made in the Fifty fourth Year of His present Majesty's Reign), but where such Costs shall be so paid, then the whole of such Fine without any Deduction shall be applied in manner following; that is to say, One Moiety thereof (or of so much thereof as shall remain after deducting the Costs in the case aforesaid) shall be paid by the Treasurer of the County, County of a City or Town, to the Officer of Excise who shall have given the Information to a Justice of the Peace, and who shall have appeared pursuant to his Recognizance to prosecute the same, and shall be applied by him in rewarding himself and his Assistants; in such manner and according to such Proportions as the Commissioners of Inland Excise and Taxes shall direct, and in case the Person giving such Information shall not be an Officer of Excise, then such Moiety shall be paid by such Treasurer, according to the Directions of the Court, either to such Informer, or to such Justice as aforesaid, to be by him applied in rewarding such Informer, or otherwise promoting the Suppression of unlicensed Stills within his Jurisdiction; and the other Moiety of every such Fine or Fines (or of so much thereof respectively as may remain after deducting the Costs in the case aforesaid) shall be paid by every such Treasurer to the Collector of Excise, or other Officer in charge of the Collection of the District in which such Townland, Quarterland, Ballybow or other Place, District or Division whatsoever so fined shall be situate, to be applied by such Collector, under the Orders and Directions of the said Commissioners of Inland Excise and Taxes, in or towards the Expences incurred by Payments made or to be made to any Persons appointed to assist the Collectors or Excise Officers or other Persons as aforesaid in the collecting any such Fines, or in the Suppression of illicit Distillation within such Townland, Place, District or Division; and the Remainder, if any, after Payment of such Expences, shall be applied (such monies as any other Monies received by such Collector are to be included; any thing in the said recited Act made in the Fifty

Fifty fourth Year of His Majesty's Reign to the contrary notwithstanding. 54 G. 3. c. 150.

X. And, for the more easy and speedy Re-imbursment of any Inhabitant or Landholder in any Townland, Place, District or Division, upon or by whom any Fine shall have been or shall be levied or paid by virtue of any Warrant issued or which shall be issued for the levying of such Fine, under any Act or Acts for the Suppression of illicit Distillation in *Ireland*, be it enacted, That the Treasurer of every County, County of a City or Town, within which any such Fine shall have been or shall be levied, shall from time to time, within Fourteen Days after issuing any Warrant for the levying of any such Fine, and whenever thereto required by the Clerk of the Peace of such County, County of a City or Town, transmit to such Clerk of the Peace a true Copy of any and every such Warrant, signed by the Hand of such Treasurer; and such Copy shall be preserved by such Clerk of the Peace among the Records of the County; and that upon the Trial of any Action or Suit, by Civil Bill by any such Inhabitant or Landholder, for the Recovery of any such Fine against the Owner of any unlicensed Still, or other Person subject to make such Re-imbursment, such Copy of the Treasurer's Warrant so transmitted to the Clerk of the Peace, shall be deemed sufficient proof that the Fine or Penalty therein mentioned had been imposed and levied, without other Proof of the imposing or levying of such Fine or Penalty.

On Trials for Re-imbursment of Inhabitants who have paid Fine imposed, Copy of Treasurer's Warrant sufficient Proof.

XI. And be it further enacted, That if at any time after the commencement of this Act, any Officer or Officers of Customs or Excise, or any Person or Persons acting in his or their Aid, in the levying of or the attempting or endeavouring to serve any Notice or Notices, for the Purpose of proceeding thereon to impose a Fine upon any Townland, Manor or Lordship, or other Place, under any Act or Acts for the Suppression of the illicit Distillation of Spirits in *Ireland*, shall be killed, or shall be beaten, wounded or maimed, or shall be forcibly taken or carried away or detained, by any Person or Persons, so as that such Officer or Officers, Person or Persons acting in his or their Aid, shall be rendered incapable of attending, or shall be prevented from attending at such Assizes or Presenting in Court, for the Purpose of giving Evidence in support of any Information which may or shall have been given, for proceeding to impose a Fine, or of giving Evidence touching the Service of such Notice, shall and may be lawful for the Court before whom such Information shall have been returned to be tried, if it shall appear to the Court that such Officer or Officers, or Person or Persons had been so killed or beaten, wounded or bruised, or carried away or detained, whereby the Attendance of such Officer or Person shall be prevented, and such Court is hereby required, upon Production of Information, and upon Proof of the Hand-writing of the Justice of the Peace, and upon Proof of the same had been sworn upon the Oath of any One credible Witness (if such Court shall see sufficient Evidence upon the Face of such Information, of the Existence of the Facts and of the Offence charged therein) to impose a Fine, pursuant to such Information, in like manner and as fully and effectually to all Intents and Purposes whatsoever, as if such Officer or Officers, or other Person or Persons, had appeared before such Court, and had been or were then and there personally examined, and

If Officer, &c. serving, &c. Notice of proceeding to recover Still Fine, killed, &c. Court shall impose Fine, if Information contains sufficient Evidence of Offence;

Proviso for
Right of Tra-
verse.

and had given Evidence of the Service of the Notice, and in support of such Information: Provided always, that nothing herein contained shall take away or affect the Right which any Inhabitant of any such Townland or Place shall or may have by Law to traverse or to offer to controvert the Facts stated in any such Information.

Persons convey-
ing illicit Spirits,
&c.

XII. And be it further enacted, That, from and after the Commencement of this Act, if any Person or Persons shall be found passing in any Part of *Ireland*, knowingly and willingly having in his, her or their Custody or Possession, any Spirituous Liquors distilled in *Ireland*, on which all Duties payable by Law shall not have been duly paid, or for which, if the Quantity shall exceed One Gallon, a proper Permit shall not be obtained for the Removal thereof; or if any Person or Persons shall be found passing in any Part of *Ireland*, knowingly and willingly having in his or her Care, Custody or Possession, any unlicenced Still, Still-head, Worm or Appendage of a Still, except removing from or to a Brazier, or Mender or Maker of Stills, under a proper Permit; every such Person shall in each and every the respective case and cases aforesaid, be deemed guilty of a Misdemeanor; and if convicted thereof, shall, exclusive of any other Punishment to which such Person may be subject, forfeit a Sum not exceeding One hundred Pounds, nor less than Ten Pounds, as the Court shall in its Discretion think fit to be paid to the Prosecutor; and such Persons so convicted shall be imprisoned until such Fine shall be paid: Provided always, that the time of such Imprisonment shall not in any case exceed the Period of Six Calendar Months.

Misdemeanor.

Penalty.

Proviso for
Imprisonment.

Persons found
passing, &c. with
any Cask or
Vessel which had
contained illicit
Spirits.

XIII. And be it further enacted, That, from and after the Commencement of this Act, if any Person or Persons shall be found passing in any Part of *Ireland*, or be found on board or discovered to have been on board any Boat or other Vessel being in any Port, Harbour, Haven, Creek, River, Lake, Canal or Dock in *Ireland*, or within Eight Leagues of the Shores of *Ireland*, knowingly and willingly having in his, her or their Custody, any Keg, Cask or Vessel, which before had contained any Spirituous, Liquors distilled in *Ireland*, on which all Duties payable by Law had not been duly paid (and in all such cases Proof that the Duties on such Spirits had been duly paid shall be upon the Party so found) every such Person, except in the case hereinafter provided, shall be deemed guilty of a Misdemeanor, and shall suffer such Punishment as in other cases of Misdemeanor; and every such Keg, Cask or other Vessel, and every Horse, Mare, Mule, Ass or other Beast of Burthen, and every Cart, Car, Dray, Wain, Waggon or other Vehicle, and every Boat or other Vessel with all her Tackle, Apparel and Furniture, employed in conveying or carrying the same shall be forfeited; and may be seized by any Officer of Customs or Excise; and it shall be lawful for any such Officer or Officers, or any Person or Persons acting in his or their Aid, to stop, arrest and detain all and every Person or Persons whatever so found passing or on board or discovered to have been on board such Boat or other Vessel, and to convey all and every such Person and Persons before any Justice of the Peace in *Ireland*, residing near the Place where any such Person shall be so taken and arrested; and it shall be lawful for any Justice of the Peace, and he is hereby required, upon Proof being made by One or more credible Witnesses or Witnesses, that such Person or Persons so found or discovered

Misdemeanor,
&c.

Officers seizing
Kegs, &c. for-
feited.

covered as aforesaid (unless such Person shall prove to the Satisfaction of such Justice, that he had paid for or *bona fide* agreed to pay for his Passage on board such Boat or Vessel, and that he was no way concerned in the Property of such Boat or Vessel, or of the Spirits, or Keg, Cask or Vessel, as the case may be), to hold such Person to Bail, with Two sufficient Sureties for the Appearance of such Person, to answer to any Indictment or Information that may be brought against him or her in that behalf; and in case any Person so liable to be held to Bail, shall make default in finding such sufficient Bail as aforesaid, or until such Bail shall be found, it shall be lawful for such Justice to commit such Person to the Gaol of the County, Town or Place, in which such Person shall be arrested, to answer as aforesaid. Imprisonment.

XIV. And Whereas the illicit Distillation of Spirits is increased by Means of Corn made into Malt being obtained by Persons without Permit, or otherwise contrary to Law; Be it enacted, That, from and after the Commencement of this Act, if any Malt ground or unground, or any Corn or Grain wetted or steeped, to be made into Malt, shall be found in the Possession of any Person whatsoever in Ireland, not entitled by Law to have the same in his or her Custody or Possession; or if any Person or Persons shall be found passing in any Part of Ireland, knowingly and willingly having in his, her or their Possession, any Malt ground or unground, or upon which all Duties by Law payable thereon shall not have been paid, or for the Removal of which a proper Permit shall not have been granted; or if any Person or Persons shall be found passing in any Part of Ireland, knowingly and willingly having in his, her or their Custody, any Corn or Grain wetted or steeped, wherewith or with Intent to make the same into Malt; every such Person so offending in any of the respective case and cases aforesaid, shall be deemed and taken to be guilty of a Misdemeanor; and it shall be lawful for any Officer or Officers of Customs or Excise, or any Person or Persons acting in his or their Aid, to arrest, stop and detain all and every Person and Persons found or discovered as aforesaid, and to convey all and every such Person and Persons before any Justice of the Peace in Ireland, residing near the Place where any such Person shall be so taken and arrested; and it shall be lawful for such Justice of the Peace, and he is hereby required, upon Proof on Oath, by One or more credible Witness or Witnesses, that such Person had committed any of the Offences aforesaid, to hold such Person to Bail, with Two sufficient Sureties for the Appearance of such Person to answer to any Indictment or Information that may be brought against him or her in that behalf; and in case any Person so liable to be held to Bail, shall make Default in finding such sufficient Bail as aforesaid, or until such Bail shall be found, it shall be lawful for such Justice to commit such Person to the Gaol of the County, Town or Place in which such Person shall be arrested, to answer as aforesaid; and in case any Indictment shall be found against such Person, he or she shall plead thereto, without having time to traverse the same; and every Person convicted of the Offences aforesaid, exclusive of all other Pains and Penalties to which such Person may be subject, shall forfeit a Sum not exceeding One hundred Pounds nor less than Ten Pounds, as the Court before whom such Person shall be convicted shall in its Discretion think fit, to be paid to the Prosecutor, and such. Misdemeanor. Bail. Imprisonment. Pleading. Penalty.

Imprisonment. such Person so convicted shall be imprisoned until such Fine shall be paid: Provided always, that the time of such Imprisonment shall not in any case exceed the Period of Six Calendar Months, and for the Second Offence of a like nature, such Court shall sentence such Person so convicted, to be transported for the Term of Seven Years.

Miller in whose Mill Malt found without Permit.

XV. And be it further enacted, That, from and after the Commencement of this Act, whenever any Malt shall be found by any Officer of Excise in the Mill of any Miller in *Ireland*, if on Demand by such Officer a Permit or Certificate, as the case may require, of force for such Malt, shall not be produced within a reasonable time after such Demand, all such Malt shall be forfeited and may be seized; and the Miller in whose Mill any such Malt shall be found, without such Permit or Certificate, shall forfeit the Sum of Twenty Pounds.

Penalty.

Powers of 54 G. 3. c. 150. extended to Act.

XVI. And be it further enacted, That all the Clauses, Powers, Authorities, Rules, Regulations and Provisions contained in the said hereinbefore recited Act of the last Session of Parliament, for imposing and levying of Fines in respect of the unlawful Distillation of Spirits in *Ireland*, shall be applied in the Execution of this Act as fully and effectually as if the same were repealed and re-enacted in this Act, except only so far as the same are repealed or altered by this Act, or by any other Act or Acts; and that the said recited Act and this Act shall be construed together as one Act, so far as the same are compatible and consistent with each other; and that the Penalties and Forfeitures imposed or inflicted by this Act, shall and may (in all cases not otherwise provided for by this Act) be sued for, recovered, levied and applied in such Manner and Form, and by such Ways and Means, and with such Powers and Authorities, as are prescribed, directed and appointed in and by an Act of Parliament made in *Ireland* in the Fourteenth and Fifteenth Years of the Reign of His late Majesty King *Charles* the Second, intituled *An Act for settling of the Excise or new Impost upon His Majesty, his Heirs and Successors, according to the Book of Rates therein inserted*; or by any other Law or Laws relative to His Majesty's Revenue of Excise or Customs in force in *Ireland*, as fully and effectually to all Intents and Purposes, as if the same were particularly mentioned and expressed and re-enacted in this Act, with like remedy of Appeal to and for the Party and Parties who shall think him, her or themselves aggrieved or injured, as in and by the said Act of Excise, or any Law or Laws relating to His Majesty's Revenue of Excise in *Ireland*, is provided.

Construed as One Act.

Recovery of Penalties.

14 & 15 Car. 2. (1.) Sess. 4. c. 8. &c.

Appeal.

Commencement of Act.

XVII. And be it further enacted, That this Act shall commence and take Effect in the several Counties, Counties of Cities and Counties of Towns, in *Ireland*, on and from the First Day of the Summer Assizes in this present Year One thousand eight hundred and fifteen, in every such County, County of a City and Town respectively.

C A P. CLII.

An Act for granting to His Majesty the Sum of Twenty thousand Pounds, to be issued and applied towards repairing Roads between *London* and *Holyhead*, by *Chester*, and between *London* and *Bangor*, by *Shrewsbury*. [11th July 1815.]

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, having granted to Your Majesty the Sum of Twenty thousand Pounds for this present Year, towards defraying the Expence of repairing, altering or constructing such Roads as shall appear to be most immediately necessary for facilitating the Communication between *London* and *Holyhead* by *Chester*, and between *London* and *Bangor Ferry* by *Shrewsbury*, whereby the Intercourse between *Great Britain* and *Ireland* will be beneficially promoted, 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 out of any Monies granted for the Supply of the present Year there shall and may be issued and paid, at the Receipt of His Majesty's Exchequer in *Great Britain*, the Sum of Twenty thousand Pounds, without any Deduction whatever, to the Commissioners hereinafter named; which Sum shall be applied by the said Commissioners towards the repairing, altering, making or constructing such Roads as shall be judged proper, in the manner hereinafter directed, and to no other Use or Purpose whatsoever: Provided always, that the said Commissioners may invest the said Sum of Twenty thousand Pounds in Exchequer Bills, or *India* Bonds, to be lodged in the Bank of *England*, until the same shall be applied in manner herein directed.

Post. c. 187.
§ 25.

20,000*l.* issued out of Exchequer to Commissioners, vested in Exchequer Bills, &c.

Proviso.

II. And be it further enacted, That the Lords Commissioners of His Majesty's Treasury of *Great Britain* for the time being shall order and direct some fit and proper Person or Persons to make a Survey or Surveys of the Roads which it shall be deemed most advisable to repair, alter, make or construct, between *London* and *Holyhead* by *Chester*, and between *London* and *Bangor Ferry* by *Shrewsbury*; and such Person or Persons shall report upon Oath his or their Opinion thereupon, together with an Estimate of the Expence of the repairing, altering, making or constructing respectively each of such Roads, to the said Lords Commissioners of His Majesty's said Treasury, who, or any Three or more of them, shall thereupon refer such Survey, Opinion and Estimates, to the said Commissioners hereinafter named; which said Commissioners shall then consider and determine which of the said Roads so surveyed and reported upon, and estimated, shall be repaired, altered, made or constructed, in the manner herein directed, and shall cause a List and Description thereof, referring to such Survey, to be published in the *London Gazette*; and such List and Description shall also be sent to the next General Quarter Sessions of the Peace for every and each County through which the said Roads, or any of them,

Treasury to appoint Persons to make Survey of Roads herein mentioned, to report upon Oath, with Estimate of Expence of Repairs, &c. Survey and Estimate referred to Commissioners.

List and Descriptions of Roads inserted in *London Gazette*, &c.

do pass: Provided always, that if the said Lords Commissioners of His Majesty's Treasury shall be satisfied with any Survey or Surveys, and Estimate or Estimates, already made of any such Road or Roads, it shall and may be lawful for them to refer the same to the said Commissioners hereinafter named, who shall advertise and send Lists and Descriptions of the same in the manner herein directed; and the repairing, altering, making or constructing of such Road or Roads, may be thereupon proceeded upon, pursuant to this Act.

Commissioners.

III. And be it further enacted, That the Right Honourable *William Vesey Fitz Gerald*, Chancellor of His Majesty's Exchequer in that Part of the United Kingdom called *Ireland*; the Right Honourable *Robert Peel*, Chief Secretary to the Lord Lieutenant of *Ireland*, or the Chief Secretary to the Lord Lieutenant for the time being; the First Commissioner of Woods, Forests and Land Revenues for the time being; the Right Honourable *John Maxwell Barry*, Sir *Thomas Moslyn* Baronet, Sir *Henry Parnell* Baronet, *Charles Watkin Williams Wynne* Esquire, *Davies Giddy* Esquire and *William Smith* Esquire, shall be and they are hereby appointed Commissioners for the Purposes of this Act; and they are hereby directed to meet from time to time in *London* or *Westminster*, for the Purposes of this Act; and at all such Meetings, in case of an Equality of Voices, the Chairman shall have a casting Vote.

Chairman casting Vote.

What Commissioners may act.

IV. And be it further enacted, That it shall be lawful for any One or more of the said Commissioners to execute the Provisions of this Act; but that no Act shall be done by any of the said Commissioners, unless the Chancellor of the Exchequer of *Ireland*, the Chief Secretary to the Lord Lieutenant of *Ireland*, or the First Commissioner of Woods, Forests and Land Revenues for the time being, or One of them, shall be present at such Meeting.

In case of Vacancy His Majesty may supply it.

V. And be it further enacted, That in case of a Vacancy or Vacancies by Death or Resignation of any One or more of the said Commissioners, it shall and may be lawful for His Majesty to nominate and appoint such Person or Persons as He may think proper, to supply such Vacancy or Vacancies; and that every Person so nominated and appointed shall be held and considered to be invested with all the same Powers as are delegated to the Commissioner appointed by this Act in whose Room such Person shall be so nominated.

When Roads determined on, Account opened, and Sum equal to Estimate placed to it.

VI. And be it enacted, That as soon as the said Commissioners shall have determined which of the said Roads so reported upon and estimated shall be repaired, altered, made or constructed, the said Commissioners shall direct an Account to be opened in the Books of the said Commissioners for such Road, and shall place to such Account a Sum equal to such estimated Expence; and such Road shall be forthwith directed to be repaired agreeably to the Plan and Survey herein directed to be made, or such other Plan as may upon subsequent Consideration be approved by the said Commissioners, so that the Execution thereof shall not exceed the said estimated Expence.

Commissioners may make Contracts.

VII. Provided always, and be it enacted, That each and every such Road shall be repaired in conformity to the Plan and Survey thereof approved of in the manner herein directed: and the said Commissioners are hereby empowered and required to make such Contracts or Agreements with skilful Persons, and their Sureties, for the repairing, altering, making or constructing of such Road or Roads, and to appoint such Person or Persons as they shall think proper,

proper, who may from time to time, under such Regulations as the said Commissioners shall direct, draw for the necessary Sums to defray the Expence thereof; and such Payments from time to time shall be placed to the Account of the said respective Roads.

VIII. And be it further enacted, That the said Commissioners shall be and they are hereby empowered to take and acquire all such Ground as may be necessary for the repairing, altering, making or contracting of the said Roads, making such Satisfaction to the Proprietor or Proprietors, and Occupier or Occupiers, as can be agreed upon by and between the said Commissioners, and such Proprietor or Proprietors, Occupier or Occupiers; and in the Event that they cannot agree, then upon Payment of such Sum or Sums of Money as shall be awarded by a Jury of Twelve Persons, summoned and chosen by the Sheriff of the County in such manner as Juries are summoned and chosen by Sheriffs of Counties in *England*, whose Determination is hereby declared to be final; and in the Event that such Jury shall award a larger Sum than may have been offered by such Commissioners, the Expence attending such Jury shall be paid by the said Commissioners out of the Monies transferred to the Account of such Road in manner herein directed; and if such Jury shall award no more or any Sum less than that offered by the said Commissioners, the Expence of such Jury shall be defrayed and borne by the Person or Persons who shall not have agreed with such Commissioners: Provided always, that in case where any Person or Persons shall, by reason of Absence, have been prevented from treating with the said Trustees†, such Costs and Expences shall be borne and paid by the said Trustees†: Provided always, that after having offered to any Proprietor or Proprietors of any Lands such Sum as such Commissioners shall think reasonable, it shall and may be lawful for them to enter into and upon such Lands for the Purposes of this Act: Provided also, that nothing herein contained shall authorize the said Commissioners to take any Land or Ground whereon any Houses stand, nor any Garden, Orchard, Planted Walk or Avenue to a House, or any Piece or Parcel of Ground planted or set apart as a Nursery for Trees, without the Consent in Writing of the Owner or Owners thereof.

May take Ground, making Satisfaction to Owners.

In case Parties cannot agree, Value settled by Jury.

How Expence paid.

† Sic.

Gardens, &c. not taken.

IX. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements or Hereditaments purchased, taken or used by virtue of the Powers of this Act for the Purposes thereof, which are held under Entail, or are subject to Life-rents, Annuities or other Incumbrances, or shall belong to any Corporation, Married Woman, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds or more, be with all convenient Speed paid into the Bank of *England*, to the Intent that such Money shall be applied under the Direction and with the Approbation of the Court of Chancery, 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 Hereditaments, in the Purchase or Redemption of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrance or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements or Hereditaments, or affecting other Lands, Tenements or

Application of Purchase Money amounting to 200l. belonging to incapacitated Persons.

Here-

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 Directions and Approbation of the said Court in the Purchase of other Messuages, Lands, Tenements or Hereditaments, which shall be conveyed and settled to, for and upon such and the like Uses, Trusts, Intents and Purposes, and in the same manner as the Messuages, Lands, Tenements and Hereditaments, which shall be so purchased, taken or 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 Interest or Annual Produce of such Money 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 Lands, Tenements and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Where Money less than 200l. and exceeding 20l.

X. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements or Hereditaments purchased, taken or used for the Purposes aforesaid, and belonging to any Corporation, or to any Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall 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 Hereditaments so purchased, taken or used, or of his, her or their Guardians or Committees in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be either paid into the Bank of England, and be placed to his or their Account, 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 Commissioners (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties) in order that such Principal Money, and the Interest arising thereon, may be applied in any manner hereinbefore directed, so far as the case be applicable.

Where less than 20l.

XI. 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 Lands, Tenements or Hereditaments so purchased, taken or used for the Purposes of this Act, in such manner as the said Commissioners, or any Three or more of them, shall think fit, or in case of Infancy or Lunacy, then to his, her or their Guardians or Committees for the Use and Benefit of such Person or Persons so entitled respectively.

Gravel and other Materials taken out of Grounds where found.

XII. And be it further enacted, That it shall and may be lawful for the said Commissioners, and such Persons as shall be appointed by Order of any Three or more of the said Commissioners, to dig, gather, take and carry away from any Burze, Heath, Sand, Stones and other Materials for making or repairing the said Streets out of the several Grounds of any Person, not being the Ground where any Houses are built, and which are not used for

Walk or Walks, Lawn, or any Avenue to any House, nor any Piece or Parcel of Ground set apart and used as a Nursery for Trees, except such Gravel Pits as have been opened and used for the Purpose of repairing any Roads within Three Years previous to the passing of this Act, where such Materials are or may be found, and from time to time to cause the same to be carried away, or so much thereof as the Person or Persons so to be appointed shall judge necessary for repairing, altering, making or constructing the Roads aforesaid, paying only the Damage done to the Owners and Occupiers of the said Grounds respectively, where and from whence the same shall be digged, gathered, taken away or over which the same shall be carried.

Exception.

XIII. And be it enacted, That in all cases where the Owners and Occupiers of Houses and Grounds do not agree with the said Commissioners concerning the Amount of Damages done by digging Gravel or other Materials necessary to be taken for the making and repairing the said Roads, the same shall be determined by any Two Justices of the Peace of the Counties respectively; but such Difference between the Commissioners and the Owners or Occupiers shall not in the mean time hinder the carrying off and using any Gravel, Stones, Sand or other Materials, and applying the same towards making or repairing the said Roads; and the Determination of such Justices is hereby declared to be final.

Damages in digging for Materials settled by Two Justices, in case of Dispute.

XIV. And be it further enacted, That the said Commissioners for the Purposes of this Act shall, and any Three or more of them, are hereby empowered to appoint and employ such Clerks, Messengers and Officers, as they shall think fit, and to pay and allow to each and every of such Clerks and Officers such Sum or Sums of Money as the said Commissioners shall think proper, in Compensation of their Services, which Clerks and Officers are hereby required faithfully to execute the Trust severally and respectively to be reposed in them, without taking any thing for such their Service, other than such Salary or Reward, as the said Commissioners, or any Three of them, shall think proper to direct and appoint in that behalf; which Sums so to be paid to such Clerks or Officers, and all other necessary Charges in or about the Execution of this Act, shall and may be defrayed out of the Monies hereby granted.

Clerks and Officers appointed.

XV. And be it further enacted, That the said Commissioners shall, on or before the Fifth Day of July One thousand eight hundred and sixteen, report their Proceedings in Writing, together with such Observations as they shall think proper, under the Hands and Seals of them, or any Three of them, to The King's Most Excellent Majesty, and to both Houses of Parliament.

Proceedings reported on or before July 5. 1816.

XVI. Provided always, and be it enacted, That all new Roads, or Parts of Roads, and all Alterations in any Roads which shall or may be made under or by virtue of this Act, shall be deemed and taken to be, and shall become to all Intents and Purposes, Parts of those Roads to which the old Roads or Parts of Roads (in lieu whereof such new Roads, or Parts of Roads, or Alterations in Roads shall be made) did belong before the making of such new Roads, or Parts of Roads, or Alterations of Roads; and such new Roads, or Parts of Roads, or Alterations of Roads shall be subject to all such Trusts, and to all and every such Acts and Act of Parliament, and to all Provisions in any such Act or Acts contained, as such old Roads

New Roads to become Parts of former Roads.

Roads or Parts of Roads are by law subject to at the time of the passing of this Act.

Act not to affect present Tolls;

XVII. Provided also, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to lessen, repeal or alter, or in any wise affect any Toll or Tolls granted and made payable under any Act or Acts of Parliament in force at the time of the passing of this Act, upon any Road or Roads authorized to be repaired or altered under or by virtue of this Act, but that all such Toll and Tolls shall continue and be paid and payable to all Intents and Purposes; any thing in this Act contained to the contrary in any wise notwithstanding.

nor Mortgages granted for Money advanced on Credit of Tolls.

XVIII. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to alter or lessen, or in any way to affect any Bonds, Mortgages or other Securities whatsoever granted for Money, advanced on the Credit of any Toll or Tolls, or any Road or Roads authorized to be altered or repaired under or by virtue of this Act; but that all such Bonds, Mortgages and other Securities, shall remain good, valid and effectual to all Intents and Purposes whatsoever; and that all and every Persons and Person having lent or advanced any Money on the Credit of any Toll or Tolls, shall remain in the same State as if this Act had never been had or made; and that all such Person or Persons so having advanced any such Money on the Credit of such Tolls, shall have all such Remedies for the recovering of the Sums so advanced, and of all Interest or Dividends payable thereon, as they now have under any Act or Acts of Parliament in force immediately before the passing of this Act; any thing in this Act to the contrary in any wise notwithstanding.

Limitation of Actions.

XIX. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any thing done by virtue or in pursuance of this Act, until Ten Days' Notice thereof in Writing shall have been given to 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 any of His Majesty's Courts of Record at Westminster, and shall be laid in the County of Middlesex, and not elsewhere; and the Defendant or Defendants in such Suit or Action 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 Ten 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 defaulted, 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 the same Remedy for recovering the same as any Defendant or Defendants shall have for Costs sustained in any other civil Law.

Where brought.

General Issue.

Treble Costs.

C A P. CLIII.

An Act for granting certain Rates on the Postage of Letters to and from *Great Britain, The Cape of Good Hope, The Mauritius* and *The East Indies*; and for making certain Regulations respecting the Postage of Ship Letters, and of Letters in *Great Britain*.

[11th July 1815.]

WHEREAS it is expedient, for the Extension and Improvement of Commerce and Correspondence, and of His Majesty's Revenue, that Vessels be employed by His Majesty's Postmaster General for the Conveyance of the Public Dispatches of Government, and also the Mails of Letters and Packets between this Kingdom, *The Cape of Good Hope, The Mauritius* and *The East Indies*; and that such Vessels should, in certain cases, be permitted to carry Goods on Freight; 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 any time after the passing of this Act, it shall and may be lawful to and for His Majesty's Postmaster General, with the Consent of the Lords Commissioners of His Majesty's Treasury, or any Three or more of them, to establish Vessels for the Conveyance of the Public Dispatches of Government, and also Mails of Letters, and Passengers, between this Country, *The Cape of Good Hope, The Mauritius* and *The East Indies*; and that from and after the Establishment of such Vessels, it shall and may be lawful to and for His Majesty's Postmaster General, and his Deputy and Deputies, to and for the Use of His Majesty, his Heirs and Successors, to demand, have, receive and take, for the Port and Conveyance of all and every the Letters and Packets that shall be carried or conveyed by such Vessels from the Port of *London*, or from any other Port in *Great Britain*, to *The Cape of Good Hope, The Mauritius*, or to any Port or Place within the Limits of the Charter of the United Company of Merchants of *England* trading to *The East Indies* (save and except the Dominions of the Emperor of *China*), according to the Rates and Sums, in Sterling Money, hereinafter mentioned, the same being rated either by the Letter or by the Ounce; that is to say,

Postmaster General may establish Packets and Mails for *East Indies, &c.*

Exception.

For every Single Letter, Three Shillings and Six pence :

Rates of Postage.

For every Double Letter, Seven Shillings :

For every Treble Letter, Ten Shillings and Six pence :

And for every Ounce in Weight, Fourteen Shillings; and so in Proportion for Letters and Packets above the Weight of an Ounce :

And for the Port and Conveyance of all and every the Letters and Packets that shall be carried or conveyed by such Vessels from any Port or Place in *The East Indies*, within the Limits of the said United Company's Charter (save and except the Dominions of the Emperor of *China*), or from *The Cape of Good Hope, or The Mauritius*, to the Port of *London*, or to any other Port in *Great Britain*, the Rates and Duties following; that is to say,

For every Single Letter, Three Shillings and Six pence :

For every Double Letter, Seven Shillings :

For

For every Treble Letter, Ten Shillings and Six pence :

And for every Ounce in Weight, Fourteen Shillings; and so in Proportion for Letters and Packets above the Weight of an Ounce :

And for the Port and Conveyance of all and every the Letters and Packets that shall be carried or conveyed by such Vessels between *The Cape of Good Hope*, or *The Mauritius*, and any Part of the Continent of *Asia*, and between *The Cape of Good Hope*, or *The Mauritius*, or the Continent of *Asia*, and all intermediate Places, and between all the intermediate Places respectively, the Rates and Duties following; that is to say,

For every Single Letter, One Shilling and Nine pence :

For every Double Letter, Three Shillings and Six pence :

For every Treble Letter, Five Shillings and Three pence :

And for every Ounce in Weight, Seven Shillings; and so in Proportion for Letters and Packets above the Weight of an Ounce.

Rates for Newspapers, &c.

II. And be it further enacted, That it shall and may be lawful for any Person or Persons to send and receive by any Mails dispatched to and from *The East Indies*, *The Mauritius* and *The Cape of Good Hope*, any Newspapers or printed Prices Current, and also any printed Papers liable to the Stamp Duties, and duly stamped, paying for the same Three pence for each Packet, not exceeding One Ounce; and for each Packet exceeding One Ounce, at the Rate of Three pence per Ounce; and provided that the same be sent in Covers open at the Sides or Ends.

Mails carried by Ships of War, &c.

III. And, inasmuch as it may on some Occasions be of Advantage to Correspondence, that Letters and Packets should be sent to and from *The East Indies* and *The Cape of Good Hope*, by His Majesty's Ships of War and Store Ships, and by the Ships in the Service of the said United Company sailing between this Country and *India*, and *The Cape of Good Hope*, and by Ships employed in the Private Trade to and from *India*; Be it therefore further enacted, That it shall and may be lawful to and for the Postmaster General in his Discretion, by and with the Consent of the Lords Commissioners of the Admiralty, to make up and send Mails of Letters to and from any Port or Place in *The East Indies*, within the Limits of the said United Company's Charter (save and except the 'Dominions of the Emperor of *China*), and to and from *The Cape of Good Hope*, by any of His Majesty's Ships of War and Store Ships, or by any of the Ships in the Service of the said United Company, or by Ships employed in the Private Trade to and from *India*; and that when and so often as Mails of Letters shall be so conveyed, it shall and may be lawful to and for the Postmaster General and his Deputies, for the Use of His Majesty, his Heirs and Successors, to demand, have, receive and take the same Rates and Duties, as if the Letters were conveyed by Vessels or Packet Boats, to be established under the Authority of this Act.

Rates.

Commanders authorized to receive Mails.

IV. And be it further enacted, That the Commander of any such Ship of War, with the Consent and Authority of the Lords Commissioners of the Admiralty, and the Commander of any such Ship in the Service of the said United Company, with the Consent of the said United Company, and the Commander of any Ship employed in the Private Trade to and from *India*, with the Consent of the said United Company,

authorized and required to receive on board his Ship, such Mails of Letters and Packets, and to convey and deliver the same accordingly; and such Commanders respectively shall not incur or be liable to any Penalty for receiving on board or conveying such Letters and Packets in manner aforefaid; any Law or Statute to the contrary notwithstanding.

V. And be it further enacted, That it shall not be lawful for the said United Company, or the Commander of any Ship in the Service of the said Company, or any Commander of any Ship in the Private Trade to and from *India*, to charge, demand or receive any Rate or Rates of Postage for any Mails of Letters, other and except any such Postage as may be legally due to the said Company for the Inland Postage, or conveyance of any such Letters in *India*, or for any sealed Bags, Packages or Parcels of Letters, which may at any time be forwarded by the Postmaster General, by the Ships of the said United Company, or by any such Private Ship.

E. I. Company
not to charge
Postage, except
Inland, &c.

VI. Provided always, and be it further enacted, That it shall and may be lawful for the Postmaster General, whenever the Ships of the said United Company, or any Private Ships, are employed as Packets, to pay the said United Company, and the Owners of any such Private Ships, for the Freight or Conveyance of any such Mails of Letters, such reasonable Sum, and in such manner, as shall be authorized and directed by the Lords of the Treasury, or any Three of them.

Postmaster Ge-
neral to pay
Company for
Conveyance of
Mails.

VII. And be it further enacted, That a Mail shall be made up and dispatched to *India* once in every Month, as far as may be found practicable, either by the Vessels to be established and hired by the Postmaster General under the Authority of this Act, or by a Ship of War, or a Ship in the Service of the *East India* Company, or by a Ship employed in the Private Trade to and from *India*.

Mail made up
Monthly for
India.

VIII. And be it further enacted, That it shall and may be lawful for the Postmaster General, in such Proportions and in such Manner as the Lords Commissioners of His Majesty's Treasury, or any Three or more of them, shall by Warrant in Writing direct (any Law or Statute to the contrary notwithstanding), to permit the Exportation on Freight, or on account of the Owners, or of the Public Service, in such Vessels or Packet Boats navigated according to Law, from the Port of *London*, or any Port or Ports within the Kingdom of *Great Britain*, or any intermediate Port between *Great Britain* and *The East Indies*, to all Ports and Places within the Limits of the Charter of the said United Company, and to the Islands of *Saint Helena*, *The Mauritius* and *The Cape of Good Hope* (save and except the Dominions of the Emperor of *China*) any Goods, Wares and Merchandize (Tea excepted) which can now or may at any time hereafter be legally exported; and also to permit the Importation on Freight, or on account of the Owners, or of the Public Service, in such Vessels or Packet Boats navigated according to Law, from all Ports and Places within the Limits of the said United Company's Charter, and from *The Cape of Good Hope*, *The Mauritius* and the Island of *Saint Helena* (save and except as aforefaid) into the Port of *London*, or any Port in *Great Britain*, of any Goods, Wares and Merchandize which are now or may at any time or times hereafter be legally imported; subject nevertheless to the several Restrictions, Conditions and Limitations in this Act contained.

Goods allowed
to be carried in
Packets.

Except Tea.

IX. Pro-

Quantity of Tea on board limited.

IX. Provided always, and be it further enacted, That it shall and may be lawful to ship, carry or put on board, or permit or suffer to be shipped, carried or put on board such Vessels or Packet Boats, and any Ships or Vessels legally trading to and from *The East Indies*, such Quantity of Tea as shall be requisite for the Use of the Crew of any such Ship, during the Voyage, not exceeding Two Pounds for each Man on board; and in case there shall be found on board any such Ships or Vessels as aforesaid, on their Arrival at any Port or Place in the *British* Islands, or within Two hundred Miles of the same, any Tea exceeding in Quantity One hundred Pounds Weight, every Commander shall incur and be liable to a Penalty of Two Pounds for every Pound Weight of Tea exceeding such a Quantity.

Penalty.

Goods not carried but in Vessels of 350 Tons, and upwards.

X. Provided always, and be it further enacted, That it shall not be lawful to export or import any Goods, Wares or Merchandize in any Vessel or Packet Boat to be employed under the Authority of this Act, unless such Vessel or Packet Boat shall be of the Burthen of Three hundred and fifty Tons at the least.

Delaying Sailing after receiving Mail.

XI. And be it further enacted, That if any Commander of any Vessel or Packet Boat to be established under the Authority of this Act, having received His Majesty's Mail on board, and having received his Clearance, shall wilfully neglect to fail and proceed on his Voyage within Twenty four Hours after the time of receiving the Mail on board and his Clearance (Wind and Weather permitting), or shall wilfully deviate from the Course of his Voyage, such Commander for every such Neglect shall forfeit and pay the Sum of Five hundred Pounds: Provided always, that it shall be lawful for the Court of Directors of the said United *East India* Company to give Directions to delay the Sailing of any Ship or Vessel belonging to and employed by the said Company, for a time to be limited or specified, giving Notice of such Directions to the Postmaster General within Twenty four Hours thereof.

Penalty.
Proviso.

Rates of Letters conveyed in Vessels not employed as Packets from G. B.

XII. And be it further enacted, That for the Port and Conveyance of all and every the Letters and Packets that shall be carried or conveyed by Vessels not employed as Packets from *Great Britain*, to *The Cape of Good Hope*, *The Mauritius* and *The East Indies*, there shall be charged and payable a Sea Postage of One Shilling and Two pence a Single Letter, and so in Proportion for Packets; such Postage to be paid on Delivery of the Letters at *The Cape*, *The Mauritius* and *The East Indies*, as the case may be.

Sending, &c. Letters without Authority.

XIII. And be it further enacted, That if any Person shall send without Authority of the Postmaster General to *The Cape of Good Hope*, *The Mauritius* or *The East Indies*, any Letter or Packet, or if any Commander of any Ship or Vessel, or any other Person shall carry or convey any Letter or Packet without such Authority to *The Cape of Good Hope*, *The Mauritius* or *The East Indies*, every such Person so offending shall forfeit and pay the Sum of Five Pounds for every Letter so sent or conveyed.

Penalty.

Commanders to take Charge of Bags delivered by Order of Postmaster.

XIV. And be it further enacted, That the Commander of any Ship sailing to *The Cape of Good Hope*, *The Mauritius* or *The East Indies*, is hereby authorized and required to take charge of and convey any Bags of Letters subject to the aforesaid Rate of One Shilling and Two pence, which shall be delivered to him by Order or Authority of the Postmaster General.

XV. And

XV. And, for the Services performed by the Commanders of such Vessels, be it further enacted, That they shall be entitled to receive on their Arrival in Port, either in *Great Britain* or in *India*, on delivering at the Post Office all such Letters and Packets which they shall have on board, the Sum of Two pence for every Letter or Packet which he or they shall so deliver.

Allowance for Letters to Commanders.

XVI. And be it further enacted, That for the Port and Conveyance of all and every the Letters and Packets that shall be carried or conveyed by Vessels not employed as Packets from *The Cape of Good Hope*, *The Mauritius* and *The East Indies*, to *Great Britain*, there shall be charged and payable a Sea Postage of Eight pence for each Single Letter, and so in Proportion for Packets.

Rates of Letters by Vessels not employed as Packets from India.

XVII. Provided always, and be it further enacted, That for Twelve Months from and after the passing of this Act, no Letter or Packet of whatever Weight or Description coming from *The Cape of Good Hope*, *Mauritius* or *India*, shall be chargeable with a higher Rate of Sea Postage than Five Shillings for such Letter or Packet; any thing to the contrary in this Act contained notwithstanding.

Rate of Sea Postage from India not to exceed 5s. for any Packet.

XVIII. And be it further enacted, That it shall and may be lawful to and for the Postmaster General in his Discretion, to establish Post Offices, and appoint Deputy Postmasters and other Officers, for the due Execution of this Act, in the United Kingdom, and in any of the Presidencies of the said United Company, and the same from time to time to remove and displace, and others to appoint in their Stead; and that all such Persons so to be appointed shall give Security to the Satisfaction of the Postmaster General or his Agents for the due Discharge of their respective Duties, and accounting for and paying unto the Treasurers of the said United Company, at their respective Presidencies, on account of the Revenue of the Post Office, all Sums which they shall respectively receive for the Port of Letters and Packets, or in any other manner whatsoever; and that no such Postmaster or other Person shall at any time retain in his Hands more than One thousand Pounds of the Public Money.

Post Offices established.

Postmaster retaining Money.

XIX. And be it further enacted, That the Treasurers of the said United Company, at their respective Presidencies, shall and they are hereby authorized and required to receive all such Sums, and from time to time to remit the same to the Postmaster General, in such manner and under such Regulations as shall be agreed upon by the said United Company and the Postmaster General.

Treasurers of Company to remit Money to Postmaster General.

XX. And be it further enacted, That it shall and may be lawful for the President of the Board of Commissioners for the Affairs of *India* for the time being, to send and receive Letters and Packets to and from *The East Indies* free from the Duties of Postage; and that it shall be lawful for the Secretary of State for Colonial Affairs, and the Secretaries to the Treasury for the time being, to send and receive Letters and Packets to and from *The Cape of Good Hope*, *The Mauritius* and *Ceylon*, free from the Duty of Postage.

President of Board of Commissioners free.

Secretary of State and Secretaries to Treasury, free.

XXI. And be it further enacted, That it shall be lawful for the Commissioners for the Affairs of *India*, receiving Salaries in virtue of such Office, and for the Secretary to the said Commissioners for the time being, to send and receive Letters and Packets to or from any Port or Place within the Limits of the Charter of the *East India Company*, or *The Cape of Good Hope*, provided that the Letters and Packets

Commissioners for Affairs of India and Secretary.

Packets so to be sent and received by such Commissioners or Secretaries, by any one Packet or other Vessel, appointed to carry the Mail, do not collectively exceed the Weight of Five Ounces received, and Five Ounces sent, by each such Commissioners or by such Secretary.

Chairman and Deputy Chairman of E. I. Co. free.

XXII. And be it further enacted, That it shall be lawful for the Chairman and Deputy Chairman of the said United Company for the time being, and for One Year after the said Chairman and Deputy Chairman shall have quitted their respective Offices, to send and receive Letters and Packets free from Postage, to and from *The East Indies* only; provided that such Letters and Packets shall be upon the Concerns of the said Company only, and provided that such Letters shall be addressed or superscribed wholly in the Hand Writing of the Chairman or Deputy Chairman, and his Name added thereto in his Hand Writing; and also that it shall be lawful for the Directors of the said Company to send and receive Letters and Packets to and from *The East Indies* only, addressed and superscribed in like manner, free from Postage for One Year from and after the passing of this Act, and no longer.

Directors free from India by Ships of Company.

XXIII. And be it further enacted, That it shall be lawful for the Directors of the said Company for the time being, to send and receive Letters and Packets free from Postage to and from *The East Indies* only, by the Ships of the said Company, provided that such Letters so to be sent and received do not collectively exceed the Weight of Five Ounces, by each Ship of the said Company; and that such Directors shall and may continue to send and receive such Letters and Packets for One Year after he or they shall have quitted the Direction.

Public Officers now free, to have same Privilege to and from India.

XXIV. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend, to prevent such Public Officers who now send and receive Letters and Packets free of Postage, from sending and receiving Letters and Packets to and from *The Cape of Good Hope, Mauritius, Saint Helena and The East Indies*, in the same manner as they are now authorized by Law to send and receive Letters and Packets free from Postage.

46 G. 3. c. 92.

§ 6—14.

XXV. And Whereas, by a certain Act of Parliament made and passed in the Forty sixth Year of the Reign of His present Majesty, intituled *An Act to amend Three Acts made in the Thirty fifth, Forty first and Forty second Years of His present Majesty, relating to the Conveyance of Letters and Packets by the Post*, Seamen employed in His Majesty's Navy and Non Commissioned Officers in the Army, within any Part of His Majesty's Dominions, whilst actually employed in His Majesty's Service, were authorized to send and receive by the Post on his or their Private Concerns only, Single Letters, upon Payment of One Penny for each Letter, under the several Restrictions in the said Act contained: And Whereas it is expedient to extend the Provisions of the said Act to Seamen in the Navy, whilst actually employed in His Majesty's Service in *The East Indies*, and to Non Commissioned Officers in His Majesty's Army, whilst actually employed in His Majesty's Service in *The East Indies*, and also to the Seamen and Non Commissioned Officers in the Army actually employed in the Service of the *East India Company*; Be it therefore further enacted, That from and after the passing of this Act, it shall and may be lawful to and

Seamen and Soldiers serving in East Indies, to

and for each and every Seaman employed in His Majesty's Navy within any Part of *The East Indies*, and to and for every Serjeant, Corporal, Drummer, Trumpeter, Fifer and Private Soldier in His Majesty's Regular Forces, Militia, Fencible Regiments, Artillery or Royal Marines, whilst actually employed in His Majesty's Service in *The East Indies*, and also to and for every Seaman, whilst actually employed in the Service of the *East India Company*, and to and for every Serjeant, Corporal, Drummer, Trumpeter, Fifer and Private Soldier in the Service of the said Company, whilst actually employed in the Service of the said Company, and not otherwise, to receive by the Post, on his own Private Concerns only, free from Postage, Single Letters; provided that the several Regulations and Restrictions contained in the said herein-before recited Act shall be complied with; and likewise to send Single Letters by the Post, on his own Private Concerns only, on Payment of One Penny upon putting the same into any Post Office, under the several Regulations and Restrictions in the hereinbefore recited Act contained.

have Privilege of sending and receiving Letters free, on certain Conditions.

XXVI. And be it further enacted, That all and every the Clauses, Powers of 46 G. 3. c. 92. extended to Act.
Powers, Advantages, Penalties and Methods for the Recovery of the same, contained in the said recited Act, so far as relates to Soldiers and Seamen's Letters, shall be applied and extended, and shall be construed to apply and extend to this present Act, as fully and effectually to all Intents and Purposes, as if the same had been particularly repeated and re-enacted in this present Act.

XXVII. And Whereas it is expedient to alter and amend an Act passed in the Fifty fourth Year of the Reign of His present Most Gracious Majesty, intituled *An Act for making certain Regulations respecting the Postage of Ship Letters, and of Letters in Great Britain*; Be it therefore further enacted, That so much of the said Act as authorizes the Postmaster General to take a Rate of Six pence a Letter for Single Letters, and so on in Proportion for Letters brought by Vessels other than Packet Boats from Places within His Majesty's Dominions, and from Kingdoms and Countries beyond the Seas into *Great Britain*; and as authorizes Persons in Places within His Majesty's Dominions and Countries beyond the Seas to receive from the Masters of Vessels coming from thence into *Great Britain*, Letters and Packets which may be collected and brought by such Masters to them for the Purposes in the said Act mentioned, and to receive from such Masters at the Rate of Three Shillings for every Fifty Letters or Packets, and so in Proportion for a greater or lesser Number, and as directs the manner in which such Letters are to be transmitted by such Masters of Vessels to *Great Britain*; and so much of the said Act as authorizes the Masters of Vessels to collect Letters and Packets within His Majesty's Dominions and Countries beyond the Seas, for the Purposes in the said Act mentioned, and which directs the Sum of Three Shillings for every Fifty Letters, and so in Proportion for a greater or lesser Number, to be repaid to such Masters, and as authorizes the Payment of Two pence for every Letter to such Masters; and also so much of the said Act as imposes a Penalty of Five hundred Pounds upon any Master who shall open any Bag or Bags of Letters, or who shall take out of such Bag any Letter or Letters, or shall not duly deliver such Bag at the place where he shall arrive; and likewise so much of the said Act as imposes a Penalty of Five Pounds upon any Person sending any Letter

54 G. 3. c. 169.

§ 2.

§ 5.

§ 6.

§ 7.

§ 8.

- 9. ter or Packet by any Ship or Vessel of which he shall not be Owner, without having the Official Mark of the Postage having been paid thereon, and as imposes a like Penalty upon any Master having on board or carrying any Letter not being the Letter of his Owners, without such Official Mark thereon; and so much of the said Act as authorizes the Collector, Comptroller or Principal Officers of the Customs, to search Ships or Vessels for Letters or Packets, and to seize and forward the same to the Postmaster General; and also so
- § 10. much of the said Act as authorizes such Collector, Comptroller or Officer to administer an Oath to such Master, that he has not any Letters which have not paid the Rates of Postage on board his Ship or Vessel, not being the Letters of the Owners of his said Ship; and
- § 11. likewise so much of the said Act as directs, that on the Arrival of any Ship in Port, the Master shall sign a Declaration that, to the best of his Knowledge and Belief, he has delivered all the Letters, Bags or Parcels of Letters on board his Vessel, and as imposes a Penalty of Fifty Pounds upon any Master neglecting or refusing to make such Declaration; and likewise so much of the said Act as imposes a
- § 12. Penalty of Twenty Pounds upon any such Collector, Comptroller or principal Officer who shall permit any Ship or Vessel to break Bulk until the Requisites of the Act shall be complied with; and also so
- § 13. much of the said Act as directs the Mode of recovering the Pecuniary Penalties by the said Act imposed, and the Application of the same, and also so much of the said Act as renders Persons guilty of a
- § 14. Misdemeanor who shall forge or cause to be forged any Stamp, Mark of Postage or Designation upon any Letter, with Intent to avoid the Payment of the Rate of Postage, shall, from and after the First Day of August One thousand eight hundred and fifteen, be and the same are hereby repealed.

repealed.

Letters brought by Vessels not Packets (except from India, &c.), to pay 8d. for Single Letter, and Masters of Vessels allowed 2d.

XXVIII. And be it further enacted, That it shall and may be lawful to and for the Postmaster General to demand, have, receive and take for every Letter which shall be brought by Ships and Vessels (other than Packet Boats) from Places within His Majesty's Dominions, and from any the Kingdoms and Places beyond the Seas, into Great Britain, except from *The Cape of Good Hope, The Mauritius* and *The East Indies*, a Sea Postage of Eight pence for every Single Letter, and so in Proportion for Packets, in addition to any Inland or Internal Postage which may arise upon the Inland Conveyance of such Letters and Packets; and for the Encouragement of the Masters of such Ships or Vessels, it shall be lawful for the Postmaster General to allow all such Masters the Sum of Two pence a Letter or Packet upon all such Letters and Packets as they respectively, on their arrival from Parts beyond the Seas, shall deliver unto the Deputy or Deputies of the Postmaster General, for such Place or Post Town at which they shall touch or arrive.

Opening Bags.

XXIX. Provided always, and be it further enacted, That if any Master of any Ship or Vessel shall open any sealed Bag, Package or Parcel of Letters, with which he shall have been entrusted, or shall take out of such Bag, Package or Parcel any Letter or Letters whatsoever, or shall not duly deliver such Bag, Package or Parcel with the Letters at the Post Office on his arrival in Port, without wilful or avoidable Delay after his arrival, every such Master shall be liable to the Penalty and forfeiture therein expressed.

Penalty.

XXX. And be it further enacted, That it shall and may be lawful for the Owners, Charterers or Consignees of Vessels, to send their Letters on board their own Ships, from any Port in *Great Britain* to *The Cape of Good Hope*, *The Mauritius* and *The East Indies*, free from the Sea Postage; provided that such Letters shall be endorsed with the Words "Owners or Charterers or Consignees Letter," and the Christian and Surname, and Place of Abode, of the Owner, Charterer or Consignee, or the Firm of the Owners who shall be the Writer of the same; and provided that the Letter so sent and endorsed by any Owner or Owners, Charterer or Consignee, or the whole Number of Letters, if there shall be more than One Letter, from such Owner or Owners, Charterer or Consignee, shall not collectively exceed the Weight of Twenty Ounces.

Owners may send Letters on board their own Vessels to India, &c. free from Sea Postage, on certain Conditions.

XXXI. And be it further enacted, That it shall and may be lawful for the Owners or Shippers of Goods to send Letters with their Goods on board any Ship or Vessel from any Port in *Great Britain*, to *The Cape of Good Hope*, *The Mauritius* and *The East Indies* free from the Ship Letter Postage; provided that such Letter shall be endorsed with the Christian and Surname of the Writer, or the Firm of the Writers, and with the Words "Owners or Shippers of Goods" shipped on board the [*state the Name of the Ship*] bound to [*state the Place*]; and provided the Letter or Packet of any such Owners or Shippers, or the whole Number of Letters, if there shall be more than One, from such Owners or Shippers, shall not collectively exceed the Weight of Six Ounces.

Owners or Shippers of Goods may do same.

XXXII. And be it further enacted, That it shall and may be lawful for the Owners, Charterers or Consignees of Vessels resident in *Great Britain*, to receive their Letters by their own Vessels from any Place within His Majesty's Dominions, or Countries beyond the Seas, free from the Sea Postage; provided that such Owners, Charterers or Consignees shall be described as such in the Address and Superfcription of such Letters; and that such Letters to any One Owner, Charterer or Consignee, shall not, if coming from any Place in *The East Indies*, exceed collectively the Weight of Twenty Ounces; and if coming from any other Part beyond the Seas, exceed collectively the Weight of Six Ounces.

Owners of Vessels may receive Letters in like manner,

XXXIII. And be it further enacted, That it shall and may be lawful for the Owners or Consignees of Goods on board Ships arriving from Abroad to receive Letters free from the Sea Postage by such Ships, provided that such Owners or Consignees shall be described as such in the Address and Superfcription thereof; and provided it shall appear by the Ship's Manifest that such Persons actually have Goods on board such Ships, and that the Letter or Letters addressed to any One such Owner or Consignee shall not collectively exceed the Weight of Six Ounces.

as also Owners or Consignees of Goods.

XXXIV. Provided always, That nothing in this Act shall extend to prevent the Letters of Owners, Consignees or Freighters of Ships arriving in this Country from *The East Indies* before the Tenth Day of *October* One thousand eight hundred and sixteen, to receive their Letters free of Postage as heretofore, although they may exceed the Weight herein limited, or may not be marked as directed by this Act.

Act not to affect Letters of Owners, &c. of Vessels arriving before Oct. 10. 1816.

XXXV. And be it further enacted, That nothing in this, or in any other Act contained, shall extend to charge with the Duty of Postage Letters from Governor of Ceylon, &c. to

authorized by the Postmaster General at the Port or Place, who shall also sign the same: which Declaration shall be in the Form, or to the Effect following; that is to say,

‘ I *A. B.* Commander of the [*state the Name of the Ship or Vessel*] arrived from [*state the Place*] do, as required by Law, solemnly declare, That I have, to the best of my Knowledge and Belief, delivered or caused to be delivered at the Post Office at [*state the Place*] every Letter, Bag, Package or Parcel of Letters that were on board the [*state the Name of the Ship*] except such Letters as are exempted by this Act.’

Declaration on Delivery of Letters.

And that until such Declaration shall be made and produced to the Collector, Comptroller or Principal Officer of the Customs, he or they shall not permit such Ship or Vessel to report.

XL. And be it further enacted, That if any Master of any Ship or Vessel shall wilfully refuse or neglect to make the several Declarations by this Act required, or to produce the last mentioned Declaration, he shall forfeit and pay, for every such Offence, the Sum of Fifty Pounds.

Refusing to make Declaration. Penalty.

XLl. And be it further enacted, That if any Collector, Comptroller or Principal Officer, hereby required to prohibit any Ship or Vessel reporting until the Requisites of this Act shall be complied with, shall permit such Ship or Vessel to report, such Collector, Comptroller or Officer, so permitting such Ship or Vessel to report, shall forfeit and pay the Sum of Two hundred Pounds.

Vessels sailing before Regulations complied with.

XLII. And be it further enacted, That it shall and may be lawful to and for such Collector, Comptroller or Officer, at any Port or Place whatsoever, who, in the due Execution of his Duty as a Revenue Officer, shall discover any Letters or Packets on board any Vessel in any Port or Place whatsoever, contrary to the Provisions of this Act, to seize and take all such Letters and Packets, and to forward the same to the Postmaster General or his Deputy, at the Port or Place; and that the Officer seizing and sending the same shall be entitled to one Moiety of the Penalty which may be recovered for any such Offence; and that in all cases of such Seizure the Proof shall lie on the Person in whose Possession or Baggage the Letters or Packets shall be found that the Provisions of this Act have been complied with.

Penalty. Officers to search Packages.

XLIII. And be it further enacted, That in case any Bags, Packages or Parcels of Letters shall be brought by any Ship of War, the Commander thereof shall cause the same and all Letters which may be on board (except the Public Dispatches of Government) to be immediately sent to the Post Office, at the First Port where he shall arrive; and such Commander shall, for all such Letters, be entitled to receive the same Allowances as are payable to Masters of Ships or Vessels.

Onus probandi.

Commanders of Ships of War to send Letters to Post Office.

XLIV. And be it further enacted, That in case it shall happen from any unforeseen circumstances, that the Master of any Ship or Vessel, or the Commander of any Ship of War, shall, upon delivering his Bags, Packages or Parcels of Letters, be prevented from receiving the Money to which he shall be entitled, such Master or Commander shall nevertheless be paid the same, by the Order of the Postmaster General, at such other Places as may be most convenient.

Money due to Masters of Vessels paid by Postmaster General.

XLV. And be it further enacted, That the Rates of Postage hereinbefore mentioned for the Conveyance of Letters and Packets by the said Packet Boats, Ships or Vessels from any Port in Great Britain,

Postage paid on Delivery.

Britain, to any Port in *The East Indies*, shall be received by the Deputies of the Postmaster General, upon their Delivery in *India*, and that the Rates of Postage for the Conveyance of Letters from any Port or Place in *The East Indies* to *Great Britain* shall be received at the Option of the Parties sending the same, or upon their Delivery in *Great Britain* or *Ireland*, by the Deputies of the Postmaster General in *India* upon forwarding the same.

Having Letters
on board after
Delivery at
Post Office.

XLVI. And be it further enacted, That if, after the Master of any Vessel shall have delivered his Letters at the Post Office of any Port at which he may touch, prior to his arriving at that Port where the Ship or Vessel is to report, any Letter or Packet not exempted by this Act, shall be found on board his Vessel, in his Possession, or in the Possession of any of his Crew, or any Passenger on board, every such Person knowingly having such Letter or Packet in his Possession or in his Baggage, shall forfeit and pay for every Letter the Sum of Five Pounds.

Penalty.

Falsely super-
scribing Letters
as being Ship
Owners, &c
Penalty.

XLVII. And be it further enacted, That if any Person whatsoever shall falsely subscribe any Letter as being the Owner, Carterer or Consignee of the Vessel conveying the same, or the Owner, Shipper or Consignee of the Goods shipped in the Vessel, every such Person and Persons so offending shall, for every such Offence, forfeit and pay the Sum of Ten Pounds.

Penalties how
recovered and
applied.

XLVIII. And be it further enacted, That One Moiety of the several Pecuniary Penalties hereby imposed shall be payable to the Use of His Majesty, his Heirs and Successors, and the other Moiety to any Person who shall and will inform and sue for the same, to be recovered with full Costs of Suit, by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record in *Great Britain*, or in the Colony or Place where the Offence shall be committed, wherein no Effoin, Protection or Privilege, or Wager of Law shall be admitted.

† *Sic.*
After Establishment, if Three Months elapse without dispatching Public Mail, any Person may carry Letters without being subject to Penalties of Act.

XLIX. And be it further enacted, That if at any time here after the Establishment of such Vessels as aforesaid, a Space of Three Calendar Months shall have elapsed without any Public Mail having been dispatched from *Great Britain* to *The Cape of Good Hope* and *The Mauritius*, and the several Presidencies of *Fort William*, *Fort Saint George* and *Bombay* in *The East Indies*, it shall be lawful for any Person to send, or take on board, and carry any Letters or Packets from *Great Britain* to such of the said Places to which no Mail shall have been so dispatched during the time aforesaid, or from such of the Places aforesaid from which no Mail shall have been so dispatched to *Great Britain*, without being subject therefore to any of the Penalties, Forfeitures, Payments or Restrictions in this Act contained, until some Public Mail shall have been again dispatched from *Great Britain* to such Place, or from such Place to *Great Britain*.

Not to extend to
China Letters.

L. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to any Letters or Packets to or from *China*, unless they may be sent and carried as heretofore has been used, to the contrary herein contained notwithstanding.

No Penalties in
curr'd unless
Establishment of
Mails carried.

LI. Provided always, and be it further enacted, That no Person or Persons shall incur or become liable to any Penalties by this Act imposed, for any Letters or Packets sent

sent to and from *India*, unless the Provisions hereinbefore contained, into Effect within Six Months.
as to establishing Vessels for the Conveyance of Mails of Letters to *The East Indies*, shall be carried into Effect within Six Months from the passing of this Act.

LII. And be it further enacted, That in any Action or Suit against any Person or Persons, for collecting, carrying, conveying, delivering or sending Letters or Packets contrary to the Provisions in an Act made in the Ninth Year of the Reign of Her late Majesty Queen Anne, intituled *An Act for establishing a General Post Office for all Her Majesty's Dominions, and for settling a weekly Sum out of the Revenues thereof for the Service of the War, and other Her Majesty's Occasions*, or contrary to the Provisions in an Act made in the Forty second Year of the Reign of His present Majesty, intituled *An Act for amending so much of an Act, passed in the Seventh Year of the Reign of His present Majesty, as relates to the secreting, embezzling or destroying any Letter or Packet sent by the Post, and for the better Protection of such Letters and Packets, and for more effectually preventing Letters and Packets being sent otherwise than by the Post*, or in either of them, or contrary to the Provisions of this Act, the Proof shall lie on the Person or Persons against whom such Action or Suit shall be brought, for delivering or sending Letters or Packets, that the same were delivered or sent according to the Provisions contained in the said last mentioned Acts, or one of them, or according to the Provisions contained in this present Act.

Actions brought for carrying Letters contrary to 9 Ann. c. 10.

42 G. 3. c. 81. or this Act.

Onus probandi.

LIII. And be it further enacted, That the Monies to arise by the several Rates and Duties as aforesaid (except the Monies which shall be necessary to defray such Expences as shall be incurred in the Management and Collection of the same), shall be paid into the Receipt of the Exchequer at *Westminster*, and carried to and made Part of the Consolidated Fund of *Great Britain*.

Application of Rates.

LIV. And be it further enacted, That if any Action or Suit shall be commenced against any Person or Persons, for any thing done in pursuance of this Act, the same shall be commenced within Twelve Months after the Fact committed, and not afterwards; 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, and that the same was done in pursuance and by the Authority of this Act; and if it shall appear so to be done, or that such Action or Suit shall be commenced after the time before limited for bringing the same, that then the Jury shall find for the Defendant or Defendants; and upon a Verdict for the Defendant, 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, 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 in any other cases by Law.

Limitation of Actions.

General Issue.

Treble Costs.

C A P. CLIV.

An Act for fixing the Rates of Subsistence to be paid to Innkeepers and others on quartering Soldiers. [11th July 1815.]

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, it is enacted,

Ante, c. 108. § 65.

§ 66.

Allowances for
Diet of Non
Commissioned
Officers and
Soldiers.

enacted, that Officers and Soldiers shall be furnished with Diet and Small Beer upon paying and allowing for the same the several Rates that are or shall be established by any Act or Acts of Parliament; and an Option is given to Innholders and others, upon whom Officers and Soldiers are quartered and billeted, to furnish certain Articles *gratis*, in lieu of Diet and Small Beer; and it is just and expedient that an adequate Allowance shall be made and established for Provision and other Articles furnished to Officers and Soldiers; 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 those Parts of the United Kingdom specified in the said recited Act 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 Fourteen pence *per Diem* until the Twenty fourth Day of July inclusive, and from and after that Day the Sum of One Shilling *per Diem*; and that for such Allowances of Fourteen pence and One Shilling, 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 have been or 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 by the said Act.

Further Allowance of One Halfpenny per Diem.

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 Rate 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; which Sum of One Halfpenny *per Diem* shall be accounted for and paid in like manner as is directed touching the Rate aforesaid.

Horses quartered 1s. 2d. per Diem paid for Hay and Straw.

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.

Regulations with respect to dieting Non Commissioned

IV. 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,

billeted, within the aforesaid Parts of the United Kingdom, at the Rate 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 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.

Officers and
Soldiers on
March.

V. 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.

Paying Money
to Non Commis-
sioned Officers,
&c. on March in
lieu of Diet, &c.

Penalty.

VI. 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.

Proviso for Non
Commissioned
Officers, &c.
when halted.

VII. 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 Innholders 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 Innholders 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.

If halting only
for Day after
Arrival and that
a Market Day,
Diet and Small
Beer not dis-
continued.

VIII. 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,

Regulations as
to Recruiting
Parties and Re-
cruits on March.

shall

Proviso.

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 an 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.

Continuance of Act.

IX. And be it further enacted, That this Act shall have Continuance and be in force from the Twenty fourth Day of March One thousand eight hundred and fifteen until the Twenty fifth Day of March One thousand eight hundred and sixteen; 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 fifteen.

Proviso for Payment, &c.

Act altered, &c.

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

C A P. CLV.

An Act to continue until the Fifth Day of July One thousand eight hundred and sixteen, the Temporary Fourth Part of the Duties payable in Scotland upon Distillers Wash, Spirits and Licences imposed by an Act of the Fifty fourth Year of His present Majesty; and for enabling His Majesty by Order in Council to modify the Operations of the said Act, or reduce the Duties thereby imposed. [11th July 1815.]

54 G. 3. c. 172.

§ 2.

Part of Duties continued.

WHEREAS by an Act made in the Fifty fourth Year of the Reign of His present Majesty, intituled *An Act for repealing the Duties payable in Scotland upon Distillers Wash, Spirits and Licences; and for granting other Duties in lieu thereof*; it was provided, that One Fourth Part of the said several Duties by that Act imposed should expire on the Fifth Day of July One thousand eight hundred and fifteen: And Whereas it is expedient that the same should be continued for a time to be limited; 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 Fourth Part of the said several Duties by the said Act imposed, and which would expire on the said Fifth Day of July One thousand eight hundred and fifteen, shall be, and the same Fourth Part of the said several Duties shall be further continued from the said Fifth Day of July One thousand eight hundred and fifteen, and shall remain and continue until the Fifth Day of July One thousand eight hundred and sixteen.

His Majesty by Proclamation or Order in Council may modify Operations or reduce Duties.

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

Scotland, to modify the Operations or reduce the Duties by this Act and by the said Act of the Fifty fourth Year of His present Majesty imposed on the Highlands of *Scotland*, for any time not exceeding the Space of Three Months after the then next Meeting of Parliament, then and in such case it shall and may be lawful to and for His Majesty, by His Royal Proclamation or Proclamations to be issued by and with the Advice of His Privy Council, or by His Majesty's Order or Orders in Council, so to modify the Operations or to reduce the Duties so imposed on the Highlands of *Scotland*, in such manner as to His said Majesty shall seem meet, and as in such Proclamation or Proclamations or Order or Orders in Council shall be specified, stated and expressed.

C A P. CLVI.

An Act to amend the Laws relative to the Transportation of Offenders; to continue in force until the First Day of *May* One thousand eight hundred and sixteen. [11th *July* 1815.]

WHEREAS an Act was passed in the Twenty fourth Year of the Reign of His present Majesty, intituled *An Act for the effectual Transportation of Felons and other Offenders, and to authorize the Removal of Prisoners in certain Cases; and for other Purposes therein mentioned*: And Whereas the said Act hath been continued by different Acts: And Whereas it is expedient that His Majesty should be empowered to appoint certain Places, as well out of His Majesty's Dominions as within the same, to which Felons and other Offenders may be transported; and that the Regulations of the said Act should be amended, and more effectual Provision made for the Transportation of such Offenders; 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 of the Twenty fourth Year of the Reign of His present Majesty shall be and the same is hereby repealed: save and except as to all Acts done under the same before the passing of this Act; and also save and except as to all Proceedings commenced before the passing thereof: Provided always, that it shall be lawful in any case in which any Proceedings have been commenced under the said Act, to proceed after the passing of this Act, under the Provisions thereof, in relation to any Offender, in any case in which it shall be expedient so to do.

24 G. 3. Sess. 2.
c. 56.

repealed.

Exception.

Proviso.

II. And be it further enacted, That, from and after the passing of this Act, it shall be lawful for the Court, before which any Person or Persons shall have been or shall be convicted at any Session of *Oyer and Terminer* or *Gaol Delivery*, or at any Quarter or other General Session of the Peace to be holden for any County, Riding, Division, City, Town, Borough, Liberty or Place, within that Part of *Great Britain* called *England*, or at any Great Session to be holden for the County Palatine of *Chester*, or within the Principality of *Wales*, of Grand or Petit Larceny, or any other Offence for which such Person or Persons shall have been or be subject to be transported, to order and adjudge, or any subsequent Court holden at any Place for the same

Persons convicted of Crime punishable by Transportation, transported accordingly.

His Majesty
may appoint
Places.

If His Majesty
extend Mercy
to Offender
liable to Death,
Court may or-
der him to be
transported.

Contractor to
have Property in
Service of
Offender.

same County, Riding, Division, City, Town, Borough, Liberty or Place respectively, with like Authority, to order and adjudg that such Person or Persons so convicted as aforesaid, shall be transported beyond the Seas for any Term not exceeding the Number of Years or Term for which such Person or Persons is or are or shall be liable by any Law to be transported; and in every such case it shall and may be lawful for His Majesty, by and with the Advice of His Privy Council, to declare and appoint any other Place or Places, Part or Parts beyond the Seas, in addition to such as shall have been heretofore declared and appointed by His Majesty for that Purpose, either within His Majesty's Dominions, or elsewhere out of His Majesty's Dominions, to which any such Felons or other Offenders shall be conveyed or transported; and such Court as aforesaid is hereby authorized and required to order such Offenders to be transferred to the Use of any Person or Persons, and his or their Assigns, who shall contract for the due Performance of such Transportation; and when His Majesty, his Heirs and Successors, shall be pleased to extend Mercy to any Offender or Offenders who hath or have been or shall be convicted of any Crime or Crimes, for which he, she or they is, are or shall be by Law excluded from the Benefit of Clergy, upon Condition of Transportation to any Place or Places, Part or Parts beyond the Seas, either for a Term of Life or any Number of Years, and such Intention of Mercy shall be signified by One of His Majesty's Principal Secretaries of State, it shall be lawful for any Court having proper Authority, to allow such Offender or Offenders the Benefit of a Conditional Pardon, and to order such Offender or Offenders to be transported for such Term of Life or Years as shall be specified in such Condition of Transportation as aforesaid, and to make such Order of Transfer as aforesaid; and when any Offender or Offenders hath or have been or shall be convicted of any Crime or Crimes, for which he, she or they is or are by Law excluded the Benefit of Clergy, the Judge before whom such Offender or Offenders shall be convicted, or any Justice of The King's Bench, Common Pleas or Baron of the Exchequer of the Degree of the Coif, in case the said Offender or Offenders shall have been tried in any Court of *Oyer and Terminer* or Gaol Delivery in *England*, or any Justice of *Chester* or *Wales*, in case the said Offender or Offenders shall be tried and convicted within any of their respective Jurisdictions, shall, on such Intention of Mercy as aforesaid being signified to him by One of the said Principal Secretaries of State, make an Order for the immediate Transportation of such Offender or Offenders, and for such Offender or Offenders to be transferred as aforesaid, in the same manner as if such Intention of Mercy had been signified by One of the said Principal Secretaries of State, during the Continuance of the Assizes or Sessions at which such Offender or Offenders was or were condemned: and such Order shall be considered as an Order made at such Assizes or Sessions as aforesaid, and shall be as effectual and have all the same Consequences as any Order for the Transportation of any Offender or Offenders, made by any Justice of *Oyer and Terminer*, Great Sessions or Gaol Delivery, for any County, City, Liberty, Borough or Place, during the Continuance of the Assizes or Sessions; and such Person or Persons so contracting as aforesaid, his or their Assigns, by virtue of such Order of Transfer as aforesaid, shall have a Property in the Service of such Offender or

or Offenders for such Term of Life or Years for which such Offender or Offenders shall have been ordered to be transported.

III. And be it further enacted, That the Clerk of Assize, Clerk of the Peace, or other Clerk of the Court, shall be paid by the Treasurer of the County, Riding, Division, City, Liberty, Borough, Town or Place, the same Fee as hath been usually paid, or such Clerk of Assize, Clerk of the Peace, or other Clerk of the Court is entitled to for the Order of Transportation of any Offender.

Clerks of Assize,
&c. paid usual
Fee.

IV. And be it enacted, That every Person or Persons to whom any such Offender or Offenders shall be transferred as aforesaid, shall, before any of them shall be delivered over to him or them to be transported, give Security that he or they will transport or cause to be transported effectually such Offender or Offenders to such Place or Places, Part or Parts beyond the Seas respectively, as shall be appointed by His Majesty in such manner as aforesaid; and procure such Evidence as the nature of the case will admit, of the landing of such Offender or Offenders so transferred as aforesaid, in that Place or Part, or those Places or Parts beyond the Seas, whereto he, she or they shall be ordered to be transported (Death and Casualties by Sea excepted); and that he, she or they shall not be suffered to return to *Great Britain* or *Ireland* by the wilful Default of the Person or Persons so contracting as aforesaid, or of his or their Assigns.

Persons under-
taking to trans-
port Offenders
to give Security.

V. And be it also enacted, That every such Court as aforesaid may appoint two Justices of the Peace for the County, Riding, Division, City, Liberty, Borough or Place, where such Offender or Offenders shall have been convicted, who shall have Power and are hereby required to contract with any Person or Persons who shall be nominated by one of His Majesty's Principal Secretaries of State, for the Performance of the Transportation of such Offender or Offenders, and to order such Security to be taken as aforesaid; and also to cause such Offender or Offenders to be delivered, by the respective Gaolers or Persons in whose Custody he, she or they shall be, to the Person or Persons contracting, or to his or their Assigns; which Contracts and Security shall be certified by the Justices, who shall make and take the same to the next Court to be holden with the like Authority for the said County, Riding, Division, City, Liberty, Borough or Place, to be filed and kept among the Records of such Court; and all Securities for Transportation shall be by Bond in the Name of the respective Clerks of the Peace or other Clerks of the Court, who shall prosecute such Bonds in their own Names; for which Purpose every such Clerk of the Peace or Clerk of the Court, and his Successors respectively, shall be deemed a Body Corporate, and shall have and be paid all such Costs as they shall sustain in any such Suit, as the Justices of the Peace shall at their General Quarter Sessions of the Peace direct, out of the Public Stock; and all Monies recovered on such Bonds shall be for the Use of the respective County, Riding, Division, City, Liberty, Borough or Place, and be paid to their respective Treasurers, to be Part of the Public Stock; and all Charges in or about making the Contracts, taking Securities, and conveying Felons and other Offenders, in order to be transported, shall be borne by each County, Riding, Division, City, Liberty, Borough or Place, for which the Court was held which ordered such Offenders to be transported; and the respective

Court may ap-
point Justices to
contract for
Transportation
of Offenders, on
Security by
Bond.

Securities for
Transportation.

respective Treasurers shall, by Order of the Justices in Quarter Sessions, pay all such Charges to the Persons employed.

Persons contracting to transport Offenders, may carry them through any County to Sea Port.

VI. And be it further enacted, That the Person or Persons so contracting as aforesaid, and to whom any Offenders shall be delivered in order to be transported, or any Person or Persons directed by the said Justices (empowered to contract as aforesaid) or their Assigns, may in such manner as they shall think fit, carry and secure the said Offenders in and through any County of *Great Britain*, towards the Sea Port or Place from whence they are to be transported; and if any Person or Persons shall rescue such Offenders or any of them, or assist them or any of them in making their Escape from such Person or Persons as shall have them in their Custody as aforesaid, he, she or they shall be adjudged guilty of Felony, and shall suffer Death as in cases of Felony, without Benefit of Clergy.

Death.

Offender at large before Expiration of Term.

VII. And be it further enacted, That if any Offender or Offenders who shall be so ordered by any such Court as aforesaid to be transported, or who shall agree to transport himself or herself on certain Conditions, either for Life or any Number of Years, to any such Place or Places, Part or Parts, as shall be appointed by His Majesty in manner aforesaid, shall be afterwards at large within any Part of the United Kingdom of *Great Britain and Ireland*, without some lawful Cause, before the Expiration of the Term for which such Offender or Offenders shall have been ordered to be transported, or shall have so agreed to transport himself or herself as aforesaid, every such Offender being at large as aforesaid, being thereof lawfully convicted, shall suffer Death; and such Offender or Offenders may be tried either before the Justices of Assize, *Oyer and Terminer*, Great Sessions or Gaol Delivery, for the County, City, Liberty, Borough or Place where such Offender or Offenders shall be apprehended and taken, or from whence he, she or they were ordered to be transported; and the Clerk of the Assize, Clerk of the Peace, or other Officer, or Clerk of the Court having the Custody of the Records where such Order of Transportation shall be made, shall, at the Request of the Prosecutor or any other Person on His Majesty's behalf, make out and give a Certificate in Writing signed by him, containing the Effect and Substance only (omitting the formal Part) of every Indictment and Conviction of such Offender or Offenders and of the Order for his or her Transportation, to the Justices of Assize, *Oyer and Terminer*, Great Sessions or Gaol Delivery, where such Offender or Offenders shall be indicted (not taking for the same more than Six Shillings and Eight pence) which Certificate shall be sufficient Proof of the Conviction and Order for the Transportation of such Offender or Offenders; and whoever shall discover and prosecute to Conviction any such Offender or Offenders so being at large as aforesaid, shall be entitled to a Reward of Twenty Pounds for every such Offender so convicted, and shall have such Certificate to receive the same, as any Person or Persons may be entitled unto for the apprehending and prosecuting to Conviction, Persons who have committed any Robbery upon the Highway: Provided nevertheless, that His Majesty, his Heirs and Successors, may pardon and dispense with such Transportation, and allow of the Return of any such Offender or Offenders to this Kingdom.

Death. Before whom Offenders tried.

Certificate.

Fee.

Informers.

Reward.

Proviso.

His Majesty empowered to order Removal

VIII. And be it further enacted, That, from and after the passing of this Act, it shall be lawful for His Majesty from time to time, by an

an Order in Writing to be notified by One of the said Principal Secretaries of State, or for any Three or more of such of His Majesty's Justices of the Peace acting in and for the County, Riding, Division, City, Borough, Liberty or Place in which any Gaol shall be situated, as shall be authorized by His Majesty under His Sign Manual, to direct the Removal of any Male Offender or Offenders who shall be under Sentence of Death, but reprieved during His Majesty's Pleasure, or under Sentence or Order of Transportation, and who having been examined by an experienced Surgeon or Apothecary, shall appear to be free from any putrid or infectious Distemper, and fit to be removed from the Gaol or Prison in which such Offender or Offenders shall be confined, to such Place of Confinement within *England* or the Dominion of *Wales*, either at Land, or on board any Ship or Vessel to be provided by His Majesty in the River *Thames*, or any Navigable or other River, or within the Limits of any Port or Harbour of *England* or *Wales*, as His Majesty, or any Three of such Justices authorized as aforesaid, shall from time to time appoint, under the Management of a Superintendent and Overseer to be appointed by His Majesty, or any Three or more of such Justices authorized as aforesaid; and every Offender who shall be so removed shall continue in the said Place of Confinement, or be removed to and confined in any other such Place or Places as aforesaid, as His Majesty, or any Three or more of such Justices authorized as aforesaid, from time to time shall appoint, until such Offender shall be transported according to Law, or by the Expiration of the Term of such Transportation or otherwise shall be entitled to his Liberty, or until His Majesty, or any Three or more of such Justices so authorized as aforesaid, shall direct the Return of such Offender to the Gaol or Prison from which he shall have been so removed; and the Sheriff or Gaoler having the Custody of any Offender whose Removal shall be ordered in manner aforesaid, shall with all convenient Speed, after the Receipt of the Notification of any such Order, convey or cause to be conveyed every such Offender to the Place appointed, and there deliver him to such Superintendent or Overseer, together with a true Copy, attested by such Sheriff or Gaoler, of the Caption and Order of the Court before which such Offender was tried, containing the Sentence of Transportation of each such Offender respectively, by virtue whereof he shall be in the Custody of such Sheriff or Gaoler; and also a Certificate containing his Age, and an Account of his Behaviour in Prison before and after his Trial, and the Gaoler's Observations on his Temper and Disposition, and such Information concerning his Connexions and former Course of Life as may have come to the Gaoler's Knowledge; and such Superintendent or Overseer as aforesaid shall give a proper Receipt in Writing to the Sheriff or Gaoler for the Discharge of such Sheriff or Gaoler.

of Male Prisoners.

Gaoler, &c. to deliver Offenders according to Orders with Certificate, &c.

IX. And be it further enacted, That all reasonable Expences which the Sheriff or Gaoler shall incur in every such Removal shall be paid by the County, Riding, Division, City, Borough, Liberty or Place, for which the Court in which the Offender was convicted shall have been held, and the Sheriff or Gaoler shall receive the Money due for such Expences from the Treasurer of such County, Riding, Division, City, Borough, Liberty or Place; such Expences being first allowed by the Order of the Justices of the Peace at

Expences of Removal.

their Quarter or other General Sessions of the Peace, who are hereby required to make such Order as shall be just in that behalf.

Washing, &c.
and clothing, &c.
Offenders.

X. And be it further enacted, That where any Offender shall be brought to any such Place of Confinement as aforesaid, in pursuance of the Powers contained in this Act, he shall be washed, cleaned and purified, and the Clothes in which he shall be then clothed shall be burnt if necessary, or otherwise shall be preserved and taken Care of for him, by the Overseer of the Place of Confinement, and redelivered to him upon his quitting it, or sold for his Benefit, and the Produce thereof accounted for to him by the Overseers aforesaid; and when such Offender shall be finally discharged, either at the End or other Determination of his Term, such other decent Clothing as shall be judged necessary and proper by the Superintendent aforesaid, shall be delivered to such Offender by the Overseer of the Place of Confinement from which he is discharged, and also such Sum of Money for his immediate Subsistence, as the said Superintendent shall think proper, so as such Sum shall not in any case exceed Three Pounds.

Overseers to
have same
Powers as
Gaolers.

XI. And be it further enacted, That after the Removal of any Offender under this Act, the Superintendent or Overseer who shall have the Custody of him, shall, during the Term of such Custody, have the same Powers over him as are incident to the Office of a Sheriff or Gaoler, and in like manner be answerable for any Escape of such Offender; and also during such Custody shall see him fed and clothed according to a Scale of Diet and Clothing to be fixed on and notified in Writing by One of His Majesty's Principal Secretaries of State to the Superintendent; and shall keep such Offender to Labour, at such Places, and under such Regulations, Directions, Limitations and Restrictions, as His Majesty, or any Three or more of such Justices so authorized as aforesaid, shall from time to time, by any Order to be directed to such Superintendent or Overseers for their Instruction, appoint: And it is hereby declared, that the time during which any Offender shall have continued in Gaol under Sentence of Transportation, or being removed under the Provisions aforesaid, shall continue confined by virtue of this Act, shall be taken and reckoned in Discharge or part Discharge or Satisfaction of the Term of his Transportation.

Imprisonment
deemed Part of
Term.

Overseers may
inflict moderate
Punishment, &c.

XII. And be it further enacted, That if any Offender shall, during such Custody under this Act, be guilty of any Misbehaviour or disorderly Conduct, it shall be lawful for such Superintendent or Overseer having the Custody of such Offender, to inflict or cause to be inflicted such moderate Punishment or Correction as may be inflicted by Law on Persons committed to a House of Correction; and if any such Offender shall break from or unlawfully escape from the Custody of such Superintendent or Overseer; or if any Person shall rescue or attempt to rescue, or assist in rescuing any such Offender from such Custody, or shall convey or cause to be conveyed any Disguise, Instrument for effecting Escape, or Arms, to such Offender, every such Offence shall be punishable in the same manner as if such Offender had been confined in Gaol or Prison in the Custody of the Sheriff or other Gaoler, for the Crime of which such Offender shall have been convicted.

Escape or Rescue
how punished.

Superintendent
to make Re-

XIII. And be it further enacted, That the Superintendent of the several Places of Confinement to be appointed by virtue of this Act shall

shall from time to time make returns specifying the Name of every Person in Custody in each of such Places of Confinement, the Offence of which he or she shall have been guilty, the Court before which he or she shall have been convicted, and the Sentence of such Court, together with his or her Age and bodily State, and his or her Behaviour whilst in Custody; and also the Names of such Offenders who shall have died whilst in such Custody, or shall have escaped, or have been lawfully discharged from the same; which Returns shall be made on the First Day of every *Easter* Term, and the First Day of every *Michaelmas* Term, to His Majesty's Court of King's Bench at *Westminster*, on the Oath of the Overseer of such respective Places of Confinement, such Oath to be made before the said Court, or any Commissioner authorized to take Affidavits in the same.

turns of Prisoners to K. B.

XIV. And be it further enacted, That it shall and may be lawful for His Majesty to appoint one fit and able Person to be Superintendent of any Place or Places of Confinement either at Land or on board any Ship or Vessel to which any such Offenders shall be removed by virtue of this Act, and One proper Person to be Overseer on board each such Ship or Vessel, who, with a sufficient Number of Officers and Guards, shall constantly reside on board; and such Superintendent shall personally visit and inspect such Places of Confinement Four Times in every Year, or oftener if Occasion shall require, and shall distinctly examine into the State of such Places of Confinement, the Behaviour and Conduct of the respective Overseers, Officers and Guards, the Treatment and Condition of the Prisoners, and the Amount of the several Earnings, and the Expences attending every such Place of Confinement, and shall make a faithful Report of the same to His Majesty's Principal Secretary of State for the Home Department, who shall cause such Report to be laid before both Houses of Parliament, at the beginning of every Session; and such Superintendent shall also, in Matters of extreme Necessity, make a special Report thereof to His Majesty's said Principal Secretary of State, who may, if he shall see fit, submit such special Report to the Justices of His Majesty's Court of King's Bench, who are hereby authorized to afford such Redress or provide such Regulations as they shall deem proper; and such Superintendent and Overseers shall continue in Office during His Majesty's Pleasure, and shall receive such Salaries as His Majesty shall appoint; and such Superintendent shall be paid such Travelling and other reasonable Expences as shall be incurred by him in Discharge of his Duty.

Appointment of Superintendent.

XV. And be it further enacted, That if any Offender hath already been ordered to be transported to any Part beyond the Seas, or if any Order shall at any time hereafter be made for the Transportation of any Offender, and such Order cannot be conveniently executed with respect to the Place in such Order mentioned, it shall be lawful for the Court of King's Bench, or (in the Vacation Time and out of Term) for any Two Justices of the Court of King's Bench, Common Pleas or Barons of the Court of Exchequer of the Degree of the Coif, to order that such Offender shall be transported to any other Part or Place beyond the Seas which shall have been appointed by His Majesty for the Transportation of such Offenders, in such and the like manner, and for the same Term of Years, as such Offender is or shall be liable to be transported to the Place mentioned in the original Sentence or Order for his or her Transportation; and such

Judges may alter Sentence of Transportation.

Order shall be considered as made at the same time, and shall be as effectual to every Intent and Purpose, and shall have all the same Consequences in every respect, as the original Order for the Transportation of such Offender; and such Offender shall be transferred, conveyed and made over to any Person who will contract for the Performance of such Transportation, and to his or their Assigns, in like manner as if such Offender had been transported to the Place mentioned in the original Order of Transportation; and such Person or Persons so contracting as aforesaid, his or their Assigns, by virtue of such Order of Transfer as aforesaid, shall have a Property in the Service of the said Offender for the Remainder of the Term for which the Offender was originally ordered to be transported; and in case any such Offender so ordered for Transportation shall be afterwards at large within any Part of the Kingdom of Great Britain, without some lawful Cause, before the Expiration of the Term for which such Offender shall have been ordered to be transported, every such Offender being thereof lawfully convicted shall suffer Death, without Benefit of Clergy; and shall be tried before such Judges, and in such manner, and the same Evidence made use of for his or her Conviction, as is or shall be directed by the Laws now in being, or hereafter to be made for the Trial of other Offenders who shall be at large within this Kingdom before the Expiration of the Term for which they were ordered to be transported; and whoever shall discover and prosecute to Conviction any such Offender, so being at large within this Kingdom as aforesaid, shall be entitled to a Reward of Twenty Pounds for every such Offender so convicted, and shall have such Certificate to receive the same as any Person may be entitled to for the apprehending and prosecuting to Conviction Persons who have committed any Robbery upon the Highway.

Contractor to have Property in Service of Offender.

Offender at large before Expiration of Term.

Death. How tried, &c.

Informer.

Reward.

Account of Expences laid before Parliament.

XVI. And be it further enacted, That the Expences of carrying this Act into Execution, as far as the same relates to the Removal of Prisoners, convicted, and remaining in Custody under Sentence of Death, and respited during His Majesty's Pleasure, or under Sentence or Order of Transportation to other Places of Confinement, and which are not otherwise provided for, shall be annually laid before both Houses of Parliament, and shall be provided for in the next Supplies to be granted to His Majesty by Parliament.

General Issue.

XVII. 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 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 Action or Actions, and Issue joined, or if, upon 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 as if they were Plaintiffs, and Plaintiffs shall have by Law in other cases, and as if they were Defendants, and such Plaintiff shall not have Costs against the Defendant, before whom the Trial shall be, nor shall his Appeal be allowed.

Treble Costs.

XVIII. And be it further enacted, That all Actions, Suits and Profecutions to be commenced against any Person or Persons, for any thing done in pursuance of this Act, shall be laid and tried in the County and Place where the Fact was committed, and shall be commenced within Six Calendar Months after the Fact committed, and not otherwise.

Limitation of Actions.

XIX. And be it further enacted, That this Act shall continue and be in force till the First Day of *May* One thousand eight hundred and sixteen, and no longer.

Continuance of Act.

C A P. CLVII.

An Act for the better Examination of Witnesses in the Courts of Equity in *Ireland*; and for empowering the Courts of Law and Equity in *Ireland* to grant Commissions for taking Affidavits in all Parts of *Great Britain*. [11th July 1815.]

WHEREAS it is expedient that the Courts of Chancery and Exchequer in *Ireland* should be respectively empowered to appoint fit Persons in *Great Britain* to be standing Commissioners for the Examination of Witnesses and taking Answers and Pleas and Demurrers in Suits in Equity depending in such Courts respectively, and that the Power of granting Commissions for taking Affidavits, which is now vested in the Courts of Law and Equity in *Ireland*, shall be enlarged, by enabling such Courts respectively to grant Commissions for the same Purpose in all Parts of *Great Britain*; Be it therefore enacted, and it is hereby 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 be lawful for the Lord High Chancellor of *Ireland*, or other Person or Persons having the Custody of the Great Seal of *Ireland* for the time being, to appoint, and they are hereby respectively authorized and empowered to appoint one or more fit and proper Person and Persons to swear and examine, in *England* and *Scotland*, Witnesses who shall be produced before such Person or Persons in *England* or *Scotland*, to be sworn and examined in Suits depending in the Court of Chancery in *Ireland*, as a Court of Equity; and to take in *England* or *Scotland* Answers, Pleas and Demurrers of Defendants in such Suits and Affidavits of Parties and others in such Suits, in such and the same manner as the Masters in Ordinary of the said Court of Chancery may swear, and the Examiner of the said Court may examine such Witnesses, and as the said Masters may take such Answers, Pleas and Demurrers, and such Affidavits, according to the Practice of the said Court.

Lord Chancellor may appoint Persons to examine Witnesses and take Affidavits, &c. of Persons in *England*, &c. as to Suits depending in Chancery in *Ireland*.

II. And be it further enacted by the Authority aforesaid, That it shall be in like manner lawful, from and after the passing of this Act, for the Lord Treasurer, Chancellor and Barons of His Majesty's Court of Exchequer in *Ireland* for the time being, or any Two or more of them, whereof the Lord Treasurer, Chancellor or Lord Chief Baron for the time being shall be One, to appoint, and they are hereby respectively authorized and empowered to appoint, One or more fit and proper Person and Persons to swear and examine in *England* or *Scotland*, Witnesses who shall be produced before such Person or Persons in *England* or *Scotland*, to be sworn and examined as Witnesses

Lord Treasurer and Barons of Exchequer in *Ireland* may appoint Persons for same Purpose as to Suits in Exchequer.

nesses in Suits depending in the said Court of Exchequer in *Ireland*, as a Court of Equity, and to take, in *England* or *Scotland* Answers, Pleas and Demurrers of Defendants in such Suits, and to take Affidavits of Parties and others on Suits depending in the said Court of Exchequer of *Ireland*, as a Court of Law or of Equity, in such and the same manner as the Barons of the said Court may swear, and may examine such Witnesses, and as the said Barons may take such Answers, Pleas and Demurrers, and such Affidavits, according to the Practice of the said Court.

Lord Chancellor, &c. to direct Fees to be taken and Travelling Charges.

III. And be it further enacted, That the Lord High Chancellor, Lord Keeper, or Lords Commissioners for the Custody of the Great Seal of *Ireland*, the Master of the Rolls, and the Judges of the Courts of King's Bench and Common Pleas, and the Barons of the Exchequer, or Five or more of them, of whom the Lord High Chancellor or Lord Keeper for the time being, the Chief Justice of the King's Bench, the Chief Justice of the Common Pleas, or the Chief Baron of the Exchequer, shall be One, shall from time to time order and direct the Fees to be taken by the several Commissioners to be appointed under the Authority of this Act, exclusive of Travelling Charges and Expences, when any such Commissioner shall be required to travel from his Place of Abode for any of the Purposes of this Act; and shall also from time to time order and direct the Rates to be taken for such Travelling Charges and Expences.

Authority and Title of Office: is appointed.

IV. And be it further enacted by the Authority aforesaid, That the Person or Persons so to be appointed by the Courts of Chancery and Exchequer in *Ireland* respectively, shall hold such Offices during the Pleasure of the Court so appointing them, and shall be deemed and taken to be Officers of the said Court, and shall be called Extraordinary Commissioners thereof, for the Purposes aforesaid; and that such Extraordinary Commissioners respectively shall have full Power and Authority to summon Persons to attend them respectively at such Times and Places as they shall respectively appoint, to be sworn and examined as Witnesses in Suits depending in the Courts so appointing them, in the same manner as Commissioners appointed by Special Commission by such Courts respectively may examine such Witnesses.

Persons appointed Extraordinary Commissioners under Act shall take Oath.

V. And be it further enacted by the Authority aforesaid, That every Person who shall be appointed an Extraordinary Commissioner under the Authority of this Act, shall, previous to entering upon the Duties of such Office, take the Oath of Office hereinafter mentioned and prescribed; which Oath shall be taken by every such Officer as shall be appointed by the Court of Chancery of *Ireland* to such Duty in *England*, before One of the Masters in Ordinary of the Court of Chancery of *England*, or other Person in *England* appointed by the Court of Chancery of *England* to take Affidavits in said Court, who are hereby respectively empowered and required to administer the same; which Oath shall in like manner be taken by every such Officer as shall be appointed by the Court of Chancery of *Ireland* to such Duty in *Scotland*, before One of the Lords of the Sessions in *Scotland*, or other Person or Persons lawfully authorized to take Affidavits in the said Court, who are hereby respectively empowered and required to administer the same; which Oath shall in like manner be taken by every such Officer as shall be appointed by the Court of Exchequer of *Ireland* to such Duty in *England*.

England, before One of the Barons of the Court of Exchequer of *England*, or other Person in *England* appointed by the Court of Exchequer of *England* to take Affidavits in said Court who are hereby respectively empowered and required to administer the same; and which Oath shall in like manner be taken by every such Officer as shall be appointed by the Court of Exchequer of *Ireland* to such Duty in *Scotland*, before One of the Barons of the Court of Exchequer of *Scotland*, or other Person in *Scotland* appointed by the Court of Exchequer of *Scotland* to take Affidavits in said Court, who are hereby respectively empowered and required to administer the same; and every Oath so to be taken shall be, immediately after the same hath been taken, transmitted by the Officer so taking the same to the proper Officer for filing Affidavits in the Court by which such Person has been appointed such Extraordinary Commissioner, who shall, upon Receipt thereof, file and preserve the same in such manner as other Affidavits made in said Court are filed and preserved in his Office.

VI. And be it further enacted, That the Oath to be taken in manner before mentioned shall be in the Form following:

‘ I do solemnly and sincerely swear, Form of Oath.
 ‘ That I will duly and faithfully, and to the best of my Skill and
 ‘ Power, execute the Office of an Extraordinary Commissioner of
 ‘ the Court of of in
 ‘ for the Purposes mentioned in an Act passed in the
 ‘ Year of the Reign of His Majesty King George the Third, inti-
 ‘ tuled *An Act for the better Examination of Witnesses in the Courts*
 ‘ *of Equity in Ireland, and for empowering the Courts of Law and*
 ‘ *Equity in Ireland to grant Commissions for taking Affidavits in all*
 ‘ *Parts of Great Britain*, and shall in every respect, to the best of
 ‘ my Knowledge, conform to the Rules and Orders of the said
 ‘ Court, and Provisions of the said Act. So help me GOD.’

VII. And be it further enacted by the Authority aforesaid, That the Courts of Chancery and Exchequer of *Ireland* respectively, shall from time to time make such General or Particular Orders touching the Conduct of such their Officers in their respective Offices, and touching the Examination of such Witnesses, and the taking of such Answers, Pleas and Demurrers, and such Affidavits in their said Courts respectively, and touching the transmitting the same to the said Courts respectively, as to the said respective Courts shall from time to time seem fit and proper.

Courts of Chan-
 cery, &c. may
 make Orders
 touching Con-
 duct of Officers.

VIII. And be it further enacted by the Authority aforesaid, That every Person who shall in *England* or *Scotland*, be sworn or deposed, and examined as a Witness, or sworn or deposed to the Truth of any Answer or Plea or Affidavits before any Officer or Officers who shall be appointed under the Authority of this Act for taking the same, and who shall, in his or her Answer, Plea or Affidavit, wilfully swear or depone falsely, shall be deemed guilty of Perjury, and shall incur and be liable to the same Pains and Penalties as if such Person had wilfully sworn or deposed falsely in the open Court, wherein the Suit in which such Oath was so taken then depended.

Perjury.

IX. And be it further enacted by the Authority aforesaid, That the Courts of King's Bench and Common Pleas in *Ireland* respect- Powers of
 ively, Courts of King's
 Bench, &c. ex-

tended, as to granting Commissions for taking Affidavits in G. B.

Perjury.

ively, shall, from and after the passing of this Act, have such and the same Powers of granting Commissions for taking Affidavits in all Parts of Great Britain, as the Courts of King's Bench and Common Pleas in Ireland respectively now have in Ireland; and all and every Person and Persons wilfully swearing falsely in any Affidavit to be made before any Person who shall be empowered to take Affidavits under the Authority aforesaid, shall be deemed guilty of Perjury, and shall incur and be liable to the same Pains and Penalties as if such Person had wilfully sworn falsely in the open Court wherein the Suit in which such Affidavit was so taken at such time depended.

C A P. CLVIII.

An Act to enable Grand Juries to present additional Sums for Constables in Ireland, and for the secure Conveyance of Prisoners. [11th July 1815.]

32 G. 3. (1). c. 16.

§ 4.

54 G. 3. c. 131.

Ante, c. 13.

Grand Juries empowered to present and raise at every Assizes, for Constables appointed by Grand Juries under Acts.

WHEREAS by an Act made in the Parliament of Ireland in the Thirty second Year of His present Majesty's Reign, intituled *An Act for regulating the Office of Constable, and for better enforcing the Process of the Criminal Law in certain Parts of this Kingdom*; it is, among other things, enacted, that the Grand Jury of each County at large shall and may at each Assizes present any Sum not exceeding Four Pounds for every Constable, in every Barony or Half Barony in which a Constable shall be appointed by the Grand Juries, in certain Counties in Ireland under the said recited Act: And Whereas by an Act made in the last Session of Parliament, intituled *An Act to provide for the better Execution of the Laws in Ireland, by appointing superintending Magistrates, and additional Constables in Counties in certain Cases*, as amended by an Act made in this present Session of Parliament, Constables may have been appointed or continued by Grand Juries in certain other Counties in Ireland; and it is expedient to provide for the better Payment of Constables so heretofore appointed or continued, or who may hereafter be appointed or 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, from and after the passing of this Act, the Grand Jury of every County at large in Ireland, shall and may at each and every Assizes present any Sum not exceeding Ten Pounds for every Constable who shall have been appointed or continued at any time before the passing of this Act, or who at any time after the passing of this Act shall be appointed by the Grand Jury of such County at large, in every Barony or Half Barony, under the Authority of the said recited Acts, or either of them, not exceeding such Number as may by Law be appointed in any One Barony or Half Barony; and all Sums so to be presented shall be levied and raised out of every such Barony or Half Barony, in such manner as the Presentments of the County at large are levied and raised in such Baronies or Half Baronies respectively; and such Sums so presented and raised for such Constables, and shall be paid respectively to the Treasurers of the said Counties, or to such other Persons as the Treasurers of the said Counties shall think proper to employ in that behalf, as are directed by the said Acts.

stables under any Act or Acts in force in *Ireland* immediately before the passing of this Act.

II. And be it further enacted, That it shall and may be lawful to and for the Grand Jury, at any Assizes or Presenting Term in *Ireland*, to present such Sum as shall be necessary from time to time for providing such Arms, Accoutrements and Ammunition as such Grand Jury shall deem necessary or fit for any and every such Constable to have, in and for the Execution of his Duty; and the said Sums shall be paid by the Treasurer of the County to such Person or Persons as such Grand Jury shall think proper to employ and contract with for providing such Arms, Accoutrements and Ammunition as soon as it shall appear to such Treasurer by Receipt of the Constable, verified by the Affidavit of such Contractor, that all such Arms, Accoutrements and Ammunition have been duly furnished according to the Contract for that Purpose.

Grand Juries to present Sums for Arms for Constables.

III. Provided always, and be it enacted, That it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to order and direct the Lord High Treasurer of *Ireland*, or the Commissioners for executing the said Office of Lord High Treasurer, to issue out of the Consolidated Fund of *Ireland*, any such Sum and Sums of Money as he or they shall from time to time think necessary for the providing and paying for any such Arms, Accoutrements and Ammunition, or any Part thereof, at such times and in such manner as such Lord Lieutenant or other Chief Governor or Governors of *Ireland* shall order and direct; and that whenever it shall be notified to any such Grand Jury, that such Arms, Accoutrements and Ammunition have been provided and paid for under such Orders of such Lord Lieutenant or other Chief Governor or Governors, then and in such case, such Grand Jury shall not enter into any Contract for the Supply of any such Arms, Accoutrements or Ammunition, or of such Part thereof as shall be mentioned in such Notification; and thereupon such Sum or Sums as shall be presented for the same, or such Part thereof as aforesaid, shall be paid over by the Treasurer of the County to the Collector of Excise of the District, to be by him applied in like manner as other Public Money in his Hands.

Money for Arms paid out of Consolidated Fund.

IV. And be it further enacted, That it shall and may be lawful to and for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, in his or their Discretion, on the Petition of any such Constable, supported by the Recommendation of the Grand Jury of the County within which such Constable shall be appointed, and by such Certificates as such Lord Lieutenant or other Chief Governor or Governors shall require or direct, of the Continuance of the Service of such Constable, and of his having executed the Duty of his Office with Diligence and Fidelity, to order that such Constable shall and may be superannuated, and shall and may receive such yearly Allowance, Remuneration or Superannuation, as to such Lord Lieutenant or other Chief Governor or Governors shall seem fitting and proper, upon the Conditions, and not exceeding the Proportions in this Act mentioned; and thereupon such Constable shall cease to hold such Office, and the yearly Sum to which he shall so become entitled, shall be presented by the Grand Jury in Two equal Sums, one at each Assize, during his Life, on its being proved to the Satisfaction of such Grand Jury that such Person is living.

Lord Lieutenant may superannuate Constables, and Grand Juries to present yearly Allowances.

V. Pro-

Condition and Proportions of Allowances to Constables superannuated.

V. Provided always, and be it enacted, That the Condition and Proportion of such Allowance, Remuneration or Superannuation shall be as follows: Where any Constable shall be under Sixty Years of Age, it shall not be lawful to grant any such Allowance, Compensation, Remuneration or Superannuation, unless upon Certificate from the Grand Jury of the County that such Constable is incapable from Infirmity of Mind or Body to discharge the Duties of his Office; in which case if he shall have served with Diligence and Fidelity for Ten Years, it shall and may be lawful to grant to him by way of Superannuation, any annual Sum not exceeding One third of the Salary of his Office; if above Ten Years and less than Twenty, any such Sum not exceeding One half of such Salary; if above Twenty Years, any such Sum not exceeding Two thirds of such Salary; if such Constable shall be above Sixty Years of Age, and he shall have served Fifteen Years or upwards, it shall and may be lawful, although there shall be no such Certificate of Incapacity, from Infirmity of Body or Mind, to grant to him by way of Superannuation, any annual Sum not exceeding Two thirds of the Salary of his Office; if Sixty five Years of Age or upwards, and he shall have served Forty Years or upwards, any Sum not exceeding Three fourths of such Salary; if Sixty five Years of Age or upwards, and he shall have served Fifty Years or upwards, any such Sum not exceeding the whole of such Salary.

Grand Juries to present Expenses of removing transported Felons.

VI. And Whereas on the Removal of Persons under Sentence of Transportation, or pardoned on Condition of Transportation, from the Gaol of the County to the Place of Embarkation, the usual Course in *Ireland* hath been, that the Expence of every such Removal hath been borne by the County in which the Person so removed was convicted; and it is doubtful whether the same be sufficiently provided for by Law; Be it therefore enacted, That whenever any Person under Sentence of Transportation, or pardoned on Condition of Transportation, shall be so removed, then and in every such case the Amount of all and every the Costs, Charges and Expenses of such Removal, being duly vouched by the Affidavit of the Sheriff or Sheriffs or Sub Sheriff of the County, County of a City or County of a Town, in which the Person so removed shall have been convicted, or by any other Officer having the Charge of such Removal, shall be presented by the Grand Jury of such County, County of a City or County of a Town, at the next or any subsequent Assizes or Presenting Term, to be raised on such County, County of a City or County of a Town; which Sum so presented shall be so raised accordingly, and paid by the Treasurer thereof to such Sheriff or Sheriffs, or Sub Sheriffs or other Officer.

Rate allowed to Persons (not exceeding Six in Number) guarding Prisoners for Treason or Felony to Prison.

VII. And be it further enacted, That whenever any Constable shall, by virtue of a *Mittimus* under the Hand and Seal of any Justice of the Peace carry and convey and safely lodge in the County Gaol, any Person or Persons charged with any Treason or Felony, and committed to such Constable by such Justice, the Sum of Three pence per Mile for each Mile such Prisoner or Prisoners shall be carried or conveyed, shall be paid to each of such Number of Persons as such Justices shall think necessary for guarding such Prisoner or Prisoners to the County Gaol, and who shall go along with such Constable to the County Gaol with such Prisoner or Prisoners; which Sum shall be paid by the County Treasurer to the Constable.

the next or any subsequent Assizes, to be raised on such County; which Sum so presented shall be raised accordingly, and shall be paid by the Treasurer of the County: Provided always, that no such Sum or Sums shall be paid by any such Treasurer, unless such Persons so employed in guarding such Prisoners to any such Gaols aforesaid, shall produce a Copy of the Mittimus under which such Prisoner or Prisoners were committed, and a Receipt from the Gaoler of such County Gaol, acknowledging that such Prisoner or Prisoners were safely lodged in Gaol, and provided that the Number of Persons so employed shall not exceed Six on any Occasion.

C A P. CLIX.

An Act to amend several Acts relating to Hackney Coaches; for authorizing the licensing of an additional Number of Hackney Chariots; and for licensing Carriages drawn by One Horse.

[11th July 1815.]

WHEREAS an Act was passed in the Fifty fourth Year of the Reign of His present Majesty, intituled *An Act for the better Regulation of the Drivers of Licensed Hackney Coaches; for explaining and amending an Act passed in the Forty eighth Year of His present Majesty relating to Hackney Coaches; and for authorizing the licensing of a limited Number of Hackney Chariots*: And Whereas the Provisions in the said Act contained, for providing and delivering Tickets, have been found inexpedient; 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 recited Act as relates to the providing of Tickets, as in the said Act mentioned, or delivering any such Tickets to Persons paying Fares, or as prohibits Complaints unless Tickets are produced, or accounting for any such Tickets, and all Provisions, Regulations, Penalties and Forfeitures in the said Act contained, in relation to such Tickets, shall be and the same is and are hereby repealed.

54 G. 3. c. 147.

§ 1—13.

repealed.

II. And Whereas the Hackney Chariots which have been licensed under the said recited Act of the last Session of Parliament have been found very useful and convenient, and it is expedient to allow of an additional Number of such Chariots; Be it therefore enacted, That it shall be lawful for the said Commissioners, and they are hereby empowered, with the Consent of the Lords Commissioners of His Majesty's Treasury, or any Three of them, to license any additional Number of Hackney Chariots not exceeding Two Hundred, over and above the said Number of Two Hundred in the said recited Act mentioned, and in Addition to the Number of Hackney Coaches allowed to be licensed, as and when in their Discretion they shall see fit.

Commissioners may license 200 additional Hackney Chariots above Number under 54 G. 3. c. 147. § 15.

III. And be it further enacted, That no Owner or Driver of any Hackney Chariot shall be compellable or compelled to carry more than Three (a) Persons (not being Children in Arms or Lap) in his Chariot, and a Servant on the Outside at the same time, but every Owner or Driver of any Hackney Chariot who shall actually carry

Regulation as to Number of Persons carried in Chariots.

(a) [See 54 G. 3. c. 147. § 17.]

any

any greater Number shall be entitled to demand and to receive for every such additional Person (not being a Child in Arms or Lap) the Sum of One Shilling, over and above his regular Fare; and he shall carry any such additional Person into the Country, and bring the same or any other additional Person back again, shall be entitled to demand and receive, over and above his regular Fare, the Sum of One Shilling for going into the Country, and the Sum of One Shilling for returning; any thing in any Act or Acts of Parliament relating to Hackney Coaches to the contrary notwithstanding.

Carriages with Two Wheels drawn by One Horse licenced.

Duty on Licences.

Fares.

To carry Two Persons. Orders, &c. in former Hackney Coach Acts to extend to such Carriages.

IV. And be it further enacted, That it shall be lawful for the Commissioners for licensing and regulating Hackney Coaches, by and with the Approbation and Direction in Writing of the Lords Commissioners of His Majesty's Treasury, or any Three or more of them, and they are hereby authorized and empowered under their Hands and Seals to license such Number of Carriages with Two Wheels and drawn by One Horse, as shall be specified in any such Approbation and Direction as aforesaid; and the Owners and Drivers of such Two Wheeled Carriages shall be chargeable and charged with the like Sum for Licences as are now payable for Licences for Hackney Coaches, and shall be entitled to demand, take and receive Two thirds of the Amount of the Fares, Rates and Benefits established by Law for Hackney Coaches and Chariots; and no Owner or Driver of any such Two Wheeled Carriage shall be compellable to carry more than Two Persons; and all Orders, Rules, Regulations, Bye-Laws, Penalties, Forfeitures, Clauses, Provisions, Matters and Things, contained in any Act or Acts of Parliament relating to Hackney Coaches or Chariots in the Cities of *London* and *Westminster* shall extend and apply to and be put in force in relation to all such licenced Carriages, and the Owners and Drivers thereof, and to all Persons using the same, in like manner in every respect, and as fully and effectually, as if the same were in this Act severally and respectively re-enacted and repeated in relation to such Carriages, and as if the said Carriages had been included in the said Acts.

48 G. 3. c. 87. § 4.

V. And Whereas by an Act passed in the Forty eighth Year of the Reign of His present Majesty relating to Hackney Coaches, Hackney Coachmen are authorized to demand certain Fares over and above the ordinary and established Fares, where Hackney Coaches are hired and driven into the Country after certain Hours, as in the said Act mentioned: And Whereas it is expedient that such additional Fares should be repealed, and other Fares substituted in lieu thereof; Be it therefore enacted, That, from and after the passing of this Act, such additional Fares shall be and the same are hereby repealed; and that from henceforth the several additional Fares after mentioned shall be payable and paid; that is to say, in case any Hackney Coach or Chariot shall be hired in any Part of the Cities of *London* and *Westminster*, or the Suburbs thereof, the Borough of *Southwark*, or any Place adjoining thereto, where there is a regular Continuation of Carriageway Pavement, or at any Standing for Hackney Coaches or Chariots, and any such regular Continuation of Carriageway Pavement shall be discharged after the Hour of Seven in the Evening, between the Periods of *Michaelmas Day* and *Lady Day*, and after the Hour of Nine in the Evening between the Periods of *Lady Day* and *Michaelmas Day*.

repealed. Additional Fares.

Place where there is not a regular Continuation of Carriageway Pavement as aforesaid, there shall or may be demanded over and above the ordinary and established Fare, the full Rate or Fare allowed by the said recited Act, to the nearest Extremity of continued Carriageway Pavement, or to any Standing for Hackney Coaches or Chariots beyond any such regular Continuation of Carriageway Pavement, where such Coach or Chariot shall have been hired, at the Option of the Person discharging such Coach or Chariot; and in case any Hackney Coach or Chariot shall be hired and driven into the Country, and then discharged in the Day-time, and not after the Hours hereinbefore respectively mentioned, there shall or may be demanded, for the Return thereof to the nearest Extremity of continued Carriageway Pavement, or to any Standing for Hackney Coaches or Chariots beyond any such regular Continuation of Carriageway Pavement where such Coach or Chariot shall have been hired, at the Option of the Person discharging such Coach or Chariot, for each and every Mile above the Number of Four Miles, the additional Rate or Fare of Six pence: Provided nevertheless, no such Allowance for Return shall be made for any lesser Distance than Four Miles, calculated as aforesaid. Proviso.

VI. And Whereas by the Laws (*b*) now in force, Authority is given to Justices of the Peace to award Satisfaction, in case of Persons refusing or omitting to pay to Coachmen or Chairmen the Money due for the Hire of their Coaches, or wilfully injuring such Coaches or Chairs, and to issue their Warrants for bringing such Persons before them, but no Authority is given to enforce the Payment of such Satisfaction so awarded, and it is expedient that such Authority should be given; Be it therefore enacted, That if any Person shall refuse or omit to pay the Driver of any Hackney Coach or Chariot, or any Chairman, the Money justly due to him for the Hire of the Coach or Chariot or Chair hired, or shall wilfully deface or in any manner injure the same, it shall and may be lawful for any Justice of the Peace upon Complaint thereof to grant a Summons, or if it shall appear to him necessary a Warrant, for bringing before him the offending Party or Parties, and upon Proof made upon Oath to award reasonable Satisfaction to the Party so complaining for his Damage and Costs, and also a reasonable Compensation for the Loss of time on his Attendance in establishing such Complaint, and upon Refusal to pay or make such Satisfaction, to commit such Person or Persons to Prison, there to remain for any time not exceeding One Month, or until the Amount of such Satisfaction shall be paid and discharged. Persons refusing to pay Driver his Fare, or Damages, Justices may grant Summons or Warrant.

(*b*) [9 Ann. c. 23. § 22.]

VII. And be it further enacted, That it shall and may be lawful for the Commissioners for regulating Hackney Coaches, or the major Part of them, to direct and regulate the Number or Numbers and Mode or Modes of Distinction, as well interior as exterior, to be adopted and used by each Coach and Chariot, and from time to time to make such Orders and Regulations in respect to such numbering or marking, as to them shall seem expedient; and every Owner of any Hackney Coach or Chariot, who shall neglect or refuse to comply therewith, shall be subject to the Revocation of his Licence, or shall forfeit and pay any Sum not exceeding Ten Pounds, at the Discretion of the said Commissioners, or the major Part of them; Imprisonment, Commissioners to regulate numbering of Coaches and Chariots.

Penalty.

and

and in case of Nonpayment, the same may be levied by Distress on his, her or their Goods and Chattels.

Commissioners to hear and determine Complaints between Owners and Drivers of Hackney Coaches.

Penalty.

Drivers of Hackney Coaches wherein Property left, to carry same to Hackney Coach Office within certain time, or subject to Penalty.

Proviso.

Agreement to pay more than established Fare not binding.

Penalty.

VIII. And be it further enacted, That upon any Complaint of the Owner of any Hackney Coach or Chariot licensed by the said Commissioners against his or her Driver, or of a Driver against his Master, it shall be lawful for the said Commissioners or the major Part of them, and they are hereby empowered to enquire into the same, and to determine therein, and to award such Compensation to be made as to them respectively shall seem proper; and to punish any such Owner or Driver, by inflicting any Penalty not exceeding Ten Pounds, and in case of Nonpayment the same may be levied by Distress on his, her or their Goods or Chattels.

IX. And be it further enacted, That every Driver in whose Coach or Chariot any Property whatever shall be left, by any Person or Persons hiring the same, and who shall not carry such Property within Four Days after the same shall have been so left, in the State in which it was found, to the Hackney Coach Office, and deposit the same with one of the Clerks of the said Office, shall be subject and liable to a Penalty not exceeding Twenty Pounds, at the Discretion of the said Commissioners, or the major Part of them; and the Clerk with whom such Property is deposited is hereby required to give a Receipt for the same, and to make an Entry in a Book to be kept at the said Office, of the Description thereof, the Name and Address of the Driver bringing the same, and the Day on which it is brought; and the Property so entered shall be returned to the Person or Persons respectively, who shall prove to the Satisfaction of the said Commissioners, or the major Part of them, that the same belonged to him, her or them, such Person or Persons previously paying all Expences incurred, together with such reasonable Sum to the Driver who brought the same, as with reference to the Value of the Property in Question the said Commissioners shall award; provided nevertheless, that if such Property shall not be proved to belong to some Person or Persons within One Year, the same having been advertised in such manner as the said Commissioners may direct, such Property shall be sold; and after deducting from the Produce of the Sale all the Expences incurred, the Balance shall be paid to the Driver who deposited the same.

X. And be it further enacted, That no Agreement or Engagement whatever, at any time or on any Occasion made with the Driver of any Hackney Coach or Chariot, for the Payment of more than his established Fare, shall be binding on the Person or Persons making the same, but any such Person or Persons may, notwithstanding any such Agreement or Engagement, refuse, on discharging such Coach or Chariot, the Payment of any Sum beyond the established Fare; and in case such Person or Persons shall actually pay to the Driver of any Hackney Coach or Chariot, whether in pursuance of any such Agreement or Engagement, or not, any Sum exceeding his established Fare, which shall have been demanded or required by such Driver, the Person or Persons paying the same shall be liable, on Complaint against such Driver, to recover the same; and such Driver shall be subject and liable to a Penalty not exceeding Five Pounds to be levied in case of Nonpayment by Distress on the Goods and Chattels of the Offender.

XI. And be it further enacted, That in case any Driver of any Hackney Coach or Chariot shall leave his Coach or Chariot at any Theatre or other Place of Public Refort or Entertainment unattended, whether he shall be hired or not, it shall and may be lawful for any Inspector of Hackney Coaches, Officer of Police, Constable or other Peace Officer, Watchman or Patrole, to drive away such Coach or Chariot, and deposit the same at the nearest Place of Deposit; and the Driver of such Hackney Coach shall be subject and liable to a Penalty not exceeding Five Pounds, to be levied in case of Nonpayment, by Distress upon the Goods and Chattels of the Offender.

Hackney Coachmen leaving Coach unattended.

Penalty.

XII. And Whereas by the Laws (a) now in force, the Drivers of Hackney Coaches are allowed after they have been out with their Coaches Twelve Hours, to refuse to go with Persons desirous of hiring their Coaches: And Whereas, this Permission is frequently made the Plea for Extortion, and is otherwise inexpedient; Be it therefore enacted, That, from and after the passing of this Act, no Driver who shall ply for Hire shall refuse, on the Pretext of having been out Twelve Hours (although he may have been out that time), to go with any Person or Persons desirous of hiring his Coach or Chariot, in any Direction, or to any Distance prescribed by Law, at the established Fares.

Drivers not to refuse Fare although they may have been out Twelve Hours.

(a) [See 48 G. 3. c. 87. § 8.]

XIII. And be it further enacted, That it shall and may be lawful for the said Commissioners for the time being, or the major Part of them, or any Justice or Justices of the Peace, when it may appear to them necessary, upon any Complaint being lodged before them against any Owner or Driver of any Hackney Coach or Chariot, or against any Waterman or Assistant to Hackney Coachmen, or against any Chairman, to issue their Summons for the Appearance before them, or their Warrant for the Apprehension of such Owner, Driver, Waterman or Chairman, to be examined touching the said Complaint, or to answer the same as the case may be.

Commissioners or Justices may summon, on Complaint, Owners, Drivers or Watermen, before them.

XIV. And be it further enacted, That every Driver of any Hackney Coach or Chariot, or any Chairman or Waterman, who shall make use of any abusive or insulting Language, or other rude Behaviour, or who shall obstruct any Inspector of Hackney Coaches, Officer of Police, Constable, or other Peace Officer, Watchman or Patrole, in the Execution of his Duty, and who shall on Complaint being made before any Justice of the Peace, or the Commissioners of the Hackney Coaches, or the major Part of them, be convicted of the same, shall be subject and liable to a Penalty, at the Discretion of such Justice or Justices, or Commissioners as aforesaid, not in any case exceeding Ten Pounds; and in Default of the Payment of such Penalty so to be awarded, to be committed to Prison for a Period not in any case exceeding Two Months.

Drivers of Hackney Coaches, Chairmen or Watermen using abusive Language, or obstructing Police Officers, &c.

Penalty. Imprisonment.

XV. And be it further enacted, That all Pecuniary Penalties and Forfeitures to be recovered under this Act, or under any former Act or Acts of Parliament in force relating to Hackney Coaches, shall be applied, One Moiety thereof to His Majesty, his Heirs and Successors, and the other Moiety to the Informer; any Law, Usage or Custom to the contrary notwithstanding.

Application of Penalties.

XVI. And be it further enacted, That all Pains, Penalties, Fines and Forfeitures, of whatsoever nature the same may be, for any Offence whatever committed against or in Breach of any Act or Acts

Penalties, &c. of former Acts continued in force.

Acts

Acts of Parliament relating to Hackney Coaches, in force on or immediately before the passing of this Act, and the several Clauses, Powers, Provisions and Regulations contained in any such Act or Acts (unless where expressly altered by this Act) shall be, and the same are hereby declared to continue in as full Force and Effect as if this Act had not been made.

C A P. CLX.

An Act for the Encouragement of Seamen, and the more effectual Manning of His Majesty's Navy during the present War. [11th July 1815.]

Order in Council, 21 June 1815.

‘ WHEREAS His Majesty by His Order in Council dated the Twenty first Day of June One thousand eight hundred and fifteen, was pleased to order that General Reprisals be granted against the Ships, Goods and Subjects of France, subject to such Exceptions as His Majesty may at any time or times hereafter be pleased to declare, so that as well His Majesty's Fleet and Ships, as also all other Ships and Vessels that should be commissioned by Letters of Marque, or General Reprisals, or otherwise, by His Majesty's Commissioners for executing the Office of Lord High Admiral of Great Britain, shall and lawfully may seize all Ships, Vessels and Goods belonging to France, or to any Persons being Subjects of France, or inhabiting within any of the Territories of France, saving such Exceptions as His Majesty may at any time or times hereafter be pleased to declare, and bring the same to Judgment: And Whereas His Majesty hath, of His Royal Munificence, been graciously pleased, by His Proclamation dated on the said Twenty first Day of June One thousand eight hundred and fifteen, to declare His Intention to give the Benefit of all Prizes taken during the present War to the Captors thereof, being in His Majesty's Service, or duly commissioned, save as therein excepted; Now, for the Encouragement of the Officers and Seamen of His Majesty's Ships of War, and of Hired Armed Vessels in the Service of His Majesty, and of the Owners, and Officers and Seamen, of all other British Ships and Vessels having Commissions or Letters of Marque; and for inducing all British Seamen, who may be in any Foreign Service, to return into this Kingdom, and become serviceable to His Majesty; and for the more effectual securing and extending the Trade of His Majesty's Subjects, 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 Flag Officers, Commanders and other Officers, Seamen, Marines and Soldiers, on board any Ship or Vessel of War in His Majesty's Pay, shall have the whole Right and Interest to and in all and every Ship, Vessel, Goods and Merchandize, described in the said Order in Council by which His Majesty has ordered General Reprisals to be granted against the Ships, Goods and Subjects of France, which they have taken subsequent to the Date of the said Order, or shall hereafter take during the Continuance of Hostilities against France, and the same shall have been adjudged lawful Prize to His Majesty, in any of His Majesty's Courts of Admiralty or Vice Admiralty, which shall be fully authorized to take possession of the same, and to

Ships, &c. taken by His Majesty's Ships, and adjudged Prize, divided according to His Majesty's Proclamation.

vided in such Proportions, and after such manner, as His Majesty, by His Proclamation, hath already ordered and directed, or as His Majesty, his Heirs and Successors, shall think fit to order and direct by any Proclamations hereafter to be issued; and the Commanders, Officers, Seamen, Marines and Soldiers, on board His Majesty's hired armed Ships, shall have such Right and Interest to and in all and every Ship, Vessel, Goods and Merchandize, which they have taken or shall take as aforesaid, after Adjudication as aforesaid, as His Majesty, by His Proclamation, hath been pleased to direct, or as His Majesty, his Heirs and Successors, may order and direct by any Proclamation hereafter to be issued: Provided nevertheless, that in all Prizes taken by any of His Majesty's Squadrons, Ships or Vessels, while acting in Conjunction with any Squadron, Ship or Vessel, of any other Power in Alliance with His Majesty, a Share of such Prizes shall be set apart, and be at His Majesty's Disposal, equal to that Share which the Flag and other Officers and Crews of such Squadrons, Ships or Vessels, would have been entitled to if they had belonged to His Majesty.

Shares reserved when Allies act in Conjunction.

II. And be it further enacted, That the Flag Officers, Commanders and other Officers, Seamen, Marines and Soldiers, on board every Ship and Vessel of War in His Majesty's Pay, being armed, officered and employed in His Majesty's Service, who shall take any Fortres upon the Land, or any Arms, Ammunition, Stores of War, Goods, Merchandize and Treasure, belonging to the State, or to any Public trading Company of any of His Majesty's Enemies upon the Land, or any Ship or Vessel, or Goods or Merchandize laden on board the same, in any Creek, River, Haven or Road, belonging to and defended by such Fortres upon the Land, shall have the sole Right and Interest to and in all and every such Ship or Vessel, Arms, Ammunition, Stores of War, Goods, Merchandize and Treasure, after final Adjudication thereof as lawful Prize to His Majesty, in any of His Majesty's Courts of Admiralty or Vice Admiralty, duly authorized as aforesaid (which Courts are hereby required to proceed thereon as in other cases of Prize), to be distributed in such Manner and Proportion as in other cases of Prize.

Arms, &c. taken by His Majesty's Ships in any Fortres on Land, and Ships, &c. in any Creek, &c. defended thereby, divided as other Prize.

III. And be it further enacted, That in Conjunct Expeditions of the Navy and Army against any Fortres or Possession of His Majesty's Enemies upon the Land, the Flag and General Officers, and Commanders, and other Officers, Seamen, Marines and Soldiers, acting on such Conjunct Expeditions, shall have such proportional Right and Interest as His Majesty shall think fit to order and direct, in all the Arms, Ammunition, Stores of War, Goods, Merchandize and Treasure, belonging to the State, or to any Public trading Company of such Enemies, which shall be found in such Fortres or Possession, and also in all and every Ship or Vessel, with their Arms, Ammunition, Tackle, Apparel and Furniture, and all the Goods, Merchandize and other Effects on board the same, which shall be captured in any Road, Haven, River or Creek belonging to such Fortres or Possession, after final Adjudication thereof as lawful Prize to His Majesty in any of the Courts aforesaid (which Courts are hereby required to proceed thereon to lawful Adjudication); and the Share assigned to the Fleet by such Directions shall be distributed in the same Manner and Proportions as in other cases of Prize; and the Share assigned to the Army shall be distributed amongst the

Division of Prize taken in Conjunct Expeditions of Army and Navy.

Proviso.

Officers and Soldiers, in such manner as His Majesty shall under His Sign Manual be pleased to direct: Provided nevertheless, that the Right and Interest hereby given to the Army employed on such Conjoint Expeditions shall not extend, or be deemed or construed to extend, to entitle the said Army to Share in the Distribution of any Ships or Vessels, Goods, Merchandize or Effects captured in the Voyage to or from such Fortres or Possession.

Persons running away not entitled to Prize; Shares, and Shares not claimed in Six Years, to go to Greenwich Hospital.

IV. And be it further enacted, That no Person or Persons belonging to any of His Majesty's Ships or Vessels of War, or to any Merchant Ship employed in His Majesty's Service, who shall run away, or withdraw himself or themselves from the Ship or Vessel by which any Prize or Prizes shall be taken from any of His Majesty's Enemies, or shall otherwise desert or withdraw himself or themselves from His Majesty's Service, before or after Notification as by Law directed shall be given, of the Day appointed for the Payment of the several Shares to the Captors of the said Prize or Prizes, or who shall be marked on the Books of any Ship or Vessel in the Service of His Majesty, his Heirs and Successors, as having run therefrom, shall have, or be entitled to have or claim, any Interest in or Benefit from the said Share or Shares of the said Prize or Prizes, or the Bounty Money hereinafter mentioned, or any Part thereof, that shall then remain unpaid; but such Shares and also the Shares of all Officers, Seamen, Marines, Soldiers and others, as well on board hird armed Ships as on board His Majesty's Ships of War, which shall not be legally demanded within Six Years after the same have been paid to the Treasurer of *Greenwich* Hospital, by virtue of any Law then in force, shall be forfeited to, and to the Use of the said Royal Hospital, unless with respect to such Officers and Seamen as shall be marked "Run," such Mark shall be taken off by Order of the Commissioners for executing the Office of Lord High Admiral of *Great Britain*, or by Order of the Commissioners of His Majesty's Navy; provided nevertheless, with respect to the Shares of such Officers, Seamen, Marines and Soldiers hereinbefore mentioned, which shall not be claimed within the time above limited in that behalf, that if reasonable Cause shall be shewn and allowed by the Directors of *Greenwich* Hospital for the time being, or Five or more of them, or by the Judge of the High Court of Admiralty, why such last mentioned Shares were not claimed in due time, the said Shares shall not be forfeited.

On reasonable Cause shewn, unclaimed Shares not forfeited.

Vessels, &c. of His Majesty's Subjects retaken from Enemy restored

V. Provided always, and be it enacted, That if any Ship or Vessel, or Boat, taken as Prize, or any Goods therein, shall appear and be proved in any Court of Admiralty having legal Cognizance thereof, to have belonged to any of His Majesty's Subjects (which Ships, Vessels, Boats or Goods were before taken or surprized by any of His Majesty's Enemies, and at any time afterwards again surprized and retaken by any of His Majesty's Ships of War, or any Privateer, or other Ship, Vessel or Boat, under His Majesty's Protection and Obedience), such Ships, Vessels, Boats, and Goods as aforesaid, formerly belonging to His Majesty's Subjects, shall in all cases (save in such as are hereafter excepted) be restored to be restored, and shall be, by the Decree of the said Court of Admiralty, accordingly restored to such foreign Owner or Owner's Representative of Prize, he or they paying for and in discharge of the same, if really the property of His Majesty's Subjects of War, as by the said Statute in that behalf

Part of the true Value of the Ships, Vessels, Boats and Goods respectively so to be restored, which said Salvage of One eighth shall be answered and paid to the Flag Officers, Captains, Officers, Seamen, Marines and Soldiers, in His Majesty's said Ship or Ships of War, to be divided in such manner as before in this Act is directed, touching the Share of Prizes belonging to the Flag Officers, Captains, Officers, Seamen, Marines and Soldiers, where Prizes are taken by any of His Majesty's Ships of War; and, if retaken by any Privateer or other Ship, Vessel or Boat, One sixth Part of the true Value of the said Ships, Vessels, Boats and Goods, all which Payments to be made to the Owner or Owners, Officers and Seamen, of such Privateer, or other Ship, Vessel or Boat, shall be without any Deductions, and shall be divided in such Manner and Proportions as shall have been agreed on by them respecting the Distribution of Prizes; and in case such Ship, Vessel, Boat or Goods, shall have been retaken by the joint Operation or Means of One or more of His Majesty's Ships, and One or more Private Ship or Ships, then the Judge of the High Court of Admiralty, or other Court having Cognizance thereof, shall order and adjudge such Salvage to be paid to the Recaptors by the Owner or Owners of such retaken Ship, Vessel, Boat or Goods, as he shall, under the circumstances of the case, deem fit and reasonable, which Salvage so to be adjusted, shall be accordingly paid by the Owners of such retaken Ship, Vessel or Goods, to the Agents of the Recaptors, in such Proportions as the said Court shall adjudge; but if any Ship or Vessel taken and retaken as aforesaid, shall appear to have been, after the taking by His Majesty's Enemies, by them set forth as a Ship or Vessel of War, the said Ship or Vessel shall not be restored to the former Owners or Proprietors, but shall, in all cases, whether retaken by any of His Majesty's Ships or by any Privateer, be adjudged lawful Prize for the Benefit of the Captors.

In what case
Ship deemed
Prize.

VI. And, as a further Encouragement to the Officers, Seamen, Marines, Soldiers and others, on board His Majesty's Ships of War, as also of Privateers, to attack any Ships of War or Privateers belonging to the Enemy, be it enacted, That there shall be paid by the Treasurer of His Majesty's Navy, upon Bills to be made forth by the Commissioners of the Navy, to be paid according to the Course thereof, without Fee or Reward, unto the Officers, Seamen, Marines, Soldiers and others, who shall have been actually on board any of His Majesty's Ships of War, or hired armed Vessels, or of any Privateer, at the actual taking, sinking, burning or otherwise destroying, any Ship or Ships of War, or Privateer belonging to the Enemy, during the present War, Five Pounds for every Man who was living on board any Ship or Vessel so taken, sunk, burnt or otherwise destroyed, at the beginning of the Attack or Engagement between them, the Numbers of such Men to be proved by the Oath of Three or more of the Chief Officers or Men who were belonging to the said Ship or Ships of War, or Privateer of the Enemy, or belonging to any of them at the time of her or their being taken as Prize, sunk, burnt or otherwise destroyed; or, in case so many as Three shall not survive the Engagement, upon the Oath of such of them as shall survive, before the Mayor or other Chief Magistrate of the Port within any of His Majesty's Dominions, whereunto such Prize, or Officers or Men of such Ships as were

Bounty of 5l.
for every Man
on board at be-
ginning of En-
gagement of any
Ships of War of
Enemy taken or
destroyed.

Oath.

Certificate.

taken, sunk, burnt or otherwise destroyed, shall be brought, or before the *British* Consul or Vice Consul residing at any Neutral Port to which such Prize, or Officers or Men, shall be brought, which Oaths the said Mayor or other Chief Magistrate of any such Port, or Consul or Vice Consul, are hereby respectively empowered and required to administer; and the said Mayor or other Person shall, without Fee or Reward, forthwith grant a Certificate thereof, and also of the Deponents or Deponent having likewise made Oath that, to the best of his or their Knowledge and Belief, no other Person belonging to the Enemy's Ships or Ship survived the Engagement, which Certificate shall be directed to the Commissioners of His Majesty's Navy; and, upon the Production thereof to them, together with an authentic Copy of the Sentence or Decree of Condemnation of such Ship so taken; or where such Certificate cannot be had and obtained, then upon producing only a Copy of the Sentence or Decree of Condemnation, whereby the Number of Men on board such Ships of the Enemy shall appear to have been proved; or if such Ships be sunk, burnt or otherwise destroyed, on producing only a Certificate from the Mayor or other Chief Magistrate, or Consul or Vice Consul as aforesaid, the said Commissioners of His Majesty's Navy, or such Person or Persons as they shall appoint for that Purpose, shall, according to the Course of the Navy, within Fifteen Days, make out Bills for the Amount of such Bounty, directed to the Treasurer of the Navy, payable to and to be divided amongst the Officers, Seamen, Marines and Soldiers, on board His Majesty's Ships of War, or hired armed Ships, in Manner, Form and Proportion, as by His Majesty's Proclamation for granting the Distribution of Prizes already issued or to be issued, is or shall be directed and appointed, and amongst the Owners, Officers and Seamen, of any Private Ship or Vessel of War, in such Manner and Proportion as by any Agreement in Writing they shall have entered into for that Purpose, shall be directed: Provided nevertheless, that in all cases where such Oath and Certificate cannot be administered and granted at the First Port whereunto any Prize, or Officers or Men of such Ships as have been or shall be taken, sunk, burnt or otherwise destroyed, shall be brought, such Oath or Oaths relating to any Prize or Prizes that shall be taken, or to any Ships of His Majesty's Enemies that shall be sunk, burnt or otherwise destroyed as aforesaid, shall and may be administered and taken by and before the Mayor or other Chief Magistrate of any Port within any of His Majesty's Dominions, or by or before the *British* Consul or Vice Consul residing at any Neutral Port whereunto such Prizes, or Officers or Men of such Ships belonging to the Enemies, shall as have or shall be taken, sunk, burnt or otherwise destroyed, any time afterwards be brought, Proof of such Prizes, Officers or Men, by Affidavit before such Person or Persons, of the taking of such Oath or Oaths, and obtaining such Certificate at such Port; and the Mayor or other Chief Magistrate, or Consul or Vice Consul, shall thereupon grant such Certificate, which shall be directed, which Certificates shall be good and effectual in all Manner, Form and Proportion, as if the same were granted by the Mayor or other Chief Magistrate, or Consul or Vice Consul, of the Port to which such Prize, Officers or Men, as aforesaid, shall be brought.

Proviso.

vided always, that where such Oath of the Number of Men on board any Ship or Ships so taken, burnt, sunk or otherwise destroyed, cannot be had by reason of the total Destruction of the Officers and Crew of such Ship or Ships, then, and in every such case, the Number of Men on board such Ship or Ships, at the beginning of the Attack or Engagement, shall be ascertained by such Evidence, as, under the circumstances of the case, shall by the Judge of the High Court of Admiralty, or by the Judge of any other Court of Admiralty duly authorized, be deemed sufficient Proof thereof: Provided likewise, that in any cases in which Doubts shall arise, whether the Party or Parties claiming Head Money are entitled thereto, the same shall be summarily determined by the Judge of the High Court of Admiralty, or by the Judge of any other Court of Admiralty, in which the Prize shall have been adjudged, subject nevertheless to an Appeal to the Lords Commissioners of Appeal in Prize Causes.

Provido.

Provido.

Appeal.

VII. And be it further enacted, That the Bill or Bills to be made out for the Bounty hereby granted to the Commanding Officers, Seamen, Marines and others of His Majesty's Ships of War, or hired armed Ships, for taking, sinking, burning or otherwise destroying any Ships of War or Privateers belonging to any of His Majesty's Enemies, shall be made payable to such Person or Persons as shall be authorized and appointed, as the Law directs, Agents for Appraisements and Sales of such Prizes in respect of which such Bounty shall be payable, the same Bounty to be distributed and divided by the said Person or Persons so authorized and appointed amongst the Captors, in such Manner, Form and Proportion as aforesaid; and the several Shares of such Captors as shall run from His Majesty's Service and of such as shall not be legally demanded within the times prescribed for the Demand of Prize Money, shall be applied to the Use of the said Royal Hospital at *Greenwich*, subject to the same Provisions and Exceptions as in the case of Prize Monies; and that the Bill or Bills to be made out for the Bounty hereby granted to Privateers for taking, burning, sinking or otherwise destroying, any Ships of War or Privateers belonging to any of His Majesty's Enemies, shall be made payable to such Person or Persons as shall be nominated and appointed by the Owner or Owners, Officers and Seamen of such Privateer or Privateers, who shall have taken, burnt, sunk or otherwise destroyed the same, or the major Part of them, to be divided in such Manner and Proportions as shall have been agreed on by them as aforesaid.

Bills for Bounty payable to Agents.

Division and Forfeitures of Bounty as of Prize Money.

VIII. And be it further enacted, That all Regulations herein contained respecting Prizes shall apply to all cases of Bounty Money granted by this Act, and to all cases of Salvage upon Recaptures from His Majesty's Enemies.

Regulations of Prize to apply to Bounty, &c.

IX. And be it further enacted, That it shall not be lawful for any of His Majesty's Subjects to ransom, or to enter into any Contract or Agreement for ransoming any Ship or Vessel belonging to any of His Majesty's Subjects, or any Merchandize or Goods on board the same which shall be captured by the Subjects of any State at War with His Majesty, or by any Persons committing Hostilities against His Majesty's Subjects, unless in the case of Necessity, to be allowed by the High Court of Admiralty.

No Ship or Goods belonging to His Majesty's Subjects ransomed.

Contracts for
Ransom void.

X. And be it further enacted, That all Contracts and Agreements which shall be entered into, and all Bills, Notes and other Securities, which shall be given by any Person or Persons for ransom of any Ship or Vessel, or of any Merchandize or Goods on board the same, contrary to this Act, shall be absolutely null and void in Law, and of no Effect whatsoever.

Ransoming con-
trary to Act.

XI. And be it further enacted, That if any Person or Persons shall, contrary to this Act, ransom, or enter into any Contract or Agreement for ransoming any such Ship or Vessel, or any Merchandize or Goods on board the same, every Person so offending shall, for every such Offence, forfeit and lose the Sum of Five hundred Pounds.

Penalty.

Ransoming or
collusively re-
storing Ships or
Goods taken as
Prize.

XII. And be it further enacted, That in case any Commander of any of His Majesty's Ships or Vessels of War, or of any hired armed Ship in His Majesty's Service, or of any Private Ship or Vessel of War, shall agree with the Commander or Commanders, or other Person or Persons of or belonging to any Neutral or other Ship or Ships, Vessel or Vessels, or the respective Cargo or Cargoes thereof, or any Part thereof, for the Ransom of any such Ship, Vessel or Cargo, or any Part thereof, after the same shall have been taken as Prize, and shall, in pursuance of such Agreement, or otherwise by Collusion, actually quit, set at liberty, restore or discharge any such Ship, Vessel or Cargo, or any Part thereof, instead of bringing the same into some Port belonging to His Majesty's Dominions, or after the same shall have been brought into Port, shall by Collusion restore the same, that then every such Commander of such Ship or Vessel of War, or hired armed Ship, or Private Ship or Vessel of War, who shall agree for any such Ransom, and shall so as aforesaid quit, set at liberty, restore or discharge, any such Ship, Vessel or Cargo, or any Part thereof, unless in case of Necessity, to be allowed by the High Court of Admiralty, shall forfeit and suffer such Penalty or Fine as the said Court shall adjudge; and the Commander of such Private Ship of War shall likewise forfeit his Letter of Marque.

Penalties.

Ships of His
Majesty's Sub-
jects, retaken
before carried
into Port, may
prosecute
Voyage.

XIII. Provided nevertheless, and be it hereby enacted, That if any Ship, Vessel or Boat, belonging to any of His Majesty's Subjects, which shall have been taken by the Enemy, shall be retaken before she has been carried into an Enemy's Port, it shall be lawful for her, if the Recaptors consent thereto, to prosecute her Voyage, and it shall not be necessary for the Recaptors to proceed to Adjudication till after Six Months, or till the Return of the Ship to the Port from which she sailed; and it shall be lawful for the Master, the Owners, or their Agent, with the Consent of the Recaptors, to unlade and dispose of their Cargoes before Adjudication; and in case the Vessel shall not return directly to the Port from whence she sailed, or the Recaptors shall have had no opportunity of proceeding regularly to the Adjudication within Six Months, on account of the Absence of the said Vessel, the Court of Admiralty, in the Instance of the Recaptors, decree the Restitution to the former Owners, paying Salvage, upon such Evidence as to the Court shall appear, under the circumstances of the case, appear reasonable.

Collusive
Captures.

XIV. And be it further enacted, That if any Ship or Vessel, or any Goods or Merchandise, shall be taken by the Commander or other Person having the Charge of any Private Ship or Vessel, by Collusion or otherwise, the same shall be null and void in Law, and of no Effect whatsoever.

chandize so taken, shall upon Proof thereof, and that the said Ship, Vessels, Goods or Merchandize are lawful Prize, to be made in any Court of Admiralty having legal Cognizance thereof, be declared and adjudged to be good Prize to His Majesty; and one Moiety thereof shall be to the Use of His Majesty, his Heirs and Successors, and the other Moiety to the Use of such Person who shall discover and sue for the same: and the Bond given by the Captain or Commander of such Privateer shall be, and is hereby declared to be, forfeited to His Majesty; and in case any Ship or Vessel, or any Goods or Merchandize as aforesaid, shall be taken by any Commander, Captain or other Officer having the Command of any Ship or Vessel of War belonging to His Majesty, or of any hired armed Vessel in His Majesty's Service, by Collusion or Connivance, the said Ship, Vessel, Goods and Merchandize so taken, shall, on Proof thereof, and that the same are lawful Prize, to be made in any Court of Admiralty having legal Cognizance thereof, be declared and adjudged to be good Prize to His Majesty, and shall remain at the Disposal of His Majesty; and the said Commander, Captain or other Officer aforesaid, shall forfeit the Sum of One thousand Pounds, One Moiety thereof to the Use of His Majesty, his Heirs and Successors, and the other Moiety to the Use of such Person who shall discover and sue for the same. Penalty.

XV. And be it further enacted, That if any Captain, or other Commander of any of His Majesty's Ships or Vessels of War, or hired armed Vessels in His Majesty's Service, having Transports or Merchant Ships or Vessels under Convoy, shall wilfully desert or sail away from them, in pursuit of and with the view of capturing any Ship or Vessel of the Enemy (other than Ships or Vessels armed and fitted for War, and which shall be seen hovering about or bearing down upon such Convoy), or, having captured a Prize, shall wilfully desert the Convoy for the Purpose of carrying his Prize into Port; or if the Commander of any Ship or Vessel whatsoever, having His Majesty's Dispatches on board, shall sail out of his proper Course in pursuit of and with the view of making Prize of any Ship or Vessel of the Enemy, and shall be duly convicted thereof by Sentence of a Court Martial, such Commander shall forfeit the Share of all and every such Prize to His Majesty, for the Use of *Greenwich* Hospital. Commanders deserting Convoys, or sailing out of Course having His Majesty's Dispatches, in pursuit of Prize to forfeit Shares.

XVI. And be it further enacted, That nothing in this Act contained shall entitle any Private Ship or Vessel having a Commission for War, and which shall receive General Orders and Instructions from, and put herself under the Convoy of any of His Majesty's Ships or Vessels, to share in any Prize or Prizes taken by such Ships or Vessels of His Majesty, or by such Private Ship or Vessel, having a Commission for War, or Letter of Marque, whilst the said Commissioned Ship or Vessel shall remain under the Care and Protection of such Convoy, unless such Private Ship or Vessel shall have received Orders from the Commander of the Convoying Ship to chase, or otherwise act hostilely against the Enemy, and shall have been actually aiding and assisting in such Captures. Private Ships having Commission for War, whilst under Convoy, not to share in Prizes.

XVII. And be it further enacted, That the Lord High Admiral of Great Britain, or the Commissioners for executing the Office of Lord High Admiral of Great Britain for the time being, or any Three or more of them, or any Person or Persons by him or them empowered and appointed, shall, at the Request of any Owner or Owners, Admiralty may issue Letters of Marque.

Division of
Prize taken by
Private Commis-
sioned Ships.

Exception as to
Vessels in Ser-
vice of Customs
or Excise.

Applications for
Letters of
Marque in
Writing, and to
contain Par-
ticulars enu-
merated.

Owners, whom they shall deem fitly qualified, of any Ship or Vessel duly registered according to Law (such Owner or Owners giving such Bail or Security as hereinafter is mentioned or expressed) cause to be issued in the usual manner One or more Commissions or Commissions, or Letter or Letters of Marque and Reprisal, to any Person or Persons whom such Owner or Owners shall nominate to be Commander, or in case of Death, successively Commanders, of such Ships or Vessels, for the attacking, surprizing, seizing and taking by and with such Ship or Vessel, or with the Crew thereof, any Place or Fortres upon the Land, or any Ship or Vessel, Arms, Ammunition, Stores of War, Goods or Merchandize, belonging to or possessed by any of His Majesty's Enemies in any Sea, Creek, Haven or River; and that such Ship or Ships, Vessel or Vessels, Arms, Ammunition, Stores of War, Goods and Merchandize whatsoever, with all their Furniture, Tackle and Apparel, so to be taken by or with such Private Owner or Owners' Ship or Vessel, according to such Commission and Commissions, or Letter or Letters of Marque, after final Adjudication as lawful Prize in the High Court of Admiralty, or in any other Court of Admiralty in His Majesty's Dominions, which shall be duly authorized thereto, shall wholly and entirely belong to, and be divided between and among the Owner or Owners of such Ship or Vessel, and the several Persons who shall be on board the same, and be aiding and assisting in the taking thereof, in such Shares and Proportions as shall be agreed on with the Owner or Owners of such Ship or Vessel, their Agents or Factors, as the proper Goods and Chattels of such Owner or Owners, and the Persons who shall be entitled thereto by virtue of such Agreements among themselves; and that neither His Majesty, his Heirs or Successors, nor any Admiral, Vice Admiral, Governor or other Person commissioned by or claiming under His Majesty, his Heirs and Successors, nor any other Person or Persons whatsoever, other than the Owner or Owners of such Ship or Vessel, being the Captor of such Prize Ship or Vessel, Arms, Ammunition, Stores of War, Goods and Merchandize, and the Persons claiming under such Agreements shall be entitled to any Part or Share thereof, except as to the Customs and Duties hereafter mentioned; any Law, Usage or Custom to the contrary thereof in any wise notwithstanding: Provided always, that nothing in this Act contained shall extend, or be construed to extend, to entitle any Person or Persons to any Interest in such Ships or Vessels, Goods or Merchandize, as may be captured by any Private Ships or Vessels of War belonging to or hired by, or in the Service of His Majesty's Commissioners of Customs or Excise, but that the same Ships or Vessels, Goods and Merchandize, so captured, shall belong to His Majesty, and be applied and disposed of in such manner as His Majesty, under His Sign Manual, shall order and direct, after legal Adjudication thereof.

XVIII. And be it further enacted, That all and every Person or Persons, who shall apply to the said Lord High Admiral of *Great Britain*, or Commissioners for executing the Office of Lord High Admiral of *Great Britain*, for the time being, or any Person or Persons by him or them empowered and appointed, in order to obtain any Commission or Letter of Marque to be granted or issued forth in pursuance of this Act, shall make every such Application in Writing, and therein set forth a particular, true and exact Description of the Ship

Ship or Vessel, for which such Commission or Letter of Marque is requested, specifying the Name and Burthen of such Ship or Vessel, what Sort of Built she is, and the Number and Nature of the Guns on board the same, to what Place belonging, and the Name or Names of the Owner or Owners of such Ship or Vessel, and the Number of Men intended to be put on board the same (all which Particulars shall be inserted in every Commission or Letter of Marque to be granted in pursuance of this Act), and that every Commander of a Private Ship or Vessel of War, for which a Commission or Letter of Marque shall be granted in pursuance of this Act, shall produce such Commission or Letter of Marque to the Collector, Customer or Searcher for the time being, of His Majesty's Customs, residing at or belonging to the Port from whence such Ship or Vessel shall be first fitted out, or to the lawful Deputy or Deputies of such Collector, Customer or Searcher; and the said Collector, Customer or Searcher, or his or their lawful Deputy or Deputies shall, as soon thereafter as conveniently may be, without Fee or Reward, inspect and examine such Ship or Vessel, so as to ascertain the Built and Burthen thereof, and the Number of Men, and the Number and Nature of the Guns on board the same; and if such Ship or Vessel shall thereupon be found to be of such Built and Burthen, and be manned and armed according to the Tenor and Description inserted in such Commission or Letter of Marque, as aforesaid, or be of greater Burthen or Force than shall be mentioned in such Commission or Letter of Marque, then, and not otherwise, such Collector, Customer or Searcher, or his or their lawful Deputy or Deputies shall, and he and they are hereby required, immediately upon the Request of the Commander of such Ship or Vessel, to give a Certificate thereof in Writing, under his or their Hand or Hands, gratis, to such Commander, which Certificate shall be deemed a necessary Clearance, before such Ship or Vessel shall be permitted to sail from that Port; and if the Commander of any Ship or Vessel, for which any Commission or Letter of Marque shall have been granted in pursuance of this Act, shall depart with such Ship or Vessel from such Port of Clearance before he hath received such Certificate, or shall depart from any such Port, or proceed upon a Cruize with a Force inferior to the Force specified in such Commission or Letter of Marque, every such Commission or Letter of Marque, shall from thenceforth be absolutely null and void, and the Commander so offending shall forfeit and pay the Sum of One thousand Pounds, and shall also be imprisoned for such Space of time as the Court in which the same shall be sued for as hereinafter directed, shall order, not exceeding One Year for any One Offence.

XIX. And be it further enacted, That before the granting or issuing of any Commission or Letter of Marque, in pursuance of this Act, such Bail and Security shall be taken as hath been usual in such cases, and that previous thereto the Persons who propose to be bound and give such Security, shall severally make Oath before the Judge of the High Court of Admiralty of *England*, or Judge of any other Court of Admiralty, which shall be authorized as aforesaid, in any other of His Majesty's Dominions, or his or their Surrogate, or other Person or Persons lawfully commissioned by them, that they the said Persons who shall become Sureties are, at the time of their being sworn, respectively worth more than the Sum for which they are to

Inspection made
of Ship;

and Certificate
granted.

Departing with-
out Certificate,
or with inferior
Force, &c.

Penalty.
Imprisonment.

Security taken
before granting
Letters of
Marque.

Marshal to make enquiry of sufficiency of Bail.

to be bound, over and above all their just Debts ; and moreover, and the Marshal for the time being of the said High Court of Admiralty, or of any of the said other Courts, or his Deputy, or the Person or Persons so commissioned as aforesaid, shall make diligent Enquiry, and certify himself or themselves of the Sufficiency of such Bail and Security, and make thereupon a Report to such Judge or his Surrogate, before any such Commission or Letter of Marque shall be granted.

Officers of Customs granting false Certificates.

XX. And be it further enacted, That if any Collector, Customer, or Searcher of His Majesty's Customs, or his or their lawful Deputy, or Deputies, shall grant a Certificate for any Ship or Vessel which shall not be of the Burthen or Force specified in the Commission or Letter of Marque granted to the Commander or Commanders thereof, or shall certify to a greater Burthen or Force than really belongs to her, he shall, for such Offence, forfeit his said Office, and be for ever incapable of holding any Office under Government whatsoever, and shall also forfeit the Sum of One hundred Pounds : Provided always, that the Burthen of such Ship or Vessel so to be certified, shall be ascertained by the Certificate of Registry granted for such Ship or Vessel, according to Law, or an authenticated Copy thereof, in case the Ship shall be at Sea, which Certificate or authenticated Copy shall be produced to the said Lord High Admiral, or Commissioners for executing the said Office of Lord High Admiral of Great Britain, before the issuing of any Commission or Letter of Marque for such Ship or Vessel : Provided nevertheless, that it shall not be necessary in the case of Ships belonging to, or hired by, or in the Service of, His Majesty's Commissioners of Custom or Excise, to produce such Certificates or authenticated Copies, in order to the obtaining a Commission or Letter of Marque.

Penalty.

Proviso.

Proviso.

Vessels for which Letters of Marque granted, deemed licenced according to 24 G. 3. Sess. 2. c. 47.

XXI. Provided also, and be it further enacted, That all and every Ship and Vessel, for which such Commission or Letter of Marque shall be granted as aforesaid, and for and during the time that such Commission or Letter of Marque shall remain in force under the Authority of this Act, and no longer, shall be deemed and taken to be a Ship or Vessel licenced pursuant to an Act of Parliament, made and passed in the Twenty fourth Year of the Reign of His present Majesty, intituled *An Act for the more effectual Prevention of Smuggling in this Kingdom*, although the Owner or Owners of such Ship or Vessel shall not have been furnished with the Licence required by the said recited Act.

Letters of Marque forfeited for Offences against Revenue Laws.

XXII. Provided also, and be it further enacted, That in case the Owner or Owners, Commander and Master, or other Person having or taking the Charge or Command of any Ship or Vessel, for which such Commission or Letter of Marque shall be issued as aforesaid, shall be guilty of any Offence contrary to any Act or Acts of Parliament now in force, or hereafter to be made, for the Protection of His Majesty's Revenues of Customs or Excise, or for the Prevention of Smuggling in this Kingdom, such Owner or Owners, Commander, Master and other Person, shall forfeit the Commission or Letter of Marque for which such Ship or Vessel was granted, and besides any other Penalties, Fines, Damages, or Restraints which he or they shall have incurred by reason of such Offence.

Admiralty may revoke Letters of Marque.

XXIII. And be it further enacted, That if any Person, who shall be lawfully appointed by the Lord High Admiral of Great Britain, or his lawful Deputy, for

executing the Office of Lord High Admiral of *Great Britain*, for the time being, or any Three or more of them, at any time or times hereafter, to revoke and make void, by any Order or Orders in Writing under his or their Hand or Hands, any Commission or Commissions, or Letter or Letters of Marque, which hath or have been, or shall be issued forth to any Person or Persons who hath, have been or shall be nominated Commander or Commanders of any Ship or Vessel, either in pursuance of His Majesty's Orders in Council, or of this or any Act of Parliament: Provided nevertheless, that the Secretary of the Admiralty for the time being shall, with all convenient Speed, after every and any such Commission or Letter of Marque shall be so revoked, cause Notice thereof in Writing to be forthwith sent to the Owner or Owners of the Ship or Vessel named or described in such Order or Revocation, or to his, her or their Agent or Agents, Surety or Sureties, or some or One of them; and in case such Ship or Vessel shall be in the Channel, the said Order of Revocation shall be effectual to supersede and annul the said Commission or Letter of Marque, at the Expiration of Twenty Days from and after such Notice given as aforesaid, or sooner, if Notice shall be actually given in Writing by the Secretary of the Admiralty to the Captain or Commander thereof; and in case such Ship or Vessel shall be in the Northern Seas, at the Expiration of Thirty Days; and in case such Ship or Vessel shall be to the Southward of *Cape Finisterre*, or in the *Mediterranean*, at the Expiration of Six Weeks; and in case such Ship or Vessel shall be in *North America* or the *West Indies*, at the Expiration of Three Months; and in case such Ship or Vessel shall be in the *East Indies*, at the Expiration of Six Months from and after such respective Notices shall be given as aforesaid: Provided always, that any Commander or Commanders, Owner or Owners, Agent or Agents, Surety or Sureties, of any such Ship or Vessel whereof such Commission or Letter of Marque issued or to be issued forth as aforesaid, shall be so revoked as aforesaid, may complain thereof to His Majesty in Council within Thirty Days next after the Secretary to the Admiralty for the time being shall cause Notice thereof to be given as aforesaid; and the Determination of His Majesty in Council, touching every such Complaint, shall be final: Provided always, that in case any such Order of Revocation shall be superseded, such Commission and Letter of Marque shall be deemed and taken to have continued in force, and all Prizes taken by virtue thereof shall belong to and be the Property of such Owners and Captors, in such manner as the same would have been in case such Order of Revocation had not been made: Provided also, that no Person shall be liable (before he shall have received personal Notice of such Order of Revocation) to be punished for doing any Matter or Thing which he might have lawfully done under the Authority of such Commission or Letter of Marque, in case such Order of Revocation had not been made.

XXIV. And, for the more speedy proceeding to Condemnation or other Determination of any Prize Ship or Vessel, Goods or Merchandize, already taken, or hereafter to be taken as aforesaid, and for lessening the Expences in such cases, be it further enacted, That the Judge of the High Court of Admiralty of *England*, and of any other Court of Admiralty which shall be duly authorized thereto, or such Person or Persons who shall be then commissioned for

Notice given of
Revocation.

Liberty to complain to His Majesty in Council, in way of Appeal.

Proviso.

Proviso.

Regulations respecting Condemnation of Prizes.

for that Purpose, within Five Days after Request made to him or them for that Purpose, shall finish the usual preparatory Examination of the Persons commonly examined in such cases, in order to prove the Capture to be lawful Prize, or to enquire whether the same be lawful Prize or not, and that the proper Monition usual in such case shall be issued by the Person or Persons proper to issue the same, and shall be executed by the Person or Persons proper to execute the same, within the Space of Three Days after Request in that behalf made, and in case no Claim of such Captured Ship, Vessel or Goods shall be duly entered in the usual Form, and attested upon Oath giving Twenty Days' Notice after the Execution of such Monition, or if there be such Claim, and the Claimant or Claimants shall not within Five Days from the time of entering such Claim, give Security in the Sum of Sixty Pounds Sterling, to pay Costs to the Captor or Captors, in case the Judge shall decree Costs to be due, that then the Judge of such Court of Admiralty shall, upon producing to him the said Examination, or Copies thereof, and producing to him upon Oath all the Papers and Writings which shall have been found, taken in or with such Capture, or on board any other Captured Ship or Vessel regarding the same, or upon Oath made that no Papers or Writings were found, proceed with all convenient Speed or Sentence, either to discharge or acquit such Capture, or to condemn the same to be good and lawful Prize, according as shall appear to him upon Perusal of such preparatory Examinations, and all the Papers and Writings found, taken in or with such Capture, or on board any other Captured Vessel regarding the same, if any such shall be found, or to allow further time for a Claim to be entered, or Security given; and in case any such Claim shall be duly entered and Security given thereupon, according to the Tenor and true Meaning of this Act, and there shall appear no Occasion to enter into any other Examination, that then the Judge shall within Ten Days, if possible, after such Claim made and Security given, proceed to Sentence as aforesaid touching such Capture; but in case upon entering such Claim, and the Attestation thereupon, or the producing of such Papers and Writings as aforesaid regarding such Captured Ship or Vessel, or Goods, and upon the said preparatory Examinations, it shall appear doubtful to the said Judge whether such Capture be lawful Prize or not, and it shall appear to him to be necessary, according to the circumstances of the case, for the clearing and determining such Doubts, to have an Examination of Witnesses on Pleadings given in by the Parties and admitted by the Judge, or such other lawful Mode of Enquiry as the said Judge may think requisite, that then the said Judge shall forthwith cause such Capture to be appraised by Persons well skilled in the same, to be named by the Parties, and approved and appointed by the Court, and sworn truly to appraise the same, according to the best of their Skill and Knowledge, for which Purpose the said Judge shall cause, if he shall think fit, the Goods found on board to be unladen, and an Inventory thereof being first taken, if the Judge shall think necessary, by the Marshal of the Admiralty or his Deputy, shall cause them to be put into proper Warehouses, with separate Locks, of the Collector and Comptroller of the Customs, and where there is no Comptroller, then of the Naval Officer, and the Agents or Persons employed by the Captors and Claimants, at the Charge of the Party desiring the same, and shall
after

after such Appraisement, and within the Space of Fourteen Days after the making of the said Claims, proceed to take good and sufficient Security from the Claimants to pay the Captors the full Value thereof, according to such Appraisement, in case the same shall be adjudged lawful Prize, and shall also proceed to take good and sufficient Security from the Captors to pay such Costs, as the Court shall think proper, in case such Ship, Vessel or Goods shall not be condemned as lawful Prize; and after such Security duly given, the said Judge shall make an Interlocutory Order for releasing or delivering the same to such Claimant or Claimants, or his or their Agents, and the same shall be actually released and delivered accordingly.

XXV. And be it further enacted, That all Books, Papers and Writings found in any Ship or Vessel taken as Prize, shall, without Delay, be brought into the Registry of the Court of Admiralty, wherein such Ship or Vessel may be proceeded against in order to Condemnation upon Oath, as by Law required; but that only such Books, Papers and Writings shall be made use of and translated, as shall be agreed or insisted upon by the Proctors of the several Parties, Captors or Claimants, or in case of no Claim, shall be deemed by the Captor, his Proctor or Agent, or by the Registrar, to be necessary for ascertaining the Property of such Ship or Vessel, and Cargo thereof.

Papers found on board Vessels taken brought into Registry of Court of Admiralty.

XXVI. And be it further enacted, That no Claim on behalf of any asserted Joint Capture shall be admitted before Condemnation, unless Security be given at the time of entering the same, that the Party shall contribute to the actual Captor his Proportion of all Expence that shall attend the obtaining the Adjudication, as well in the first Instance as upon Appeal, and likewise his Proportion of all Costs and Damages that may be awarded against the actual Captor on account of the Seizure and Detention; and after final Condemnation no Allegation setting forth such asserted Interest shall be admitted, unless the Party shall have previously paid his Proportion of all such Expences as shall have attended the obtaining such final Condemnation; and unless he shall have shewn sufficient Cause to the Court why such Claim was not asserted at or before the Return of the Monition: Provided always, that nothing herein contained shall extend to the asserted Interest of any Admiral or Flag Officer claiming to share in any Prize by virtue of his Flag.

Claims of Joint Capture not admitted but on Security given for Contribution to all Expences, &c.

XXVII. And, for the Encouragement of the Capture of Armed Ships belonging to the Enemy, be it further enacted, That it shall be lawful for the Captors to include in One Adjudication any Number, not exceeding Six, of such small Armed Ships, having a Commission or Letter of Marque from the Enemy, not exceeding Seventy Tons each, and which shall have been taken within the Space of Three Months preceding the Application to the Court of Admiralty for such Adjudication.

Proviso.

Six Privateers, not exceeding 70 Tons, included in One Adjudication.

XXVIII. And be it further enacted, That no Judge, Registrar or Deputy Registrar, Marshal or Deputy Marshal, or any other Officer whatsoever of or belonging to any Court of Admiralty or Vice Admiralty, nor any Person or Persons practising as Advocate, Proctor or otherwise, in any such Court or Courts, shall be concerned or interested directly or indirectly as Owner, Part Owner, Sharer or Adventurer in any Private Ship or Ships, or Vessel or Vessels of War whatsoever, having any Commission or Commissions, or Letter of Marque as aforesaid; and in case any such Judge, Registrar, Deputy

No Judge, Officer or Practitioner, of Court of Admiralty, concerned in Vessel having Letter of Marque.

Deputy Registrar, Marshal, Deputy Marshal or other Officer, Advocate or Proctor, or other Persons as aforesaid, shall, notwithstanding this Act, be directly or indirectly concerned or interested as aforesaid, such Judge, Registrar, Deputy Registrar, Marshal, Deputy Marshal or other Officer respectively, shall, for every such Offence (being thereof lawfully convicted in any of His Majesty's Courts of Record in *Great Britain*, or at any General Session of the Peace in any of His Majesty's Colonies or Plantations), absolutely forfeit his Office and Employment in and belonging to any such Court of Admiralty or Vice Admiralty, of what Kind or Nature soever such Office or Employment may be, and shall also forfeit and pay to the Use of His Majesty, his Heirs and Successors, the Sum of Five hundred Pounds; and every such Advocate or Proctor, or other Person as aforesaid, respectively, shall for such last mentioned Offence (being thereof lawfully convicted in manner aforesaid) be from thenceforth absolutely disqualified and rendered incapable of practising either as an Advocate or Proctor, or otherwise, in any of His Majesty's Courts of Admiralty or Vice Admiralty wheresoever.

Penalties.

Registrar or other Officer of Court of Admiralty acting as Advocate or Proctor.

XXIX. And be it further enacted, That no Registrar or Deputy Registrar, nor any Marshal or Deputy Marshal, or of belonging to any of His Majesty's Courts of Admiralty or Vice Admiralty whatsoever, shall either directly or indirectly, by himself or themselves, or by any Agent or Agents, or other Person or Persons whomsoever, act or be concerned in any manner, either as an Advocate or Proctor in any Cause, Matter or Business whatsoever, that shall be depending in any such Court or Courts of Admiralty or Vice Admiralty, to which such Registrar, Deputy Registrar, Marshal or Deputy Marshal, shall then belong; and that every Registrar, Deputy Registrar, Marshal or Deputy Marshal, who shall be guilty of such Offence (being thereof lawfully convicted, either upon an Information or Indictment in manner aforesaid), shall from thenceforth absolutely forfeit his respective Office and Employment of Registrar or Deputy Registrar, Marshal or Deputy Marshal, in and belonging to the same Court.

Penalty.

Proctors concerned only for One Party.

XXX. And be it further enacted, That no Proctor or other Person practising as Proctor in any Court of Admiralty or Vice Admiralty, or any Court of Appeal therefrom, being employed by any Captor or Captors, Claimant or Claimants, shall be concerned by himself or his Partner, or by any Person or Persons, directly or indirectly, on behalf of the adverse Party or Parties, in the Suit or Matter wherein he may be employed, nor shall receive any Allowance from the Bills, nor in any manner whatsoever participate in the Profits of the Proctor or other Person conducting or employed in the Cause of the adverse Party or Parties; and in case any Proctor or other Person practising as Proctor in any such Court shall, notwithstanding this Act, be directly or indirectly concerned or interested as aforesaid, he shall, for every such Offence (being thereof lawfully convicted, either upon Information or Indictment in manner aforesaid), absolutely forfeit his Office and Employment in and belonging to any such Court of what Kind or Nature soever, and shall forfeit and pay to the Use of His Majesty, his Heirs and Successors, for every such Offence, the Sum of Five hundred Pounds; and every such Proctor or other Person who shall

Penalties.

aforsaid, be from thenceforth absolutely disqualified and rendered incapable of practising as a Proctor or otherwise in any of His Majesty's said Courts wheresoever.

XXXI. And be it further enacted, That, from and after the passing of this Act, if any Proctor of the High Court of Admiralty shall act as such, or permit or suffer his Name to be in any manner used in any Suit, the Prosecution or Defence whereof shall appertain to the Office of a Proctor, to or for or on account, or for the Profit and Benefit of any Person or Persons not entitled to act as a Proctor, or shall permit or suffer any such Person or Persons to demand or participate in such Profit and Benefit, and Complaint thereof shall be made to the said Court, and Proof given to the Satisfaction of the said Court, that such Proctor hath offended therein as aforesaid, then and in such case every such Proctor so offending shall be struck off the Roll of Proctors, and be for ever after disabled from practising as a Proctor, or be suspended from the Office, Function and Practice of a Proctor in the said Court for so long a Period as the Judge of the said Court may deem fit; save and except as to any Allowance or Allowances, Sum or Sums of Money, that are or shall be agreed to be made to the Widows or Children of any deceased Proctor or Proctors by any surviving Partner or Partners of such deceased Proctor or Proctors; and also save and except as to any Agreement made, or understood to have been made between Proctors and Articled Clerks, whose Articles have been executed prior to the passing of this Act.

Proctors allowing Names to be used by Persons not entitled to act as Proctors, struck off Roll.

Exceptions.

XXXII. And be it further enacted, That, from and after the passing of this Act, in case any Person or Persons shall in his or their own Name, or in the Name of any other Person or Persons, make, do, act, exercise or perform any Act, Matter or Thing whatsoever, in any way appertaining or belonging to the Office, Function or Practice of a Proctor of the High Court of Admiralty, for or in Consideration of any Gain, Fee or Reward, or with a view to participate in the Benefit to be derived from the Office, Functions or Practice of a Proctor, without being admitted and enrolled, every such Person for every such Offence shall forfeit and pay the Sum of Fifty Pounds.

Exercising Functions of Proctor, not being duly enrolled.

Penalty,

XXXIII. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to any Salary which shall be agreed to be paid by a Proctor, his Partner or Successor, to a Clerk really and *bona fide* serving in his Office at the time of the passing of this Act, and who shall have been *bona fide* serving in the Office of any Proctor or Proctors for Seven Years next before the passing of the same.

Not to extend to Salaries of Clerks of Seven Years' standing.

XXXIV. And be it further enacted, That a Table of Fees, authorized by His Majesty, his Heirs or Successors, with the Advice of His or Their Privy Council, shall be hung up in some conspicuous Part of the Court in which the several Judges of the Vice Admiralty Courts shall hold their Courts, and that no Judge or Surrogate, Registrar or Deputy Registrar, nor any Marshal or Deputy Marshal, of or belonging to any of His Majesty's Courts of Vice Admiralty, shall, either directly or indirectly by himself, or themselves, or by any Agent or Agents, or other Person or Persons whomsoever, receive or take any Fee beyond those specified in the Table aforesaid; and that every Judge or Surrogate, Registrar

Table of Fees hung up in Courts of Vice Admiralty.

or

Penalty. or Deputy Registrar, Marshal or Deputy Marshal, who shall be guilty of such Offence (being thereof lawfully convicted, either upon Information or Indictment in manner aforesaid), shall from thenceforth absolutely forfeit his respective Office and Employment of Judge or Surrogate, Registrar, Deputy Registrar, Marshal or Deputy Marshal, in or belonging to the same Court.

Misdemeanor. XXXV. And be it further enacted, That the demanding or receiving any Sum or Sums of Money, other than the Fees aforesaid, shall be deemed and taken to be Extortion and a Misdemeanor at Law, and shall be proceeded against and punished as such under and by virtue of this Act.

Act not to restrain His Majesty from giving Directions to Courts and altering Fees. XXXVI. Provided always, and be it enacted, That nothing in this Act contained shall be construed to restrain His Majesty, his Heirs and Successors, from giving such further Rules and Directions from time to time to his respective Courts of Admiralty and Vice Admiralty, for the Adjudication and Condemnation of Prizes, and for regulating the Fees of the said Courts, and amending and altering the Table of Fees therein, as by His Majesty, his Heirs and Successors, with the Advice of his or their Privy Council, shall be thought necessary or proper.

Appeal. XXXVII. And be it hereby further enacted, That if any Captor or Captors, Claimant or Claimants, shall not rest satisfied with the Sentence, or Interlocutory Decree having the Force of a Definitive Sentence, given or pronounced in the High Court of Admiralty in *England*, or in any Court of Vice Admiralty, duly authorized to proceed in Prize Causes, it shall and may be lawful for the Party or Parties thereby aggrieved to appeal from the said High Court of Admiralty, or from any of the said Courts of Vice Admiralty, to the Commissioners appointed under the Great Seal of *Great Britain*, for receiving and determining Appeals in Causes of Prize, such Appeals to be interposed and received in the like manner as Appeals to the Commissioners in Prize Causes have been usually interposed and received from the said High Court of Admiralty, and good Security to be likewise given by the Appellant or Appellants, that he or they will effectually prosecute such Appeal, and also pay such Costs as shall be awarded in case the Sentence, or Interlocutory Decree having the Force of a Definitive Sentence of such Court of Admiralty or Vice Admiralty, be affirmed; any thing in this Act contained to the contrary thereof in any wise notwithstanding: Provided always, that the Execution of any Definitive Sentence, or Interlocutory Decree having the Force of a Definitive Sentence, appealed from as aforesaid, shall not be suspended by reason of such Appeal, save as is hereinafter provided, in case the Party or Parties appellate shall give sufficient Security, to be approved of by the Court in which such Sentence or Interlocutory Decree shall be given, to render and deliver the Ship, Vessel, Goods or Effects, concerning which such Sentence or Interlocutory Decree shall be pronounced, or the full Value thereof, to the Appellant or Appellants, in case the Sentence or Interlocutory Decree so appealed from shall be reversed.

In what case Execution of Sentences not suspended.

Persons intervening on Appeal must enter Claim.

XXXVIII. And be it enacted, That if any Person who was not a Party in the first Instance, shall interpose for interposing an Appeal from a Sentence or Interlocutory Decree having the Force of a Definitive Sentence of any Court of Admiralty

Admiralty Court, such Person, or his or her Agent or Agents, shall at the same time enter his or her Claim, otherwise such Appeal shall be null and void.

‘ XXXIX. And Whereas great Inconveniences have arisen by Appeals in Prize Causes not being prosecuted in a reasonable time, and from secret Appeals, or Protocols of Appeal, being entered before a Notary Public, without any Notice given to the Court or Parties appellate, or their Proctors :’ For remedy thereof, be it enacted, That every Person being a Party or not a Party in a Prize Cause, in the High Court of Admiralty of *England*, or in any Vice Admiralty Court, and against whom a Sentence shall be thereafter given, or any Interlocutory Decree having the Force of a Definitive Sentence pronounced, and who shall appeal therefrom, shall prosecute such his Appeal by taking out the usual Inhibition within Twelve Months after the time such Sentence or Interlocutory Decree shall be given ; and that after the Expiration of the said Term of Twelve Months, without any Inhibition having been taken out, no Appeal shall be allowed to be prosecuted by any Person, being a Party or not a Party, in the said High Court of Admiralty or Vice Admiralty, nor shall any Inhibition be granted at the Prayer of such Person or his Proctor, but the said Sentence or Interlocutory Decree shall stand confirmed as to such Person : Provided nevertheless, that it shall be lawful for the Lords Commissioners of Appeals, in all cases in which it shall appear that a Distribution has not taken place, to permit an Appeal to be prosecuted after the Term of Twelve Months elapsed, where, upon special Cause shewn, they shall deem such Permission fit and reasonable to be given.

Appeals prosecuted within Twelve Months.

Lords of Appeals may extend time on special Cause shewn.

XL. And be it enacted, That in case any Appeal shall be interposed from a Sentence, or Interlocutory Decree having the Force of a Definitive Sentence, given or pronounced in any Court of Admiralty, or Vice Admiralty, concerning any Ship or Vessel, or Goods or Effects, seized and taken as Prize, that then and in such case, the Judge of such Court of Admiralty or Vice Admiralty shall and may, at the request, Costs and Charges, either of the Captor or Claimant (or of the Claimant only, in case where the Privilege is reserved in Favour of the Claimant by any Treaty or Treaties subsisting between His Majesty and Foreign Powers), make an Order to have such Ship or Vessel, Goods or Effects, appraised, unless the Parties shall otherwise agree upon the Value thereof, and an Inventory to be made, and then take Security for the full Value thereof accordingly, and thereupon cause such Ship or Vessel, Goods or Effects, to be delivered to the Party giving such Security in like manner as is hereinbefore enacted, notwithstanding such Appeal ; and if there shall be any Difficulty or sufficient Objection to the giving or taking Security, the Judge shall, at the Request of either of the Parties, order such Goods and Effects to be entered, landed and sold by Public Auction, under the Care and Custody of the proper Officers of the Customs, and under the Direction and Inspection of such Persons as shall be appointed by the Claimants and Captors ; and the Monies arising from the Sale shall be brought into Court, and, by the Registrar, Deputy Registrar or Deputy Registrars, of the said Court, be deposited in the Bank of *England*, or in case the Captors and Claimants shall agree thereto, in some Public Securities at Interest, in the Names of such Registrar and of such Trustees as they the said Captors and Claimant shall

On Appeal Prizes appraised and delivered to Parties giving Security, or sold.

appoint, and the Court shall approve ; and if such Security shall be given by the Claimants, then the Judge shall give such Captured Ship or Vessel a Pass under his Seal, to prevent its being again taken by His Majesty's Subjects in its destined Voyage.

On Reversal of Sentence, Nett Proceeds of Sale taken as full Value of Prize.

XLII. Provided always, and be it further enacted, That in case the Sentence, or Interlocutory Decree having the force of a Definitive Sentence of such Court of Admiralty or Vice Admiralty, shall be finally reversed after Sale of any Ship or Goods, pursuant to the Directions in this Act contained, the Nett Proceeds of such Sale (after Payment of all Expences attending the same) shall be deemed and taken to be the full Value of such Ship and Goods, and that the Party or Parties appellate, and their Securities, shall not be answerable for the Value beyond the Amount of such Nett Proceeds, unless it shall appear that such Sale was made fraudulently or without due Care.

Distribution compellable.

XLIII. And be it further enacted, That no Agent shall be compellable to distribute any Proceeds of any Prize, except in the cases in this Act directed, until after the time of Appeal has elapsed.

Distribution before time of Appeal elapsed as to Ships sailing under Flag and Pass of Enemy.

XLIII. And be it further enacted, That if the Judge of the High Court of Admiralty, or of the Vice Admiralty Court, in which any Prize shall have been condemned, shall certify that the Ship or Vessel so condemned sailed under the Flag and Pass of the Enemy, or under any Commission of War granted by the Enemy, then and in such case, on the Application or by the Direction of the Captain or other Commander of the Ship or Vessel making such Capture, the Proceeds shall be distributed, and an Order of the Court may be obtained, at his Prayer, on the Agent or Agents, to distribute the Proceeds of such Prize before the time of Appeal is elapsed, subject nevertheless to the Liability of the Captor to answer any Appeal that may be instituted thereafter during the time limited by Law for Appeals.

Court of Admiralty may order Production of Accounts and Distribution when time of Appeal elapsed, or Appeal determined.

XLIV. And be it further enacted, That it shall be lawful for the Judge of the High Court of Admiralty, in all cases in which the regular time of Appeal has elapsed, or in which the Appeal hath been determined, or for any Judge of any Court of Vice Admiralty Abroad in any such case as aforesaid, to which any Certificate from the Judge of the High Court of Admiralty shall be transmitted of the time of Appeal being elapsed, without further Prosecution, together with an Order of Distribution thereon, to make an Order for Production and Verification of Accounts, and for the Distribution of the Proceeds, and to enforce the same by the Process of the said Court, by Monition and Attachment upon the Agent or Agents in whose Hands the Proceeds may be lodged, or any other Person whomsoever to whom such Proceeds may have been committed, and likewise by further Process against the Sureties of the said Agent or Agents ; and all Courts of Vice Admiralty are hereby empowered, directed and required to enforce upon all Persons within their Jurisdiction all such Orders, and all other Orders of the High Court of Admiralty, whether relating to Prizes, or to any Matter or Thing relating thereto, within their respective Jurisdictions.

Orders enforced by Vice Admiralty Courts.

Regulations as to Distribution and Accounts of Prize extended to Revenue Seizures.

XLV. And be it further enacted, That all the Provisions, Rules, Regulations, Forfeitures and Penalties respecting the Distribution of Prize Money, and the accounting for and paying over the Proceeds of Prize in this Act contained, shall be extended to all Seizures under

under the Revenue Laws, all Grants of His Majesty, all Bounties granted by this or any other Act of Parliament, and all other Monies whatever coming to and being in the Hands of the Prize Agents of the Officers and Crews of any of His Majesty's Ships of War, for their Use and Benefit, by reason of any Capture or Seizure made by the said Ships.

XLVI. And be it further enacted, That in all cases of Condemnation in the High Court of Admiralty, where there is no Claimant or Appellant before the Court, it shall be lawful for the said Court, at the Prayer of the Captors, to compel the Agents, by Procces of Monition and Attachment, to vest the Proceeds of the Property condemned in such Public Securities as the Captors shall elect, there to remain and accumulate, for the Benefit of the Parties entitled, till the time of Appeal shall be lapsed, subject nevertheless to the further Directions of the Court, upon the Application of the Captors; and in all cases of Condemnation in any Court of Vice Admiralty, where there is no Claimant or Appellant before the Court, it shall be lawful for the said Court, at the Prayer of the Captors, to direct the Property captured, or the Proceeds thereof to be forthwith transmitted to *Great Britain*, there to be vested in such Public Securities, after being sold (if not already converted by Sale), as the Captors shall elect, until the regular time of Appeal shall have elapsed, subject nevertheless to the Directions of the High Court of Admiralty, upon the Application of the Captors.

XLVII. And be it further enacted, That in all cases of Condemnation in any Vice Admiralty Court where there is no Claimant or Appellant before the Court, it shall be lawful for the Judge to compel the Agent, at the Requisition of the Captor, to give Security at the time of Condemnation, for the faithful Distribution of the Proceeds, or for the remitting thereof to the Treasurer of *Greenwich Hospital*, or to such Persons in *England* as the Captors shall appoint, under the Directions of the Court for the Purpose of being distributed in *England*.

XLVIII. And be it further enacted, That it shall be lawful for the Judge of the High Court of Admiralty, in all cases wherein any Sentence of Condemnation pronounced in the said Court is appealed from, at the time of serving the Inhibition thereof, or at any time thereafter during the Pendency of the said Appeal, and without Prejudice to such Appeal, to assign the Agent or Agents, or other Persons in whose Hands the Proceeds of the Prize may be, at the Prayer of either Party, or of the Treasurer of the Navy, or of the Treasurer of *Greenwich Hospital*, or his Deputy or Deputies, for such Purpose to bring into and leave in the Registry the Nett Proceeds of the Sales of such Prize, deducting therefrom so much as in the Discretion of the Judge shall be requisite to be left in the Hands of the Agent or Agents, for the Expences of defending the said Appeal; and the Proceeds so brought in shall be deposited, in case the Parties shall agree thereto, in some Public Securities at Interest, in the Names of the Registrar or Deputy Registrars, and of such Trustees as the Parties shall appoint, and the Court shall approve; and in case either Party shall refuse his Consent thereto, the Party praying the same shall have such Proceeds laid out and vested in Public Securities, in manner aforesaid, he giving good and sufficient Security to the Court to answer to the other Party for any Loss

Court of Admiralty may direct Proceeds of Property condemned, when no Claimant, &c. to be invested, &c.

Courts of Vice Admiralty may direct Proceeds to be transmitted, &c.

On Condemnations without Claim Vice Admiralty Courts may compel Agents to give Security.

On Appeal Court of Admiralty may direct Proceeds to be brought in, &c.

Proceeds invested, &c.

or Deficiency that may be occasioned thereby, in case such other Party shall be ultimately pronounced to be entitled to the Property.

Lords of Appeal may order Proceeds to be brought in, &c.

XLIX. And be it further enacted and declared, That the Lords Commissioners of Appeals are authorized and empowered in any case of Appeal before them, to order at their Discretion the Proceeds of any Prize, the Subject of such Appeal, or any Part or Parts thereof, to be paid by the Agent or Agents for such Prize, at the Requisition of the Captors or Claimants, into the Court, to be laid out or disposed of at the Discretion of the Court on any Application made for that Purpose either by the Captors or Claimants.

Judges to order Payment of unclaimed Money.

L. And be it further enacted, That in the case of Proceeds of Captures remaining in the Hands of the Registrars of the High Court of Appeals, High Court of Admiralty, and of the several Courts of Vice Admiralty respectively arising from Prizes, which have been finally adjudged to the Captors, and which have not been claimed by them, or any Person on their behalf, and which shall have remained in their Hands respectively for the Space of Twelve Calendar Months after the Prize or Prizes from which such Monies shall have proceeded shall have been finally so adjudged unclaimed by the said Captors, or by any Person on their behalf, it shall be lawful for the Judge or Judges of the said Courts respectively, upon Application by the Treasurer of *Greenwich* Hospital, or his Deputy, to order Payment thereof to the said Treasurer or his Deputy; which several Sums, when so paid to the said Treasurer or his Deputy as aforesaid, shall be distributed among the Captors, or their legal Representatives, by the Treasurer and Clerk of the Cheque of the said Hospital, in like manner, and subject to the same Regulations, so far as the same can be made applicable, as in cases of Distribution by the Agents of the Captors.

Distribution.

Court of Admiralty may compel Production of Accounts, and bringing in of Proceeds.

LI. And be it further enacted, That on the Application of any Party interested in the Proceeds of any Prize, or of any Person on behalf of the Treasurer of the Navy or *Greenwich* Hospital, and an Affidavit of any such Party, or any other Person, of his or her Belief that there are Proceeds of any Prize, or Papers, or Books relating thereto, in the Possession of any Agent or Person or Persons, it shall be lawful for the Judge of the High Court of Admiralty to compel the Production of the same, and the bringing in of such Proceeds, and the answering to such Interrogatories touching the same, as the Court shall approve; and if it shall appear that the Party hath been cited without sufficient Cause, he shall be allowed his Costs against the Party making such Affidavit, or at whose Instance he hath been unduly summoned.

Retaining Proceeds contrary to Act.

LII. And be it further enacted, That any Captor, Agent or other Person, who shall acquire or retain the Proceeds of any Prize contrary to the Provisions of this Act, except for reasonable Cause, to be allowed by the Court in which such Prize shall be adjudged, or by the High Court of Admiralty, shall pay Interest thereon at the Rate of One Pound *per Centum per Month*, for such time as the same shall so be in their Custody or Possession, besides all other Penalties imposed by this Act.

Penalty.

Prize Vessels condemned, deemed British-built.

LIII. And be it further enacted, That all Prize Ships or Vessels which shall be legally condemned, or shall be sold under any Decree of the High Court of Admiralty, shall, to all Intents and Purposes whatsoever, be considered as *British-built* Ships or Vessels, being first duly

duly registered according to Law, and shall be deemed and taken as such, and shall be entitled to have and enjoy all and every the same Rights, Liberties, Privileges and Advantages, in all respects whatsoever, as *British*-built Ships and Vessels, and shall be subject and liable to all and every the Rules and Regulations that *British*-built Ships or Vessels are subject and liable to; any Law, Custom or Usage to the contrary thereof in any wise notwithstanding.

LIV. Provided always, and be it declared and enacted, That nothing herein contained shall extend, or be construed to extend, to exempt any Ships, Goods, Wares or Merchandize, which shall be taken as Prize, and brought or imported into this Kingdom, or any of His Majesty's Dominions, from the Payment of any Customs or Duties, or from being subject to the Restrictions and Regulations to which the same are now, or shall hereafter be liable by virtue of the Laws and Statutes of this Realm: Provided nevertheless, that it shall be lawful for the Lords Commissioners of His Majesty's Treasury, or for the Commissioners of the Customs, in such cases wherein Goods unfit for the Market of this Kingdom have been brought as Prize into the Ports thereof, and have been sold from Necessity under an Order of the High Court of Admiralty, to remit the Whole or any Part of the said Duties, upon a Certificate from the Judge of the said Court, that the Goods, being unfit for the Markets of this Kingdom, have been so sold as aforesaid; and that the Proceeds of such Sale, after Payment of Duties, will be insufficient to satisfy just and reasonable Claims.

Prize Ships and Goods liable to Duties.

Provido.

L.V. And Whereas great Numbers of Ships of Foreign Nations may pass the Seas laden with Naval Stores, intended to be carried to the Ports of Countries at War with His Majesty, whereby His Majesty's Enemies may not only be enabled and encouraged to fit out and arm Privateers to destroy the Trade of His Majesty's Subjects, but may also be supplied with Materials to build and fit out Ships of War to annoy and invade His Majesty's Dominions: And Whereas divers Ships of Foreign Nations laden as aforesaid, may be taken and brought into the Ports of *Great Britain*, and the Purchase of such Naval Stores laden on board such Ships of Foreign Nations for the Service of His Majesty, may in many cases be expedient, without proceeding to the Condemnation thereof; Be it therefore further enacted, That it shall and may be lawful to and for the principal Officers and Commissioners of His Majesty's Navy or Victualling for the time being, or their Officers or Agents, during the Continuance of the present War, to purchase on the Account, or for the Service of His Majesty, his Heirs and Successors only, all or any such Naval Stores found on board any such Ships of Foreign Nations, which have been, or shall or may hereafter be brought into any of the Ports of this Kingdom by any of His Majesty's Ships or Vessels, or by any Private Ships or Vessels of War, or other Ships or Vessels having a Commission or Letters of Marque; and that the Commissioners and Officers of the Customs for the time being shall and may permit and suffer such Naval Stores, so purchased as aforesaid, to be entered and landed within any of the Ports of this Kingdom; any thing in an Act of Parliament, passed in the Twelfth Year of the Reign of His late Majesty King Charles the Second, intituled *An Act for the encouraging and increasing of Shipping and Navigation*, or in any other Statute made subsequent thereto,

Naval Stores found on board Foreign Ships purchased by Navy, &c. Boards, &c.

12 Car. 2. c. 18.

‘ under such Penalties and Forfeitures, as in and by the said several
‘ Laws is declared and provided ;’ Be it therefore enacted, That all
‘ Commanders of Private Ships of War, or Merchant Ships having
‘ Letters of Marque, shall, upon their going into any of the Ports or
‘ Harbours in the said Colonies or Plantations, be subject, and they are
‘ hereby declared to be subject to the several Directions, Provisions,
‘ Penalties and Forfeitures in and by such Laws made and provided ;
‘ any thing in this Act contained to the contrary thereof in any wise
‘ notwithstanding.

‘ LX. And Whereas in all Private Ships or Vessels of War, or
‘ Merchant Ships or Vessels for which Commissions or Letters of
‘ Marque shall be taken out, and likewise hired armed Vessels taken
‘ into His Majesty’s Service, it is expedient, for the better Discipline
‘ and Government of such Ships and Vessels, that all Persons who
‘ enter themselves on board the same should be under proper Regu-
‘ lations, and pay Obedience to the lawful Commands of the Captains
‘ and Chief Commanders of the said Ships and Vessels ;’ Be it there-
‘ fore enacted, That all Offences committed by any Officer or Seaman
‘ on board any Vessel having a Commission or Letter of Marque during
‘ the present Hostilities, or on board any hired armed Vessel in His
‘ Majesty’s Service, shall be tried and punished in such manner as
‘ the like Offences are tried and punished when committed by any Per-
‘ son belonging to His Majesty’s Fleet : Provided always, that all
‘ Offenders who shall be accused of such Crimes as are cognizable by
‘ a Court Martial, shall be confined on board such Privateer, or Mer-
‘ chant Ship or Vessel, carrying Letters of Marque, in which such
‘ Offence shall be committed, until they shall arrive at some Port in
‘ *Great Britain or Ireland*, or can meet with such a Number of
‘ His Majesty’s Ships of War abroad, as are sufficient to make a
‘ Court Martial ; and upon Application made by the Commander of
‘ such Ship or Vessel carrying Letters of Marque, or hired armed
‘ Vessels in His Majesty’s Service, to the Lord High Admiral of
‘ *Great Britain*, or to the Commissioners for executing the Office of
‘ Lord High Admiral of *Great Britain*, for the time being, or to the
‘ Commander in Chief or Senior Officer of His Majesty’s said Ships
‘ of War abroad, the said Lord High Admiral, or Commissioners for
‘ executing the Office of Lord High Admiral of *Great Britain*, for
‘ the time being, or any Three or more of them, or such Commander
‘ in Chief or Senior Officer abroad, are hereby authorized and re-
‘ quired, in the usual manner, to call a Court Martial for trying and
‘ punishing the said Offences.

LXI. And be it further enacted, That if the Captain of any
‘ Merchant Ship under Convoy shall wilfully disobey Signals or In-
‘ structions, or any other lawful Commands of the Commander of the
‘ Convoy, or shall desert the Convoy, without Notice given, and
‘ Leave obtained for that Purpose, he shall be liable to be articled
‘ against in the High Court of Admiralty, at the Suit of The King
‘ in His Office of Admiralty, for the same ; and upon Conviction
‘ thereof shall be fined, at the Discretion of the said Court, in any
‘ Sum not exceeding Five hundred Pounds, and shall suffer such Im-
‘ prisonment, not exceeding One Year, as the said Court shall adjudge.

LXII. And be it further enacted, That if any Person or Per-
‘ sons shall falsely make Oath to any of the Matters hereinbefore re-
‘ quired to be verified on Oath, or suborn any other Person so to do,
‘

Commanders of
Ships whilst in
Colonies, subject
to Laws for pre-
venting carrying
off Persons
without Consent.

Offences com-
mitted on board
Private Ships of
War tried and
punished as Of-
fences com-
mitted in His
Majesty’s Fleet.
Offenders con-
fined, &c.

Court Martial
called.

Masters of Mer-
chant Vessels
under Convoy
disobeying Sig-
nals, &c.

Penalty.

Perjury.

Counterfeiting,
&c. Letter of
Marque, &c.

Penalty.

Sessions held for
Trial of Offences
committed on
High Seas.

Commissioners,
&c. and Justices
may take Inform-
ations, &c. of
Offences.

Imprisonment.

Persons neces-
sary to give Evi-
dence to enter
into Recogni-
sance.

such Person or Persons shall suffer the like Pains and Penalties as are incurred by Persons committing wilful and corrupt Perjury; and that if any Person or Persons shall counterfeit, erase, alter or falsify any Commission for War or Letter of Marque, or any Warrant for making out the same, or any Certificate required or directed by this Act to be given for obtaining the same, or shall publish or make use of any such Commission for War, or Warrant for making out the same, or any Certificate as aforesaid, knowing the same to be counterfeited, erased, altered or falsified, such Person or Persons shall, for every such Offence, forfeit the Sum of Five hundred Pounds.

LXIII. And, for the more Speedy bringing of Offenders to Justice, and to prevent the Inconveniences occasioned by the want of frequently holding a Session of Admiralty for the Trial of Offences committed on the High Seas, be it further enacted, That, from and after the passing of this Act, a Session of *Oyer and Terminer*, and Gaol Delivery, for the Trial of Offences committed on the High Seas within the Jurisdiction of the Admiralty of *England*, shall be held Twice at the least in every Year at Justice Hall in the *Old Bailey, London* (except at such times as the Sessions of *Oyer and Terminer* and Gaol Delivery for the City of *London*, and County of *Middlesex*, shall be appointed to be there held), or in such other Place within that Part of *Great Britain* called *England*, and at such times in each Year, as the Lord High Admiral of *Great Britain*, or the Commissioners for executing the Office of Lord High Admiral of *Great Britain* for the time being, or any Three or more of them, shall, by any Letter or Order in Writing under their Hands, directed to the Judge of the High Court of Admiralty of *England*, for the time being, appoint.

LXIV. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful not only to and for any One or more of the said Commissioners for the time being, named in the Commission of *Oyer and Terminer* for trying of Offences committed within the Jurisdiction of the Admiralty of *England*, but also to and for any One or more of the Justices of the Peace for the time being, of any County, Riding, Division or Place, within that Part of *Great Britain* called *England*, and they are hereby respectively authorized and empowered from time to time to take any Information or Informations of any Witness or Witnesses in Writing upon Oath, touching any Murder, Piracy, Felony, Robbery or other Offence done or committed, or charged to have been done or committed in or upon the Sea, or in any Haven, River, Creek or Place where the Admiral or Admirals hath or have Power, Authority or Jurisdiction; and thereupon (if such Commissioner or Commissioners, or Justice or Justices of the Peace respectively shall see Cause) by any Warrant or Warrants under his or their Hand and Seal, or Hands and Seals, to cause the Person or Persons accused in such Information or Informations to be apprehended and committed to the Gaol of the County or Place wherein the same Information or Informations shall be taken, there to remain until discharged by due Course of Law.

LXV. And it is hereby further enacted, That such of the Commissioners or Justices of the Peace, who shall cause any such Person or Persons to be committed as is last mentioned, shall and he or they is and are hereby respectively required, at the same time, to oblige all and every such other Person or Persons, whom such Commissioner or

or Commissioners, or Justice or Justices of the Peace shall judge necessary, to prosecute and give Evidence against the Person or Persons who shall be so committed as aforesaid, to enter into One or more Recognizance or Recognizances to His Majesty, in a sufficient Penalty for his, her or their appearing at the then next Session of *Oyer and Terminer* and Gaol Delivery to be held for the Jurisdiction of the Admiralty of *England*, there to prosecute and give Evidence against the Person or Persons who shall be committed as aforesaid; and if any Person shall refuse to enter into such Recognizance to prosecute or give Evidence as shall be required, he, she or they so refusing, shall be committed by any such Commissioner or Commissioners, Justice or Justices, to the Gaol of the County or Place in which the Person so refusing shall be, until the next Sessions of Admiralty shall be held, or such Persons shall enter into such Recognizance as shall be required as aforesaid, which Recognizance or Recognizances, together with the Information or Informations taken touching the Offence or Offences wherewith the Person or Persons to be committed as aforesaid shall be charged, the said Commissioner or Commissioners, or Justice or Justices of the Peace before whom the same shall be taken, shall and they are hereby respectively required to transmit with all convenient Speed, to the Registrar for the time being of the High Court of Admiralty of *England*, to be by him forthwith laid before the Judge for the time being of the same Court, and afterwards to be kept among the Records of that Court.

Refusing to enter into Recognizance.
Imprisonment.

LXVI. And be it further enacted, That the Marshal of the Admiralty for the time being, and his Deputy or Deputies, and all Sheriffs, Bailiffs, Stewards, Constables, Headboroughs, Tithingmen, Keepers of Gaols and Prisons, and all other Officers whatsoever for keeping of the Peace (as well within Liberties as without), shall and they and every of them are hereby respectively authorized and required, from time to time diligently to execute, perform and obey all such Precept and Precepts, Warrant and Warrants, and other Order and Orders, as shall at any time or times hereafter be made, directed, issued or given to them, or any of them respectively, by One or more of the said Commissioners named in the Commission of *Oyer and Terminer*, or Justices of the Peace, by virtue or in pursuance of this Act, touching any of the Matters or Things herein contained.

Marshal of Admiralty, &c. to execute Warrants, &c.

LXVII. And be it further enacted, That where the Offence of taking a false Oath, or suborning any Person so to do, or any of the Offences by this Act made cognizable in any of His Majesty's Courts of Record in *Great Britain*, shall be committed out of this Realm, the same may be alleged to be committed, and may be laid, enquired of, tried and determined, in any County in *England*, in the same manner, to all Intents and Purposes, as if the same had been actually done or committed within the Body of such County.

Offences out of Realm alleged to be committed in any County.

LXVIII. And be it further enacted, That all Penalties and Forfeitures imposed by this Act, wheresoever the same shall arise or become forfeited, may be recovered by Action of Debt, Bill, Plaint or Information in any of His Majesty's Courts of Record in *Great Britain*, or Monition and Attachment thereon in His Majesty's High Court of Admiralty, unless in cases where any other Mode is by this Act particularly directed; and all Penalties and Forfeitures imposed by this Act, which shall arise or become forfeited in any Part of His Majesty's Dominions Abroad, may be recovered in any Court of

Penalties and Forfeitures how recovered.

of Record of His Majesty in the Colony, Territory or Place where the same shall arise or have become forfeited, or in any of His Majesty's Vice Admiralty Courts having Jurisdiction there.

Penalties and Forfeitures how applied.

LXIX. And be it further enacted, That in all cases in which any Agent or Person is by this Act made subject to the Forfeiture of any Sum of Money equal to any Money remaining in his Hands, or to the Amount of any Balances or Shares, such Sum or Sums of Money shall, on Recovery thereof, go and be applied to the Use of the Person or Persons who shall have been aggrieved by the Misconduct of such Agent or Person, and all Pecuniary Penalties and Forfeitures by this Act imposed, other than as aforesaid, and other than such as are by this Act directed to be otherwise applied and disposed of, shall go and be applied to the Use of the Royal Hospital for Seamen at Greenwich, and shall be sued for in the Name of the Commissioners and Governors thereof.

Limitation of Actions.

LXX. Provided always, and be it further enacted, That no Action shall be brought against any Person or Persons whomsoever, for any Matter or Thing whatsoever, done or committed under or by virtue or in the Execution of this Act, unless such Action shall be brought within Three Years next after doing or committing such Matter or Thing: Provided also, that if any Action or Suit shall be hereafter commenced or prosecuted against any Person or Persons for any Matter or Thing done under, by virtue, or in the Execution of this Act, such Person or Persons may plead the General Issue, and give this Act and the special Matter in Evidence; and if the Plaintiff or Plaintiffs shall become nonsuited, or suffer Discontinuance, or forbear further Prosecution, or if Judgment shall be given for the Defendant or Defendants, such Defendant or Defendants shall recover Treble Costs, for which he, she or they shall have the like Remedy as where Costs by Law are given to Defendants.

General Issue.

Treble Costs.

King may grant Salaries to Judges of Vice Admiralty Courts in Bahama, &c. Islands, &c.

LXXI. And be it further enacted, That it shall be lawful for His Majesty, his Heirs and Successors, by any Order in Council, from time to time, to fix and ascertain proper and adequate Salaries for the Judges of Vice Admiralty Courts established or to be established in the Bahama and Bermuda Islands, or in Jamaica or Barbadoes, and likewise at the Island of Malta in the Mediterranean, not exceeding the Sum of Two thousand Pounds per Annum for any of such Judges; and such Salaries shall be issued, payable and paid out of the Consolidated Fund of Great Britain; and further, that such Salaries shall be charged and chargeable, and paid and payable, in like manner in every respect, and under and subject to such Rules, Regulations, Provisions, Penalties and Forfeitures, as are contained in an Act, passed in the Thirty ninth Year of His present Majesty's Reign, intituled *An Act for the Augmentation of the Salaries of the Judges of the Courts in Westminster Hall, and also the Lords of the Sessions, Lords Commissioners of Justiciary and Barons of the 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.*

39 G. 3. c. 110.

Allowance to Judges on Resignation.

LXXII. And be it further enacted, That it shall be lawful for His Majesty, by any Letters Patent under the Great Seal of Great Britain, to give and grant to any Person upon his Resignation of any such Office, an Annuity of One thousand Pounds per Annum out

out of the Consolidated Fund of *Great Britain*; and such Annuity shall be charged and chargeable, and paid and payable in like manner in every respect, as the Salaries of the said Judges: Provided always, that no such Annuity granted to any such Judge shall be valid, unless such Judge shall have continued in One or more of the said Offices for the Period of Six Years, or shall be afflicted with some permanent Infirmary disabling him from the Execution of his said Office, which shall be distinctly recited in the said Grant. Provido.

LXXIII. And be it further enacted, That the Profits and Emoluments of the said Judges shall in no case exceed the Sum of Two thousand Pounds to each, or any, or either of the said Judges in any One Year, and so in Proportion for any Part of a Year, over and above the Salary of such Judge by this Act granted; and every such Judge shall keep a just and true Account of the Fees and Pecuniary Profits and Emoluments received by him as such Judge in each Year, ending on the First Day of *January* in each Year, and shall as soon after the said First Day of *January* as the same can be done, in every Year, transmit an Account thereof to the Commissioners of the Navy, and shall pay all Sums of Money exceeding the Sum of Two thousand Pounds as aforesaid, or any Part thereof, to such Person or Persons, and in such Manner, as the said Commissioners of the Navy shall deem fit, and they shall for that Purpose direct. Limitation of Profits of Judges.

LXXIV. And be it further enacted, That the Regulations and Enactments contained in an Act passed in the Forty first Year of His Majesty's Reign, 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*, shall extend and be applied to all like cases during the present War, and be considered as Part of this Act, except so far as the same or any of them are by this or any other Act now in force altered or varied. 41 G. 3. (U. K.) c. 96. extended to cases during the War, and considered part of Act.

LXXV. And be it further enacted, That the several Regulations and Enactments, Penalties and Forfeitures, enacted by an Act passed in the Fifty fourth Year of His Majesty's Reign, intituled *An Act for regulating the Payment of Navy Prize Money, and the Transmission of Accounts and Payment of Balances to Greenwich Hospital*, and also the several Regulations and Enactments respecting Captures made by His Majesty's Army and other Forces in Conjoint Expeditions with His Majesty's Navy, and respecting Prize or Bounty Money arising therefrom, and the Rights and Interests of the Royal Hospital at *Chelsea* relative thereto, and all Penalties and Forfeitures respecting the same, enacted by an Act passed in the same Year, intituled *An Act for regulating the Payment of Army Prize Money; and to provide for the Payment of unclaimed and forfeited Shares to Chelsea Hospital*, shall extend and be applied to all like cases during the present War, and be considered as Parts of this Act, except so far as the same or any of them are by this or any other Act now in force altered or varied. 54 G. 3. c. 93.
54 G. 3. c. 86.

LXXVI. Provided always, and be it further enacted, That this Act shall continue in force during the present War, and no longer, save and except as to all such Matters and Things as shall be depending in Judgment in the High Court of Admiralty, or Courts of Vice Admiralty in His Majesty's Dominions abroad, or Court of Appeal, or in any Court of Record in *Great Britain*, at the time when the present Continuance.
Exceptions.

present War shall cease; and also save and except as to all such other Matters and Things which shall be brought into Judgment before the said High Court of Admiralty, or Courts of Vice Admiralty in His Majesty's Dominions abroad, or Court of Appeal, or in any Court of Record in *Great Britain*, in consequence of any Capture or Captures made during the present War, or of any Offence or Offences committed contrary to this Act; in respect whereof this Act shall continue in full force until such Matters, and every Thing dependant thereon, shall be finally adjudged and determined; and also save and except as to the Power of this Act, or the Acts hereby continued, given to His Majesty, to grant to any Judge of any Court of Vice Admiralty any such Salary and Annuity as therein mentioned; and in such Cases and on such Conditions as therein mentioned; and also save and except the Regulations contained in this Act, or of the Acts hereby continued and applied, regarding Letters of Attorney and Orders of Petty Officers and Seamen, Non Commissioned Officers of Marines and Marines; and also save and except as to the Clauses and Provisions in this or in the said Acts contained, by which the Punishment attached to the Crimes of perfonating Seamen, and of Forgery when committed with Intent to defraud any Person or Persons, is extended and made applicable to such Offences, when committed with Intent to defraud any Corporation or Corporations; and also save and except all Regulations in this or in the said Acts contained regarding all Powers and Interests given to the Treasurer of the Navy, and the Commissioners and Governors and other Officers of *Greenwich* Hospital; and also save and except the Clauses and Provisions herein or in the said Acts contained regarding the Distribution and accounting for all Monies arising from Seizures, for Breach of the Revenue and other Acts; and also save and except the Clauses herein contained respecting Proctors acting for the Benefit of others, and Persons illegally exercising the Functions of Proctors; all which shall continue in force until repealed by any subsequent Act of Parliament.

C A P. CLXI.

An Act to amend and render more effectual an Act of the Fifty second Year of His present Majesty, to amend and regulate the Assessment and Collection of the Assessed Taxes, and of the Rates and Duties on Profits arising on Property, Professions, Trades and Offices, in that Part of *Great Britain* called *Scotland*. [11th July 1815.]

52 G. 3. c. 95.

WHEREAS by an Act made in the Fifty second Year of His Majesty's Reign, intituled *An Act to amend and regulate the Assessment and Collection of the Assessed Taxes, and of the Rates and Duties on Profits arising from Property, Professions, Trades and Offices, in that Part of Great Britain called Scotland*, the Mode of collecting the said Assessed Taxes in *Scotland* has, as far as circumstances will admit, been assimilated to that of *England*, and it is just that the same Poundage and other Allowances paid to the Receivers General and Parochial Collectors in *England*, in respect to the said Assessed Taxes, should be allowed to the Principal and Sub Collectors in *Scotland*, in respect of the same Taxes; 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 Principal Collector of Assessed Taxes of every County, Stewartry, City, Burgh or District in *Scotland*, shall have an Allowance of Three Halfpence in the Pound on all Money received by them at any time since the Fifth Day of *April* One thousand eight hundred and thirteen, or which shall be hereafter received by them, under the Authority of any Act or Acts for the Assessment and Collection of the said Taxes, and paid over to the Receiver General at *Edinburgh*, his Deputy or Deputies, and also for what Money such Principal Collector shall pay out of such Duties to any Person or Persons in pursuance of any Act or Acts of Parliament, and shall duly account to the said Receiver General, or his Deputy, for such Payments; and that in every County, City, Burgh or District where a Sub Collector or Sub Collectors shall be nominated and appointed in pursuance of the above recited Acts, an Allowance of Three pence in the Pound on all Monies received by them at any time since the said Fifth Day of *April* One thousand eight hundred and thirteen, or which shall hereafter be received by them and paid to the Principal Collectors of the said County, City or Burgh, shall be allowed to the said Sub Collector or Sub Collectors in such County or City, in such Proportions, and to such Amount among the several Sub Collectors of each County, City, Burgh or District, as the Barons of Exchequer in *Scotland*, on due Consideration of the circumstances of each particular case, and of the Trouble, Expence and Responsibility of the several Sub Collectors of each such County, City, Burgh or District, shall from time to time allow and assign for their Remuneration: Provided always, that in the Event of any County, Stewartry, City or Burgh, not being divided into Districts, and consequently no Sub Collector or Sub Collectors being appointed therein, the Collector nominated and appointed under the Authority of any Act or Acts of Parliament relative to the Assessed Taxes, and doing the respective Duties of both Collector and Sub Collector, shall be entitled to the Allowance of Three Half pence in the Pound granted as aforesaid, to Principal Collectors, as also to an additional Allowance of Three pence in the Pound, amounting in whole to an Allowance of Three pence in the Pound, for all Monies which shall be received and paid over by him to the Receiver General at *Edinburgh*, or his Deputy or Deputies, and also for what Money he shall pay over of such Duties to any Person or Persons in pursuance of any Act or Acts of Parliament, and for which he shall duly account to the said Receiver General or his Deputy, but declaring always, that in every County, City or Place which shall have been divided into Districts, and Sub Collectors appointed, it shall not be lawful for any principal Collector to act also as Sub Collector, nor for any Sub Collector to act as Sub Collector for more than One District of any such County or Place, without the special Authority of the said Barons.

Collector to have an Allowance on Money collected from April 1. 1813.

Allowance to Sub Collectors.

Where no Sub Collectors appointed, Collector to receive additional Allowance.

Proviso.

‘ II. And Whereas by the aforesaid Statute, it is enacted, that 52 G. 3. c. 95.
 ‘ the said Sub Collectors shall pay over the several Duties so received § 7.
 ‘ by them without Delay, or at farthest on or before the First
 ‘ Day of next Month after receiving the said Duties to the Collector
 ‘ of

Barons to allow
Sub Collectors
to retain Money
in Hand to
answer Pay-
ments made un-
der any Act.

43 G. 3. c. 150.

52 G. 3. c. 95.

Collectors to
verify State-
ments of Taxes
before Justices
as well as before
Sheriffs, &c.

False Oath, &c.

43 G. 3. c. 150.
§ 56.

‘ of the same Duties respectively, for the County, Stewartry, City
‘ or Burgh, within which such District or Division or Part thereof
‘ is situated; and Inconvenience having arisen from the said Mode
‘ of Payment by the principal Collectors being obliged upon the Fifth
‘ Day of *January*, Fifth Day of *April*, Fifth Day of *July* and
‘ Tenth Day of *October*, to pay over the whole of the Duties received
‘ by them to the Receiver General, by which means it frequently
‘ happens that they have not Money in their Hands to make Payment
‘ of the several Sums directed to be paid by various Acts of Par-
‘ liament;’ Be it therefore further enacted, That it shall be lawful
for the said Barons to allow the said several Sub Collectors to retain
in their respective Hands so much of the said Monies as shall appear
to the said Barons to be necessary to enable the said Sub Collectors
to answer the Payments to be made by them, under and by virtue
of the said Acts of Parliament, for and during such time as the
said Barons shall order, not later than the Twelfth Day of the
succeeding Month after the said Sub Collectors shall have received
the same; any thing in the aforesaid Statute contained to the contrary
notwithstanding.

‘ III. And Whereas by an Act made in the Forty third Year of
‘ His present Majesty, intituled *An Act for consolidating certain of*
‘ *the Provisions contained in any Act or Acts relating to the Duties*
‘ *under the Management of the Commissioners for the Affairs of Taxes,*
‘ *and for amending the said Acts, so far as the same relate to that*
‘ *Part of Great Britain called Scotland,* and by the said Act made
‘ in the Fifty second Year of His present Majesty, it is enacted, that
‘ the respective Collectors of the Duties therein mentioned to be ap-
‘ pointed for the several Counties, Cities and Burghs, shall make
‘ Returns of quarterly Statements of Taxes, and of Lists of Arrears
‘ of Taxes, which said Returns and Lists shall be verified on Oath
‘ before the Sheriff Depute or Substitute of the Shire or Stewartry,
‘ or before the Chief Magistrate of the City or Burgh for which he
‘ or they is or are Collector or Collectors, Sub Collector or Sub
‘ Collectors of the said several Duties: And Whereas from the
‘ Places of Residence of many of the Collectors and Sub Collectors,
‘ the Verification of the said Statements and Lists before Sheriffs and
‘ Stewards Depute, or their Substitutes, or the Chief Magistrates
‘ of Burghs, has in certain cases been found inconvenient;’ Be it
therefore enacted by the Authority aforesaid, That it shall and may
be lawful for the said Collectors and Sub Collectors appointed or
to be appointed to verify the said Statements and Lists before any of
His Majesty’s Justices of Peace in the Counties or Burghs in which
they shall be Collector or Sub Collector, as well as before the
Sheriffs and Stewards Depute, or their Substitutes, or the Chief
Magistrates of Burghs; any thing in the Two recited Statutes before
mentioned notwithstanding.

IV. And be it further enacted, That all and every Person or
Persons who shall wilfully give false Evidence, or make any false Oath
or Affirmation or Affidavit before the Commissioners for executing
this or any other Act or Acts for granting Duties to be assessed
under the Regulations of the Act, made in the Forty third Year of
His Majesty’s Reign, intituled *An Act for consolidating certain of*
‘ *the Provisions contained in any Act or Acts relating to the Duties under*
‘ *the Management of the Commissioners for the Affairs of Taxes, and for*
‘ *amend-*

amending the said Acts, so far as the same relate to that Part of Great Britain called Scotland, or before the Sheriff Depute, Sheriff Substitute, Justices of the Peace or Magistrates of Burghs or others, by the said Act or by this Act empowered to administer the same, touching any Matter or Thing within the Intent and Meaning of the said Acts, shall forfeit the Sum of Two hundred Pounds Sterling, and be rendered incapable of again acting as Collector or Sub Collector in the Execution of any Act or Acts granting Duties under the Management of the Commissioners for the Affairs of Taxes.

Penalty.

V. And be it further enacted, That if any Person or Persons shall at any time hereafter obstruct any Commissioner or Commissioners, Assessor or Assessors, Surveyor or Surveyors, Inspector or Inspectors, Collector or Collectors, Sub Collector or Sub Collectors appointed under the Provisions or by virtue of any of the Statutes passed or to be passed for the Assessment or Collection of the said Taxes, or of the Rates and Duties on Profits arising from Property, Professions, Trades and Offices, in Scotland, or any of them, or any Constables or other Officers or Persons employed by the said Collector or Collectors, Sub Collector or Sub Collectors, in the due Execution of his or their said Office or Offices, Duty or Duties respectively, every such Person shall, for every such Offence, forfeit the Sum of Fifty Pounds Sterling; and all Penalties under this Act shall be recovered in such manner as any other Penalty is recoverable under the Provisions or in pursuance of the said Statutes, or any of them.

Obstructing
Commissioners
or Officers.

Penalty.

C A P. CLXII.

An Act to repeal the Excise Duties and Drawbacks on *Epsom* Salt.

[11th July 1815.]

WHEREAS it is expedient to repeal the Duties of Excise now payable on *Epsom* Salt made or produced in *Great Britain*, and the Drawbacks by Law granted or allowed on the Exportation thereof to Foreign Parts as Merchandize; 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 Duties and Drawbacks shall be and the same are hereby respectively repealed, 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, and incurred on or before the said last mentioned Day.

43 G. 3. c. 69.
Sch. (A.) (C.)
45 G. 3. c. 14.
§ 1, 2.as to *Epsom* Salt
repealed.[See as to *Glauber Salt*, ante, c. 66. §33.]

C A P. CLXIII.

An Act to regulate the issuing of Licences to allow Open Boats to proceed to Foreign Parts, and for revoking the same when necessary.

[11th July 1815.]

WHEREAS it is expedient to empower the Commissioners of the Customs in *England*, *Scotland* and *Ireland* respectively, to revoke Licences which have been issued for Open Boats

not

C A P. CLXIV.

An Act to exonerate, in certain Cases, Foreign Spirits imported during the Suspension of the Spirit Intercourse between *Great Britain* and *Ireland*, from the additional Duty imposed thereon.

[11th July 1815.]

WHEREAS by an Act made in the Fifty second Year of the Reign of His present Majesty King *George the Third*, intituled *An Act to revive and continue until the Thirty first Day of December One thousand eight hundred and twelve, so much of an Act made in the Forty ninth Year of His present Majesty, to prohibit the Distillation of Spirits from Corn or Grain in the United Kingdom as relates to Great Britain; and to revive and continue another Act made in the Forty ninth Year aforesaid, to suspend the Importation of British or Irish-made Spirits into Great Britain or Ireland respectively; and for granting certain Duties on Worts or Wash made from Sugar, during the Prohibition of Distillation from Corn or Grain in Great Britain*; it was enacted, that during the Continuance of the Prohibition of the Distillation of Spirits from Corn or Grain mentioned in the said Act, all and singular the Duties in the said Act in that behalf mentioned should be suspended and that during such Suspension there should be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, for all Rum, Brandy, Spirits, *Aqua Vite*, or Strong Waters (except Rum of the Produce of the *British* Plantations), imported into *Great Britain*, and for which the Duties chargeable thereon should not have been paid on the Fourteenth Day of *January* One thousand eight hundred and twelve, or imported after that Day, an additional Duty of Twelve Pounds and 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 that Act: And Whereas by another Act made in the Fifty third Year of His said Majesty's Reign, among other things, to suspend the Importation of *British* or *Irish*-made Spirits into *Great Britain* and *Ireland* respectively, the said Suspension was continued, and the same, in consequence and by virtue of His Majesty's Order in Council published in the *London Gazette*, ceased on the First Day of *December* One thousand eight hundred and thirteen, on which Day there were remaining in the Warehouses in which the same had been lodged and secured under the Regulations of an Act made in the Forty third Year of His said Majesty's Reign, intituled *An Act for permitting certain Goods imported into Great Britain, to be secured in Warehouse without Payment of Duty*, and other Acts of Parliament relating to the warehousing of imported Goods without Payment of the Duties of Customs or Excise due on the Importation thereof, under the Joint Locks of The Crown and the Merchant, large Quantities of such Rum, Brandy, Spirits, *Aqua Vite* and Strong Waters (not of the Produce of the *British* Plantations), and on which the said additional Duty of Twelve Pounds and Ten Shillings *per Centum* had become and was chargeable and charged, and which remained in the said Warehouses subject to the said additional Duty until the Mouth of *July* One thousand eight hundred and fourteen, at and

55 GEO. III.

3 L

after

52 G. 3. c. 3.

55.

53 G. 3. c. 7.
§ 4.

43 G. 3. c. 132.

Rum, &c. subject to Duty of 12l. 10s. per Cent. under 52 G. 3. c. 3. exonerated, and Persons concerned in suspending Payment of Duty indemnified.

‘ after which time the said Rum, Brandy, Spirits, *Aqua Vita* and Strong Waters, were, under and by virtue of Orders given and issued by the Lords Commissioners of His Majesty’s Treasury, or some of them for that Purpose, to the Commissioners of Excise, delivered by the Officers of Excise from or out of the said Warehouses, without Payment of the said additional Duty; and it is expedient to exonerate all such Rum, Brandy, Spirits, *Aqua Vita* and Strong Waters, so delivered from the said additional Duty, and also to grant and give the Indemnifications 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 such Rum, Brandy, Spirits, *Aqua Vita* and Strong Waters respectively, so delivered from or out of any such Warehouse or Warehouses, in or after the said Month of *July* One thousand eight hundred and fourteen, without Payment of the said additional Duty of Twelve Pounds and Ten Shillings *per Centum*, shall be and the same are hereby exonerated from the said additional Duty, and every Part thereof; and the said Lords Commissioners of His Majesty’s Treasury, concerned in the giving or issuing any such Order or Orders, shall and they are hereby fully indemnified, for or in respect of giving or issuing any such Order or Orders, and the said Commissioners of Excise, concerned in causing any Officer or Officers of Excise to deliver any such Rum, Brandy, Spirits, *Aqua Vita* or Strong Waters, in or after the said Month of *July* One thousand eight hundred and fourteen, from or out of any such Warehouse or Warehouses, without Payment of the said additional Duty, or to forbear to collect or receive any such additional Duty for or in respect of any such Rum, Brandy, Spirits, *Aqua Vita* or Strong Waters so delivered; and all such Officers of Excise who have so delivered any such Rum, Brandy, Spirits, *Aqua Vita* or Strong Waters, or who have forborne to collect or receive the said additional Duty, or any Part thereof, for or in respect of any such Rum, Brandy, Spirits, *Aqua Vita* or Strong Waters so delivered, shall be and they respectively are hereby also fully indemnified for or in respect thereof respectively.

C A P. CLXV.

An Act to defray the Charge of the Pay, Clothing and Contingent Expences of the Disembodied Militia in *Great Britain*, and of the Miners of *Cornwall* and *Devon*; and for granting Allowances, in certain Cases, to Subaltern Officers, Adjutants, Surgeons’ Mates and Serjeant Majors of Militia, until the Twenty fifth Day of *March* One thousand eight hundred and sixteen. [15th July 1815.]

‘ WHEREAS it is necessary that Provision should be made for defraying the Charge of the Pay, Clothing and Contingent Expences of the Regular Militia, and of the Miners of *Cornwall* and *Devon* (when disembodied), in *Great Britain*, from the Twenty fifth Day of *June* One thousand eight hundred and fifteen, to the Twenty fifth Day of *March* One thousand eight hundred and sixteen; and that it is expedient to make such Provision;’

‘ Subaltern Officers and Surgeons’ Mates of the Regular Militia, and Miners of *Devon* and *Cornwall* in *Great Britain*, while disembodied; and also Allowances to Adjutants and Serjeant Majors of the Regular Militia, who have been or may be reduced; and to Adjutants and Surgeons, after long Service;’ 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 Secretary at War for the time being may and shall, and he is hereby authorized, empowered and required to cause to be issued and paid the whole Sum required for the Regular Militia of *Great Britain* (when disembodied), in the manner and for the several Uses hereinafter mentioned; that is to say, for the Pay of the said Regular Militia at the Rates following; that is to say,

Secretary at War to issue Money required for Pay of Regular Militia.

Rates of Pay.

For each Adjutant, Eight Shillings *per Diem* :

For each Paymaster, in Corps consisting of Three Companies, and upwards, Six Shillings *per Diem* :

For each Paymaster, in Corps consisting of Two Companies, Five Shillings *per Diem* :

For each Paymaster, in Corps consisting of One Company, Four Shillings *per Diem* :

For each Surgeon, Six Shillings *per Diem* :

For each Quarter Master, where One had been appointed in a Corps while embodied at an Establishment of not less than Three hundred and sixty Private Men, Five Shillings *per Diem*; and at an Establishment of less than Three hundred and sixty Private Men, Three Shillings *per Diem* :

For each Serjeant Major, having been Serjeant Major of a Provisional Battalion of Militia, Two Shillings and Six pence *per Diem* :

For each Serjeant Major, where One is appointed in Corps consisting of Two or more Companies, One Shilling and Ten pence *per Diem* :

For each Serjeant having been a Colour Serjeant in One of the Provisional Battalions of Militia, Two Shillings *per Diem* :

For each Serjeant, One Shilling and Six pence *per Diem* :

For each Corporal, One Shilling and Two pence *per Diem* :

For each Drum Major, where One is appointed in Corps consisting of Three or more Companies, One Shilling and Six pence *per Diem* :

For each Drummer, One Shilling *per Diem* :

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,

Rates of Pay when absent on Furlough.

Every Serjeant Major, having been Serjeant Major of a Provisional Battalion of the Militia, Two Shillings *per Diem* :

For every Serjeant having been a Colour Serjeant in any Provisional Battalion of the Militia, One Shilling and Six pence *per Diem* :

For every Serjeant Major, where One is appointed in Corps consisting of Two or more Companies, One Shilling and Four pence *per Diem* :

For every other Serjeant, the Sum of One Shilling *per Diem* :

For every Corporal, the Sum of Eight pence *per Diem* :

For every Drum Major, where One is appointed in Corps consisting of Three or more Companies, the Sum of One Shilling *per Diem* :

And for every Drummer, the Sum of Sixpence *per Diem* respectively, and no more :

Clothing.

And also for the Clothing of the Regular Militia (when disembodied), at the Rate of Four Pounds Fourteen Shillings and Ten pence for each Serjeant Major ; Three Pounds Nine Shillings and Eight pence for each Serjeant ; Two Pounds One Shilling and Ten pence for each Corporal ; Four Pounds Six Shillings and Seven pence for each Drum Major ; Three Pounds Five Shillings and Two pence for each Drummer ; and Two Pounds One Shilling and Four pence for each Private Man, together with the actual Expence of Package and Carriage, and such Charges for altering and fitting the Clothing as shall have been notified by the Secretary at War ; 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 also at the Rate of Three Pence *per Month* for each Private Man and Drummer, for defraying the Contingent Expences of each Regiment, Battalion or Corps.

Contingent Expences.

Residence of Officers where Arms of Corps kept.

Provided always, that every Adjutant, Paymaster, Surgeon and Quarter Master of Regular Militia when disembodied, shall be constantly resident within the City, Town or Place where the Arms of the Corps to which such Officers belong, are kept, or within such Distance thereof as shall be sanctioned by the Secretary at War ; and the said Officers and the Non Commissioned Officers and Drummers shall be subject to the same Rules in respect to occasional Absence, as the Adjutants of disembodied Militia are by Law liable to : Provided always, that every such Adjutant, Paymaster, Surgeon, Quarter Master, Non Commissioned Officer or Drummer shall forfeit his Pay for any Period during which he shall be absent without the Leave of the Colonel or Commandant of his Corps.

Proviso.

Quarter Master, &c. to have Charge of Arms, &c.

Paymaster to issue Money for Contingent Expences on Order signed by Colonel.

Balance to form Stock Purse.

II. And be it further enacted, That the Quarter Master of each Regiment of Militia in which a Quarter Master is appointed, and when no Quarter Master is appointed, then the Paymaster shall have the Charge and Care of the Arms, Accountments, Great Coats, Clothing, Necessaries, and other Stores, under the Superintendance of the Colonel or Commandant ; and the Paymaster shall, out of the Allowance of Three pence *per Month* for each Private Man and Drummer directed by this Act to be issued and paid for defraying the Contingent Expences of such Regiment, Battalion or Corps from time to time issue and pay such Sums of Money as may be necessary for the Repair of Arms and other usual Contingent Expences upon an Order in Writing signed by the Colonel or other Commandant ; and after Payment of such Sums as aforesaid, he shall Three Times in the Year make up Accounts of all such Money, and of the Expensiture thereof, shewing the Balances remaining in his Hands (which said Balance shall form a Stock Purse for the Use of the Regiment, Battalion or Corps), and shall transmit the same to the Colonel or other Commandant of such Regiment, Battalion or Corps, to be by him examined, allowed and signed, and the said Accounts so allowed and signed, shall be and are hereby directed to be the proper Vouchers and Acquittal of such Paymaster, for the Application and Disposal of such Money.

[Section 3. is the same as § 3. of 54 G. 3. 18189.]

Militia when called out for

IV. And be it further enacted, That the Officers and Non Commissioned Officers, Drummers and Private Men of the Regular Militia,

Militia, shall for the Period or Periods during which they shall be called out for the Purpose of annual Exercise or Training, or when called out for the suppressing Riots or Tumults, be entitled to the same Pay and Allowances as the Officers, Non Commissioned Officers, Drummers and Private Men of the Militia when embodied.

Training, &c.
entitled to Pay.

V. And Whereas it is expedient to grant Allowances to certain Officers of the said Militia Forces of *Great Britain* while disembodied, under certain Regulations; Be it further enacted, That the following Allowances over and above the Pay to which they are entitled during the time of annual Exercise, or when called out for the Suppression of Riots or Tumults, shall be made and paid to the Amount, under the Restrictions, and in the manner hereinafter expressed, to every Subaltern Officer and Surgeon's Mate who held or shall hold a Commission in the Militia of *Great Britain*, and was or shall be serving therein, when the Corps was or shall be disembodied; that is to say,

Allowances to
Subalterns and
Surgeons'
Mates.

To a Lieutenant, Two Shillings and Six pence *per Diem* :

To an Ensign, Two Shillings *per Diem* :

And to a Surgeon's Mate, Two Shillings and Six pence *per Diem* :

Provided always, that all Officers of the Militia serving with the Rank of Captain Lieutenant, shall be deemed to be Lieutenants, and all Officers serving with the Rank of Second Lieutenant shall be deemed to be Ensigns for the Purposes of this Act.

Proviso.

VI. Provided also, and be it further enacted, That no Person who is or shall during the Continuance of this Act become possessed of such an Estate or Income as would by Law qualify him to hold the Commission of Captain of a Company in the said Militia, or who is or shall be appointed Adjutant, Surgeon, Paymaster or Quarter Master in any Regiment, Battalion or Corps of Militia, nor any Officer on Full Pay of the Navy, Army or Marines, shall have or be in any way entitled to the said Allowances or any Part or Share thereof; any thing herein contained to the contrary thereof in any wife notwithstanding.

Exceptions.

VII. And be it further enacted, That the Subaltern Officers and Surgeons' Mates of the Militia who shall claim under the Authority of this Act to receive any Part of the said Allowances, shall, previous to receiving the same, and in order to entitle themselves thereto, take and subscribe an Oath before some One of His Majesty's Justices of the Peace in the United Kingdom, in the Words, or to the Effect following; *videlicet*,

Oath taken to
entitle to
Allowances.

I *A. B.* do swear, That I belonged to the
of Militia when the same was disembodied, and that I have con-
tinued to serve therein from that time until the Day
of _____ inclusive, as a Lieutenant, [Ensign, or, Sur-
geon's Mate, as the case may be,] and that I was not in my
own Right, or in Right of my Wife during the said Period 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 Commission
of Captain of a Company in the Militia; that I have not during
the above Period held the Appointment of Adjutant or Surgeon in
any Regiment, Battalion or Corps of Militia; that I did not hold
or

the annual Exercise and Training of such Regiment, Battalion or Corps during the whole of the time by Law appointed for that Purpose, and as if a Certificate of such Attendance signed by the Commanding Officer of the Regiment, Battalion or Corps had been furnished to the Paymaster of the Regiment.

X. And be it further enacted, That upon such Oaths and Certificates as aforesaid, or where any Regiment of Militia shall not have been called out to their annual Exercise as aforesaid, upon the said Oaths being produced to the respective Paymasters, it shall be lawful for such Paymasters and they are hereby authorized and required to pay to the said Subaltern Officers and Surgeons' Mates according to their respective Commissions of Lieutenant, Ensign or Surgeon's Mate, in Addition to their Pay for the time of Training and Exercise or for the time of assembling for the Suppression of Riots and Tumults, the Allowance above mentioned for Six Months or other proper Period, on the Twenty fourth Day of *December* next, and the other proper Proportion of the same, on the Twenty fourth Day of *June* One thousand eight hundred and sixteen, without any Deduction whatsoever; the Oaths and Certificates before mentioned to be by them preserved and produced among the Vouchers for the Payments from time to time made by them in pursuance of this Act.

When Paymasters to pay Allowances.

XI. And be it further enacted, That the Subaltern Officers and Surgeons' Mates of the 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, Battalions or Corps to which they belong, whenever the same shall be embodied and called out upon actual Service, and in case of Neglect or Refusal to attend when called upon at such Times or for such Occasions as may be required of them in pursuance of the Laws now in force respecting the Militia when disembodied, each and every such Subaltern Officer and Surgeon's Mate shall on such Neglect or Refusal being certified to the Lord Lieutenant and Paymaster, by the Colonel or other Commandant of the Regiment, Battalion or Corps to which such Subaltern or Surgeon's Mate shall belong, forfeit his Claims to the said Allowance, and every Part thereof, and shall also be considered as having resigned and vacated his Commission to all Intents and Purposes whatsoever.

On Neglect of Attendance of Subaltern, &c. being certified by Colonel, &c. his Claim to Allowance forfeited.

[Section 12. is the same as § 12. of 54 G. 3. c. 189.]

XIII. Provided always, and be it further enacted, That any Person being on Naval or Military Half Pay, or being entitled to any Allowance as having served in any of His Majesty's Forces, or Navy or Marines, and serving in the Militia, shall and may, and he is hereby empowered, to receive and take the Subsistence Money and Allowances by this Act directed to be paid to Field Officers, Captains, Lieutenants, Ensigns, Adjutants, Paymasters, Quarter Masters, Surgeons and Surgeons' Mates, when assembled for annual Training, or for the Suppression of Riots and Tumults; and the receiving and taking any such Subsistence Money and Allowance by any such Field Officer, Captain, Lieutenant, Ensign, Adjutant, Quarter Master, Surgeon or Surgeon's Mate, shall not be deemed receiving or taking of Pay, so as in any manner to prevent such Person on Half Pay or being entitled to any such Allowance from receiving his Half Pay or such Allowance; and such Person shall take

Persons on Half Pay, or entitled to Allowance as having served in Army, &c. empowered, if serving in Militia, to receive Subsistence Money directed to be paid, on taking following Oath.

the following Oath before some Justice of the Peace, who is hereby empowered to administer the same.

‘ I A. B. do swear, I had not between the _____ and the _____ any Place or Employment of Profit, Civil or Military, under His Majesty, besides my Allowance of Half Pay as a Reduced _____ in His Majesty’s Navy, [or, in the Marines, or, in _____ late Regiment of _____], or, Allowance as in _____ late Troop of Horse Guards, [or _____ Regiment of Horse reduced], save and except my Subsistence or Allowance as a Field Officer, Captain, Lieutenant, Ensign, Adjutant, Paymaster, or, Quarter Master, Surgeon, or, Surgeon’s Mate, [as the case may be] for serving in the Militia of the County of _____

And the taking the said Oath shall be sufficient to entitle such Person to receive his Half Pay or the said Allowance without taking any other Oath; any Law, Usage or Custom to the contrary notwithstanding.

Non Commissioned Officers, &c. not to lose Right to Chelsea Pensions, &c.

XIV. Provided always, and be it further enacted, That no Adjutant, Quarter Master, Non Commissioned Officer, Drummer or Private Man in the Regular Militia, entitled to receive any Chelsea Pensions or Allowance, shall forfeit or lose his Right to the same by reason of his serving and receiving Pay in the Regular Militia, when assembled for Training, or when called out for the Suppression of Riots or Tumults, nor shall any Subaltern or Surgeon’s Mate forfeit or lose his Right to receive any such Chelsea Pension or Allowance by reason of his receiving the Allowance of Two Shillings and Six pence or Two Shillings a Day granted by this Act, to Subalterns or Surgeons’ Mates when disembodied.

[Section 15. is the same as § 15. of 54 G. 3. c. 189.]

Adjutants, after Service of 20 Years and unfit for Service, to receive Allowance.

XVI. And be it further enacted, That, from and after the Twenty fifth Day of June One thousand eight hundred and fifteen, every Adjutant of Regular Militia who shall have served faithfully, either in His Majesty’s Regular Forces, or in the Regular or Local Militia, for the full Term of Twenty Years in the Whole, whereof Ten shall have been in Service as an Adjutant of Regular Militia, who shall have been or shall be by Age or Infirmary rendered unfit for further Service, shall, on producing to the Paymaster of the Regiment a Certificate of such Service of Twenty Years as aforesaid, from the Commanding Officers of the different Corps to which he shall have belonged, together with an Order from the Secretary at War be entitled to receive, and the Paymaster aforesaid shall be and is hereby authorized to pay to such Person producing such Certificate and Order as aforesaid, an Allowance at the Rate of Eight Shillings per Diem: Provided always, that no Person shall be entitled to receive such Allowance as aforesaid, who shall have served for a less Term than Ten Years as an Adjutant of Regular Militia, or who shall hold any Office or Employment of Profit, Civil or Military under His Majesty: Provided also, that such Adjutant shall lose any Right he may have to Half Pay by reason of receiving such Allowance as aforesaid, but shall be entitled to receive such Half Pay as well as such Allowance.

Proviso.

Proviso.

Surgeons after service of 20 Years, and unfit

XVII. And be it further enacted, That any Surgeon of Regular Militia, having faithfully served _____ and _____

Forces, or in the Militia for the full Term of Twenty Years, shall by Age or Infirmary be rendered unfit for further Service, he shall, on producing to the Paymaster of the Regiment a Certificate of such Service of Twenty Years in the whole (Ten of which he shall have served as a Surgeon of Militia), from the Commanding Officers of the different Corps to which he shall have belonged, be entitled to receive, and the said Paymaster shall be and he is hereby authorized and required to pay to such Person producing such Certificate as aforesaid, together with an Order from the Secretary at War, an Allowance at the Rate of Six Shillings *per Diem*, commencing the Twenty fifth Day of June One thousand eight hundred and fifteen: Provided always, that no Person shall be entitled to receive such Allowance as aforesaid, who shall hold any Office or Employment of Profit, Civil or Military, under His Majesty; but no Person receiving such Allowance, shall, by reason thereof, forfeit his Right to any Half Pay to which he may be entitled.

for Service, to receive Allowance.

Proviso.

XVIII. And be it further enacted, That in case any Regiment, Battalion or Corps of Militia shall have already ceased and determined, or been reduced in its Establishment, or shall cease and determine, or be reduced in its Establishment during the Continuance of this Act, the Sum of Four Shillings *per Diem* shall be paid to such Person as has actually served as Adjutant to such Regiment, Battalion or Corps, from the Twenty fifth Day of June One thousand eight hundred and fifteen, or from the time such Regiment shall cease and determine, or be reduced in its Establishment, as the case may be, to the Twenty fourth Day of June One thousand eight hundred and sixteen: Provided always, that no such reduced Adjutant shall lose any Right he may have to Half Pay, by reason of receiving such Allowance as last aforesaid, but shall be entitled to receive such Half Pay as well as such Allowance.

Reduced Adjutant to receive 4s. per Day.

Proviso.

XIX. And 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 of March One thousand eight hundred and one, certain Allowances to Adjutants and Serjeant Majors of Militia, disembodied 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 June One thousand eight hundred and fifteen, should be again revived and further continued, so far as the same relates to Adjutants and Serjeant Majors; Be it therefore enacted, That the said recited Act, and the Allowances 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 June One thousand eight hundred and fifteen, and be further continued until the Twenty fifth Day of March One thousand eight hundred and sixteen, so far as the same relates to Adjutants and Serjeant Majors: Provided always, that the Allowance to each Adjutant disembodied as aforesaid, shall, from the said Twenty fifth Day of June One thousand eight hundred and fifteen, be issued at the augmented Rate of Four Shillings *per Diem*.

39 & 40 G. 3. c. 44.

revived and continued till March 25. 1816, so far as relates to Adjutants, &c.

Proviso.

[Section 20. is the same as § 20. of 54 G. 3. c. 189.]

XXI. And

Money for Pay, &c. issued under Directions of Secretary at War.

XXI. And be it further enacted, That all Sums of Money granted for the Pay, Clothing, Allowances and Contingent Expences for the Regular Militia when disembodied as aforesaid, shall be issued and paid under the Direction of the Secretary at War, who is hereby empowered to issue such Regulations as he may deem it expedient to adopt from time to time in that behalf, and to authorize, empower and require the Agent General of the disembodied Militia to make such Payments accordingly.

[Sections 22—27. are the same (except the Date) as the like Sections of 54 G. 3. c. 189.]

C A P. CLXVI.

An Act for defraying the Charge of the Pay and Clothing of the Local Militia in Great Britain, to the Twenty fifth Day of March One thousand eight hundred and sixteen.

[11th July 1815.]

WHEREAS it is necessary that Provision should be made for defraying the Charge of the Pay, Clothing and Contingent Expences of the Local Militia in Great Britain, from the Twenty fifth Day of December One thousand eight hundred and fourteen to the Twenty fifth March One thousand eight hundred and sixteen; 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 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 Local Militia, in the Manner and for the several Uses hereinafter mentioned; that is to say, For the Pay of the said 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 the Establishment of the Regiment, Battalion or Corps, to which he is appointed, shall not be less than Three hundred and sixty Private Men; and at the Rate of Three Shillings a Day to such Quarter Master, where the Establishment shall be under that Number; 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 every Corporal retained by Order of His Majesty, and 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; 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 per Day, every Corporal the Sum of Eight pence per Day, and every Drummer the Sum of Six pence per Day respectively.

Secretary at War to issue Money required for Pay of Local Militia.

Rates of Pay.

Proviso.

Rates of Pay when absent on Furlough.

Clothing of the Local Militia for such County, Riding, Stewartry, City or Place, at the Rate of Four Pounds Fourteen Shillings and Ten pence for each Serjeant Major, Three Pounds Nine Shillings and Eight pence for each Serjeant, Two Pounds One Shilling and Ten pence for each Corporal, Four Pounds Six Shillings and Seven pence for each Drum Major, Three Pounds Five Shillings and Two pence for each Drummer, and Two Pounds One Shilling and Four pence for each Private Man, together with the actual Expence of Package and Carriage, and such Charges for altering and fitting the Clothing as shall have been notified by the Secretary at War; and that such Serjeant Majors, Drum Majors, Serjeants, Corporals and Drummers, who may be retained on constant Pay, and resident at the 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: And also at the Rate of Three pence *per Man per Month* for each Private Man and Drummer, for defraying the Contingent Expences of each Regiment, Battalion or Corps.

Clothing.

50 G. 3. c. 25

Contingent Expences.

II. And be it further enacted, That all Non Commissioned Officers and Drummers of Local Militia serving upon Permanent Pay, shall be subject to the Provisions of Two Acts made in the Fifty second Year of His present Majesty's Reign for amending the Laws relating to the Local Militia of *England* and *Scotland* respectively, in as far as relates to the Allowance for Necessaries, although they may have been enrolled previous to the passing of the said Acts.

Non Commissioned Officers, &c subject to Provisions of 52 G. 3. cc. 38. 64.

III. And be it further enacted, That there shall be granted to the Surgeon of each Regiment, Battalion, or Corps of Local Militia assembled for Training in Addition to his Pay, the Sum of Five Shillings and Three pence *per Week* for every Hundred Rank and File for the Expence of the necessary Medicines for the Non Commissioned Officers, Drummers and Private Men, and 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.

IV. And be it further enacted, That the Quarter Master of each Regiment, Battalion or Corps of Local Militia, or in his Absence the Adjutant, shall have the Charge and Care of the Arms, Accoutrements, Clothing or Necessaries, and other Stores, under the Superintendance of the Colonel or Commandant, and shall out of the Money hereby directed to be issued and paid for defraying the Contingent Expences of such Regiment, Battalion or Corps, from time to time issue out and pay such Sums of Money as may be necessary for the Repair of Arms, or other usual incidental Expences, upon an Order in Writing signed by the Colonel or other Commandant, and after Payment of such Sums as shall be drawn upon him by the Colonel or other

Quarter Master, &c. to have Charge of Arms, &c. who shall issue Money necessary for Repairs, on Order signed by Colonel.

Balance to form Stock Purse.

other Commandant as aforesaid, he shall Three times in the Year make up Accounts of all such Money, and of the Expenditure thereof, and of the Balance remaining in his Hands; which said Balance shall form a Stock Purse for the Use of the Regiment, Battalion or Corps, and shall transmit the said Account to the Colonel or other Commandant of such Regiment, Battalion or Corps, to be by him examined, allowed and signed, and the said Accounts so allowed and signed, shall be and are hereby directed to be the proper Vouchers and Acquittal of such Quarter Master for the Application and Disposal of such Money.

Local Militia entitled to Pay during Periods of Annual Exercise, &c.

V. And be it further enacted, That the Officers and Non-Commissioned Officers, Drummers and Private Men of the Local Militia when assembled for Training shall be entitled to the same Pay and Allowance as the Regular Militia when drawn out and embodied: Provided always, that the said Pay and Allowances shall only extend to such Period or Periods for which the said Local Militia shall be called out for the Purpose of Annual Exercise or Training, or for suppressing Riots or Tumults, with the Addition of the Days of arriving at and Departure from and marching to and from the Place appointed for Exercise; any thing in any Act or Acts of Parliament to the contrary notwithstanding.

[Section 6. is the same as § 5. of 54 G. 3. c. 176. Section 6. of the former Act is omitted.]

Right to Chelsea Pensions not affected.

VII. Provided always, and be it further enacted, That no Adjutant, Quarter Master, Non-Commissioned Officer, Drummer or Private Man in the Local Militia entitled to receive any Chelsea Pension or Allowance, shall forfeit or lose his Right to the same by reason of his serving and receiving Pay in the Local Militia.

Adjutants, after Service of 30 Years and unfit for further Service, to receive Allowance.

VIII. And Whereas Persons appointed to act as Adjutants in the Local Militia may by Age or Infirmity be rendered incapable of doing the Duty thereof, and it is expedient that some Provision should be made for them in Consideration of their former Service; Be it enacted, That if any Adjutant who shall have served faithfully, either in His Majesty's Regular Forces or in the Regular or Local Militia for the full Term of Thirty Years in the whole, Fifteen of which he shall have served as an Adjutant of Regular or Local Militia, shall by Age or Infirmity be rendered unfit for further Service, he shall on producing to the Quarter Master of the Regiment, Battalion or Corps to which he shall belong, a Certificate of such Service of Thirty Years as aforesaid, from the Commanding Officers of the different Corps to which he shall have belonged, together with an Order from the Secretary of War, be entitled to receive, and the Quarter Master aforesaid shall be and he is hereby authorized and required to pay to such Person producing such Certificate and Order as aforesaid, an Allowance at the Rate of Six Shillings per Day: Provided always, that no Person shall be entitled to receive such Allowance as aforesaid, who shall have served for a less Term than Fifteen Years as an Adjutant of Regular or Local Militia, or who shall hold any Office or Employment of any Civil or Military, under His Majesty: Provided also, that no Adjutant shall be entitled to any Right he may have to Half Pay or Pension of receiving such Allowance as aforesaid, but shall be entitled to receive the same as well as such Allowance, as if he had not been an Adjutant.

Proviso.

Proviso.

IX. And be it further enacted, That in case any Regiment, Battalion or Corps, shall have already ceased and determined, or been reduced in its Establishment, or shall cease and determine, or be reduced in its Establishment during the Continuance of this Act, the Sum of Four Shillings *per Diem* shall be paid to such Person as has actually served as Adjutant to such Regiment, Battalion or Corps, from the Twenty fifth Day of *March* One thousand eight hundred and fifteen, or from the time such Regiment, Battalion or Corps, shall cease and determine, or be reduced in its Establishment, as the case may be, to the Twenty fifth Day of *March* One thousand eight hundred and sixteen: Provided always, that no such reduced Adjutant shall lose any Right he may have to Half Pay by reason of receiving such Allowance as last aforesaid, but shall be entitled to receive such Half Pay as well as such Allowance.

Reduced Adjutants to receive 4s. per Day.

Proviso.

[Sections 10—14. are the same as § 10—14. of 54 G. 3. c. 176.
Section 15. of the former Act is omitted.]

C A P. CLXVII.

An Act for defraying until the Twenty fifth Day of *June* One thousand eight hundred and sixteen, 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. [11th July 1815.]

[SECTION 1. is the same (except the Date) as § 1. of 54 G. 3. c. 177.]

II. And be it further enacted, That it shall and may be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to direct the Lords Commissioners of His Majesty's Treasury in *Ireland*, to issue and pay such further Sums as shall be requisite for the Payment of the necessary Charges of the packing and conveying of any such Clothing, and for any Alteration thereof to fit the Non Commissioned Officers and Private Men of the said Militia respectively.

Charges of packing, &c. Clothing provided for.

[Sections 3—8. are the same as § 2—7. of 54 G. 3. c. 177.]

IX. And be it further enacted, That the Subaltern Officers and Assistant Surgeons of the said Militia, who shall claim under the Authority of this Act to receive any Part of the said Allowances, shall, previous to receiving the same, and in order to entitle themselves thereto, take and subscribe an Oath before some one of His Majesty's Justices of the Peace for any County in the United Kingdom in which they shall respectively be, in the Words or to the Effect following; *widelicet*, [The Oath and the remainder of this Section are in the same Words as § 8. of 54 G. 3. c. 177.]

Subalterns claiming Allowances to take Oath.

[Section 10. is the same as § 9. of 54 G. 3. c. 177.]

XI. Provided always, and be it further enacted, That in case any Regiment or Battalion of the said Militia, after the disembodiment thereof, and before the respective Days hereinafter fixed for the Half-yearly Payment of the said Allowances, 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 Description of this Act, who shall have taken and subscribed the Oath hereinbefore mentioned, before any such Justice of the Peace as aforesaid, shall be entitled to the said Allowance,

If Militia not called out to annual Exercise, Subalterns, &c. still entitled to Allowance.

ance, as if such Subaltern Officer and Assistant Surgeon had regularly attended the annual Exercise and Training of such Regiment or Battalion during the Whole of the time by Law appointed for that Purpose, and as if a Certificate of such Attendance, signed by the Commanding Officer of the Regiment or Battalion, had been furnished to the Paymaster of the Regiment or Battalion.

[Sessions 12—22. are the same (except the Dates) as § 11—21. of 54 G. 3. c. 177.]

Expence of House for depositing Arms and Stores of Militia, &c. defrayed by County.

XXIII. And be it further enacted, That the Hire or Cost of any House or Place to be provided for the keeping of the Arms, Accoutrements, Clothing or other Stores, and for the Residence and Accommodation of the Permanent Staff belonging to any Regiment or Battalion of Militia in *Ireland*, when not embodied; that is to say, of the Paymaster, Adjutant, Surgeon and Quarter Master thereof, shall be defrayed by the County, and the necessary Sum for that Purpose shall be raised by Presentment of the Grand Jury of the said County, and which Presentment the Grand Jury of the County is hereby authorized and required to pass, on a Certificate signed by the Chief Secretary of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, or in the Absence of such Chief Secretary by the Under Secretary for the Military Department, and specifying the Costs incurred or to be incurred in building such House or Place, or the Rent agreed to be paid for the same, or both Costs and Rent, which Certificate shall be transmitted by such Chief Secretary to The Clerk of the Crown for such County, at any time prior to the First Day of the Assizes for such County, or if in the County or County of the City of *Dublin*, then prior to the First Day of the Presenting Term: Provided that in no case any greater Rent than Forty Pounds *Irish* Currency shall be presented by such Grand Jury for the annual Rent of such Place, nor a greater Sum than Two hundred Pounds *Irish* Currency shall be required for building such House; save only in such cases wherein the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, shall think proper specially to permit or order a greater Rent or Sum, and then not more than One hundred Pounds yearly net, exclusive of Taxes and Repairs, or a Sum of Five hundred Pounds; such Permission or Order to be certified to the Clerk of the Crown by the Chief Secretary, or in his Absence, the Under Secretary for the Military Department: Provided also, that the Grand Juries of such Counties shall be entitled to purchase Ground for building and erecting such House, in the same manner as they are now by Law entitled to purchase Ground for building County Gaols.

Proviso.

Proviso.

XXIV. And Whereas the Sums heretofore presented for such Purposes have been in some Instances found quite insufficient, and therefore larger Sums have been expended, or larger Rents agreed for, or both, and it is expedient and reasonable, that such extra Expences should be defrayed by the County: Be it therefore enacted, That in all cases where the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, shall think proper specially to permit or order a greater Rent or Sum, and then not more than One hundred Pounds yearly net, exclusive of Taxes and Repairs, or a Sum of Five hundred Pounds; such Permission or Order to be certified to the Clerk of the Crown by the Chief Secretary, or in his Absence, the Under Secretary for the Military Department: Provided also, that the Grand Juries of such Counties shall be entitled to purchase Ground for building and erecting such House, in the same manner as they are now by Law entitled to purchase Ground for building County Gaols.

Extra Expences for providing Places for Arms, &c. to be paid.

in the same manner in all respects as they could or might do under this Act, in case of an Agreement or Expenditure under or in pursuance of a previous Permission or Order made under this Act.

[Sections 25—27. are the same as § 23—25. of 54 G. 3. c. 177.]

C A P. CLXVIII.

An Act to explain and amend the Laws relating to the Militias of Great Britain, and Ireland.

[11th July 1815.]

WHEREAS Doubts have arisen whether Officers, Non Commissioned Officers or Private Men, in the Militia, can be tried or punished after the Expiration of Periods of Training and Exercising, or after the Militia shall be disembodied, for any Offence committed against any Act in force for the Punishment of Mutiny and Desertion, or the Articles of War made in pursuance thereof, during the Period of such Regiment being assembled for Training and Exercise, or of such Regiment being embodied, and it is expedient that such Doubts should be removed; 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 Officer, Non Commissioned Officer Drummer and Private Man of the Militia of Great Britain or Ireland, who shall, during the Period of the Regiment, Battalion or Corps to which he shall belong being assembled for Training and Exercise, or being embodied, have been guilty of any Offence against any Act of Parliament in force for the Punishment of Mutiny and Desertion, or any Articles of War made in pursuance thereof, may be tried by any General or Regimental Court Martial, consisting of Officers of the Militia, and if found guilty may be punished for such Offence, although the Regiment, Battalion or Corps to which such Officer, Non Commissioned Officer, Drummer or Private Man shall belong, shall have been dismissed after Training and Exercise, or shall have been disembodied, in like manner as any Officer, Non Commissioned Officer, Drummer or Private Man may be tried and punished during the Period of such Regiment, Battalion or Corps being assembled for Training and Exercise, or embodied.

42 G. 3. c. 90.

42 G. 3. c. 91.

49 G. 3. c. 120.

Offences committed, while Militia assembled for Training, or embodied, afterwards tried by Court Martial.

II. Provided always, and be it further enacted, That no such Officer, Non Commissioned Officer, Drummer or Private, shall be liable to be tried or punished for any such Offence committed during the Period of any such Regiment, Battalion or Corps being assembled for the Purpose of Training and Exercise, or embodied, unless the Charges against such Officer, Non Commissioned Officer or Drummer, or Private Man, shall have been made out and delivered within Six Months after the Regiment, Battalion or Corps shall have been dismissed after Training and Exercising, or disembodied.

Charges made out and delivered within Six Months after Training or being disembodied.

III. And be it further enacted, That whensoever in any of the said cases it shall be necessary that a General Court Martial should be held for any such Trial, it shall be lawful for His Majesty to signify His Pleasure to such and so many Lieutenants of Counties, Ridings, Stewartries, Shires or Places in Great Britain as His Majesty shall deem necessary, that Officers of their respective Counties will be required to assemble to form such Court, and every such Lieutenant shall thereupon give Orders to such Number of Officers as shall

General Courts Martial appointed, as if Militia embodied.

be

Pay and Allow-
ance to Officer.

Regimental
Courts Martial
appointed.

be required, who shall forthwith attend to form such Court, and that every such General Court Martial for the Trial of any Officer, Non Commissioned Officer, Drummer or Private Man of the Militia of *Ireland*, shall be appointed in the same manner, and by and under the same Orders and Authority in all respects, as if that Part of the Militia of the United Kingdom which shall have been raised and levied in *Ireland* were there drawn out and embodied as aforesaid; and all Officers who shall refuse or neglect to attend any such Courts Martial, shall be liable to be tried by a General Court Martial, to be assembled according to the Regulations of this Act, for such Disobedience of Orders; and all Officers attending to form such Courts shall be entitled to Pay during such Attendance, and to Two Shillings for every Mile for going to such Court Martial at the Commencement thereof, and returning after the Conclusion of the Proceedings of the Court; and every General Court Martial so appointed shall be sworn and held in the same manner as if the said respective Militias were drawn out and embodied at the time of holding the said Court Martial; and every such Court Martial shall have all such and the like Powers and Authorities, and shall be of the same Force and Effect in all respects as if the Militia from which the Officers thereof are assembled was then drawn out and embodied.

IV. And be it further enacted, That for holding a Regimental Court Martial in any of the said cases for which such Court Martial shall be proper, it shall be lawful for the Colonel of the Regiment or Battalion to appoint any Place which he shall think proper, within the County, City, Town or District to which such Regiment or Battalion shall belong, and to order any Officers of such Regiment or Battalion to attend and assist as Members of such Court Martial, who shall thereupon attend at the time required, and assist accordingly; and in Default of such Attendance shall be liable to be tried by a General Court Martial to be assembled pursuant to the Regulations of this Act, for such Disobedience of Orders, and the Officers who shall be Members of such Court Martial shall be entitled to the same Pay and Allowances as Officers who shall be Members of any General Court Martial, under the Authority of this Act.

C A P. CLXIX.

An Act to provide for the Charge of the Addition to the Public Funded Debt of *Great Britain*, for the Service of the Year One thousand eight hundred and fifteen. [11th July 1815.]

53 G. 3. c. 35.

§ 1.

WHEREAS by an Act passed in the Fifty third Year of His present Majesty's Reign, intituled *An Act to alter and amend several Acts passed in His present Majesty's Reign relating to the Redemption of the National Debt, and for making further Provisions in respect thereof*; it was enacted and declared, that for the Purposes of the said Act, an Amount of Public Debt equal to the whole Capital of the Public Debt in Perpetual Redeemable Annuities, on the Fifth Day of *January* One thousand seven hundred and eighty six, should be deemed to be satisfied and discharged, and so much of the Capital Stock so purchased and transferred as therein mentioned should stand in the Names of the said Annuity for the Service of

of the National Debt in the Books of the Governor and Company of the Bank of *England*, as Parliament by any Act or Acts of the said Session should or might direct, should be cancelled in like manner as if the same had been transferred to the said Commissioners for the Redemption of Land Tax, pursuant to the Provisions of the several Acts thereunto relating, in order to make Provision for the charge of any Addition to be made to the Public Funded Debt of *Great Britain*, by way of Loan, or in any other manner for the Service of the Year One thousand eight hundred and thirteen; and that when and so soon as such a further Amount of the Capital Funded Debt of *Great Britain* should have been purchased by the said Commissioners, or transferred to them for the Redemption of Land Tax, or the Purchase of Life Annuities, as together with the Amount so already purchased or transferred as aforesaid, should have produced an Interest or yearly Dividend equal in Amount to the whole annual Charge in Perpetual Redeemable Annuities of the Public Debt of *Great Britain*, existing on the Fifth Day of *January* One thousand seven hundred and eighty six, the said Commissioners should thereupon certify and declare the same to the Lord High Treasurer, or Commissioners of the Treasury for the time being, who should cause the said Certificate and Declaration to be published in the *London Gazette*, and to be laid before Parliament (if Parliament should be then sitting), but if Parliament should not be then sitting, then within Fourteen Days after the next Meeting of Parliament, and so from time to time whenever such a further Amount of the Capital Funded Debt of *Great Britain* should have been purchased or transferred as aforesaid, as should be equal to the whole Capital, and should have produced an Interest or yearly Dividend equal in Amount to the whole annual Charge in Perpetual Redeemable Annuities of each Loan contracted since the said Fifth Day of *January* One thousand seven hundred and eighty six, the said Commissioners should from time to time thereupon in like manner certify and declare the same to the Lord High Treasurer, or Commissioners of the Treasury for the time being, who should in like manner cause every such Certificate and Declaration to be published in the *London Gazette*, and to be laid before Parliament; and whenever any such Certificate and Declaration should have been so made, published and laid before Parliament as aforesaid, the Amount of Public Debts to which such Certificate and Declaration should relate should from time to time be deemed and taken to be wholly satisfied and discharged, and an equal Amount of Capital Stock standing in the Names of the said Commissioners in the Books of the Governor and Company of the Bank of *England*, or of the *South Sea Company*, should be considered to be redeemed by Parliament, and should from time to time be cancelled as above mentioned, at such times and in such Proportions as should be directed by any Act or Acts of Parliament to be passed for that Purpose, in order to make Provision for the Charge of any Addition to be made to the Public Funded Debt of *Great Britain* by way of Loan or in any other manner; and it was thereby further enacted, that whenever the Amount of the Sum to be raised by way of Loan, or in any other manner, which might create an Addition to the Public Funded Debt of *Great Britain*, in that or any future Year, should

95.

' exceed the Sum which on the First Day of *February* should have
 ' been or should be estimated to be applicable in the same Year to
 ' the Reduction of the National Debt, then and in every such case
 ' an annual Sum, amounting to the One hundredth Part of the
 ' Capital Stock created by so much only of the Monies raised by
 ' way of Loan, or in any other manner as aforesaid, in the Year, as
 ' should be equal to the Sum so estimated to be applicable to the
 ' Reduction of the National Debt within the same Year, should be
 ' issued at the Receipt of the Exchequer to the Account of the said
 ' Commissioners in the manner directed by the said therein recited
 ' Act of the Thirty second Year of His present Majesty, and with
 ' respect to the Excess of the Monies which might be so raised in
 ' any Year by way of Loan or in any other manner as aforesaid, a
 ' bove the estimated Sum applicable to the Reduction of the National
 ' Debt within the same Year, such an annual Sum as should be equal
 ' to One Half of the Interest of such Excess, should be set apart
 ' out of the Monies composing the Consolidated Fund, and should
 ' in like manner be issued at the Receipt of the Exchequer to the
 ' Governor and Company of the Bank of *England*, to be by them
 ' placed to the Account of the said Commissioners: And Whereas
 ' the Sum which on the First Day of *February* One thousand eight
 ' hundred and fifteen was estimated to be applicable in the present
 ' Year to the Reduction of the National Debt amounted to Eleven
 ' millions three hundred and twenty four thousand seven hundred
 ' and sixty Pounds: And Whereas by Two several Acts passed in
 ' this present Session of Parliament, intituled *An Act for granting*
 ' *Annuities to discharge certain Exchequer Bills*; and also, intituled
 ' *An Act for granting Annuities to discharge certain Exchequer*
 ' *Bills; and for raising a Sum of Money by Annuities, for the Service*
 ' *of Great Britain*, the Sum of Eleven Millions one hundred and
 ' twenty seven thousand five hundred Pounds in Exchequer Bills,
 ' and the Sum of Seven millions and eight thousand and eighty nine
 ' Pounds Three Shillings and Six pence in Money have been sub-
 ' scribed to be funded in the Five Pounds *per Centum* Consolidated
 ' Annuities: And Whereas by another Act passed in the present
 ' Session of Parliament, intituled *An Act for raising the Sum of Thirty*
 ' *six Millions by way of Annuities*, the Sum of Twenty seven Mil-
 ' lions was raised for the Service of *Great Britain*: And Whereas
 ' the Charge of the said several Sums will amount to the Sum of
 ' Three millions six hundred and eighty nine thousand three hundred
 ' and fifty one Pounds Ten Shillings and Two pence One Farthing:
 ' And Whereas it is expedient to make Provision for a Part of such
 ' Charge in the manner directed by the said recited Act; 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 Sum of Seven Millions seven hundred
 ' ninety six thousand four hundred Pounds, Four Pounds *per Centum*
 ' Bank Annuities, and the Sum of Fifty one millions two hundred
 ' seventy one thousand four hundred and sixty seven Pounds, Three
 ' Pounds *per Centum* Reduced Annuities, standing in the Names of
 ' the Commissioners for the Reduction of the National Debt in the
 ' Books of the Governor and Company of the Bank of *England*, shall,
 ' from and after the Tenth Day of *October* One thousand eight hun-
 ' dred

Ante, c. 52.

Ante, c. 74.

Ante, c. 124.

7,796,400l.
 Four per Cents,
 and 51,271,467l.
 Three per Cents
 Reduced, stand-
 ing in Bank
 Books in Names
 of Commissioners
 for Reduction of
 National Debt,

dred and fifteen, be respectively cancelled, and the Interest or Dividends which would have been payable thereon shall from thenceforth respectively cease to be issued from the Receipt of the Exchequer, or to be charged upon the Consolidated Fund; and the Money which would have been applicable to the Payment thereof shall remain and be a Part of the growing Produce of the Consolidated Fund of *Great Britain*, for the Purpose of defraying in Part the Charge occasioned by the Additions made or to be made to the Public Funded Debt of *Great Britain* in the present Year.

cancelled, and Dividends to form Produce of Consolidated Fund.

II. And be it further enacted, That the Monies arising from the Permanent Duties of Customs, Excise and Postage granted by several Acts in the last and present Session of Parliament, shall be deemed a permanent Increase to the Public 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 of Parliament passed in the present Session of Parliament.

Duties granted in last and present Session permanent Increase to Revenue, &c.

C A P. CLXX.

An Act to amend an Act passed in the last Session of Parliament, for better regulating the Office of Agent General for Volunteers and Local Militia, and for the more effectually regulating the same.

[11th July 1815.]

WHEREAS an Act was passed in the Fifty fourth Year of the Reign of His present Majesty, intituled *An Act to repeal an Act passed in the Fifty second Year of His present Majesty, for better regulating the Office of Agent General for Volunteers and Local Militia; and for the more effectually regulating the said Office, and to make further Provisions for the Regulation of the Office of Agent General*: And Whereas it is in the said recited Act enacted, that the Agent General should be authorized and empowered to apply for Money for the Militia when disembodied, the Local Militia and Volunteers, or any other Service to which he should be authorized by the Secretary at War to act as Agent General, and to issue and account for the same agreeably to the Provisions in the said Act contained: And Whereas it is expedient that the said Agent General should also be empowered to act as Agent General for the Militia when embodied or called out into actual Service, or for any Part thereof, if authorized by the Secretary at War as 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 it shall be lawful for the said Agent General, if authorized as aforesaid, to apply for, receive, disburse and account for all Sums of Money granted for the Pay, Clothing and Contingent Expences of the Regular Militia, or any Part thereof, when embodied or ordered out on actual Service, in the same manner as the Monies required for the Service of the Militia when disembodied have hitherto been applied for, received, disbursed and accounted for.

54 G. 3. c. 151.

§ 2.

Agent General may act for Militia when embodied in same manner as when disembodied.

II. And be it further enacted, That all Provisions, Directions, Clauses, Matters and Things whatever in the said recited Act of the last Session of Parliament shall extend and be construed to extend to all Sums to be issued to or received by and to all Payments made by

Provisions of 54 G. 3. c. 151. extended to Act.

such Agent General, on account of the Regular Militia when embodied or called out on actual Service.

C A P. CLXXI.

An Act to continue, for One Year, certain Acts for the better Prevention and Punishment of Attempts to seduce Persons serving in His Majesty's Forces by Sea and Land from their Duty and Allegiance to His Majesty, or to incite them to Mutiny or Disobedience. [11th July 1815.]

‘WHEREAS the several Acts 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 Two Acts made in the Thirty seventh Year of the Reign of His present Majesty, the One in the Parliament of *Great Britain*, and the other in the Parliament of *Ireland*, for the better Prevention and Punishment of Attempts to seduce Persons serving in His Majesty's Forces by Sea or Land from their Duty and Allegiance to His Majesty, or to incite them to Mutiny or Disobedience; which Acts were to continue in force for the Term in the said recited Acts respectively mentioned; and which said recited Acts, by several Acts made in the Parliaments of *Great Britain* and *Ireland*, have been further continued, and are now in force until the First Day of *August* One thousand eight hundred and fifteen, shall be and the said Acts are hereby further continued, on and from the said First Day of *August* One thousand eight hundred and fifteen, for the Space of One Year and no longer.

37 G. 3. c. 70.
37 G. 3. (1.)
c. 40.
continued.

C A P. CLXXII.

An Act to provide for the Support of captured Slaves during the Period of Adjudication. [11th July 1815.]

‘WHEREAS the Acts now in force for the Abolition of the Slave Trade have not sufficiently provided for the Support and Maintenance of Slaves during the time when they may be waiting Adjudication as Prize of War, or as forfeited or liable to Forfeiture to His Majesty, or otherwise proceeded against under and by virtue of any Law: And Whereas it is expedient that further Provisions be made, in order to insure the necessary Support and Maintenance for such Slaves during the time they may be so waiting Adjudication;’ 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, when any Native or Natives of *Africa*, held and treated as Slaves, or other Person, or Persons, held or treated as Slaves, within the Provisions of any Act of Parliament passed for the Abolition of the Slave Trade, shall be captured or seized as Prize of War, or as forfeited or liable to Forfeiture to His Majesty, or otherwise proceeded against in and by virtue of any Law, and brought to Adjudication in the High Court of Admiralty, or

Provisions for
Subsistence of
Slaves during
Adjudication
to be furnished.

in any Court of Vice Admiralty, or in any Court in His Majesty's Colonies or Plantations, or elsewhere within His Majesty's Dominions, which is or may be authorized to hold Jurisdiction in such cases, it shall be lawful for the Person or Persons claiming any Right or Property in, or the Possession of such Slaves, and he is hereby required to put such Slaves on Shore; and it shall be lawful for the Collector or other Chief Officer of the Customs in such Port or Place in which such Slaves shall be brought to Adjudication, and he is hereby required, to direct Enquiry to be made, whether the Persons or Person claiming any Right or Property in or the Possession of such Slaves, shall have furnished, or shall be willing and able to furnish, sufficient Food and Necessaries for the Support and wholesome Maintenance of the said Slaves during the Proceedings which may have been or may be instituted respecting such Slaves; and such Collector or other Chief Officer of the Customs shall, as soon as may be, report to the Governor or Lieutenant Governor, or other Person exercising the Authority of Governor in such Colony or Plantation or Place, the result of such Enquiry; and if it shall appear to the said Governor or Lieutenant Governor, or other Person exercising the Authority of Governor, that sufficient Food and Necessaries for the wholesome Maintenance of such Slaves during the Proceedings so instituted, or to be instituted as aforesaid, have not been furnished; and if the Persons or Person claiming any Right or Property in or to such Slaves shall refuse or afterwards neglect or omit to supply proper Food and Necessaries for the Support and wholesome Maintenance of the said Slaves during such Proceedings, the said Governor or Lieutenant Governor, or other Person exercising the Authority of Governor, in such Colony or Plantation or Place, being satisfied of the Truth of the Report so made to him, shall authorize the said Collector or Chief Officer of the Customs to take on himself the immediate Care and Custody of such Slaves, and to provide proper Food and Necessaries for such Slaves during the Proceedings so instituted or to be instituted in any such Court as aforesaid, until the said Court shall have made its Decree, have † the Force and Effect of a definitive Sentence, condemning or restoring the said Slaves; and in case the said Court shall by such Decree absolutely restore or condemn such Slaves, the said Court shall, on Application made to him by the said Collector or Chief Officer of the Customs so providing or having provided for the support and Maintenance of such Slaves as aforesaid, direct the Accounts for the Provisions and Necessaries so supplied for the said Slaves, to be brought into the Registry of the Court and examined, and direct the same, when confirmed, to be a Charge on the said Slaves, to be defrayed by the Person receiving Possession thereof under the Decree of such Court.

II. Provided nevertheless, That in case the Court shall not immediately restore or condemn the said Slaves, by Decree having the Force and Effect of a definitive Sentence, but shall direct further Proof to be made in the Cause, whereby the Restitution or Condemnation shall be deferred, and the Person claiming any Right or Property in or the Possession of the said Slaves, shall not have supplied, or at any time pending Proceedings in that Court shall refuse or neglect to supply proper Food and Necessaries for the said Slaves, it shall be lawful for the Court to direct a Valuation to be made of such Slaves, and to decree such Slaves, after such Valuation had and

† &c.

If Subsistence
not furnished,
Slaves delivered
up.

approved by the Court, to be delivered over to such Officer or Person as may be appointed by His Majesty to receive Slaves condemned to His Majesty's Use, according to the Provisions of an Act passed in the Forty seventh Year of His Majesty's Reign, intituled *An Act for the Abolition of the Slave Trade*; and the same shall be dealt with and treated in all respects according to the Provisions of the said Act save and except that the Bounty shall not be due or payable for such Slaves but in the Event of final Condemnation according to the Provisions of the said Act.

III. And be it further enacted, That if on further Proof the Slaves shall be decreed to be restored, and there be no Appeal, and the said Slaves shall have been delivered over as above directed, Restitution shall be made in the Value of the said Slaves, according to the Valuation as above directed, together with Interest thereon, such Sums being deducted therefrom as may have been expended for the Support and Maintenance of the said Slaves by the Collector or Chief Officer of the Customs, as before directed, and shall remain unpaid; and the Value so adjusted shall be paid by the Treasurer of the Navy, in the same manner as Bounties are now paid for Slaves condemned to His Majesty's Use under the aforesaid Act passed in the Forty seventh Year of His Majesty's Reign, on the Production of the official Copy of the Sentence of Restitution, with the Valuation endorsed thereon by the Registrar of the said Court or his Deputy.

IV. And be it further enacted, That in all cases in which there shall have been a Decree, having the Force and Effect of a Definitive Sentence, restoring or condemning the said Slaves, and the same shall be suspended by Appeal, it shall be lawful for the Court, notwithstanding such Appeal, and it is hereby required, to proceed forthwith to direct the Slaves so detained, to be valued as above directed; and after such Valuation had and approved by the Court, to be delivered over to such Officer or Person as may be appointed to receive Slaves condemned to His Majesty's Use, according to the Provisions of the aforesaid Act, passed in the Forty seventh Year of His Majesty's Reign, as if the same had been finally condemned to His Majesty; and such Slaves shall be treated and dealt with, in all respects, in the same manner as if they had been finally condemned to His Majesty; save and except that the Bounties shall not be due or payable thereon but in the Event of final Condemnation to His Majesty, according to the Provisions of the said Act.

V. And be it further enacted, That in all cases in which such Slaves shall be finally restored in the Court of Appeal, Restitution in Value shall be made, for the Use of the Claimant or Proprietor thereof, according to the Valuation made as above directed, subject always to Revision in the Court of Appeal, together with Interest thereon, such Sums being deducted therefrom as may have been expended for the Support and Maintenance of the said Slaves by the Collector or Chief Officer of the Customs, as above directed; and the Value so adjusted shall be paid by the Treasurer of the Navy, in the same manner as Bounties are directed to be paid for Slaves condemned to His Majesty under the aforesaid Act, passed in the Forty seventh Year of His Majesty's Reign, on the Production of an official Copy of the final Sentence of Restitution, with the Valuation

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

Exception.

Restitution
made for Slaves.

47 G. 3. Sess. 1.
c. 36. § 8.

Restitution in
Value made
with Interest,
and paid as
Bounties.

47 G. 3. Sess. 1.
c. 36. § 8.

Exception.

In cases of Ap-
peal, Restitution
made when
Property re-
stored.

17 G. 3. Sess. 1.
c. 36. § 8.

ation of the said Slaves endorsed thereon by the Registrar of the said Court or his Deputy.

VI. Provided always, and be it enacted, That nothing herein contained shall extend to prevent the said Courts, or any of them, having Jurisdiction in the principal Cause, from adjudging and decreeing the Captors, Seizors or Prosecutors in any such Cause as aforesaid, to pay out of their own proper Monies, in addition to the Restitution in Value directed to be made as aforesaid, such further Sums in the nature of Costs or Damages, as the said Court shall decree, where it shall appear to such Court that the Capture, Seizure or Prosecution, or the Appeal thereon on the behalf of the Captor, Seizor or Prosecutor, shall not be justified by the circumstances of the case.

Captors liable to Costs and Damages notwithstanding Restitution.

VII. And be it further enacted, That the Provisions of the said Act, passed in the Forty seventh Year of His present Majesty's Reign, for the Disposal of Slaves condemned to His Majesty's Use, and for the Payment of Bounty thereon, in cases of Capture by Ships of War or Privateers, shall be applied to all cases of Slaves captured or seized and condemned as Prize of War, during the last War, or that may hereafter be captured, seized or condemned as aforesaid, or otherwise forfeited, or liable to Forfeiture to His Majesty, or subject to condemnation, by any Law whatsoever.

Provisions of 47 G. 3. Sess. 1. c. 36. extended to Act.

C A P. CLXXIII.

An Act for the better Protection of the Trade of the United Kingdom during the present Hostilities with France.

[11th July 1815.]

WHEREAS it will add to the Security of Trade to prevent Ships sailing without Convoy, except in certain cases; 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 not be lawful for any Ship or Vessel belonging to any of His Majesty's Subjects (except as is hereinafter provided) to sail or depart from any Port or Place whatever, unless under the Convoy and Protection of such Ship or Ships, Vessel or Vessels as shall or may be appointed for that Purpose.

Vessels not to sail from any Port without Convoy;

II. And be it further enacted, That the Master or other Person having the Charge or Command of every such Ship or Vessel which shall sail or depart under the Protection of Convoy, shall and is hereby required to use his utmost Endeavours to continue with such Convoy during the whole of the Voyage, or during such Part thereof, as such Convoy shall be directed to accompany and protect such Ship or Vessel, and shall not wilfully separate or depart therefrom upon any Pretence whatever, without Order or Leave for that Purpose from the Officer having the Command of such Convoy.

nor wilfully separate from Convoy without Leave.

III. And be it further enacted, That if any Master or other Person having the Charge or Command of any such Ship or Vessel which by this Act is required not to sail or depart without Convoy, shall, contrary to the Directions contained in this Act, sail or depart from any Port or Place whatever (except as hereinafter is provided)

Masters of Vessels acting contrary to Directions of Act.

without such Convoy as shall be appointed for that Purpose, or shall afterwards desert or wilfully separate or depart from such Convoy, without Leave obtained from the Captain or other Officer in His Majesty's Navy entrusted with the Charge of such Convoy, before such Ship or Vessel shall have arrived at the Port or Place of her Destination, or so far on her Voyage as such Convoy shall be directed to accompany and protect such Ship or Vessel, every such Master or other Person having the Charge or Command of such Ship or Vessel shall forfeit for every such Offence the Sum of One thousand Pounds; and in case the Whole or any Part of the Cargo of any such Ship or Vessel shall consist of Naval or Military Stores, every Master or other Person having the Charge or Command of such Ship or Vessel so laden with Naval or Military Stores, who shall fail or depart without such Convoy as aforesaid, or shall afterwards desert or wilfully separate or depart from such Convoy without Leave obtained as aforesaid, shall forfeit for every such Offence the Sum of One thousand five hundred Pounds: Provided nevertheless, that it shall be lawful for the Court out of which the Record for the Trial of any Action or Suit for the Recovery of any such Penalty shall issue, to mitigate or lessen the same as the said Court in their Discretion shall think fit, having regard to the circumstances of the case and the Value of the Ship and Cargo, so as by such Mitigation the Penalty be made not less than Fifty Pounds.

Penalty.
If Cargo consists
of Naval or
Military Stores.

Penalty.

**Penalty miti-
gated.**

**Insurances void
in certain cases.**

IV. And be it further enacted, That in case any such Ship or Vessel shall fail or depart without Convoy, or shall afterwards desert or wilfully separate or depart from such Convoy contrary to the Provisions of this Act, every Policy of Insurance, or Contract or Agreement for any Insurance upon such Ship or Vessel, or upon any Goods, Wares or Merchandize, laden or to be laden on board thereof, or upon any Property, Freight or other Interest arising out of the same, whereon Insurances may lawfully be made, and which shall be the Property of the Master or other Person having the Charge or Command of such Ship or Vessel so sailing without Convoy, or wilfully quitting the same, or of any Person interested in such Ship or Vessel or Cargo, who shall have directed or have been any way privy to or instrumental in causing such Ship or Vessel to fail without Convoy or wilfully separating therefrom, shall be null and void to all Intents and Purposes, both at Law and in Equity, any Contract or Agreement to the contrary notwithstanding; and that nothing shall be recovered thereon by the Assured for Loss or Damage, or for the Premium or Consideration in the nature of a Premium which shall have been given for such Insurance; and if any Party to such Insurance, his, her or their Executors or Administrators, any Broker, Agent or other Person, shall knowingly make or effect, or procure to be made or effected, or shall negotiate or transact any Settlement upon such Insurance, or pay or allow in Account, or agree to pay or allow in Account, or otherwise, any Sum or Sums of Money upon any Loss, Peril or Contingency, relative to any such Insurance, every such Person shall, for every such Offence, forfeit the Sum of Two hundred Pounds.

Penalty.

**Bond taken
from Masters of
Vessels not to
fail or depart
without Convoy.**

V. And be it further enacted, That it shall not be lawful for any Officer or Officers of His Majesty's Customs in *Great Britain* or *Ireland* to permit or suffer any Ship or Vessel, which is by this Act required not to fail or depart without Convoy, to be cleared

Out-

Outwards from any Port or Place in the United Kingdom to Foreign Parts, until the Master or other Person having the Charge or Command of such Ship or Vessel shall have given Bond to His Majesty, his Heirs and Successors, with One sufficient Surety, in the Penalty of the Value of such Ship or Vessel, which Bond shall be taken by the Collector or other Principal Officer of the Customs at such Port or Place, who is hereby authorized and required to take such Security with Condition that such Ship or Vessel shall not fail or depart without Convoy, contrary to the Directions contained in this Act, and shall not afterwards desert or wilfully separate or depart from such Convoy without Leave obtained from the Captain or other Officer in His Majesty's Navy, entrusted with the Charge of such Convoy, before such Ship or Vessel shall have arrived at her Port or Place of Destination, or so far on her Voyage as such Convoy shall be appointed to accompany and protect such Ship or Vessel.

VI. Provided always, and be it further enacted, That nothing in this Act contained by which Ships or Vessels are required not to fail or depart without Convoy, shall extend or be construed to extend to any Ship or Vessel which is not required to be registered by any Act or Acts of Parliament in force on or immediately before the passing of this Act, or to any Ship or Vessel for which a Licence shall be granted to fail or depart without Convoy either by the Lord High Admiral of the United Kingdom of *Great Britain and Ireland*, or by the Commissioners for executing the Office of Lord High Admiral for the time being, or any Three or more of them, or by such Person or Persons as shall be duly authorized by him or them or any Three or more of them for that Purpose, or to any Ship or Vessel proceeding with due Diligence to join Convoy from the Port or Place at which the same shall be cleared Outwards, in case such Convoy shall be appointed to fail from some other Port or Place, except nevertheless as to the Bond hereby required to be taken upon the Clearance Outwards of such Ship or Vessel, or to any Ship or Vessel bound from any Port or Place within the United Kingdom to any other Port or Place within the same.

Act not to extend to Vessels not required to be registered, nor to Vessels licensed by Admiralty, &c.

VII. Provided also, and be it further enacted, That no Fee, Gratuity or Reward shall be demanded or received for any Licence granted in pursuance or under the Authority of this Act.

No Fee for Licence.

VIII. And Whereas it would not be expedient or possible to appoint separate Convoys to sail from each of several contiguous Foreign Ports; Be it further enacted, That it shall and may be lawful to and for the Lord High Admiral of the United Kingdom of *Great Britain and Ireland*, or the Commissioners for executing the Office of Lord High Admiral of the said United Kingdom for the time being, or any Three or more of them, whenever they shall judge it expedient for the Benefit and Security of the Trade of His Majesty's Subjects, to appoint One Foreign Port or Place at which the Ships and Vessels trading from certain other Foreign Ports or Places should assemble for the Purpose of taking Convoy, to cause Notice from time to time to be given in the *London and Dublin Gazettes*, and also at the Custom Houses and Consular Offices of such Ports and Places in Foreign Parts, that one or more Convoy or Convoys will fail from the Ports or Places to be named in such Notice for the Protection of the Trade of and from those Parts, and that if any Master or other Person having the Charge or Command of any Merchant Ship

Admiralty to appoint Ports for Vessels in Foreign Ports to assemble.

or Vessel cleared out or intending to sail from any Port or Place at which such Notice shall have been so given, shall not proceed with such Ship or Vessel to such Port or Place so appointed for the Assembly of such Convoy or Convoys, and shall not use his utmost Endeavours to join and take the Benefit of such Convoy; he shall be taken and considered to have sailed without Convoy contrary to this Act, and shall be liable to all Penalties and Forfeitures herein provided against Persons so sailing without Convoy: Provided also, that if any Ship or Vessel not hereby required to take Convoy shall nevertheless place herself under Convoy of any of His Majesty's Ships, such Ship or Vessel shall thereafter be liable to all the Provisions of this Act.

Proviso.

Act not to prevent Vessels from sailing where no Convoy appointed, &c.

IX. Provided also, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to any Ship or Vessel sailing or departing without Convoy from any Foreign Port or Place, nor to subject the Master thereof or any other Person to any of the Rules, Regulations, Provisions, Penalties or Forfeitures hereby prescribed, directed and imposed, in case there shall not be any Convoy appointed for such Ships or Vessels, nor any Person or Persons at such Foreign Port or Place, duly authorized by the Lord High Admiral of *Great Britain*, or the Commissioners for executing the Office of Lord High Admiral for the time being, or any Three or more of them, to appoint Convoys for such Ships or Vessels, or to grant Licences to such Ships or Vessels to sail or depart without Convoy, or in case that such Notice as aforesaid shall not have been given of another Port or Place to which the Ships or Vessels sailing from such Foreign Port or Place should proceed for the Purpose of taking Convoy.

Notice given to Masters of Vessels to have on board such Flags, &c. as necessary to answer Signals, &c.

X. And be it further enacted, That it shall and may be lawful to and for the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or the Commissioners for executing the Office of Lord High Admiral for the time being, or any Three or more of them, or such Person as shall be duly authorized by him or them, or any Three or more of them, for that Purpose, to give Notice that all Masters and other Persons having the Charge or Command of any Ships or Vessels which are by this Act required not to sail or depart without Convoy, shall have on board their respective Ships or Vessels such Flags, Vanes or other Materials as shall be necessary for the Purpose of distinguishing such Ships or Vessels, and of enabling such Masters or other Persons to answer the Signal or Signals made by the Captain or other Officer in His Majesty's Navy entrusted with the Care of such Convoy, such Flags, Vanes or other Materials to be provided by such Master and other Persons having the Charge and Command of any Ships or Vessels which are required by this Act not to sail without Convoy, which Notice shall be inserted in the *London* and *Dublin Gazette* and transmitted to the Commissioners of His Majesty's Customs in *England*, *Ireland* and *Scotland*, in order to the same being by them sent to the principal Officers of the Customs at the several Ports, for the Information of the Persons concerned, and that after such Notice no such Ship or Vessel shall be cleared Outwards, until it shall appear to the Satisfaction of the proper Officer of the Customs that the Ship is provided with such Flags, Vanes or other Materials.

XI. And

XI. And be it further enacted, That if any Ship or Vessel, which by this Act is required not to fail or depart without Convoy, shall be in imminent Danger of being boarded or taken Possession of by the Enemy, the Master or other Person having the Charge or Command of such Ship shall make Signals by firing Guns or otherwise, to convey Information of his Danger to the Rest of the Convoy as well as to the Ships of War under the Protection of which he is sailing; and that in case of such Ship being boarded and taken Possession of, he shall destroy all Instructions confided to him relating to the Convoy; and every Master or Person having the Charge and Command of such Vessel, who shall neglect to make such Signals, or shall wilfully neglect to make such Signals, or shall wilfully omit to destroy such Instructions as before mentioned, shall, for every such Offence, forfeit a Sum not exceeding the Sum of Two hundred Pounds.

Vessels in Danger from Enemy, to make Signals, and in case of being boarded Instructions destroyed.

Penalty.

XII. Provided always, and be it further enacted, That nothing in this Act contained, with respect to Ships or Vessels sailing or departing without Convoy, or afterwards deserting or wilfully separating from such Convoy, shall extend or be construed to extend to any Ship or Vessel which shall sail or depart from the Islands of *Guernsey, Jersey, Alderney, Sark or Man*, or either of them, for or on account of such Sailing or Departure on or before the First Day of *August* One thousand eight hundred and fifteen, or from any other Port or Place in *Europe*, on or before the First Day of *September* One thousand eight hundred and fifteen, or from any other Port or Place in the *West Indies*, or any other Part of *America*, on or before the First Day of *October* One thousand eight hundred and fifteen, or from any Port or Place in *Africa or Asia*, on or before the First Day of *November* One thousand eight hundred and fifteen.

Not to extend to Vessels sailing from certain Places at Periods herein mentioned.

XIII. And be it further enacted, That One Moiety of all Pecuniary Penalties and Forfeitures hereby imposed, as far as the same relate to Ships or Vessels sailing without Convoy, or wilfully separating or departing from such Convoy, or not proceeding to join and take the Benefit of Convoy as hereinbefore mentioned, or to Insurances, shall, if sued for within the Space of One Year from the time of any such Penalty or Forfeiture being incurred, be to His Majesty, his Heirs and Successors, and the other Moiety thereof, with full Costs of Suit, to the Person or Persons who shall inform or sue for the same within the time aforesaid, unless such Penalty or Forfeiture shall be sued for by His Majesty's Attorney General in *England or Ireland*, or Advocate in *Scotland*, in which case the whole thereof shall belong to His Majesty, and which Penalty or Forfeiture shall and may be sued for in any of His Majesty's Courts of Record at *Westminster*, in His Majesty's Court of Exchequer at *Edinburgh*, or in any of His Majesty's Courts of Record at *Dublin*, by Action of Debt, Bill, Plaint or Information, whether the Offence shall have been committed in any Part of the United Kingdom, or at Sea, or in Parts beyond the Seas, provided the Person incurring such Penalty or Forfeiture shall be within the Jurisdiction of the Court in which such Action shall be brought at the time of the Commencement hereof, or of Service of Process upon him, and in which Action no Effoin, Privilege, Wager of Law, or more than One Impar lance, shall be allowed; and in Default of Prosecution within the time hereinbefore limited, no such Penalty or Forfeiture shall be afterwards recoverable, except in the Name of His Majesty's Attorney General

Penalties how sued for and applied.

General in *England or Ireland*, or Advocate in *Scotland*, by Information in the respective Courts aforesaid, in which case the whole of such Penalty or Forfeiture shall belong to His Majesty, his Heir and Successors; and that all Penalties and Forfeitures, and Shares of Penalties and Forfeitures, incurred as aforesaid, belonging to His Majesty, his Heirs or Successors, shall be paid into the Hands of the Receiver General of His Majesty's Customs in *England, Ireland and Scotland* respectively, for the time being, and shall go to and be deemed and taken as Part of the Consolidated Funds of *Great Britain and Ireland* respectively.

Consolidated Fund.

Proceedings on Prosecutions for Penalties stopped.

XIV. Provided always, and be it further enacted, That in case any such Prosecution shall be commenced by any Person or Persons for the Recovery of any such Penalty or Forfeiture as aforesaid, it shall and may be lawful for His Majesty's Attorney General in *England and Ireland*, or Advocate in *Scotland*, in case it shall appear to their Satisfaction respectively that such Penalty or Forfeiture was incurred without any Intention of Fraud, to stop all further Proceedings on every such Prosecution of such Penalty or Forfeiture to which any such Person may claim to be entitled, upon such Terms nevertheless as to Costs and otherwise as any such Attorney General or Advocate shall think reasonable.

Instructions to Masters of Vessels indorsed by the Senior Officer of Convoy.

XV. And be it enacted, That the Senior Officer of every Convoy to be appointed for the Protection of Trade shall cause to be indorsed on a Copy of the Instructions and Orders to the respective Masters or other Persons having the Charge or Command of the different Ships and Vessels sailing under his Protection, the Days of the Month and Year when Copies of such Instructions and Orders were delivered on Board such respective Ships and Vessels, and the Names of the Persons respectively to whom the same were so delivered, and the Names of the Persons delivering the same.

A& not carried into Execution till ordered.

XVI. Provided always, and be it further enacted, That none of the Provisions of this A& shall be in force until His Majesty, by and with the Advice of His Privy Council, shall order the same to be carried into Execution.

Limitation of A&ions.

XVII. And be it further enacted, That if any Action or Suit shall be brought or commenced against any Person or Persons for any thing done in pursuance of this A&, such Action or Suit shall be commenced within Three Calendar Months next after the Fact committed and not afterwards, and shall be laid in the County or Place where the Cause of Complaint did arise and not elsewhere; and the Defendant or Defendants in every such Action or Suit may plead the General Issue, and give this A& and the special Matter in Evidence at any Trial to be had thereupon; and if the Jury shall find for the Defendant or Defendants in any such Action or Suit, 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, the Defendant, or ~~Defendants~~ shall have Treble Costs and have the like remedy for the same as any Defendant hath in any other cases to recover Costs ~~therein~~.

General Issue.

Treble Costs.

Vessels employed in Newfoundland Fishery may sail without Convoy.

XVIII. Provided always, and be it further enacted, That it shall be lawful for any Ship or Vessel employed in the Newfoundland Fishery, being wholly laden with Fish or other Produce of the said Fishery, or with Articles of the Growth or Produce of the said Island

Island of *Newfoundland*, or Coast of *Labrador*, to sail or depart from any Port or Place within the said Island or on the said Coast (except as hereinafter is provided) without being accompanied with or being under the Protection of Convoy, or without a Licence having been obtained, authorizing such Ship or Vessel so to sail or depart.

XIX. Provided always, and be it further enacted, That nothing in this Act shall extend or be construed to extend to permit or allow any Ship or Vessel to sail or depart from the Port of *Saint John's* in the said Island of *Newfoundland*, without being under the Protection of Convoy or without Licence being first obtained for that Purpose, during the time any Admiral or other Person duly authorized by the Lord High Admiral of *Great Britain*, or by the Commissioners for executing the Office of Lord High Admiral for the time being, to grant Licences for permitting Ships or Vessels to sail or depart without being under the Protection of Convoy, shall be stationed or resident at the said Port of *Saint John's*.

But not to extend to Port of *St. John's*.

XX. And be it further enacted, That this Act shall be and continue in force during the present Hostilities with *France*.

Continuance of Act.

C A P. CLXXIV.

An Act to extend the Exemption granted by Law on Coals and Culm for which the Coast Duties have been duly paid, on being again exported and carried to any other Place in this Kingdom, to Cinders or Coked Coals burnt from Pit Coal, which has paid the Coast Duties. [1st July 1815.]

WHEREAS Coals or Culm for which the Coast Duties have been duly paid or secured at the Importation or Landing thereof are by the Laws in force exempt from the Payment of any further Duty upon being again exported and carried to any other Place of this Kingdom; and it is expedient to extend this Exemption to Cinders, or Coked Coals burnt from Pit Coal, which has paid the Coast Duties; 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, no Duty of Customs shall be charged or payable upon any Cinders or Coked Coals brought or carried Coastwise from any Port or Place in *Great Britain*, into any other Port or Place of *England* or *Wales*, provided it shall appear by a Certificate under the Hands and Seals of the Collector and Comptroller of the Customs of the Port where the said Cinders or Coked Coals were taken on board, that the same and every Part thereof were made of Pit Coal which had been brought Coastwise and there landed; and that the Duties of Customs due and payable by Law at the time of the Importation and Landing thereof had been duly paid to the proper Officers of the Customs; but on Failure to produce such Certificate to the Collector and Comptroller of the Customs at the Landing Port as aforesaid, the said Cinders or Coked Coals shall be subject and liable to the Payment of such and the like Duty as they would have been subject and liable to if this Act had not been made.

Cinders or Coked Coal carried Coastwise not liable to Duty if made from Pit Coal which paid Duty.

C A P. CLXXV.

An Act to continue until the First Day of *August* One thousand eight hundred and sixteen, Two Acts of the Fiftieth and Forty fifth Years of His present Majesty, allowing the bringing of Coals, Culm and Cinders, to *London* and *Westminster*, by Inland Navigation. [11th July 1815.]

50 G. 3. c. 110.

‘ 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*, which was continued by Two Acts of the Fifty first and Fifty third Years of His present Majesty’s Reign until the First Day of *August* One thousand eight hundred and fifteen, and it is expedient that the Act 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 Act shall be and the same is hereby continued from the First Day of *August* One thousand eight hundred and fifteen, until the First Day of *August* One thousand eight hundred and sixteen.

[51 G. 3. c. 29.

§ 2.

53 G. 3. c. 135.

§ 1.]

continued.

45 G. 3. c. 128.

‘ II. And Whereas by an Act passed in the Forty fifth Year of the 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 Whereas by Schedule (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*, 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: And Whereas the said recited Acts were further continued by Two Acts of the Fifty first and Fifty third Years of His present Majesty, until the First Day of *August* One thousand eight hundred and fifteen: And Whereas it is expedient 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 of the said *Grand Junction* and *Paddington* Canals nearer to *London* than the Stone or Post, and

[46 G. 3. c. 104.

47 G. 3. Sess. 1.

c. 34.

48 G. 3. c. 95.

49 G. 3. c. 98.

51 G. 3. c. 29.

§ 1.

53 G. 3. c. 135.

§ 2.]

54 G. 3. c. 128.

and the said recited Act of the Forty ninth Year of His present Majesty 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 sixteen.

49 G. 3 c. 98.
Sch (A.)
Construtive,
continued.

C A P. CLXXVI.

An Act for allowing certain Tiles to be made Duty free to serve for Draining. [11th July 1815.]

WHEREAS Tiles bent into the Semi-elliptical Form prescribed by an Act made in the Thirty fourth Year of the Reign of His present Majesty King *George* the Third, or as nearly into the said Form as may be, made free of Duty, for the Sole Purpose of draining wet or marshy Land, frequently require an horizontal Foundation or support made of Stone, Brick or Tile to prevent the Edges of such Draining Tiles from sinking down into the wet or marshy Land in which they are laid for draining the same; and it is therefore expedient to allow such Flat Tiles as are hereinafter mentioned, made for the sole Purpose of serving for the Foundations or Support of such Draining Tiles, to be made free of Duty; 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 fifteen, it shall and may be lawful to and for any Person or Persons whatever, to make, for the sole Purpose of serving for the Foundations or Support of Tiles bent into the Semi-elliptical Form prescribed by the said Act made in the Thirty fourth Year of His said Majesty's Reign, or as nearly into the said Form as may be, and of the Dimensions and Lengths allowed by the said Act and another Act made in the Forty second Year of His said Majesty's Reign, to be used for the Purpose of Draining wet or marshy Lands, flat Tiles not exceeding One Inch in Thickness, each thereof having at one End a semicircular Projection, and at the other a Semicircular Arch or Indent, such Projection and Arch being Portions of Circles of equal Diameters, and each such Tile being also not less than Nine Inches in Length and not exceeding Seven Inches in Breadth, such Flat Tiles being also perforated with circular Holes, each thereof being not less than Two Inches in Diameter, and the Sum of the Areas of such Holes in each such Flat Tile amounting to not less than a Quarter Part of the Surface or superficial Content of such Flat Tile, and no such flat Tile being fit or proper for the Purpose of being used in Building, or in the Roof or Covering of any Houle, Shed or other Building whatever, without being charged or chargeable with any Duty for or in respect of such Flat Tiles; any thing in any Act or Acts of Parliament contained to the contrary in any wise notwithstanding.

34 G. 3. c. 15.
§ 2.

Tiles may be made of a certain Construction to serve for Draining, Duty-free.

42 G. 3. c. 93.
§ 22.

[See further as to *Draining Tiles*, 46 G. 3. c. 138. § 3, 4.]

C A P.

C A P. CLXXVII.

An Act for the further Prevention of Frauds in the Manufacture of Sweets. [11th July 1815.]

‘ WHEREAS, notwithstanding the Laws in force for the Prevention thereof, Makers of Sweets for Sale when they have Occasion to send or deliver Sweets to their Customers, do from time to time draw and take the same from their Steeps of Sweets containing greater Quantities than the Quantities so sent or delivered, and having so done, do immediately make Quantities of new Sweets equal and answerable to such Quantities so sent or delivered, and do then put in or mix such new Sweets to and with the remaining Part and Parts of such their Sweets in the Steep, all which being frequently done and performed without the least Privy or Knowledge of the Officers of Excise, who should make Charges of the Duties for and in respect of such new Sweets so made as aforesaid, they the said Officers of Excise for the Want of Discovery and due Notice thereof, neither do or can make such Charges, whereby His Majesty is very much defrauded of and in his Duties upon Sweets;’ For the Prevention whereof, 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 fifteen, all and every Maker and Makers of Sweets or Made Wines for Sale shall, before he, she or they shall begin to draw off any Sweets or Made Wine from any Steep, or from any Vessel or Utenfil in which the same shall have been made or manufactured, give to the Officer of Excise, under whose Survey such Maker or Makers shall then be, Six Hours’ Notice in Writing within the Limits of the Chief Office of Excise in *London*, and Twelve Hours’ Notice in Writing in other Places in *Great Britain*, of his, her or their Intention so to draw off any Sweets or Made Wine; and of the time when and the particular Steep, Vessel or Utenfil from or out of which such Sweets or Made Wine shall be intended to be drawn off, and the Quantity thereof; and such Officer shall, if he shall deem it expedient so to do, attend to see such Sweets or Made Wine so drawn off; and if such Officer shall attend for that Purpose, all such Sweets or Made Wine shall at the time specified in such Notice be, with all due Diligence and Dispatch, drawn off in the Presence of such Officer; and if any such Maker or Makers shall draw off any Sweets or Made Wine without giving such Notice as is in that behalf hereinbefore directed to be given; or shall neglect or refuse to draw off with all due Diligence and Dispatch, such Sweets or Made Wine on such Officer’s Attendance, such Maker or Makers so offending shall, for each and every such Offence, forfeit and lose the Sum of Fifty Pounds, together with all such Sweets or Made Wine drawn off without such Notice having been given as aforesaid.

Makers to give Notice to Officer of Excise before Sweets drawn off, and to state Quantity.

Neglecting.

Penalty.

Makers not subject to Penalty for not specifying Quantity in

II. Provided always, and be it further enacted, That nothing hereinbefore contained shall extend or be deemed or construed to extend to subject any Maker or Makers of Sweets or Made Wines for Sale to the said last mentioned Penalty or Forfeiture, for or by reason

reason of his, her or their not specifying in his, her or their Notice of his, her or their Intention to draw off any Sweet or Made Wines the Quantity thereof, in case the Whole of the Sweets or Made Wines at that time contained in the Steep Vessel or Utenfil mentioned in such Notice, shall under or by virtue of such Notice, be intended to be drawn off; and such Maker or Makers shall have specified in such Notice that the whole of such Sweets or Made Wines are so intended to be drawn off; and if the whole thereof shall be actually drawn off with all due Diligence and Dispatch, and the pressing out of the Remains of such Sweets or Made Wines from the Fruit finished within the Space of Seventy two Hours at the farthest from the time of the Commencement of such drawing off; any thing hereinbefore contained to the contrary in any wise notwithstanding.

III. And be it further enacted, That no Maker or Makers of any Kind of Sweets or Made Wines, other than Mead, for Sale, shall sell or send out any Liquor made by Infusion, Fermentation or otherwise, from Fruit or Sugar, or from Fruit or Sugar mixed with any other Ingredients or Materials whatsoever, commonly called *Sweets*, or called or distinguished by the Name of *Made Wines*, in any less Quantity than in a whole Cask containing Fifteen Gallons, on Pain of forfeiting for each and every such Offence the Sum of Fifty Pounds.

IV. And be it further enacted, That, from and after the First Day of *August* One thousand eight hundred and fifteen, all and every Person and Persons whatsoever who shall have in his, her or their Custody or Possession any Liquor made by Infusion, Fermentation or otherwise, from Fruit or Sugar, or from Fruit or Sugar mixed with any other Ingredients or Materials whatsoever commonly called *Sweets*, or called or distinguished by the Name of *Made Wines*, exceeding the Quantity of One hundred Gallons, shall be deemed and taken to be a Maker of Sweets or Made Wines, other than Mead, for Sale, and shall be subject to the Survey of His Majesty's Officers of Excise.

V. 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 Pain, Penalty or Forfeitures may be sued for, 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 will inform, discover or sue for the same.

Notice if whole of Quantity contained in Vessel drawn off.

Makers not to send out Sweets in less Quantity than Casks of 15 Gallons. Penalty.

Having in Possession Sweets exceeding 100. Gallons deemed Makers.

Penalties how levied and applied.

C A P. CLXXVIII.

An Act to revive and continue, until the Twenty fifth Day of *March* One thousand eight hundred and twenty, an Act of the Twenty eighth Year of His present Majesty, for the more effectual Encouragement of the Manufacture of Flax and Cotton in *Great Britain*. [11th July 1815.]

23 G. 3. c. 77. revived and continued.

exception.

WHEREAS the Law hereinafter mentioned has by Experience been found useful and beneficial, and it is expedient that the same should be revived and 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 third Year of the Reign of His present Majesty, intituled *An Act for the more effectual Encouragement of the Manufacture of Flax and Cotton in Great Britain*, which was to continue in force for Two Years from the First Day of *January* One thousand eight hundred and four, and from thence to the End of the then next Session of Parliament; and which said Act was by several subsequent Acts revived and further continued until the Twenty fifth Day of *March* One thousand eight hundred and fifteen, shall be and the same is hereby revived and further continued from the said Twenty fifth Day of *March* One thousand eight hundred and fifteen until the Twenty fifth Day of *March* One thousand eight hundred and twenty, except so much of either of the said Acts as relates to allowing a Drawback of the Duties of Customs on the Importation of Brimstone used and consumed in making Oil of Vitriol.

C A P. CLXXIX.

An Act to revive, amend and continue, until the Twenty fifth Day of *March* One thousand eight hundred and twenty one, 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; and to repeal certain Laws relating to the Allowance of Salt, Duty-free, for the *North Seas* and *Iseland Fisheries*. [11th July 1815.]

41 G. 3. (G. B.) c. 21. § 1—16. 24—29. 32. revived and continued.

42 G. 3. c. 3. § 1.

43 G. 3. c. 29. § 4.

44 G. 3. c. 35. § 5.

51 G. 3. c. 84. § 6.

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 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 an Act made in the Forty first (a) 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 continuing the Bounty of Fish in Bulk or in Barrels; and for allowing the Use of Salt, Duty-free, in the preserving of Fish in Bulk or in Barrels, as was continued by Four Acts of the said Forty first Year of His Majesty

(a) [The Act 41 G. 3. c. 21. § 1.]

fourth and Fifty first Years of the Reign of His present Majesty, until the Twenty fifth Day of *March* One thousand eight hundred and fifteen (save where the same is altered by this Act), shall be and the same is hereby revived and further continued, until the Twenty fifth Day of *March* One thousand eight hundred and twenty one.

II. And Whereas it is expedient that the proportional Credit or Allowance by the said Act prescribed should be altered, so far as the same relates to Cod, Ling or Hake, cured and preserved under the Authority of the said Act by dry-salting in Bulk; Be it therefore enacted, That, from and after the passing of this Act, there may be given for or in respect of Cod, Ling or Hake, cured and preserved by dry-salting in Bulk, and produced to the proper Officer of Excise in a good, wholesome and merchantable State, a Credit or Allowance not exceeding Fifty Pounds of Salt for every One hundred Weight of such Cod, Ling or Hake, so cured, preserved and produced as aforesaid: Provided always nevertheless, that nothing hereinbefore contained shall extend or be deemed or construed to extend to authorize the making or giving any Credit or Allowance for Salt used in the salting, curing or preserving any such Cod, Ling or Hake, beyond the Quantity of Salt actually and *bona fide* employed and spent in the curing and preserving thereof by dry-salting in Bulk; any thing hereinbefore contained to the contrary in any wise notwithstanding.

41 G. 3. (G. B.)
c. 21. § 11.

Allowance given
for every Cwt.
of Cod, &c.

III. And, to the Intent that no Bounty may be given, granted, allowed or paid for or in respect of any such Cod, Ling or Hake, so cured or preserved by dry-salting in Bulk, be it further enacted, That the Master of every Vessel in or on board of which any such Cod, Ling or Hake, so cured or preserved by dry-salting in Bulk, shall be imported or brought into any Port in *Great Britain*, in which the same are intended to be unshipped, landed or put on Shore, or the Owner or Proprietor of such Cod, Ling or Hake shall, on the unshipping or landing thereof, and before the same shall be removed from the Shore, cut off in the Presence and to the Satisfaction of the proper Officer of Excise, Part of the Tail of all such Cod, Ling or Hake; and in case any such Cod, Ling or Hake shall be removed from the Shore before the Part of the Tail thereof shall be so cut off in manner aforesaid, the same shall be forfeited, and the Master of the said Vessel, or the Owner or Proprietor of such Cod, Ling or Hake so removed, shall forfeit and lose the Sum of Fifty Pounds.

No Bounty allowed on Cod, &c. so cured.

Part of Tails cut
off in Presence
of Officer on
landing.

Penalty.

IV. And Whereas it is expedient that an Act made in the Twelfth Year of the Reign of Her late Majesty Queen *Anne*, intituled *An Act for allowing a Drawback upon the Exportation of Salt to be made use of for the curing of Fish taken at North Seas, or at Iceland*; and also that so much and such Parts of an Act made in the Twenty fifth Year of His present Majesty's Reign, intituled *An Act for the further Encouragement of the British Fisheries*, as hereinbefore mentioned, should be repealed; Be it therefore enacted, That from and after the passing of this Act, the said Act made in the Twelfth Year of the Reign of Her said late Majesty Queen *Anne*; and also so much and such Parts of the said Act made in the said Twenty fifth Year of His said present Majesty's Reign, as relates to the taking from any Salt Works or Salt Pits *British Salt for the salting or curing of Fish* without paying any Duty for the same, and

12 Ann. Stat. 2.
c. 2.

25 G. 3. c. 65.
§ 7, 8. 10—13.
repealed.

the Provisions of the said Act for the Prevention of Frauds relating to such Salt, shall be and the same is and are hereby repealed.

[Act 41 Geo. 3. (G.B.) c. 21.]

41 G. 3. (G. B.)
c. 21.

In what Pro-
portion Salt
taken on board,
Duty-free, for
curing Fish.

Before Salt re-
ceived, Duty-
free, Entry made
at Excise Office
of Name of
Party, &c. and
Bond given for
duly accounting
for Salt.

WHEREAS in order to procure a large Supply of good and whole-
some Fish, it is expedient to allow Salt to be used, Duty-free, for
a limited time, for the Purpose of curing or preserving Herrings,
Pilchards, Mackarel, and all other Kinds or Species of whole-
some Fish, either in Bulk, or in Barrels; 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,
during the Continuance of this Act, it shall be lawful for any Person
or Persons who shall catch or take, or purchase and cure or preserve
any Herrings, Pilchards, Mackarel, or any other Kind or Species of
wholesome Fish, or who shall fit out any Vessel for such Purpose, or
to take and ship on board his or their Vessel, from his or their own
Stock of Salt, or from the Stock of Salt of any other Fish Curer, of
whom such Person or Persons shall purchase, or with whom he or
they shall contract for Salt, any Quantity of Salt, Duty-free, that shall
be deemed necessary for curing or preserving the Fish which may be
expected to be taken or purchased in the Trip or Voyage in or upon
which he or they shall immediately intend to dispatch or employ his
or their Vessel: Provided always, that no Person or Persons shall
be allowed to ship or have on board any Vessel, at any time, any
greater or larger Quantity of Salt, than in the Proportion of Ten
Bushels for every Ton Burthen, by Admeasurement of the Vessel in or
on board of which such Salt shall be taken or shipped: Provided also,
that before any Person or Persons whatever shall receive into his or
their Custody or Possession, or take or ship on board any Vessel or
Vessels, any Quantity of Salt, free of Duty, for the Purpose of salting,
curing or preserving Fish, such Person or Persons shall make Entry
in Writing at the next Office of Excise, of his or their Name or Names,
and Place or Places of Abode, and of the Number and Situation of
every Warehouse, which he or they shall intend to make use of for the
keeping or storing of Salt, and shall also give Bond or Security (a)
to be approved by the Commissioners of Excise, or the Person or Persons
who shall be appointed or employed by them for that Purpose, in the
Sum of Five hundred Pounds, that he or they will duly account (a)
with the proper Officer or Officers of Excise, according to the Direc-
tions of this Act, for all the Salt which he or they shall at any time
take, ship, receive or have on board his or their Vessel or Vessels,
for the Purpose of salting, curing or preserving of 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 that no Part of such Salt, so taken, shipped, received or
had on board any such Vessel or Vessels as aforesaid, shall be fraudu-
lently sold or disposed of, contrary to the true Intent and Meaning of
this Act.

(a) [See 51 G. 3. c. 82. § 7.]

II. And

II. And be it further enacted, That all and every Persons or Person intending to ship any such Salt for the Purpose aforesaid, shall give to the proper Officer of Excise of the Port or Place from whence such Salt shall be taken and shipped, a Notice in Writing specifying his or their Name or Names, the Name of the Vessel on board which the Salt is intended to be shipped, the Name of the Master thereof, the Burthen or Tonnage of such Vessel, the Place to which such Vessel is bound, the particular Sorts or Species of Fish expected to be taken or purchased and cured, and the exact and true Quantity and Species of Salt intended to be shipped or put on board such Vessel.

III. And be it further enacted, That it shall be lawful for any known and entered Fish Curer or Fish Curers, to deliver any Part of his Stock of Salt, Duty-free, into the Custody or Possession of any Person or Persons who shall have made Entry and given Bond or Security, in pursuance of and according to the Directions of this Act, for taking, or purchasing and curing or preserving Fish: Provided always, that such Salt shall be delivered under, subject and according to the Rules, Regulations and Restrictions provided and prescribed by an Act passed in the Thirty eighth Year of the Reign of His present Majesty, for transferring the Management of the Salt Duties to the Commissioners of Excise, and for other Purposes.

IV. And be it further enacted, That when and so soon as any Salt shall have been shipped or taken on board any Vessel for the Purpose of curing or preserving Fish as aforesaid, it shall be lawful for the proper Officer of Excise to whom the Notice of shipping such Salt shall have been delivered as aforesaid, and such Officer is hereby authorized and required to give and grant to the Owner, Proprietor or Master of such Vessel, a Certificate specifying the Name of the Vessel and of the Master thereof, the Tonnage or Burthen of such Vessel, the Quantity and Species of Salt taken, had or received on board such Vessel, and the Name or Names of the Person or Persons from whose Stock of Salt the same was taken and shipped, the Place from whence taken and shipped, the time when shipped, and the Place to which the Vessel on board which the same shall be so shipped is bound.

V. And be it further enacted, That if any Owner or Owners, Proprietor or Proprietors, or Master of any Vessel on board which any Salt shall be so taken or shipped as aforesaid, shall unship or unlade, or cause or procure to be unshipped or unladen, or wilfully or knowingly permit or suffer to be unshipped or unladen, any Part of any Cargo of salted or cured Fish, except at some lawful Quay within the Kingdom of Great Britain, he, she or they, shall forfeit for every such Offence, the Sum of One hundred Pounds.

VI. And be it further enacted, That within Twenty four Hours after any such Vessel on board of which any Salt shall have been taken or shipped as aforesaid, shall arrive at the Port of which the Cargo of such Vessel is to be unladen or delivered, the Master of such Vessel shall make Entry in Writing with the proper Officer of Excise of such Port, specifying the Quantity and Kinds or Species of salted or cured Fish of which the Cargo of such Vessel shall consist; that is to say, if Herrings, the Quantity, according to the exact and true Number of Crans of Thirty four Gallons each, English Wine Measure, of fresh Herrings, which were taken or received on board his Vessel; if Pilchards or Mackerel, the exact and true Number of Barrels, consisting of Fifty Gallons each of the like Measure, which were taken or received

Persons intending to ship Salt, to give Notice to Excise Officer of certain Particulars.

To whom Fish Curers may deliver any Part - Stock of Salt, of Duty free. Salt delivered under 38 G. 3. c. 89.

When Salt shipped, Excise Officer to give Certificate.

Unshipping cured Fish except at a lawful Quay.

Penalty.

Within 24 Hours after Arrival at Port of unshipping Cargo of Vessel on board of which Salt shall have been taken, Master to make Entry with Excise Officer, who shall go on board and examine and grant

Permission for unloading, and if he require it, in his Presence. Master neglecting, &c. to make Entry, &c. Penalty.

on board fresh; and if any other Kind or Species of Fish, the exact and true Number of Barrels of Two hundred Pounds Weight each, or the exact and true Weight of such Fish; and also the exact and true Quantity of Salt actually employed and spent in curing and preserving such Fish respectively, and likewise the true Quantity of Salt which shall be then remaining, in or on board his Vessel, unused; and thereupon the proper Officer of Excise shall go on board and inspect and examine all such Fish and Salt, and shall grant Permission, in Writing under his Hand, for unloading and landing all such Fish, which, if required by such Officer, shall be unladen (and if in Bulk, measured or weighed) by such Master, in the Presence of the proper Officer of Excise; and if any such Master shall neglect or refuse to make such Entry as aforesaid, or make any false Entry, or shall refuse to unlade the salted Fish of which his Cargo shall consist, and to measure or weigh such Part thereof as shall be imported in Bulk, in the Presence of the proper Officer of Excise, he shall forfeit, for every such Offence, the Sum of One hundred Pounds.

Certificates received in respect of Salt, produced to Excise Officer by whom Cargo inspected, who shall, if satisfied, indorse thereon Quantity of Fish cured and landed, and Quantity of Salt remaining; and Officer of Port from which Salt taken, shall give Credit for such Salt as shall appear to have been used, and permit remainder to be warehoused, &c. Certificate.

VII. And be it further enacted, That the Certificate which shall have been received by any such Master for or in respect of any such Salt as aforesaid, shall be produced to the proper Officer of Excise by whom the Cargo of the Vessel on board which the Salt, for or in respect of which such Certificate as aforesaid shall have been granted, shall be inspected, examined and taken account of; and if such Officer shall be satisfied that the Salt specified in such Entry to have been used, shall have been fairly and bona fide spent and consumed in preserving or curing the salted Fish of which the Cargo shall consist, according to the Directions of this Act, then and in such case such Officer shall indorse on such Certificate the true Quantity of Fish cured or preserved and landed out of such Vessel, and the exact Quantity of Salt remaining on board; which Certificate, being produced to and left with the proper Officer of Excise of the Port or Place at which or from whence the Salt to which such Certificate may have Reference shall have been shipped or taken on board such Vessel, such last mentioned Officer shall give Credit for or write off from the Account of the Person or Persons who shall stand charged in the Books or Accounts of the Excise with such Salt, so much Salt as shall appear by the Indorsement of the proper Officer of Excise on such Certificate to have been actually used, spent and consumed, in curing and preserving Fish, according to the true Intent and Meaning of this Act, and shall permit and allow all the Salt remaining unused in or on board such Vessel, to be returned into the Warehouse from whence the same was taken, and shall write off or give Credit for the Quantity of Salt actually so returned, or shall permit the same to be taken out, by and at the Option of the Master or Owner of the Vessel, for curing or preserving Fish on his next subsequent Trip or Voyage, either with or without any additional Quantity of Salt (not exceeding in the whole the Proportion hereinbefore mentioned), as he or they shall deem necessary; and every such Officer of Excise shall, upon such subsequent Trip or Voyage, and upon such Notice as is hereinbefore required, give to the Master of such Vessel, such and the like Certificate as is by this Act before directed.

Masters to make Oath of Entry and that they have not included any Fish

VIII. Provided always, and be it further enacted, That in every such Certificate directed, the Master of the Vessel shall make Oath

(which Oath such Officer is hereby authorized and empowered to administer) to the Truth of such Entry, and every Part thereof, and that he has not taken or received on board his Vessel, or included in his Entry, any Fish whatever, save and except such Fish only as hath been fairly and bona fide salted, cured and preserved, on board the Vessel of which he is the Master, nor any Fish which he has any reason to know or believe have been imported on board any other Vessel whatever; that he has not directly or indirectly sold, embezzled or fraudulently disposed of, or concealed, or conveyed away, or suffered any other Person or Persons to sell, embezzle, dispose of, or conceal or convey away, any Part of the Salt taken, shipped or laden on board his Vessel, for salting, curing or preserving Fish.

but what have been fairly cured on board, &c.

IX. And be it further enacted, That it shall be lawful for any Officer of Excise, at all times, to go and remain on board any such Vessel as aforesaid, and to inspect, examine and take Account of all Salt, and salted Fish, and other Articles or Commodities whatsoever, in or on board such Vessel.

Excise Officers may go on board, and take Account of Salt and salted Fish.

X. And be it further enacted, That if the Quantity of salted or cured Fish actually unloaded or delivered from on board any such Vessel as aforesaid in the Presence of the proper Officer of Excise, shall fall short of the Quantity specified in such Entry as aforesaid, in the Proportion of One Part in Five of the whole Quantity specified in such Entry, that then and in such case such Entry shall be deemed and taken to be a false and untrue Entry, and the Master making the same shall forfeit the Sum of One hundred Pounds.

If Fish unloaded short 1-5th Part of Quantity entered. Penalty.

XI. And be it further enacted, That no Credit or Allowance for Salt used in the salting, curing or preserving Fish, under the Directions or Authority of this Act, shall, at any time or in any case, be made or given beyond the Quantity of Salt actually and bona fide employed and spent in the salting, curing and preserving the Fish, for which such Credit or Allowance shall be claimed; nor shall any such Credit or Allowance exceed the following Proportions; that is to say, for every Cran consisting of Thirty four Gallons, English Wine Measure, of Herrings, actually salted, cured, preserved and produced to the proper Officer of Excise in a good, wholesome and merchantable State, Sixty five Pounds Weight of Salt; for every Barrel of Fifty Gallons, of the like Measure, of Pilchards or Mackarel, so salted, cured, preserved and produced as aforesaid, Ninety five Pounds Weight of Salt; for every One hundred Weight of all other Fish, so salted, cured, preserved and produced as aforesaid, Twenty two Pounds Weight of Salt; any thing in this or any other Act or Acts of Parliament to the contrary in any wise notwithstanding. [See 55 G. 3. c. 179. § 2.]

Credit or Allowance for Salt used in curing Fish not to exceed Quantities specified.

XII. And be it further enacted, That no further or other Credit or Allowance for Salt shall be made, given or granted, for or in respect of any Fish for which the Credit or Allowance of Salt, by this Act given or granted, shall be claimed, set off or allowed.

No further Allowance granted.

XIII. And be it further enacted, That no Bounty shall be given, granted, allowed or paid for or in respect of any Fish whatever, salted, cured or preserved, under the Authority, Directions or Provisions of this Act, other than and except such Herrings as shall be cured and legally packed as Red Herrings.

No Bounty given for Fish cured under Act except Red Herrings.

XIV. And be it further enacted, That the Master of every Vessel in or on board of which any salted Fish taken and cured under the Authority

Masters of Vessels importing salted Fish into

Port of London, to make Entry and Oath with Excise Officer at Gravesend, and unlade into Boats, Cargo in his Presence.

Authority and Direction of this Act, shall be imported or brought into the Port of London, shall make the Entry and Oath hereinbefore directed, with and before the proper Officer of Excise at Gravesend and shall then and there take out and unlade into proper Boats or Lighters, all his Cargo of salted Fish, in the Presence of the proper Officer of Excise, in the manner, according to the Directions, and subject to the Penalty in case of Neglect, Refusal or false Entry, which is hereinbefore directed, in respect of Vessels arriving with and unlading salted Fish at any lawful Quay in Great Britain.

Concealing, &c. Salt shipped for curing Fish.

XV. And be it further enacted, That if any Person or Persons whatsoever shall clandestinely or fraudulently conceal, embezzle, sell, dispose of, or carry or convey away, any Salt that shall be taken or shipped on board any Vessel for the salting, curing or preserving of Fish, under the Powers and Authorities by this Act given or granted, every such Person or Persons shall, for every such Offence, forfeit the Sum of Fifty Pounds; and all Salt so concealed, embezzled, sold, disposed of or carried or conveyed away, together with the Package containing the same, shall be forfeited, and the same shall and may be seized by any Officer or Officers of the Customs or Excise.

Penalty.

Salt forfeited.

Herrings in Bulk cured as Red Herrings, or for Exportation to Ireland, like Quantity of Salt allowed as for Herrings in Bulk for Home Consumption.

XVI. And be it further enacted, That it shall be lawful for any Person or Persons to take, purchase and salt and preserve Herrings in Bulk, either for the Purpose of curing the same as Red Herrings, or for immediate Exportation to Ireland; and such Person shall be allowed such and the like Quantity of Salt for every Cran (consisting of Thirty four Gallons of such Herrings) as is allowed for curing and preserving Herrings in Bulk for Home Consumption; provided the Master of such Vessel shall comply with and conform to the several Rules, Regulations and Restrictions by this Act directed; and provided also, that the Master of every Vessel intending to export Herrings in Bulk to Ireland, shall make a like Entry and Oath, with the Officer of Excise, at the Port nearest to which the Herrings on board his Vessel, shall have been taken, as is required by this Act to be made for or in respect of Vessels arriving with salted Fish to be landed at any Port in Great Britain, and shall permit and allow the proper Officer of Excise, to inspect, examine and take Account of all such Herrings accordingly.

Excise Officers may take Account of Pilchards cured and packed in Custody of entered Fish Curer, and at Expiration of a Month give him a Debenture of Number of Barrels.— Before such Account taken, Owner, upon being required, shall deliver Declaration of Number of Barrels of Pilchards in his Custody, and whether any Debenture has been made out, or Bounty allowed, Penalty. § 17. On Production of Debenture to Collector of Excise, he shall pay same Bounty as on Pilchards exported. § 18. Officer shall brand Barrels of which an Account shall have been taken. § 19. Altering, &c. Marks on Barrels, &c. Penalty. § 20. Before any Bounty paid on Pilchards, Owner to make Oath that no Bounty has been paid, and that they are merchantable Fish. § 21. Such Pilchards may be sold for Home Consumption, or for Exportation, but only in original Barrels, unless sold by Retail, in less Quantity than a Barrel. § 22. No other Bounty than that given by Act paid for such Pilchards exported. § 23. [Sessions 17—23. are expired.]

Bond or Certificate not subject to Stamp Duty.

XXIV. And be it further enacted, That no Bond or Security given or taken for Salt to be used or employed in curing or preserving Fish,

nor

nor any Certificate made out in relation to any such Salt, shall be subject to any Stamp Duties; any thing in this or any other Act or Acts of Parliament to the contrary in any wise notwithstanding.

XXV. And be it further enacted, That no Fee, Gratuity or Reward, shall be taken or received by any Officer or Officers of the Revenue, for or on Pretence of preparing or making out any Bond, Certificate or Permission required by this Act, or for or under any other Account or Pretence whatever, on Pain of forfeiting the Sum of Five Pounds.

No Fee taken by Revenue Officers.

XXVI. And be it further enacted, That if any Person or Persons shall counterfeit, forge or alter, or cause to be counterfeited, forged or altered, any Certificate in any case in which a Certificate is by this Act required to be used, given or granted, or shall forge, counterfeit or alter, or cause to be forged, counterfeited or altered any Indorsement or any such Certificate, every such Person so offending shall forfeit Five hundred Pounds.

Penalty. Forging, &c. Certificates, &c.

XXVII. And be it further enacted, That any Person or Persons who shall be convicted of wilfully taking a false Oath in any of the cases in which an Oath is required to be taken by this Act, shall be liable to the Pains and Penalties to which Persons are liable for wilful and corrupt Perjury.

Penalty. Perjury.

XXVIII. And be it further enacted, That if any Person or Persons whatever shall resist, oppose, molest, hinder or obstruct, any Officer or Officers of the Customs or Excise, in the due Execution of this Act, every such Person or Persons so offending shall, for every such Offence, forfeit the Sum of Two hundred Pounds.

Obstructing Officers. Penalty.

XXIX. And be it further enacted, That it shall and may be lawful for the Owners or Consignees of any such Cargo of Fish, salted or cured under the Provisions of this Act, or the Master of any such Vessel laden with any such Fish as aforesaid, under this Act, to discharge and unlade, and cause to be discharged and unladen, all such Fish as aforesaid, by such Persons, and in such Manner, and at such Times and Places (except as is provided by this Act with respect to the Officers of Excise), as such Owners, or Consignees, or Masters, respectively, shall judge proper; and no Person or Persons employed by any such Owner, Consignee or Master, in unloading any such Fish, or discharging any such Vessel, shall be liable to any Penalty or Forfeiture or subject to any Restriction in respect thereof; and no Port or other Fees or Dues shall be payable or paid in respect of the unloading of any such Fish or discharging of any such Vessel; any Act or Acts, Law, Custom or Usage to the contrary notwithstanding.

Cargoes unladen as Owners shall judge proper (except as to Excise Officers).

Persons employed in taking or curing Fish or preparing to depart on Voyage, or returning therefrom not impressed till October 15. 1801, upon Certificate from Officers of Customs. § 30. EXP. Bounty granted by 38 G. 3. c. 89. § 3. on White Herrings discontinued until October 15. 1801, § 31. [Revived and continued, 42 G. 3. c. 3. § 1. continued, 43 G. 3. c. 39. § 4. — 44 G. 3. c. 35. § 4. but now expired.]

Port Fees.

XXXII. 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

Penalties, &c. how recovered, &c.

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 any such Fine, Penalty or Forfeiture, shall be to His Majesty his Heirs and Successors, and the other Moiety to him or them who will inform, discover or sue for the same.]

C A P. CLXXX.

An Act to revive and continue, until the Fifth Day of July One thousand eight hundred and sixteen, an Act of the Forty sixth Year of His present Majesty's Reign, for granting an additional Bounty on the Exportation of the Silk Manufactures of Great Britain. [11th July 1815.]

46 G. 3. c. 110.

WHEREAS it is expedient that an Act made in the Forty sixth Year of His present Majesty's Reign, intituled *An Act for granting during the Continuance of the present War, and until Six Months after the Ratification of a Definitive Treaty of Peace, an additional Bounty on the Exportation of the Silk Manufactures of Great Britain*, should be revived and 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 Act shall be revived, and the same is hereby revived from the Expiration thereof, and continued until the Fifth Day of July One thousand eight hundred and sixteen.

revived and continued.

C A P. CLXXXI.

An Act for charging an additional Duty on certain Seeds imported. [11th July 1815.]

49 G. 3. c. 98.

WHEREAS it is expedient that an additional Duty should be imposed on all Seeds imported into Great Britain, except Rape, Cole, Hemp and Flax Seed, and Linseed; 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, upon all Seeds imported or brought into Great Britain from Parts beyond the Seas (except Rape, Cole, Hemp and Flax Seed, and Linseed), an additional Duty of Customs of Twenty five Pounds for every One hundred Pounds of the Produce and Amount of the present Duties of Customs due and payable thereon.

Duty of 25l. per Cent. of present Duties paid on Seeds imported.

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 like manner as any Duties of Customs of the like nature are managed, ascertained, raised, levied, collected, paid and recovered.

Duty levied as other Custom Duties.

III. And be it further enacted, That no Monies from time to time arising from the said Duty of Customs shall be applied in any manner whatsoever, but shall be accounted for the same to the Exchequer, and the same to

Money paid into Exchequer and applied in same manner as Permanent Duties.

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 *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. 49 G. 3. c. 98. § 46.

C A P. CLXXXII.

An Act to authorize the Directors General of Inland Navigation in *Ireland* to proceed in carrying on and completing the Canal from *Dublin* to *Tarmonbury* on the River *Shannon*. [11th July 1815.] See 55 G. 3. c. 101.

C A P. CLXXXIII.

An Act to repeal the Bounties payable in *Ireland* on the Exportation of certain Calicoes and Cottons. [11th July 1815.]

WHEREAS by an Act made in the Forty fifth Year of His present Majesty's Reign, intituled *An Act for granting to 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 by the Schedule marked (E.) to the said Act annexed, certain Bounties and Allowances were made payable on the Exportation from *Ireland* of all printed, painted, stained, stamped or dyed Calico or Cotton, or Cotton mixed with Linen, of the Breadth of Twenty five Inches or more, as in the said Act and the said Schedule thereto annexed is mentioned, specified and contained; and it is expedient that the said Bounties and Allowances should be repealed; 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 Twelfth Day of July One thousand eight hundred and fifteen, all the Bounties and Allowances in and by the said recited Act and the said Schedule marked (E.) thereto annexed, specified, and thereby granted, allowed and made payable, upon the Exportation from *Ireland* of any printed, painted, stained, stamped or dyed Calico or Cotton, or Cotton mixed with Linen as aforesaid, shall cease and determine, and shall be and the same are hereby repealed, and shall no longer be paid or payable; any thing in the said recited Act, or the said Schedule thereto annexed, or in any other Act or Acts in force in *Ireland*, to the contrary in any wise notwithstanding. 45 G. 3. c. 18. Sch. (E.) in part repealed.

C A P. CLXXXIV.

An Act for repealing the Stamp Duties on Deeds, Law Proceedings, and other written or printed Instruments, and the Duties on Fire Insurances, and on Legacies and Succession to Personal Estate upon Intestacies, now payable in Great Britain; and for granting other Duties in lieu thereof.

[11th July 1815]

‘ Most Gracious Sovereign,

‘ **W**HEREAS it is expedient to grant certain additional Stamp Duties towards raising the necessary Supplies to defray Your Majesty’s Public Expences, and making such permanent Addition to the Public Revenue as shall be equal to the increased annual Charge, occasioned by the Funding of Exchequer Bills, and by any Loan made pursuant to any Act or Acts passed or to be passed for that Purpose, in this Session of Parliament; and it is also expedient to consolidate the additional with the existing Duties;’ We Your Majesty’s most dutiful and loyal Subjects, the Commons of Great Britain and Ireland in Parliament assembled, have resolved to grant unto Your Majesty the several Duties 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 all the Duties granted by the Act passed in the Forty eighth Year of His Majesty’s Reign, intituled *An Act for repealing the Stamp Duties on Deeds, Law Proceedings, and other written or printed Instruments, and the Duties on Legacies and Successions to Personal Estate upon Intestacies, now payable in Great Britain, and for granting new Duties in lieu thereof;* and also the Duties on Licences for using and exercising the Trade or Business of a Pawnbroker, granted by the 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 additional Duties in lieu thereof;* and also the Duties granted by an Act passed in the Fiftieth Year of His Majesty’s Reign, on Policies of Insurance of Property in the West Indies or elsewhere beyond the Seas, from Loss by Fire; shall cease and determine from and after the Thirty first Day of August One thousand eight hundred and fifteen; and that the yearly *Per Centage Duty* on Insurances from Loss by Fire granted by the said Act, passed in the Forty fourth Year of His Majesty’s Reign, shall cease and determine from and after the Twenty eighth Day of September One thousand eight hundred and fifteen; save and except such of the said respective Duties, or so much and such Part or Parts thereof respectively, as shall have become due or payable before or upon those Days, and remain in arrear or unpaid afterwards; and also save and except so much and such Part or Parts as shall remain to be paid of any Duties respect of Legacies given by way of Annuity, or so that the value thereof cannot be ascertained at once where Part of the Duties shall have been paid, or

Duties granted
by 48 G. 3.
c. 149.

44 G. 3. c. 98.
Sch. (A.)

50 G. 3. c. 35.
§ 2.

44 G. 3. c. 98.
Sch. (B.) made
to cease.
Exceptions.

the said Thirty first Day of *August*; all which Duties or Parts of Duties so in arrear or remaining to be paid as aforesaid, shall be recoverable by the same ways and means, and with such and the same Penalties, and in such and the same manner, in all respects, as if this Act had not been made.

II. And be it further enacted, That there shall be raised, levied and paid unto and for the Use of His Majesty, his Heirs and Successors, in and throughout the Whole of *Great Britain*, for and in respect of the several Instruments, Matters and Things, mentioned and described in the Schedule hereunto annexed (except those standing under the Head of Exemptions) or for or in respect of the Vellum, Parchment or Paper, upon which such Instruments, Matters and Things or any of them shall be written or printed, the several Duties or Sums of Money set down in Figures against the same respectively, or otherwise specified and set forth in the same Schedule; and that the yearly *Per Centage* Duty on Insurances from Loss by Fire therein mentioned, shall commence and take place from and after the Twenty eighth Day of *September* One thousand eight hundred and fifteen; and that all the other Duties therein mentioned, shall commence and take place from and after the Thirty first Day of *August* One thousand eight hundred and fifteen; and that the said Schedule, and all the Provisions, Regulations and Directions therein contained, with respect to the said Duties, and the Instruments, Matters and Things charged therewith, shall be deemed and taken to be Part of this Act, and shall be read and construed as if the same had been inserted herein at this Place, and shall be applied, observed and put in Execution accordingly.

III. And be it further enacted, That the Duties hereby granted, shall be under the Care and Management of the Commissioners for the time being appointed and authorized by His Majesty, his Heirs or Successors, to manage the Duties on Stamped Vellum, Parchment and Paper in *Great Britain*; which said Commissioners (who shall be called "The Commissioners of Stamps in *Great Britain*") and the major Part of them, are hereby empowered and required to provide proper and sufficient Stamps or Dies for expressing and denoting the several Duties hereby granted, or the Amount thereof in the case of *Per Centage* Duties (except those on Legacies and Successions to Personal Estate, and the yearly Duties on Fire Insurances) upon the Vellum, Parchment or Paper chargeable therewith, and for expressing and denoting the Rate *per Cent.* of the Legacy Duties upon the Receipts and Discharges to be given for Legacies and Shares of Personal Estate, and for otherwise denoting or testifying the Payment of any Duty or Duties hereby granted, where necessary; and to alter and renew such Stamps or Dies from time to time as Occasion shall require; and also to employ such Officers and Persons under them, and to do all such other Acts and Things as shall be deemed necessary or expedient for effectually raising and collecting the Duties hereby granted, and for putting this Act into Execution, in the like and in as full and ample manner as they or any former Commissioners are or have been authorized to do for the raising and collecting of any former Stamp Duties, or for putting into Execution any Act or Acts of Parliament relating thereto.

Duties specified in Schedule annexed levied.

Duties when to commence.

Schedule deemed Part of Act.

Duties under Management of Commissioners of Stamps, who are to provide Stamps, &c.

IV. And

Old Stamps used to denote Duties; and Two or more Stamps to denote one Duty, till single Stamp provided.

Stamps bearing Name of any other Instrument, not used.

Paper, &c. stamped with former Duties used for Instruments charged with Duties of same Amount.

Except Stamps bearing Name of Instrument.

Stamped Paper, &c. rendered useless by Act, exchanged or additional Stamps.

Forging, &c. Stamps, &c.

IV. And be it further enacted, That it shall be lawful for the said Commissioners to use any of the Stamps or Dies heretofore provided to denote any former Stamp Duties, for the Purpose of expressing and denoting any of the Duties hereby granted of the same Amount and also to use Two or more Stamps or Dies for denoting the Amount of any One Duty hereby granted, as Occasion may require until a single Stamp or Die shall be provided for that Purpose; and that all Instruments which shall be stamped with Two or more Stamps, for denoting the Amount of any single Duty charged or chargeable thereon, shall be as valid as if the same had been stamped with a single Stamp for denoting such Duty; but no Stamp appropriated to denote the Duty charged on any particular Instrument, and bearing the Name of such Instrument on the Face thereof, shall be used for denoting any other Duty of the same Amount, or if so used, the same shall be of no Avail.

V. And be it further enacted, That it shall be lawful for the said Commissioners to issue for the supply of the Country, any Vellum, Parchment or Paper, which shall have been stamped for denoting any Duties hereby repealed, to be used for any of the Instruments hereby charged with Duties of the same Amount, and also, if deemed expedient, to cause any such Vellum, Parchment or Paper, to be stamped with any additional Stamp or Stamps, in order to make up the Amount of the increased Duty hereby charged on any of the Instruments for which such Vellum, Parchment or Paper, shall have been originally intended; and thereupon to issue the same to be used for such Instruments, or for any other Instruments charged with the same Amount of Duty; and it shall also be lawful for any Persons having in their Possessions any Vellum, Parchment or Paper, stamped with any of the Duties repealed by this Act, or by the aforesaid Act of the Forty fourth or Forty eighth Year of His Majesty's Reign, and not already made use of, to use the same for any of the Instruments hereby charged with Duties of the same Amount: Provided always, that no Vellum, Parchment or Paper, bearing a Stamp appropriated by Name to any particular Instrument, shall be used for any other Purpose, or if so used, the same shall be of no Avail.

VI. And be it further enacted, That it shall be lawful for all Persons having in their Possession any Stamped Vellum, Parchment or Paper, not made use of, and which by the Operation of this Act shall have been rendered unfit for the Instruments for which the same was originally designed, to send the same to the Head Office of Stamps, at any time within Twelve Calendar Months from the said Thirty first Day of *August*, and it shall be lawful for the said Commissioners to cause the same to be cancelled, and to deliver out in lieu thereof other Stamps of the same Kind and Description, as near as may be, and of equal Value on the Whole with the Stamps so returned; or otherwise at their Discretion to cause any additional Stamp or Stamps to be impressed on any such Vellum, Parchment or Paper, to make up the full Amount of the Duty hereby charged on the Instruments for which the same was designed, on Payment of the Duty or Duties denoted by such additional Stamp or Stamps.

VII. And be it further enacted, That if any Person shall forge or counterfeit, or cause or procure to be forged or counterfeited, any Stamp or Die, or any Part of any Stamp or Die, which shall have been provided, made or used in pursuance of this Act, in

purfuance of any former Act or Acts, relating to any Stamp Duty or Duties, or fhall forge, counterfeit or refemble, or caufe or procure to be forged, counterfeited or refembled, the Impreffion or any Part of the Impreffion of any fuch Stamp or Die as aforefaid, upon any Vellum, Parchment or Paper, or fhall ftamp or mark, or caufe or procure to be ftamped or marked, any Vellum, Parchment or Paper, with any fuch forged or counterfeited Stamp or Die, or Part of any Stamp or Die as aforefaid, with Intent to defraud His Majefty, his Heirs or Succelfors, of any of the Duties hereby granted, or any Part thereof; or if any Perfon fhall utter or fell or expofe to Sale any Vellum, Parchment or Paper, having thereupon the Impreffion of any fuch forged or counterfeited Stamp or Die, or Part of any Stamp or Die, or any fuch forged, counterfeited or refembled Impreffion or Part of Impreffion as aforefaid, knowing the fame refpectively to be forged, counterfeited or refembled; or if any Perfon fhall privately and fecretly ufe any Stamp or Die which fhall have been fo provided, made or ufed as aforefaid, with Intent to defraud His Majefty, his Heirs or Succelfors, of any of the faid Duties or any Part thereof; or if any Perfon fhall fraudulently cut, tear or get off, or caufe or procure to be cut, torn or got off, the Impreffion of any Stamp or Die which fhall have been provided, made or ufed in purfuance of this or any former Act, for expreffing or denoting any Duty or Duties under the Care and Management of the Commiffioners of Stamps, or any Part of fuch Duty or Duties, from any Vellum, Parchment or Paper whatfoever, with Intent to ufe the fame for or upon any other Vellum, Parchment or Paper, or any Inftrument or Writing charged or chargeable with any of the Duties hereby granted; then and in every fuch cafe every Perfon fo offending, and every Perfon knowingly and wilfully aiding, abetting or affifting any Perfon or Perfons in committing any fuch Offence as aforefaid, and being thereof lawfully convicted, fhall be adjudged guilty of Felony, and fhall fuffer Death as a Felon without Benefit of Clergy.

[See 52 G. 3. c. 143. § 7.]

Death.

VIII. And be it further enacted, That all the Powers, Provisions, Claufes, Regulations and Directions, Fines, Forfeitures, Pains and Penalties, contained in and impofed by the feveral Acts of Parliament relating to the Duties hereby repealed, and the feveral Acts of Parliament relating to any prior Duties of the fame Kind or Description, fhall be of full force and effect with refpect to the Duties hereby granted, and to the Vellum, Parchment and Paper, Inftruments, Matters and Things, charged or chargeable therewith, as far as the fame are or fhall be applicable, in all cafes not hereby exprefsly provided for, and fhall be obferved, applied, enforced and put in Execution for the raifing, levying, collecting and fecuring of the faid Duties hereby granted and otherwife relating thereto, fo far as the fame fhall not be fuperseded by, and fhall be confiftent with the exprefs Provisions of this Act, as fully and effectually to all Intents and Purpofes, as if the fame had been herein repeated and fpecially enacted with reference to the faid Duties hereby granted.

Powers, &c. of former Acts extended to Act.

IX. And be it further enacted, That the Provisions and Regulations of former Acts relating to Agreements, fhall be applied only to fuch Agreements as are hereby charged with a Duty of One Pound; and that the Agreements hereby charged with a Duty of

Provisions of former Acts, refpecting Agreements, applied only to thofe charged with 1l.

One

One Pound Fifteen Shillings shall be subject and liable to the same Provisions and Regulations as Deeds hereby charged with a like Duty.

Instruments having wrong Stamps, but of sufficient Value, valid.

X. And be it further enacted, That, from and after the passing of this Act, all Instruments for or upon which any Stamp or Stamps shall have been used of an improper Denomination or Rate of Duty, but of equal or greater Value in the whole with or than the Stamp or Stamps which ought regularly to have been used thereon, shall nevertheless be deemed valid and effectual in the Law; except in cases where the Stamp or Stamps used on such Instruments shall have been specially appropriated to any other Instrument, by having its Name on the Face thereof.

Exception.

Making, &c. Bills of Exchange, &c. not duly stamped.

XI. And be it further enacted, That if any Person or Persons shall make, sign or issue, or cause to be made, signed or issued, or shall accept or pay, or cause or permit to be accepted or paid, any Bill of Exchange, Draft or Order, or Promissory Note for the Payment of Money, liable to any of the Duties imposed by this Act, without the same being duly stamped for denoting the Duty hereby charged thereon, he, she or they shall, for every such Bill, Draft, Order or Note, forfeit the Sum of Fifty Pounds.

Penalty.

Post dating Bills of Exchange, &c.

XII. And be it further enacted, That if any Person or Persons shall make and issue, or cause to be made and issued, any Bill of Exchange, Draft or Order, or Promissory Note for the Payment of Money, at any time after Date or Sight, which shall bear Date subsequent to the Day on which it shall be issued, so that it shall not in fact become payable in Two Months, if made payable after Date, or in Sixty Days, if made payable after Sight, next after the Day on which it shall be issued, unless the same shall be stamped for denoting the Duty hereby imposed on a Bill of Exchange and Promissory Note for the Payment of Money at any time exceeding Two Months after Date, or Sixty Days after Sight, he, she or they shall, for every such Bill, Draft, Order or Note, forfeit the Sum of One hundred Pounds.

Penalty.

XIII. And, for the more effectually preventing of Frauds and Evasions of the Duties hereby granted on Bills of Exchange, Drafts or Orders for the Payment of Money, under Colour of the Exemption in favour of Drafts or Orders upon Bankers or Persons acting as Bankers, contained in the Schedule hereunto annexed, be it further enacted, That if any Person or Persons shall, after the Thirty first Day of August One thousand eight hundred and fifteen, make and issue, or cause to be made and issued, any Bill, Draft or Order, for the Payment of Money to the Bearer on Demand, upon any Banker or Bankers, or any Person or Persons acting as a Banker or Bankers, which shall be dated on any Day subsequent to the Day on which it shall be issued, or which shall not truly specify and express the Place where it shall be issued, or which shall not be duly stamped as a Bill of Exchange according to this Act, the Person or Persons so offending shall, for every such Bill, Draft or Order, forfeit the Sum of One hundred Pounds; and if any Person or Persons shall knowingly receive or take any such Bill, Draft or Order, in payment of or as a Security for the Sum so mentioned, he, she or they shall, for every such Bill, Draft or Order, forfeit the Sum of Twenty Pounds; and if any Banker or Bankers shall

Issuing unstamped Drafts on Bankers, without specifying Place where issued, or if post dated.

Penalty. Receiving &c. such Drafts.

Penalty.

Persons a Order, the Sum of 20 same to be is not truly does not i the Banker every such Pounds, and Part therec when such Executors Creditors in w Persons. XIV. At the Day of the lawful fo who shall ha to the Bearer hundred Poun this Act, to thereof, as o to pay any f notes, so to available in th the first issue XV. And Payment to t coming One by any Bank paper Stamp value of this latter Duty late of some time, or by a originally ma made payable which the last XVI. At the Payment such shall be where or up eight hundred Act of the shall then be of an Act be altering regard to the to be re-issua thereof respe further Duty upon or P 55 Ga

Persons acting as a Banker, upon whom any such Bill, Draft or Order, shall be drawn, shall pay, or cause or permit to be paid, the Sum of Money therein expressed, or any Part thereof, knowing the same to be post dated, or knowing that the Place where it was issued is not truly specified and set forth therein, or knowing that the same does not in any other respect fall within the said Exemption, then the Banker or Bankers, or Person or Persons so offending, shall, for every such Bill, Draft or Order, forfeit the Sum of One hundred Pounds, and moreover shall not be allowed the Money so paid or any Part thereof, in Account against the Person or Persons, by or for whom such Bill, Draft or Order, shall be drawn, or his, her or their Executors or Administrators, or his, her or their Assignees or Creditors in case of Bankruptcy or Insolvency, or any other Person or Persons claiming under him, her or them.

Penalty.

XIV. And be it further enacted, That, from and after the Thirty first Day of August One thousand eight hundred and fifteen, it shall be lawful for any Banker or Bankers, or other Person or Persons, who shall have made and issued any Promissory Notes for the Payment to the Bearer on Demand, of any Sum of Money not exceeding One hundred Pounds each, duly stamped according to the Directions of this Act, to re-issue the same from time to time after Payment thereof, as often as he, she or they shall think fit, without being liable to pay any further Duty in respect thereof; and that all Promissory Notes, so to be re-issued as aforesaid, shall be good and valid, and as available in the Law, to all Intents and Purposes, as they were upon the first issuing thereof.

Promissory Notes to Bearer on Demand, not exceeding 100l. re-issued by original Makers, without further Duty.

XV. And be it further enacted, That no Promissory Note for the Payment to the Bearer on Demand, of any Sum of Money not exceeding One hundred Pounds, which shall have been made and issued by any Bankers or other Persons in Partnership, and for which the proper Stamp Duty shall have been once paid according to the Provisions of this Act, shall be deemed liable to the Payment of any further Duty, although the same shall be re-issued by and as the Note of some only of the Persons who originally made and issued the same, or by and as the Note of any One or more of the Persons who originally made and issued the same, and any other Person or Persons in Partnership with him or them jointly; nor although such Note if made payable at any other than the Place where drawn, shall be re-issued with any Alteration therein only of the House or Place at which the same shall have been at first made payable.

Such Notes not liable to further Duty, though re-issued by certain Persons not strictly the original Makers.

XVI. And be it further enacted, That all Promissory Notes for the Payment to the Bearer on Demand, of any Sum of Money, which shall have been actually and *bona fide* issued and in Circulation, before or upon the said Thirty first Day of August One thousand eight hundred and fifteen, duly stamped according to the aforesaid Act of the Forty eighth Year of His Majesty's Reign, and which shall then be re-issuable within the Intent and Meaning of that Act, or of an Act passed in the Fifty third Year of His Majesty's Reign, for altering, explaining and amending the said former Act, with regard to the Duties on re-issuable Promissory Notes, shall continue to be re-issuable until the Expiration of Three Years from the Date thereof respectively, but not afterwards, without Payment of any further Duty for the same; and if any Banker or Bankers, or other Person or Persons, shall at any time after the said Thirty first Day

Notes re-issued under 48 G. 3. c. 149. or 53 G. 3. c. 108. to continue re-issuable till End of Three Years from Date.

In what case Bankers issuing Promissory Notes.

Penalty.

of *August*, issue or cause to be issued for the first time, any Promissory Note for the Payment of Money to the Bearer on Demand, bearing Date before or upon that Day, he, she or they, shall, for every such Promissory Note, forfeit the Sum of Fifty Pounds.

Notes with printed Dates, prior to Aug. 31. 1813, re-issuable till Aug. 31. 1816.
48 G. 3. c. 149.

Issuing Notes with printed Dates for first time.

Penalty.

Issuing Notes in future with printed Dates.

Penalty.

Notes re-issuable for limited Period cancelled on Payment afterwards; and Notes not re-issuable, cancelled immediately on Payment.

Re-issuing Notes, &c.

Not cancelling Notes, &c.

XVII. Provided always, and, in regard that certain Bankers in *Scotland* have issued Promissory Notes for the Payment to the Bearer on Demand, of a Sum not exceeding Two Pounds and Two Shillings each, with the Dates thereof printed therein, and many such Notes have been but recently issued for the First time, although they may appear by the Date to be of more than Three Years' standing, be it further enacted, That all such Promissory Notes as last mentioned, which shall have been actually and *bona fide* issued and in Circulation before or upon the said Thirty first Day of *August* One thousand eight hundred and fifteen duly stamped according to the said Act of the Forty eighth Year of His Majesty's Reign, and which shall bear a printed Date prior to the Thirty first Day of *August* One thousand eight hundred and thirteen, shall continue to be re-issuable until the Thirty first Day of *August* One thousand eight hundred and sixteen, but not afterwards, without Payment of any further Duty for the same; and if any Banker or Bankers, or other Person or Persons, shall at any time after the said Thirty first Day of *August* One thousand eight hundred and fifteen, issue or cause to be issued, for the First time, any such Promissory Note, bearing a printed Date prior to the said Thirty first Day of *August* One thousand eight hundred and thirteen, he or they shall for every Promissory Note so issued, forfeit the Sum of Fifty Pounds.

XVIII. And be it further enacted, That, from and after the Thirty first Day of *August* One thousand eight hundred and fifteen, it shall not be lawful for any Banker or Bankers, or other Person or Persons, to issue any Promissory Note for the Payment of Money to the Bearer on Demand, liable to any of the Duties imposed by this Act, with the Date printed therein; and if any Banker or Bankers, or other Person or Persons, shall issue or cause to be issued any such Promissory Note with the Date printed therein, he or they shall, for every Promissory Note so issued, forfeit the Sum of Fifty Pounds.

XIX. And be it further enacted, That all Promissory Notes hereby allowed to continue re-issuable for a limited Period, but not afterwards, shall upon the Payment thereof at any time after the Expiration of such Period, and all Promissory Notes, Bills of Exchange, Drafts or Orders for Money, not hereby allowed to be re-issued, shall, upon any Payment thereof, be deemed and taken respectively to be thereupon wholly discharged, vacated and satisfied, and shall be no longer negotiable or available in any manner whatsoever, but shall be forthwith cancelled by the Person or Persons paying the same; and if any Person or Persons shall re-issue or cause or permit to be re-issued, any Promissory Note hereby allowed to be re-issued for a limited Period as aforesaid, at any time after the Expiration of the Term or Period allowed for that Purpose; or if any Person or Persons shall re-issue or cause or permit to be re-issued any Promissory Note, Bill of Exchange, Draft or Order for Money, not hereby allowed to be re-issued at any time after the Payment thereof; or if any Person or Persons paying or causing to be paid any such Note, Bill, Draft or Order as aforesaid, shall refuse or neglect to cancel the same, according to the Directions of this Act, then and in either of

those cases, the Person or Persons so offending shall, for every such Note, Bill, Draft or Order as aforesaid, forfeit the Sum of Fifty Pounds; and in case of any such Note, Bill, Draft or Order, being re-issued contrary to the Intent and Meaning of this Act, the Person or Persons re-issuing the same, or causing or permitting the same to be re-issued, shall also be answerable and accountable to His Majesty, his Heirs and Successors, for a further Duty in respect of every such Note, Bill, Draft or Order, of such and the same Amount as would have been chargeable thereon, in case the same had been then issued for the first time, and so from time to time as often as the same shall be so re-issued; which further Duty shall and may be sued for and recovered accordingly, as a Debt to His Majesty, his Heirs and Successors; and if any Person or Persons shall receive or take any such Note, Bill, Draft or Order, in Payment of or as a Security for the Sum therein expressed, knowing the same to be re-issued contrary to the Intent and Meaning of this Act, he, she or they shall, for every such Note, Bill, Draft or Order, forfeit the Sum of Twenty Pounds.

Penalty.

Re-issuing contrary to Act.
further Duty.Taking Notes,
&c. re-issued
contrary to Act.

Penalty.

Notes and Bills
of Bank of Eng-
land exempt
from Stamp
Duty.

XX. And be it further enacted, That all Promissory Notes and Bank Post Bills, which shall be issued by the Governor and Company of the Bank of *England*, from and after the said Thirty first Day of *August* One thousand eight hundred and fifteen, shall be freed and exempted from all the Duties hereby granted; and that it shall be lawful for the said Governor and Company to re-issue any of their Notes after Payment thereof, as often as they shall think fit.

XXI. And be it further enacted, That the Composition payable by the said Governor and Company of the Bank of *England* for the Stamp Duties on their Promissory Notes and Bank Post Bills, under the aforesaid Act of the Forty eighth Year of His Majesty's Reign, shall cease from the Fifth Day of *April* last; and that the said Governor and Company shall deliver to the said Commissioners of Stamps, within One Calendar Month after the passing of this Act, and afterwards on the First Day of *May* in every Year whilst the present Stamp Duties shall remain in force, a just and true Account, verified by the Oath of their Chief Accountant, of the Amount or Value of all their Promissory Notes and Bank Post Bills in Circulation, on some given Day in every Week, for the Space of Three Years preceding the Sixth Day of *April* in the Year in which the Account shall be delivered, together with the average Amount or Value thereof according to such Account; and that the said Governor and Company shall pay into the Hands of the Receiver General of the Stamp Duties in *Great Britain*, as a Composition for the Duties which would otherwise have been payable for their Promissory Notes and Bank Post Bills issued within the Year, reckoning from the Fifth Day of *April* preceding the Delivery of the said Account, the Sum of Three thousand five hundred Pounds for every Million, and after that Rate for Half a Million, but not for a less Sum than Half a Million, of the said average Amount or Value of their said Notes and Bank Post Bills in Circulation; and that One Half Part of the Sum so to be ascertained as aforesaid for each Year's Composition, shall be paid on the First Day of *October*, and the other Half on the First Day of *April* next after the Delivery of such Account as aforesaid.

48 G. 3. c. 149.
§ 15. made to
cease.Account of
Notes, &c.Bank of England
to pay Composi-
tion for Duties
on Bills and
Notes.

XXII. Provided always, and be it further enacted, That upon the said Governor and Company resuming their Payments in Cash, a

Composition
made, when
Bank resume
Cash Payments.

new Arrangement for the Composition for the Stamp Duties, payable on their Promissory Notes and Bank Post Bills, shall be submitted to Parliament.

The Bank and Royal Bank of Scotland, and British Linen Company, may issue small Notes on unstamped Paper, accounting for Duties.
48 G. 3. c. 149.
§ 16.

XXIII. And be it further enacted, That from and after the Thirty first Day of *August* One thousand eight hundred and fifteen, it shall be lawful for the Governor and Company of the Bank of *Scotland*, and the Royal Bank of *Scotland*, and the *British* Linen Company in *Scotland* respectively, to issue their Promissory Notes for the Sums of One Pound, One Guinea, Two Pounds and Two Guineas, payable to the Bearer on Demand, on unstamped Paper, in the same manner as they were authorized to do by the aforesaid Act of the Forty eighth Year of His Majesty's Reign; they the said Governor and Company of the Bank of *Scotland*, and the Royal Bank of *Scotland*, and *British* Linen Company, respectively giving such Security, and keeping and producing true Accounts of all the Notes so to be issued by them respectively, and accounting for and paying the several Duties payable in respect of such Notes, in such and the same manner, in all respects, as is and are prescribed and required by the said last mentioned Act, with regard to the Notes thereby allowed to be issued by them on unstamped Paper, and also to re-issue such Promissory Notes respectively, from time to time after the Payment thereof, as often as they shall think fit.

Re-issuable Notes not issued by Bankers or others, without Licence.

Regulations respecting Licences.

XXIV. And be it further enacted, That, from and after the Tenth Day of *October* One thousand eight hundred and fifteen, it shall not be lawful for any Banker or Bankers, or other Person or Persons (except the Governor and Company of the Bank of *England*), to issue any Promissory Notes for Money payable to the Bearer on Demand, hereby charged with a Duty and allowed to be re-issued as aforesaid, without taking out a Licence yearly for that Purpose; which Licence shall be granted by Two or more of the said Commissioners of Stamps for the time being, or by some Person authorized in that behalf by the said Commissioners, or the major Part of them, on Payment of the Duty charged thereon in the Schedule hereunto annexed; and a separate and distinct Licence shall be taken out, for or in respect of every Town or Place where any such Promissory Notes shall be issued by, or by any Agent or Agents for or on account of, any Banker or Bankers or other Person or Persons; and every such Licence shall specify the proper Name or Names and Place or Places of Abode of the Person or Persons, or the proper Name and Description of any Body Corporate, to whom the same shall be granted, and also the Name of the Town or Place where, and the Name of the Bank, as well as the Partnership, or other Name, Style or Firm under which such Notes are to be issued; and where any such Licence shall be granted to Persons in Partnership, the same shall specify and set forth the Names and Places of Abode of all the Persons concerned in the Partnership, whether all their Names shall appear on the Promissory Notes to be issued by them, or not; and in Default thereof such Licence shall be absolutely void; and every such Licence which shall be granted between the Tenth Day of *October* and the Eleventh Day of *November* in any Year, shall be dated on the Eleventh Day of *October*; and every such Licence, which shall be granted at any other time, shall be dated on the Day on which the same shall be granted; and every such Licence respectively shall

have Effect and continue in force from the Day of the Date thereof until the Tenth Day of *October* following, both inclusive.

XXV. Provided always, and be it further enacted, That no Banker or Bankers, Person or Persons, shall be obliged to take out more than Four Licences in all for any Number of Towns or Places in *Scotland*; and in case any Banker or Bankers, Person or Persons shall issue such Promissory Notes as aforesaid, by themselves or their Agents, at more than Four different Towns or Places in *Scotland*, then after taking out Three distinct Licences for Three of such Towns or Places, such Banker or Bankers, Person or Persons shall be entitled to have all the rest of such Towns or Places included in a Fourth Licence.

No Banker to take out more than Four Licences for any Number of Towns in *Scotland*.

XXVI. Provided also, and be it further enacted, That where any Banker or Bankers, Person or Persons applying for a Licence under this Act, would under the said Act of the Forty eighth (a) Year of His Majesty's Reign have been entitled to have Two or more Towns or Places in *England*, included in One Licence, if this Act had not been made, such Banker or Bankers, Person or Persons, shall have and be entitled to the like Privilege under this Act.

In what case several Towns included in one Licence.

(a) [48 G. 3. c. 149. § 17.]

XXVII. And be it further enacted, That the Banker or Bankers, or other Person or Persons applying for any such Licence as aforesaid, shall produce and leave with the proper Officer, a Specimen of the Promissory Notes proposed to be issued by him or them, to the Intent that the Licence may be framed accordingly; and if any Banker or Bankers, or other Person or Persons (except the said Governor and Company of the Bank of *England*) shall issue or cause to be issued by any Agent, any Promissory Note for Money payable to the Bearer on Demand, hereby charged with a Duty, and allowed to be re-issued as aforesaid, without being licensed so to do in the manner aforesaid, or at any other Town or Place, or under any other Name, Style or Firm, than shall be specified in his or their Licence, the Banker or Bankers, or other Person or Persons so offending, shall, for every such Offence, forfeit the Sum of One hundred Pounds.

On applying for Licences Specimens of Notes delivered.

Issuing Notes without Licence.

XXVIII. And be it further enacted, That where any such Licence as aforesaid shall be granted to any Persons in Partnership, the same shall continue in force for the issuing of Promissory Notes duly stamped, under the Name, Style or Firm therein specified, until the Tenth Day of *October* inclusive following the Date thereof, notwithstanding any Alteration in the Partnership.

Penalty.

Licences to continue in force notwithstanding Alteration in Partnerships.

XXIX. And be it further enacted, That, from and after the passing of this Act, Promissory Notes for the Payment of Money to the Bearer on Demand, made out of *Great Britain*, or purporting to be made out of *Great Britain*, or purporting to be made by or on the behalf of any Person or Persons resident out of *Great Britain*, shall not be negotiable or be negotiated, or circulated or paid in *Great Britain*, whether the same shall be made payable in *Great Britain*, or not, unless the same shall have paid such Duty, and be stamped in such manner, as the Law requires for Promissory Notes of the like Tenor and Value made in *Great Britain*; and if any Person or Persons shall circulate or negotiate, or offer in Payment, or shall receive or take in Payment any such Promissory Note, or shall demand or receive Payment of the Whole or any Part of the Money mentioned in such Promissory Note, from or on account of the Drawer thereof,

Promissory Notes made out of G. B. not negotiable unless stamped.

Circulating, &c. such Notes, &c.

thereof, in *Great Britain*, the same not being duly stamped as aforesaid; or if any Person or Persons in *Great Britain* shall pay or cause to be paid the Sum of Money expressed in any such Note, not being duly stamped as aforesaid, or any Part thereof, either as Drawer thereof, or in pursuance of any Nomination or Appointment for that Purpose therein contained, the Person or Persons so offending shall, for every such Promissory Note, forfeit the Sum of Twenty Pounds: Provided always, that this Clause shall not extend to Promissory Notes made and payable only in *Ireland*.

Penalty.

Proviso for-
Ireland.

Conveyances of
Property con-
tracted to be
sold before April
12. 1808, ex-
empted from ad
valorem Duty

XXX. And be it further enacted, That any Conveyances to be made after the Thirty first Day of *August* One thousand eight hundred and fifteen, of Lands or other Property contracted to be sold prior to the Twelfth Day of *April* One thousand eight hundred and eight, which, under the Provisions of the said Act of the Forty eighth Year of His Majesty's Reign, would have been exempted from the *ad valorem* Duty thereby granted, shall be exempted from the *ad valorem* Duty imposed by this Act, and shall be charged with the ordinary Duty of One Pound Fifteen Shillings in lieu thereof; together with the Progressive Duty of One Pound Five Shillings, if any progressive Duty shall be chargeable thereon, under and subject nevertheless to the Conditions and Regulations prescribed by the said last mentioned Act.

Releases, &c. of
Annuities, &c.
exempted from
ad valorem Duty
on Repurchase.

XXXI. Provided always, and be it further enacted, That the Releases and other Conveyances of Annuities or Rent Charges made in the original Grant thereof, subject to be redeemed or repurchased, shall, on the Repurchase thereof, be exempted from the *ad valorem* Duty hereby imposed on Conveyances on the Sale of any Property, and shall be charged only with the ordinary Duty on Deeds or Instruments of the like Kind, not upon a Sale.

Duty on Fire
Insurances col-
lected by Com-
panies under-
taking same.

XXXII. And be it further enacted, That the *Per Centage* Duty on Insurances against Loss by Fire granted by this Act, shall be collected and received of and from the Persons whose Property shall be insured, for the Use of His Majesty, his Heirs and Successors, by the Public Companies or other Person or Persons licensed or who ought to be licensed by the said Commissioners of Stamps, pursuant to the Act of the Twenty second Year of His Majesty's Reign, intituled *An Act for charging a Duty on Persons whose Property shall be insured against Loss by Fire*, and by the *Royal Exchange* and *London Assurance* Corporations respectively, at the time of their making, renewing or continuing of, or receiving the Premium for the Insurances in respect of which the Duty shall be payable, and for the whole Term or Period for which the Insurances shall be made, renewed or continued; and such Duty shall be accounted for and paid over, in the manner directed by this and the said last mentioned Act; and the *Royal Exchange* and *London Assurance* Corporations shall be subject to all the Provisions and Regulations of this and the said last mentioned Act, in the same manner as any other Public Companies, except only as to the taking out of a Licence from the said Commissioners of Stamps.

22 G. 3. c. 48.

Quarterly Ac-
counts rendered
by Insurance
Companies, con-
taining certain
Particulars.

XXXIII. And be it further enacted, That every Quarterly Account to be delivered to the said Commissioners of Stamps, or their Officers, by the Corporations or Companies, or others insuring against Fire, pursuant to the Directions of the said Act of the Twenty second Year of His Majesty's Reign, shall contain a true and faithful Ac-
count

count of all the Policies and Insurances which shall have been issued and made or renewed or continued by them, whether for a Year or for more Years than one, or for any Period exceeding or falling short of a Year, from the first to the last Day of the Quarter (both inclusive) for which such Account shall be rendered; together with the Numbers and Dates of the Policies, the Names and Places of Abode of the Persons whose Property shall be insured, the Sum or Amount of the Sums insured by each Policy, the time for which each Insurance shall be made or renewed or continued, and the Duty which shall have been received for the same; and there shall be annexed to and delivered with every such Quarterly Account, an Affidavit, or solemn Affirmation in the case of Quakers, made by the Secretary, or if no Secretary, by the Chief Clerk of the Corporation or Company, by whom it shall be delivered, stating that he has examined and checked the same with the Books of such Corporation or Company, and that to the best of his Knowledge, Information and Belief, it does contain a true and faithful Account of the several Matters and Things required by this Act, and also of any Allowances or Returns of Duty, in respect of time unexpired on Policies surrendered, which may be therein stated to have been made pursuant to the said Act of the Twenty second Year of His Majesty's Reign; and for any Default in the Delivery of such Account, with such Affidavit or Affirmation thereto annexed as aforesaid, the Corporation or Company, or Person or Persons making such Default, shall forfeit the Sum of Five hundred Pounds.

Affidavit.

22 G. 3. c. 48.
Account not delivered, &c.
Penalty.

XXXIV. And be it further enacted, That any Public Companies who shall use any other Quarter Days than those mentioned in the said Act of the Twenty second Year of His Majesty's Reign, as the Period of the Commencement or Termination of their Insurances, shall be at Liberty to make up their Quarterly Accounts to the Quarter Days used by them, and to deliver the same to the said Commissioners of Stamps or their Officers, within Two Calendar Months after the Expiration of the Quarter for which they shall be made up.

Insurance Companies may make up Accounts to their own Quarter Days.

XXXV. And be it further enacted, That all Companies and Persons having Offices or carrying on the Business of Fire Insurance at a greater Distance than Five Miles from London or Westminster, shall, if required by the said Commissioners of Stamps, transmit their Quarterly Accounts, with such Affidavits or Affirmations as aforesaid thereto annexed, immediately to the said Commissioners at their Head Office, and pay the Amount of the Duties due on such Quarterly Accounts, immediately to the Receiver General of the Duties under the Management of the said Commissioners; and in default thereof, shall be subject to the same Penalties as they would have been under the said Act of the Twenty second Year of His Majesty's Reign, for not delivering their Accounts and paying the Monies due thereon, conformably to the Provisions of that Act.

Country Insurance Companies to transmit Accounts immediately to Commissioners of Stamps if required.
22 G. 3. c. 48.

XXXVI. And be it further enacted, That an Allowance shall be made to the Corporations or Companies, and others collecting and receiving the said Duties hereby imposed on Insurances against Losses by Fire, and accounting for and paying over the same as required by this and the said Act of the Twenty second Year of His Majesty's Reign; that is to say, to those having their Head Office in London or Westminster, an Allowance at and after the Rate of Four Pounds

Allowance to Insurance Companies for collecting Duties.
22 G. 3. c. 48.

per Centum on the Amount of the Duties collected and received at such Head Office, and at and after the Rate of Five Pounds *per Centum* on the Amount of the Duties collected by their Agents out of London and *Westminster*; and to those not having their Head Office in London or *Westminster*, an Allowance at and after the Rate of Five Pounds *per Centum* on the Amount of the Duties collected by them; provided they shall deliver their Quarterly Accounts containing all the requisite Particulars, and make Payment of the said Duties, within the time prescribed by this or the said last mentioned Act.

Proviso.

Not proving Wills or taking Letters of Administration, within a given Time

XXXVII. And, for better securing the Duties on Probates of Wills and Letters of Administration, be it further enacted, That, from and after the Thirty first Day of *August* One thousand eight hundred and fifteen, if any Person shall take Possession of, and in any manner administer, any Part of the Personal Estate and Effects of any Person deceased, without obtaining Probate of the Will or Letters of Administration of the Estate and Effects of the Deceased, within Six Calendar Months after his or her Decease, or within Two Calendar Months after the Termination of any Suit or Dispute respecting the Will or the Right to Letters of Administration, if there shall be any such, which shall not be ended within Four Calendar Months after the Death of the Deceased; every Person so offending shall forfeit the Sum of One hundred Pounds, and also a further Sum, at and after the Rate of Ten Pounds *per Centum* on the Amount of the Stamp Duty payable on the Probate of the Will or Letters of Administration of the Estate and Effects of the Deceased.

Penalties.

Ecclesiastical Courts not to grant Probates or Letters of Administration, without Affidavit of Value of Effects.

XXXVIII. And be it further enacted, That, from and after the Expiration of Three Calendar Months from the passing of this Act, no Ecclesiastical Court or Person shall grant Probate of the Will or Letters of Administration of the Estate and Effects of any Person deceased, without first requiring and receiving from the Person or Persons applying for the Probate or Letters of Administration, or from some other competent Person or Persons an Affidavit, or solemn Affirmation in the case of Quakers, that the Estate and Effects of the Deceased, for or in respect of which the Probate or Letters of Administration is or are to be granted, exclusive of what the Deceased shall have been possessed of or entitled to as a Trustee for any other Person or Persons, and not beneficially, but including the Leasehold Estates for Years of the Deceased, whether absolute or determinable on Lives, if any, and without deducting any thing on account of the Debts due and owing from the Deceased, are under the Value of a certain Sum to be therein specified, to the best of the Deponents' or Affirmants' Knowledge, Information and Belief, in order that the proper and full Stamp Duty may be paid on such Probate or Letters of Administration; which Affidavit or Affirmation shall be made before the Surrogate or other Person who shall administer the usual Oath for the due Administration of the Estate and Effects of the Deceased.

Affidavit before whom made.

Such Affidavits free of Stamp Duty, and transmitted to Commissioners of Stamps.

Registrar neglecting.

XXXIX. And be it further enacted, That every such Affidavit or Affirmation, shall be exempt from Stamp Duty, and shall be transmitted to the said Commissioners of Stamps, together with the Copy of the Will, or Extract or Account of the Letters of Administration to which it shall relate, by the Registrar or other Officer of the Court, whose Duty it shall be to transmit Copies of Wills, and Extracts or Accounts of Letters of Administration, to the said Commissioners, for the better Collection of the Duties on Legacies and Successions to Personal Estate upon Intestacy; and if any Registrar or other Officer whose

whose Duty it shall be, shall neglect to transmit such Affidavit or Affirmation to the said Commissioners of Stamps, as hereby directed, every Person so offending, shall forfeit the Sum of Fifty Pounds.

XL. And be it further enacted, That, from and after the passing of this Act, where any Person, on applying for the Probate of a Will or Letters of Administration, shall have estimated the Estate and Effects of the Deceased to be of greater Value than the same shall have afterwards proved to be, and shall in consequence have paid too high a Stamp Duty thereon, if such Person shall produce the Probate or Letters of Administration to the said Commissioners of Stamps, within Six Calendar Months after the true Value of the Estate and Effects shall have been ascertained, and it shall be discovered that too high a Duty was first paid on the Probate or Letters of Administration, and shall deliver to them a particular Inventory and Account, and Valuation of the Estate and Effects of the Deceased, verified by an Affidavit, or solemn Affirmation in the case of Quakers; and if it should thereupon satisfactorily appear to the said Commissioners, that a greater Stamp Duty was paid on the Probate or Letters of Administration than the Law required, it shall be lawful for the said Commissioners to cancel and expunge the Stamp on the Probate or Letters of Administration, and to substitute another Stamp for denoting the Duty which ought to have been paid thereon, and to make an Allowance for the Difference between them, as in the cases of spoiled Stamps, or, if the Difference be considerable, to repay the same in Money, at the Discretion of the said Commissioners.

Penalty.

Provido in case too high a Stamp Duty paid on Probates, &c.

XLI. And be it further enacted, That, from and after the passing of this Act, where any Person, on applying for the Probate of a Will or Letters of Administration, shall have estimated the Estate and Effects of the Deceased to be of less Value than the same shall have afterwards proved to be, and shall in consequence have paid too little Stamp Duty thereon, it shall be lawful for the said Commissioners of Stamps, on Delivery to them of an Affidavit or solemn Affirmation of the Value of the Estate and Effects of the Deceased, to cause the Probate or Letters of Administration to be duly stamped, on Payment of the full Duty which ought to have been originally paid thereon in respect of such Value, and of the further Sum or Penalty payable by Law for stamping Deeds after the Execution thereof, without any Deduction or Allowance of the Stamp Duty originally paid on such Probate or Letters of Administration: Provided always, that if the Application shall be made within Six Calendar Months after the true Value of the Estate and Effects shall be ascertained, and it shall be discovered that too little Duty was at first paid on the Probate or Letters of Administration, and if it shall appear by Affidavit or solemn Affirmation, to the Satisfaction of the said Commissioners, that such Duty was paid in consequence of any Mistake or Misapprehension, or of its not being known at the time that some particular Part of the Estate and Effects belonged to the Deceased, and without any Intention of Fraud or to delay the Payment of the full and proper Duty, then it shall be lawful for the said Commissioners to remit the before mentioned Penalty, and to cause the Probate or Letters of Administration to be duly stamped, on Payment only of the Sum which shall be wanting to make up the Duty which ought to have been at first paid thereon.

Provido in case too little Stamp Duty paid on Probates, &c.

Provido,

XLII. Provided always, and be it further enacted, That in cases of Letters of Administration on which too little Stamp Duty shall have

Administrator to give proper Security before

Administration stamped.

have been paid at first, the said Commissioners of Stamps shall not cause the same to be duly stamped in the manner aforesaid, until the Administrator shall have given such Security to the Ecclesiastical Court or Ordinary by whom the Letters of Administration shall have been granted, as ought by Law to have been given on the granting thereof, in case the full Value of the Estate and Effects of the Deceased had been then ascertained, and also that the said Commissioners of Stamps shall yearly or oftener transmit an Account of the Probates and Letters of Administration, upon which the Stamps shall have been rectified in pursuance of this Act, to the several Ecclesiastical Courts by which the same shall have been granted, together with the Value of the Estate and Effects of the Deceased, upon which such Rectification shall have proceeded.

Executors, &c. not paying full Duty on Probates, &c. in given time after Discovery of too little paid at first.

XLIII. And be it further enacted, That where too little Duty shall have been paid on any Probate or Letters of Administration, in consequence of any Mistake or Misapprehension, or of its not being known at the time that some particular Part of the Estate and Effects belonged to the Deceased, if any Executor or Administrator acting under such Probate or Letters of Administration shall not, within Six Calendar Months after the passing of this Act, or after the Discovery of the Mistake or Misapprehension, or of any Estate or Effects not known at the time to have belonged to the Deceased, apply to the said Commissioners of Stamps, and pay what shall be wanting to make up the Duty which ought to have been paid at first on such Probate or Letters of Administration, he or she shall forfeit the Sum of One hundred Pounds, and also a further Sum, and at after the Rate of Ten Pounds *per Centum* on the Amount of the Sum wanting to make up the proper Duty.

Penalties.

Ecclesiastical Courts not to take Surrenders of Probates, &c. on Ground only of wrong Duty paid.

XLIV. And be it further enacted, That, from and after the Expiration of Three Calendar Months from the passing of this Act, it shall not be lawful for any Ecclesiastical Court or Person to call in and revoke, or to accept the Surrender of any Probate or Letters of Administration, on the Ground only of too high or too low a Stamp Duty having been paid thereon, as heretofore hath been practised; and if any Ecclesiastical Court or Person shall so do, the Commissioners of Stamps shall not make any Allowance whatever for the Stamp Duty on the Probate or Letters of Administration which shall be so annulled.

XLV. And Whereas it has happened in the case of Letters of Administration on which the proper Stamp Duty hath not been paid at first, that certain Debts, Chattels real or other Effects, due or belonging to the Deceased, have been found to be of such great Value, that the Administrator hath not been possessed of Money sufficient either of his own or of the Deceased to pay the requisite Stamp Duty, in order to render such Letters of Administration available for the Recovery thereof by Law: And Whereas the like may occur again, and it may also happen that Executors or Persons entitled to take out Letters of Administration may, before obtaining Probate of the Will or Letters of Administration of the Estate and Effects of the Deceased, find some considerable Part or Parts of the Estate and Effects of the Deceased so circumstanced as not to be able to get Possession of, and may not have Money sufficient of their own or of the Deceased to pay the Stamp Duty on the Probate or Letters of Administration which it shall be necessary to obtain; Be it therefore further

further enacted, That, from and after the passing of this Act, it shall be lawful for the said Commissioners of Stamps, on satisfactory Proof of the Facts by Affidavit or solemn Affirmation, in any such case as aforesaid which may appear to them to require Relief, to cause the Probate or Letters of Administration to be duly stamped, for denoting the Duty payable or which ought originally to have been paid thereon, and to give Credit for the Duty, either upon Payment of the before mentioned Penalty, or without, in cases of Probates or Letters of Administration already obtained, and upon which too little Duty shall have been paid, and either with or without Allowance of the Stamp Duty already paid thereon, as the case may require, under the Provisions of this Act; provided in all such cases of Credit that Security be first given by the Executors or Administrators, together with Two or more sufficient Sureties to be approved of by the said Commissioners, by a Bond to His Majesty, his Heirs or Successors, in Double the Amount of the Duty, for the due and full Payment of the Sum for which Credit shall be given, within Six Calendar Months, or any less Period, and of the Interest for the same, at the Rate of Ten Pounds *per Centum per Annum*, from the Expiration of such Period until Payment thereof, in case of any Default of Payment at the time appointed; and such Probate or Letters of Administration being duly stamped in the manner aforesaid, shall be as valid and available as if the proper Duty had been at first paid thereon, and the same had been stamped accordingly.

Commissioners of Stamps may give Credit for Duty on Probates, &c. in certain cases.

XLVI. Provided always, and be it further enacted, That if at the Expiration of the time to be allowed for the Payment of the Duty on such Probate or Letters of Administration, it shall appear to the Satisfaction of the said Commissioners, that the Executor or Administrator to whom such Credit shall be given as aforesaid, shall not have recovered Effects of the Deceased to an Amount sufficient for the Payment of the Duty, it shall be lawful for the said Commissioners to give such further time for the Payment thereof, and upon such Terms and Conditions as they shall think expedient.

Commissioners may extend Credit if necessary.

XLVII. Provided also, and be it further enacted, That the Probate or Letters of Administration so to be stamped on Credit as aforesaid, shall be deposited with the said Commissioners of Stamps, and shall not be delivered up to the Executor or Administrator until Payment of the Duty, together with such Interest as aforesaid, if any shall become due; but the same shall nevertheless be produced in Evidence by some Officer of the Commissioners of Stamps, at the Expence of the Executor or Administrator, as Occasion shall require.

Probates, &c. stamped on Credit, deposited with Commissioners.

XLVIII. And be it further enacted, That the Duty for which Credit shall be given as aforesaid, shall be a Debt to His Majesty, his Heirs or Successors, from the Personal Estate of the Deceased, and shall be paid in preference to and before any other Debt whatsoever due from the same Estate; and if any Executor or Administrator of the Estate of the Deceased shall pay any other Debt in preference thereto, he or she shall not only be charged with and be liable to pay the Duty out of his or her own Estate, but shall also forfeit the Sum of Five hundred Pounds.

Duty for which Credit given Debt to The Crown.

XLIX. And be it further enacted, That if before Payment of the Duty for which Credit shall be given in any such case as aforesaid, the Executor or Administrator shall take out Letters of Administration de bonis non, it shall also be lawful for the said Commissioners

Penalty. Proviso in case of Letters of Administration de bonis non, taken out before

Payment of
Duty for which
Credit given.

Directions concern-
ing Affidavits by Execu-
tors, &c. residing
out of England,
relating to Trust
Property.

Return of Duty
on Probates, &c.
made in respect
of Debts, if
claimed in Three
Years.

Commissioners to cause such Letters of Administration *de bonis non*, to be duly stamped with the particular Stamp provided to be used on Letters of Administration of that Kind, for denoting the Payment of the Duty in respect of the Effects of the Deceased, on some prior Probate or Letters of Administration of the same Effects, in such and the same manner as if the Duty had been actually paid upon having the Letters of Administration *de bonis non* deposited with the said Commissioners, and upon having such further Security for the Payment of the Duty, as they shall think expedient; and such Letters of Administration shall be as valid and available as if the Duty for which Credit shall be given had been paid.

L. And be it further enacted, in regard to Probate of Wills and Letters of Administration, That where any Part of the Personal Estate which the Deceased was possessed of or entitled to, shall be alleged to have been Trust Property, if the Person or Persons who shall be required to make any Affidavit or Affirmation relating thereto, conformably to the Provisions of the said Act of the Forty eighth Year of His Majesty's Reign, shall reside out of *England*, such Affidavit or Affirmation shall and may be made before any Person duly commissioned to take Affidavits by the Court of Session or Court of Exchequer in *Scotland*, or before One of His Majesty's Justices of the Peace in *Scotland*, or before a Master in Chancery, Ordinary or Extraordinary in *Ireland*, or before any Judge or Civil Magistrate of any other Country or Place where the Party or Parties shall happen to reside; and every such Affidavit or Affirmation shall be as effectual as if the same had been made before a Master in Chancery in *England*, pursuant to the Directions of the said last mentioned Act.

L.I. Provided always, and be it further enacted, That where it shall be proved by Oath or proper Vouchers to the Satisfaction of the said Commissioners of Stamps, that an Executor or Administrator had paid Debts due and owing from the Deceased, and payable by Law out of his or her Personal or Moveable Estate, to such an Amount as being deducted from the Amount or Value of the Estate and Effects of the Deceased, for or in respect of which a Probate or Letters of Administration, or a Compensation of a Testament, Testamentary or Dative, shall have been granted after the Thirty first Day of *August* One thousand eight hundred and fifteen, or which shall be included in any Inventory exhibited and recorded in a Commissary Court in *Scotland* as the Law requires, after that Day, shall reduce the same to a Sum, which, if it had been the whole gross Amount or Value of such Estate and Effects, would have occasioned a less Stamp Duty to be paid on such Probate or Letters of Administration, or Confirmation or Inventory, than shall have been actually paid thereon under and by virtue of this Act, it shall be lawful for the said Commissioners to return the Difference, provided the same shall be claimed within Three Years after the Date of such Probate or Letters of Administration or Confirmation or the recording of such Confirmation as aforesaid; but where by reason of any Proceeding at Law or in Equity, the Debts due from the Deceased shall not have been ascertained and paid, or the Effects of the Deceased shall not have been recovered and made available, and in consequence thereof the Executor or Administrator shall be prevented from claiming such Return of Duty as aforesaid, within the said Term of Three Years, it shall be lawful for the Commissioners of the Treasury to

allow such further time for making the Claim, as may appear to them to be reasonable under the circumstances of the case.

LII. And be it further enacted, That all Affidavits and solemn Affirmations in the case of Quakers, required by this or any former or future Act of Parliament, or which shall be required by the said Commissioners of Stamps, to be made for the Satisfaction of the said Commissioners, of and concerning any Facts or Circumstances upon which they are to execute the Powers vested in them by this or any other Act, or for the Verification of any Accounts of or concerning the Duties under their Management, or for any other Purpose relating to such Duties, shall, in all cases not otherwise expressly provided for, be made before the said Commissioners or any One or more of them, or before a Master in Chancery, Ordinary or Extraordinary in *England*, or before any Person duly commissioned to take Affidavits by the Court of Session or the Court of Exchequer in *Scotland*, or before One of His Majesty's Justices of the Peace in *Scotland*.

Affidavits relating to Stamp Duties, if no express Provision, made before Commissioners, &c.

LIII. And be it further enacted, That all and every Person and Persons before whom any Affidavit or solemn Affirmation is or shall be required or directed to be made by this or any former or future Act of Parliament relating to any Stamp Duties, shall be and they are hereby authorized to take the same and administer the proper Oath or Affirmation for that Purpose; and if any Person making any such Affidavit or Affirmation 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.

Perjury.

LIV. Provided always, and be it further enacted, That nothing contained in this or any other Act shall extend or be construed to extend, to charge with any Stamp Duties, Ginger and Peppermint Lozenges, or any other Article of Confectionary, unless the Person vending the same shall vend the same as Medicines, or as beneficial for the Prevention, Cure or Relief of any Distemper, Malady, Ailment or Disorder incident to or in any wise affecting the Human Body, nor to compel the Person or Persons vending the same to take out the Licence required by Persons vending Medicines.

In what case Ginger, &c. Lozenges, and Confectionary, exempt from Stamps.

LV. And be it further enacted, That all the Monies to arise from the Duties granted by this Act, and from the several other Duties under the Management of the said Commissioners of Stamps, shall be paid into the Hands of the Receiver General of the Stamp Duties in *Great Britain*, who shall from time to time pay the same into the Bank of *England* for safe Custody, pursuant to the Act in that case made and provided; and shall thereafter pay the same (after deducting the Charges of raising, collecting and accounting for the same, and all other Charges first payable thereout, and with the Exception of any Duties on Lottery Licences and Shares of Tickets) into the Receipt of His Majesty's Exchequer at *Westminster*, in one Sum, at such times and in such manner as the present Stamp Duties are by the Laws in force directed to be paid; and that the Monies so paid into the said Receipt, shall be carried to and made Part of the Consolidated Fund of *Great Britain*; and the same shall be apportioned in the Accounts of the Consolidated Fund and of the Public Debt of *Great Britain*, in such manner as shall be directed by any Act of the present Session of Parliament.

Duties paid to Receiver General, and by him into Exchequer.

Consolidated Fund.

P. R. c. 185. § 11.

The SCHEDULE to which this Act refers.

SCHEDULE.

PART THE FIRST:

ning the Duties on ADMISSIONS to Offices, &c. ; on Instruments of NVEYANCE, CONTRACT, OBLIGATION and SECURITY for ney ; on DEEDS in general ; and on other INSTRUMENTS, Matters Things, not falling under either of the following Heads.

PART THE SECOND :

ning the Duties on LAW PROCEEDINGS, or Proceedings in the niry and Ecclesiastical Courts, and in the several Courts of Law and ity at *Westminster*, and other Courts in *Great Britain*, and in the Offices nging thereto, and before the Lord High Chancellor or the Lord Keeper ommissioners for the Custody of the Great Seal, in Matters of Bankruptcy Lunacy.

PART THE THIRD :

ining the Duties on PROBATES of Wills and Letters of ADMINIS- ATION ; on CONFIRMATIONS of Testaments, testamentary and ve ; on INVENTORIES to be exhibited in the Commissary Courts of land ; on LEGACIES out of Real or Personal, Heritable or Moveable ate ; and on SUCCESSIONS to Personal or Moveable Estates upon iftacy.

PART THE FIRST.	Duty.
MISSION of any Person to act as an Advocate in any of the Ecclesiastical Courts; or in the High Court of Admiralty in <i>England</i> ; or in any of the Courts of Justice in <i>Scotland</i>	£. s. d. 50 0 0
<i>Exemption from the preceding and all other Stamp Duties.</i>	
<i>Where an Advocate, admitted in One Court in England, shall be admitted as an Advocate in any other Court in England; or being admitted in one Court in Scotland, shall be admitted as an Advocate in any other Court in Scotland; his latter Admission shall be free of Duty, provided he shall have paid the proper Stamp Duty on his former Admission according to the Laws then in force.</i>	
MISSION of any Person to the Degree of a Barrister at Law, in either of the Inns of Court in <i>England</i> ; or the Registrar or Entry thereof	50 0 0
MISSION of any Person to act as an Attorney, Solicitor or Proctor, in any Court in <i>England</i> ; or as a sworn Clerk, Side Clerk, Clerk in Court, or other Clerk or Officer, in any Court in <i>England</i> ; the Business and Emoluments (like those of an Attorney or Solicitor) shall depend upon his being retained and	

SCHEDULE, PART I.

Duty.

ADMISSION—*continued.*

employed by Clients or Suitors, and shall therefore be wholly uncertain in Amount

£. s. d.

25 0 0

Exemptions from the preceding and all other Stamp Duties.

Where any Person duly admitted an Attorney in either of His Majesty's Courts at Westminster; or in either of the Courts of the Great Sessions in Wales, or of the Counties Palatine of Chester, Lancaster and Durham, shall be also admitted to act as an Attorney in any other of the said Courts, or in any inferior Court of Law, or as a Solicitor in any Court of Equity, in England, the latter Admission shall be free of Duty.

And where any Person duly admitted a Solicitor in the Court of Chancery or Exchequer at Westminster, or in either of the Courts of the Great Sessions in Wales, or of the Duchy of Lancaster, or of the Counties Palatine of Chester, Lancaster and Durham, shall be also admitted to act as a Solicitor in any other of the said Courts, or in any inferior Court of Equity, or as an Attorney in any Court of Law in England, the latter Admission shall be free of Duty.

Provided such Attorney or Solicitor shall have paid the proper Stamp Duty on his former Admission, according to the Laws then in force.

But in all cases not expressly exempted, the said Duty is to be paid on every Admission of the same Person.

ADMISSION of any Person to act as Writer to the Signet, or as a Solicitor, Agent, Attorney or Procurator, in any Court in *Scotland*; or as a Clerk or Officer in any Court in *Scotland*, whose Business and Emoluments (like those of a Solicitor) shall depend upon his being retained and employed by Clients or Suitors, and shall therefore be wholly uncertain in Amount

25 0 0

And where any Person shall be admitted to act as a Solicitor, or Agent, in the Court of Session, Justiciary or Commission of Teinds in *Scotland*, who shall not have served a Clerkship or Apprenticeship for Five Years, to a Writer to the Signet, or to a Solicitor or Agent, under regular Articles or Indentures of Clerkship or Apprenticeship, which shall have paid the Stamp Duty, payable by

SCHEDULE, PART I.	Duty.
ADMISSION — <i>continued.</i>	£. s. d.
Law for the same at the Date thereof; his Admission shall be charged with a further Duty of	60 0 0
And where any Person shall be admitted to act as a Procurator or Solicitor, in the High Court of Admiralty in Scotland, the Commissary Court at <i>Edinburgh</i> , or any inferior Court in Scotland, who shall not have served a Clerkship or Apprenticeship for Five Years, to a Writer to the Signet, or to a Solicitor, Agent or Procurator, under regular Articles or Indentures of Clerkship or Apprenticeship, which shall have paid the Stamp Duty, payable by Law for the same at the Date thereof; his Admission shall be charged with a further Duty of	30 0 0
<i>Exemptions from the preceding and all other Stamp Duties.</i>	
<i>Where any Person duly admitted a Writer to the Signet, or a Solicitor, Agent or Attorney, in either of the Courts of Session, Jusiciary, Exchequer or Commission of Teinds, shall be also admitted to act in either of those Capacities in any other or others of the same Courts; his latter Admission shall be free of Duty.</i>	
<i>Where any Person, duly admitted as a Solicitor or Procurator in the High Court of Admiralty, or in the Commissary Court at Edinburgh, shall be also admitted a Solicitor or Procurator in the other of these Courts, his latter Admission shall be free of Duty.</i>	
<i>And where any Person, duly admitted a Solicitor or Procurator in any of the inferior Courts in Scotland, shall be also admitted a Solicitor or Procurator in any other or others of the same Courts, his latter Admission shall be free of Duty.</i>	
<i>Provided in each of the foregoing cases, the proper Stamp Duty shall have been paid, on the former Admission of such Person, according to the Laws then in force.</i>	
But in all cases not expressly exempted, the said Duty is to be paid on every Admission of the same Person.	
ADMISSION of any Person as a Master in Ordinary in Chancery, or as one of the Six Clerks, or one of the Curstors, of the Court of Chancery in <i>England</i> , or as a Sworn Clerk, Side Clerk, Clerk in Court, or other Clerk or Officer whatsoever, in any Court in <i>Great</i>	

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SCHEDULE, PART I.

Duty.

ADMISSION—*continued.*

Britain, who must necessarily be employed to do certain official Business, and whose Emoluments shall therefore be so far fixed and certain;

Where the Salary, Fees and Emoluments of the Office or Appointment shall not amount to 50*l.* per Annum

2 0 0

And where the same shall amount to 50*l.* and not amount to 100*l.* per Annum

4 0 0

And where the same shall amount to 100*l.* and not amount to 200*l.* per Annum

6 0 0

And where the same shall amount to 200*l.* and not amount to 300*l.* per Annum

12 0 0

And where the same shall amount to 300*l.* and not amount to 500*l.* per Annum

25 0 0

And where the same shall amount to 500*l.* and not amount to 750*l.* per Annum

35 0 0

And where the same shall amount to 750*l.* and not amount to 1,000*l.* per Annum

50 0 0

And where the same shall amount to 1,000*l.* and not amount to 1,500*l.* per Annum

75 0 0

And where the same shall amount to 1,500*l.* and not amount to 2,000*l.* per Annum

100 0 0

And where the same shall amount to 2,000*l.* and not amount to 3,000*l.* per Annum

150 0 0

And where the same shall amount to 3,000*l.* or upwards per Annum

200 0 0

The said Fees and Emoluments to be estimated according to the Average Amount thereof for Three Years preceding, if practicable; and if not, according to the best Information that can be obtained.

Exemptions from the preceding and all other Stamp Duties.

Where any Officer shall be admitted annually, every Admission after the first shall be free of Duty, provided the proper Duty shall have been paid on his first Admission.

All Admissions of Officers, proceeding upon any Grants of or Appointments to Offices, which shall be charged with the Duties hereinafter mentioned.

But in all cases not expressly exempted, the proper Duty is to be paid on every Admission of the same Person.

ADMISSION of any Person to act as a Notary Public.—

See FACULTY.

ADMISSION of any Person to be a Member of either of the Four Inns of Court in *England*

25 0 0

SCHEDULE, PART I.	Duty.
ADMISSION— <i>continued.</i>	£. s. d.
ADMISSION of any Person to be a Member of either of the Societies commonly called Inns of Chancery in <i>England</i>	3 0 0
ADMISSION of any Person to be a Fellow of the College of Physicians in <i>England or Scotland</i>	25 0 0
ADMISSION or Licence of any Person by the College of Physicians in <i>England or Scotland</i> , to exercise the Faculty of Physic, or practise as a Licentiate	15 0 0
ADMISSION or Matriculation of any Person in either of the Universities in <i>England</i>	1 0 0
ADMISSION of any Person to the Degree of a Bachelor of Arts, in either of the Universities in <i>England</i> , for the Register or Entry thereof,	
If conferred in the ordinary Course of the University	3 0 0
If conferred by special Grace, or Royal Mandate, or by reason of Nobility, or otherwise, out of the ordinary Course	5 0 0
ADMISSION of any Person to any other Degree in either of the Universities in <i>England</i> , for the Register or Entry thereof,	
If conferred in the ordinary Course of the University	6 0 0
If conferred by special Grace, or Royal Mandate, or by reason of Nobility or otherwise, out of the ordinary Course, conferring any Right of Election in such University	10 0 0
ADMISSION of any Person to the Degree of Doctor of Medicine, in either of the Universities in <i>Scotland</i>	10 0 0
Note.—The said hereinbefore mentioned Duties on Admissions are, in all cases not expressly provided for, to be charged on the Instruments of Admission, delivered to the Persons admitted, by whatsoever Name the same may be called, if there be any such, or if not, on the Register, Entry or Memorandum of each Admission, in the Rolls, Books or Records of the Court, College, Inn or Society, in which the Admission shall be made; or for want thereof, on the Rescript or Warrant for such Admission.	
ADMISSION of any Person into any Corporation or Company, in any City, Borough, Burgh or Town Corporate in <i>Great Britain</i> ; for the Register, Entry or Memorandum thereof, in the Court Book, or Record, of such Corporation or Company	
Where the Admission shall be in respect of Apprenticeship or Marriages	1 0 0

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SCHEDULE, PART I.

Duty.

ADMISSION—continued.

And where the same shall be upon any other Ground

Exemptions from the preceding and all other Stamp Duties.

The Admissions of Craftsmen or others entering in any Corporation, within any Royal Burgh, Burgh of Regality or Burgh of Barony, in Scotland, incorporated by the Magistrates and Council of such Burgh; provided such Craftsmen or others shall have been previously admitted Freemen or Burgeses of the Burgh, and have paid the proper Stamp Duty on such Admission, according to the Laws then in force.

£. s. d.

3 0 0

ADMISSION to Ecclesiastical Benefices in Scotland. —

See COLLATION.

ADMISSION or Admittance to Copyhold Lands. —

See COPYHOLD.

AFFIDAVIT, not made for the immediate Purpose of being filed, read or used, in any Court of Law or Equity; for every Sheet or Piece of Paper, Parchment or Vellum, on which the same shall be written or printed

Exemptions from the preceding and all other Stamp Duties.

Affidavits required or authorized by Law, to be made before any Justice or Justices of the Peace; or before any Commissioner or Commissioners of any Public Board of Revenue, or any of the Officers acting under them; or before any other Commissioner or Commissioners appointed or to be appointed by Act of Parliament.

Affidavits to be made pursuant to the Act of the Forty eighth Year of His Majesty's Reign, c. 149., by Persons intruding with the personal or moveable Estate or Effects of Persons deceased in Scotland.

Affidavits to be made pursuant to this Act by Persons applying for Probates of Wills and Letters of Administration in England, regarding the Value of the Estate and Effects of the Deceased.

Affidavits which may be required at the Bank of England, to prove the Death of any Proprietor of any Share in any of the Stocks or Funds transferrable there, or to identify the Person of any such Proprietor, or to remove any other Impediment to the Transfer of any such Stocks or Funds.

Also all Affidavits relating to the Loss, Mutilation

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SCHEDULE, PART I.	Duty.
<p>AFFIDAVIT—<i>continued.</i> <i>or Defacement of any Bank Note or Bank Post Bill.</i> <i>See also the General Exemptions at the End of this Part of the Schedule.</i></p>	<p>£. s. d.</p>
<p>AGREEMENT, or Contract, accompanied with a Deposit of Title Deeds, for making a Mortgage, Wadset, or other Security on any Estate or Property therein comprised. — See MORTGAGE.</p>	
<p>AGREEMENT, or any Minute or Memorandum of an Agreement, made in <i>England</i> under Hand only, or made in <i>Scotland</i> without any Clause of Registration (and not otherwise charged in this Schedule nor expressly exempted from all Stamp Duty), where the Matter thereof shall be of the Value of 20l. or upwards, whether the same shall be only Evidence of a Contract, or obligatory upon the Parties from its being a written Instrument, together with every Schedule, Receipt, or other Matter put or indorsed thereon or annexed thereto ;</p>	
<p>Where the same shall not contain more than 1,080 Words (being the Amount of Fifteen Common Law Folios or Sheets of Seventy two Words each)</p>	<p>1 0 0</p>
<p>And where the same shall contain more than 1,080 Words</p>	<p>1 15 0</p>
<p>And for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of</p>	<p>1 5 0</p>
<p>Provided always, that where divers Letters shall be offered in Evidence to prove any Agreement between the Parties who shall have written such Letters, it shall be sufficient if any one of such Letters shall be stamped with a Duty of 1l. 15s. although the same shall in the whole contain twice the Number of 1,080 Words or upwards.</p>	
<p><i>Exemptions from the preceding and all other Stamp Duties.</i> <i>Label, Slip or Memorandum, containing the Heads of Insurances to be made by the Corporations of the Royal Exchange Assurance, and London Assurance ; or by the Corporations of the Royal Exchange Assurance of Houses and Goods from Fire and London Assurance of Houses and Goods from Fire. (a)</i></p>	
<p><i>Memorandum or Agreement for granting a Lease or Tack, at Rack Rent, of any Messuages, Land or Tenement, under the yearly Rent of Five Pounds.</i></p>	
<p><i>Memorandum or Agreement for the Hire of any Labourer, Artificer, Manufacturer or Menial Servant.</i></p>	
<p>(a) [6 G. I. c. 18.]</p>	

SCHEDULE, PART I.

Duty.

AGREEMENT — continued.

Memorandum, Letter, or Agreement, made for or relating to the Sale of any Goods, Wares or Merchandize.

£. s. d.

Memorandum or Agreement made between the Master and Mariners of any Ship or Vessel, for Wages, on any Voyage Coastwise from Port to Port in Great Britain. (a)

Letters containing any Agreement (not before exempted) in respect of any Merchandize, or Evidence of such an Agreement which shall pass by the Post, between Merchants or other Persons carrying on Trade or Commerce, in Great Britain, and residing and actually being, at the time of sending such Letters, at the Distance of Fifty Miles from each other.

See also the General Exemptions at the End of this Part of the Schedule.

APPOINTMENT, in execution of a Power, of Land or other Property, real or personal, or of any Use or Interest therein, where made by any Writing, not being a Deed or Will

1 15 0

And where the same, together with any Schedule, Receipt, or other Matter put or indorsed thereon, or annexed thereto, shall contain 2,160 Words (being the Amount of Thirty Common Law Folios or Sheets of Seventy two Words each) or upwards, then for every entire Quantity of 1,080 Words (or Fifteen Common Law Folios or Sheets) contained therein, over and above the first 1,080 Words, a further progressive Duty of

1 5 0

If made by Deed. — See DEED.

APPOINTMENT of a Chaplain, operating as a Qualification to hold Two Ecclesiastical Benefices in England

2 0 0

APPOINTMENT of a Game Keeper. — See DEPUTATION.

APPOINTMENT to Offices. — See ADMISSION, GRANT.

APPRAISEMENT or Valuation of any Estate or Effects, Real or Personal, Heritable or Moveable; or of any Interest therein; or of the annual Value thereof; or of any Dilapidations; or of any Repairs wanted; or of the Materials and Labour used or to be used in any Buildings; or of any Artificers Work whatsoever;

Where the Amount of such Appraisement or Valuation shall not exceed 50l.

0 2 6

And where it shall exceed 50l. and not exceed 100l.

0 5 0

(a) [31 G. 3. c. 39. § 10.]

SCHEDULE, PART I.	Duty.
APPRAISEMENT — <i>continued.</i>	ℓ. s. d.
And where it shall exceed 100ℓ. and not exceed 200ℓ.	0 10 0
And where it shall exceed 200ℓ. and not exceed 500ℓ.	0 15 0
And where it shall exceed 500ℓ.	1 0 0
<i>Exemptions.</i>	
<i>Appraisements or Valuations made in pursuance of the Order of any Court of Admiralty or Vice Admiralty, or of any Court of Appeal from any Sentence, Adjudication or Judgment of any Court of Admiralty or Vice Admiralty.</i>	
<i>Appraisements or Valuations of any Property, made for the Purpose of ascertaining the Legacy Duty payable in respect thereof.</i>	
APPRAISER, Licence to act as such.—See LICENCE.	
APPRENTICESHIP and CLERKSHIP.—Indenture or other Instrument or Writing containing the Covenants, Articles or Agreements, for or relating to the Service of any Apprentice, Clerk or Servant, who shall be put or placed to or with any Master or Mistress, to learn any Profession, Trade or Employment whatsoever; <i>except Articles of Clerkship to Attornies and others, hereinafter specifically charged;</i>	
If the Sum of Money, or the Value of any other Matter or Thing which shall be paid, given, assigned or conveyed, or be secured to be paid, given, assigned or conveyed, to or for the Use or Benefit of the Master or Mistress, with or in respect of such Apprentice, Clerk or Servant, or both the Money and Value of such other Matter or Thing shall not amount to 3ℓ.	1 0 0
If the same shall amount to 3ℓ. and not amount to 5ℓ.	2 0 0
If the same shall amount to 5ℓ. and not amount to 10ℓ.	3 0 0
If the same shall amount to 10ℓ. and not amount to 20ℓ.	6 0 0
If the same shall amount to 20ℓ. and not amount to 30ℓ.	12 0 0
If the same shall amount to 30ℓ. and not amount to 40ℓ.	20 0 0
If the same shall amount to 40ℓ. and not amount to 50ℓ.	25 0 0
If the same shall amount to 50ℓ. and not amount to 60ℓ.	30 0 0
If the same shall amount to 60ℓ. and not amount to 80ℓ.	40 0 0

SCHEDULE, PART I.	Duty.		
APPRENTICESHIP, &c.—continued.	£.	s.	d.
If the same shall amount to 800l. and not amount to 1,000l. - - -	50	0	0
And if the same shall amount to 1,000l. or upwards - - -	60	0	0
And where there shall be no such Consideration as aforesaid, moving to the Master or Mistress; if the Indenture or other Instrument shall not contain more than 1,080 Words -	1	0	0
And if the same shall contain more than that Quantity - - -	1	15	0
APPRENTICESHIP and CLERKSHIP.— Indenture, or other Instrument or Writing, containing the Covenants, Articles or Agreements for or relating to the Service of any such Apprentice, Clerk or Servant, as aforesaid, who shall be put or placed to or with a new Master or Mistress, either by Assignment, Transfer or Turnover, or upon the Death, Absence or Incapacity of the former Master or Mistress, or otherwise; or any Writing whatever, whereby any such Assignment, Transfer or Turnover may be effectuated or ascertained.			
Where there shall be any such valuable Consideration as aforesaid, moving to the new Master or Mistress, exclusive of any Part of the Consideration to the former Master or Mistress, which may be returned, or given, or transferred to the new Master or Mistress -	<i>{ Such and the like Duty in Proportion to the Amount or Value of such new Consideration only, as is before charged on any original Indenture of Apprenticeship.</i>		
And where there shall be no such new Consideration; if the Indenture or other Instrument or Writing shall not contain more than 1,080 Words -			
And if the same shall contain more than that Quantity - - -	1	15	0
And where there shall be <i>Duplicates</i> , or <i>Two Parts</i> , of any such Indenture or other Instrument or Writing, relating to any such Apprentice, Clerk or Servant as aforesaid; each Part shall be charged with the Duty before mentioned, in all cases where the same shall not exceed Thirty five Shillings; and where the same shall exceed that Sum, only one Part shall be charged with the said <i>ad valorem</i> Duty, or Duty in proportion to the Consideration, and the other Part shall be charged with a Duty of -	1	15	0
Note. —And the <i>Part</i> , bearing the <i>ad valorem</i> or higher Duty, shall belong to and be kept by the Apprentice, Clerk or Servant, or some Person on his or her behalf, upon his or her			

SCHEDULE, PART I.	Duty.
<p>APPRENTICESHIP, &c.—continued. being first placed out; and in case of any subsequent placing out, by Assignment or otherwise, <i>the Part</i> bearing the <i>ad valorem</i> Duty on that occasion (if any) shall belong to and be kept by the former Master or Mistress, or his or her Representatives, or by the Apprentice, Clerk or Servant, or some Person on his or her behalf; and in each of the said cases, <i>the other Part</i>, bearing the lower Duty hereby charged thereon, shall belong to and be kept by the original Master or Mistress, or the new Master or Mistress, as the case may be; and the same shall be respectively received in Evidence accordingly.</p> <p><i>Exemptions from the preceding and all other Stamp Duties.</i> <i>Indentures or other Instruments for placing out poor Children Apprentices, by or at the sole Charge of any Parish or Township, or by or at the sole Charge of any Public Charity, or pursuant to the Act of the 32d Year of His Majesty's Reign, (a) for the further Regulation of Parish Apprentices.</i> <i>And all Assignments of such poor Apprentices; provided there shall be no such valuable Consideration as aforesaid given to the new Master or Mistress, other than what may have been or shall be given by any Parish or Township, or by any Public Charity.</i></p>	<p>£. s. d.</p>
<p>ARTICLES of CLERKSHIP, or Contract, whereby any Person shall first become bound to serve as a Clerk; in order to his Admission as an Attorney or Solicitor, in any of His Majesty's Courts at <i>Westminster</i> - In any of the Courts of the Great Sessions in <i>Wales</i>, or of the Counties Palatine of <i>Chester, Lancaster and Durham</i>; or in any other Court of Record in <i>England</i>, holding Pleas, where the Debt or Damage amounts to Forty Shillings - And for any Counterpart or Duplicate of any such Articles or Contract of Clerkship -</p>	<p>120 0 0 60 0 0 1 15 0</p>
<p>ARTICLES of CLERKSHIP, or Contract, whereby any Person (<i>not being an Attorney of One of the Courts at Westminster</i>) shall first become bound to serve as a Clerk, in order to his Admission as a Sworn Clerk, in the Office of the Six Clerks of the Court of Chancery, or as a Sworn Clerk, Clerk in Court or Side Clerk, (a) [32 G. 3. c. 57.]</p>	

SCHEDULE, PART I.	Duty.		
	£.	s.	d.
ARTICLES of CLERKSHIP— <i>continued.</i> in the Office of Pleas, or the Office of His Majesty's Remembrancer, in the Court of Exchequer in <i>England</i> -	120	0	0
And for any Counterpart or Duplicate thereof -	1	15	0
ARTICLES of CLERKSHIP, or Contract, whereby any Person shall become bound to serve as a Clerk, in order to any such Admission as aforesaid, for the Residue of the Term for which he was originally bound, in consequence of the Death of his former Master, or of the Contract between them being vacated by Consent, or by Rule of Court, or in any other Event -	1	15	0
And for any Counterpart or Duplicate thereof -	1	15	0
And where any Person, having entered into any Articles of Clerkship or Contract, duly stamped according to the Law in force at the Date thereof, in order to his Admission as a Sworn Clerk, Clerk in Court or Side Clerk, in the Court of Chancery, or Court of Exchequer, or in order to his Admission as an Attorney or Solicitor in any of the Courts at <i>Westminster</i> , shall afterwards enter into any such Articles or Contract as aforesaid, for any other of those Purposes; the said last mentioned Articles or Contract shall be charged only with a Duty of -	1	15	0
And the Counterpart or Duplicate thereof -	1	15	0
And where the same Articles of Clerkship shall be a Qualification to any Person to be admitted, not only as an Attorney or Solicitor in any of the Courts at <i>Westminster</i> , but also as a Sworn Clerk, Clerk in Court, or Side Clerk, in the Court of Chancery, or Court of Exchequer, or as an Attorney or Solicitor in any of the inferior Courts aforesaid; such Articles shall not be charged with more than one Duty of 120l.			
ARTICLES of CLERKSHIP, or Contract, whereby any Person shall first become bound to serve as a Clerk, in order to his Admission as a Proctor in the High Court of Admiralty in <i>England</i> , or in any of the Ecclesiastical Courts in <i>Doxors Commons</i> -	120	0	0
And for any Counterpart or Duplicate thereof -	1	15	0
ARTICLES of CLERKSHIP, or Contract, whereby any Person shall become bound to serve as a Clerk, in order to his Admission as a Proctor in any of the Courts aforesaid, for the Residue of the Term for which he was originally bound, in consequence of the Death of his former Master, or of the Contract between them being vacated, or in any other Event -	1	15	0
And for any Counterpart or Duplicate thereof -	1	15	0

SCHEDULE, PART I.	Duty.
ARTICLES— <i>continued.</i>	£. s. d.
ARTICLES, or Indenture of Clerkship or Apprenticeship, whereby any Person shall first become bound to serve as a Clerk or Apprentice, in order to his Admission as a Writer to the Signet, or as a Solicitor, Agent or Attorney, in any of the Courts of Session, Jusiciary, Exchequer and Commission of Trinds in <i>Scotland</i> - And for any Counterpart or Duplicate thereof -	60 0 0 1 15 0
ARTICLES, or Indenture of Clerkship or Apprenticeship, whereby any Person shall first become bound to serve as a Clerk or Apprentice, in order to his Admission to act as a Procurator or Solicitor in the High Court of Admiralty, the Commissary Court at <i>Edinburgh</i> , or any other inferior Court in <i>Scotland</i> - And for any Counterpart or Duplicate thereof -	30 0 0 1 15 0
ARTICLES, or Indenture of Clerkship or Apprenticeship, whereby any Person shall become bound to serve as a Clerk or Apprentice, in order to any such Admission in <i>Scotland</i> as aforesaid, for the Residue of the Term for which he was originally bound, in consequence of the Death of his former Master, or of the Contract between them being vacated, or in any other Event - And for any Counterpart or Duplicate thereof -	1 15 0 1 15 0
ARTICLES of CLERKSHIP, or Contract or Indenture of Apprenticeship, whereby any Person, having been before bound to serve as a Clerk or Apprentice, in order to any such Admission as aforesaid either in <i>England</i> or <i>Scotland</i> , and not having completed or perfected his Service so as to entitle him to such Admission, shall become bound afresh, for a new Term of Years, for the same Purpose - And for any Counterpart or Duplicate thereof -	1 15 0
But in this case, the Stamp used on the Articles, Contract or Indenture, first entered into for the said Purpose, shall be allowed as a spoiled Stamp, on being delivered up to the Commissioners of Stamps to be cancelled within Six Calendar Months after the Execution of the new Articles, Contract or Indenture.	The same Duty as would be payable on any original Articles, Contract or Indenture for such Purpose.
ASSIGNATION, or Assignment, upon the Sale of any Property.—See CONVEYANCE.	
ASSIGNATION in Security.—See MORTGAGE.	
ASSIGNATION of any Wadset, Heritable Bond, &c.—See MORTGAGE.	
ASSIGNMENT of any Mortgage, or other <i>similar</i> Security.—See MORTGAGE.	
ASSIGNATION or ASSIGNMENT of any Property, Real or Personal, Heritable or <i>Movable</i> , not	

SCHEDULE, PART I.

Duty.

		£.	s.	d.
ASSIGNATION, &c.— <i>continued.</i> <i>otherwise charged in this Schedule, nor expressly ex-</i> <i>empted from all Stamp Duty</i>		1	15	0
And where the same, together with any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of		1	5	0
AWARD in <i>England</i> , and Award or Decreet-Arbitral in <i>Scotland</i>		1	15	0
And where the same, together with any Sched- ule, or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of		1	5	0
BARGAIN and SALE (or Lease) for a Year, for vesting the Possession of Lands or other Heredita- ments in <i>England</i> , and enabling the Bargainee to take a Release of the Freehold or Inheritance, upon the Sale or Mortgage thereof;				
Where the Purchase or Consideration Money expressed in the Release shall not amount to 20l.		0	10	0
And where the same shall amount to 20l. and not amount to 50l.		0	15	0
And where the same shall amount to 50l. and not amount to 150l.		1	0	0
And where the same shall amount to 150l. or upwards		1	15	0
BARGAIN and SALE (or Lease) for a Year upon any other Occasion		1	15	0
BARGAIN and SALE (to be enrolled) of any Estate of Freehold, in Lands or other Hereditaments in <i>England</i> , upon the Sale thereof, or by way of Mort- gage. — See CONVEYANCE. — MORTGAGE.				
BARGAIN and SALE (to be enrolled) of any Estate of Freehold, in Lands or other Hereditaments in <i>Eng-</i> <i>land</i> , upon any other Occasion than the Mortgage or Sale thereof		5	0	0
And where any such Bargain and Sale as aforesaid, together with any Schedule, Receipt or other Matter put or indorsed thereon or annexed there- to, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words con- tained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of		1	5	0

SCHEDULE, PART I.		Duty.
		£. s. d.
BARGAIN and SALE — <i>continued.</i>		
<i>Exemptions from the preceding Duty.</i>		
<i>Bargains and Sales, made by Commissioners to the Assignees of Bankrupts which are to pay a Duty, only as Deeds in general.</i>		
<i>Inland BILL of EXCHANGE, Draft or Order to the Bearer, or to Order, either on Demand or otherwise, not exceeding Two Months after Date, or Sixty Days after Sight, of any Sum of Money,</i>		
Amounting to 40s. and not exceeding 5l. 5s.	-	0 1 0
Exceeding 5l. 5s. and not exceeding 20l.	-	0 1 6
Exceeding 20l. and not exceeding 30l.	-	0 2 0
Exceeding 30l. and not exceeding 50l.	-	0 2 6
Exceeding 50l. and not exceeding 100l.	-	0 3 6
Exceeding 100l. and not exceeding 200l.	-	0 4 6
Exceeding 200l. and not exceeding 300l.	-	0 5 0
Exceeding 300l. and not exceeding 500l.	-	0 6 0
Exceeding 500l. and not exceeding 1,000l.	-	0 8 6
Exceeding 1,000l. and not exceeding 2,000l.	-	0 12 6
Exceeding 2,000l. and not exceeding 3,000l.	-	0 15 0
Exceeding 3,000l.	-	1 5 0
<i>Inland BILL of EXCHANGE, Draft or Order for the Payment to the Bearer, or to Order, at any time exceeding Two Months after Date, or Sixty Days after Sight, of any Sum of Money,</i>		
Amounting to 40s. and not exceeding 5l. 5s.	-	0 1 6
Exceeding 5l. 5s. and not exceeding 20l.	-	0 2 0
Exceeding 20l. and not exceeding 30l.	-	0 2 6
Exceeding 30l. and not exceeding 50l.	-	0 3 6
Exceeding 50l. and not exceeding 100l.	-	0 4 6
Exceeding 100l. and not exceeding 200l.	-	0 5 0
Exceeding 200l. and not exceeding 300l.	-	0 6 0
Exceeding 300l. and not exceeding 500l.	-	0 8 6
Exceeding 500l. and not exceeding 1,000l.	-	0 12 6
Exceeding 1,000l. and not exceeding 2,000l.	-	0 15 0
Exceeding 2,000l. and not exceeding 3,000l.	-	1 5 0
Exceeding 3,000l.	-	1 10 0
<i>Inland BILL, Draft or Order for the Payment of any Sum of Money, though not made payable to the Bearer, or to Order, if the same shall be delivered to the Payee, or some Person on his or her behalf</i>	-	}
		<i>The same Duty as on a Bill of Exchange for the like Sum payable to Bearer or Order.</i>
<i>Inland BILL, Draft or Order for the Payment of any Sum of Money, Weekly, Monthly, or at any other stated Periods, if made payable to the Bearer, or to Order, or if delivered to the Payee, or some Person on his or her behalf, where the total Amount of the Money thereby made payable shall be specified therein, or can be ascertained therefrom</i>	-	}
		<i>The same Duty as on a Bill payable to Bearer or Order on Demand for a Sum equal to such total Amount.</i>
And where the total Amount of the Money thereby made payable shall be ascertained		}
		<i>The same Duty as on a Bill on Demand for the Sum therein specified only.</i>

SCHEDULE, PART I.

Duty.

Inland BILL, &c.—continued.

And the following Instruments shall be deemed and taken to be Inland Bills, Drafts or Orders for the Payment of Money within the Intent and Meaning of this Schedule; *videlicet*,

All Drafts or Orders for the Payment of any Sum of Money by a Bill or Promissory Note, or for the Delivery of any such Bill or Note in Payment or Satisfaction of any Sum of Money; where such Drafts or Orders shall require the Payment or Delivery to be made to the Bearer, or to Order, or shall be delivered to the Payee or some Person on his or her behalf.

All Receipts given by any Banker or Bankers, or other Person or Persons, for Money received, which shall entitle, or be intended to entitle, the Person or Persons paying the Money, or the Bearer of such Receipts, to receive the like Sum from any Third Person or Persons.

And all Bills, Drafts or Orders for the Payment of any Sum of Money out of any particular Fund which may or may not be available, or upon any Condition or Contingency which may or may not be performed or happen, if the same shall be made payable to the Bearer, or to Order, or if the same shall be delivered to the Payee or some Person on his or her behalf.

Foreign BILL of EXCHANGE (or Bill of Exchange drawn in but payable out of *Great Britain*) if drawn singly and not in a Set

{ *The same Duty as on an Inland Bill of the same Amount and Tenor.*

Foreign BILLS of EXCHANGE, drawn in Sets according to the Custom of Merchants, for every Bill of each Set, where the Sum made payable thereby shall not exceed 100l.

o 1 6

And where it shall exceed 100l. and not exceed 200l.

o 3 0

And where it shall exceed 200l. and not exceed 500l.

o 4 0

And where it shall exceed 500l. and not exceed 1000l.

o 5 0

And where it shall exceed 1,000l. and not exceed 2,000l.

o 7 6

And where it shall exceed 2,000l. and not exceed 3,000l.

o 10 0

And where it shall exceed 3,000l.

o 15 0

Exemptions from the preceding and all other Stamp Duties.

All Bills of Exchange, or Bank Post Bills, issued by the Governor and Company of the Bank of England.

All Bills, Orders, Remittance Bills and Remit-

SCHEDULE, PART I.

Duty.

BILL—continued.

£. s. d.

tance Certificates, drawn by Commissioned Officers, Masters and Surgeons in the Navy, or by any Commissioner or Commissioners of the Navy, under the Authority of the Act passed in the 35th Year of His Majesty's Reign, (a) for the more expeditious Payment of the Wages and Pay of certain Officers belonging to the Navy.

All Bills drawn pursuant to any former Act or Acts of Parliament by the Commissioners of the Navy, or by the Commissioners for Visuallying the Navy, or by the Commissioners for managing the Transport Service, and for taking care of Sick and Wounded Seamen, upon, and payable by the Treasurer of the Navy.

All Drafts or Orders for the Payment of any Sum of Money to the Bearer on Demand, and drawn upon any Banker or Bankers, or any Person or Persons acting as a Banker, who shall reside or transact the Business of a Banker, within Ten Miles of the Place where such Drafts or Orders shall be issued, provided such Place shall be specified in such Drafts or Orders; and provided the same shall bear Date on or before the Day on which the same shall be issued; and provided the same do not direct the Payment to be made by Bills or Promissory Notes.

All Bills, for the Pay and Allowances of His Majesty's Land Forces, or for other Expenditures liable to be charged in the Public Regimental or District Accounts, which shall be drawn according to the Forms now prescribed or hereafter to be prescribed by His Majesty's Orders, by the Paymasters of Regiments or Corps, or by the Chief Paymaster, or Deputy Paymaster, and Accountant of the Army Depot, or by the Paymasters of Recruiting Districts, or by the Paymasters of Detachments, or by the Officer or Officers authorized to perform the Duties of the Paymaster'ship during a Vacancy, or the Absence, Suspension or Incapacity of any such Paymaster as aforesaid; save and except such Bills as shall be drawn in favour of Contractors or others, who furnish Bread or Forage to His Majesty's Troops, and who by their Contracts or Agreements shall be liable to pay the Stamp Duties on the Bills given in Payment for the Articles supplied by them.

(a) [35 G. 3. c. 94.]

SCHEDULE, PART I.	Duty.		
	£.	s.	d.
BILL of LADING, of or for any Goods, Merchandize or Effects to be exported or carried Coastwise -	0	3	0
BILL of SALE absolute.— See CONVEYANCE.			
BILL of SALE as a Security.— See MORTGAGE.			
BOND in <i>England</i> and Personal Bond in <i>Scotland</i> , given as a Security for the Payment of any definitive and certain Sum of Money,			
Not exceeding 50l. -	1	0	0
Exceeding 50l. and not exceeding 100l. -	1	10	0
Exceeding 100l. and not exceeding 200l. -	2	0	0
Exceeding 200l. and not exceeding 300l. -	3	0	0
Exceeding 300l. and not exceeding 500l. -	4	0	0
Exceeding 500l. and not exceeding 1,000l. -	5	0	0
Exceeding 1,000l. and not exceeding 2,000l. -	6	0	0
Exceeding 2,000l. and not exceeding 3,000l. -	7	0	0
Exceeding 3,000l. and not exceeding 4,000l. -	8	0	0
Exceeding 4,000l. and not exceeding 5,000l. -	9	0	0
Exceeding 5,000l. and not exceeding 10,000l. -	12	0	0
Exceeding 10,000l. and not exceeding 15,000l. -	15	0	0
Exceeding 15,000l. and not exceeding 20,000l. -	20	0	0
Exceeding 20,000l. -	25	0	0
BOND in <i>England</i> , and Personal Bond in <i>Scotland</i> , given as a Security for the Repayment of any Sum or Sums of Money to be thereafter lent, advanced or paid, or which may become due upon an Account Current, together with any Sum already advanced or due, or without, as the case may be ;			
Where the total Amount of the Money secured, or to be ultimately recoverable thereupon, shall be uncertain and without any Limit -	25	0	0
And where the Money secured, or to be ultimately recoverable thereupon, shall be limited not to exceed a given Sum -			
BOND in <i>England</i> and Personal Bond in <i>Scotland</i> , given as a Security for the Transfer, or Retransfer of any Share in any of the Government or Parliamentary Stocks or Funds, or in the Stock and Funds of the Governor and Company of the Bank of <i>England</i> , or of the <i>East India</i> Company, or of the <i>South Sea</i> Company -			
<i>Heritable</i> BOND in <i>Scotland</i> for any of the Purposes aforefaid.— See MORTGAGE.			
BOND in <i>England</i> and Personal Bond in <i>Scotland</i> , given as a Security for the Payment of any Sum of Money, or for the Transfer or Retransfer of any Share in any of the Stocks or Funds before mentioned, which shall be in part secured by a Mortgage, or Wadset, or other Instrument or Writing hereinafter charged with the same Duty			

The same Duty as on a Bond for such limited Sum.

The same Duty as on a Bond for a Sum of Money, equal to the Value of the Stock or Fund secured, according to the average Price thereof, on the Day of the Date of the Bond, or on either of the Ten Days preceding.

SCHEDULE, PART I.		Duty.
<p>BOND—<i>continued.</i> as a Mortgage or Wadset, bearing even Date with such Bond; or for the Performance of Covenants contained in such Mortgage or other Instrument or Writing; or for both those Purposes</p>	<p>£. s. d.</p> <p>1 0 0</p>	
<p>BOND in England, and Personal or Heritable Bond in Scotland, given as the only or principal Security for the Payment of any Annuity, upon the original Creation and Sale thereof. — See CONVEYANCE upon the Sale of Lands, &c.</p>	<p>1 0 0</p>	
<p>BOND in England, and Personal Bond in Scotland, given as a collateral or auxiliary Security for the Payment of any Annuity, upon the original Creation and Sale thereof, where the same shall be granted or conveyed, or secured, by any other Deed or Instrument, liable to and charged with the <i>ad valorem</i> Duty, hereinafter imposed on Conveyances upon the Sale of any Property</p>	<p>1 0 0</p>	
<p>BOND in England, and Personal or Heritable Bond in Scotland, given as a Security for the Payment of any Annuity (<i>except upon the original Creation and Sale thereof</i>), or of any Sum or Sums of Money at stated Periods (<i>not being Interest for any principal Sum, nor Rent reserved or payable upon any Lease or Tack</i>), for any definite and certain Term, so that the Total Amount of the Money to be paid can be previously ascertained;</p>	<p>The same Duty as on a Bond of the like Nature, for the Payment of a Sum of Money equal to such total Amount.</p>	
<p>BOND in England, and Personal and Heritable Bond in Scotland, given as a Security for the Payment of any Annuity (<i>except as aforesaid</i>), or of any Sum or Sums of Money at stated Periods (<i>not being Interest for any principal Sum, nor Rent reserved or payable upon any Lease or Tack</i>) for the Term of Life or any other indefinite Period, so that the whole Money to be paid cannot be previously ascertained;</p>		
<p>Where the Annuity, or Sums secured, shall not amount to 10l. per Annum</p>	<p>1 0 0</p>	
<p>And where the same shall amount to 10l. and not amount to 50l. per Annum</p>	<p>2 0 0</p>	
<p>And where the same shall amount to 50l. and not amount to 100l. per Annum</p>	<p>3 0 0</p>	
<p>And where the same shall amount to 100l. and not amount to 200l. per Annum</p>	<p>4 0 0</p>	
<p>And where the same shall amount to 200l. and not amount to 300l. per Annum</p>	<p>5 0 0</p>	
<p>And where the same shall amount to 300l. and not amount to 400l. per Annum</p>	<p>6 0 0</p>	
<p>And where the same shall amount to 400l. and not amount to 500l. per Annum</p>	<p>7 0 0</p>	
<p>And where the same shall amount to 500l. and not amount to 750l. per Annum</p>	<p>9 0 0</p>	
<p>And where the same shall amount to 750l. and not amount to 1,000l. per Annum</p>	<p>12 0 0</p>	

SCHEDULE, PART I.	Duty.		
BOND — <i>continued.</i>	£.	s.	d.
And where the same shall amount to 1,000l. and not amount to 1,500l. per Annum -	15	0	0
And where the same shall amount to 1,500l. and not amount to 2,000l. per Annum -	20	0	0
And where the same shall amount to 2,000l. per Annum or upwards -	25	0	0
But where there shall be both a Personal and Heritable Bond, in <i>Scotland</i> , in separate Deeds of the same Date, for securing any such Annuity, or Sums payable at stated Periods, and the <i>ad valorem</i> Duty above charged thereon shall amount to 2l. or upwards; the Heritable Bond only shall be charged with the <i>ad valorem</i> Duty, and the Personal Bond shall be charged only with a Duty of -	1	0	0
BOND , commonly called Counterbond in <i>England</i> , and Personal Bond of Relief in <i>Scotland</i> , for indemnifying any Person who shall have become bound or engaged as Surety or Cautioner for the Payment of any Sum of Money or Annuity, or for the Transfer of any Share in any of the Stocks or Funds before mentioned -	1	15	0
BOND in <i>England</i> , and Personal Bond in <i>Scotland</i> , for the due Execution of an Office, and to account for Money received by virtue thereof -	1	15	0
BOND given pursuant to the Directions of any Act of Parliament, or by the Direction of the Commissioners of Customs or Excise, or any of their Officers, for or in respect of any of the Duties of Customs or Excise, or for preventing Frauds or Evasions thereof, or for any other Matter or Thing relating thereto -	1	0	0
BOND , entered into by any Person, on obtaining a Marriage Licence -	1	0	0
BOND , on obtaining Letters of Administration in <i>England</i> , or a Confirmation of Testament in <i>Scotland</i> -	1	0	0
BOND , accompanied with a Deposit of Title Deeds, for making a Mortgage, Wadset or other Security, on any Estate or Property therein comprised. See MORTGAGE.			
<i>Back</i> BOND , Declaration, or other Deed or Writing, for making redeemable any Disposition, Assignment or Tack, apparently absolute, but intended only as a Security. See MORTGAGE.			
BOND in <i>England</i> , and Personal Bond in <i>Scotland</i> , of any Kind whatever, not otherwise charged in this Schedule, nor expressly exempted from all Stamp Duty	1	15	0
<i>Heritable</i> BOND in <i>Scotland</i> , of any Kind whatever, not otherwise charged in this Schedule, nor expressly exempted from all Stamp Duty -	1	15	0

SCHEDULE, PART I.	Duty.
<p>BOND—<i>continued.</i></p> <p>GENERAL DIRECTIONS respecting BONDS.</p> <p>Where any such Bond as aforesaid, together with any Schedule, Receipt or other Matter put or indorsed thereon or annexed thereto, shall contain 2,160 Words or upwards, there shall be charged for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of</p> <p>And where any such Bond as aforesaid shall be given as a Security for the Payment of a Sum of Money, and also of a Share in any of the Stocks or Funds before mentioned, or an Annuity, or both, or for the Payment of an Annuity, and also of a Share in any of the said Stocks or Funds, the proper <i>ad valorem</i> Duty shall be charged in respect of each.</p> <p>And where any such Bond as aforesaid shall be given as a Security for the Payment or Transfer, to different Persons, of separate and distinct Sums of Money, or Annuities or Shares in any of the Stocks or Funds before mentioned, the proper <i>ad valorem</i> Duty shall be charged in respect of each separate and distinct Sum of Money, or Annuity or Share in any of the said Stocks or Funds therein specified and secured, and not upon the Aggregate Amount thereof.</p> <p>And where any Bond in <i>England</i> shall be given as a Security for the Performance of any Covenant or Agreement for the Payment or Transfer of any Sum of Money, or Annuity, or any Share in any of the Stocks or Funds before mentioned, such Bond shall be charged with the same Duty as if the same had been immediately given for the Payment or Transfer of such Money, or Annuity, or Share of the said Stocks or Funds.</p> <p>And where in <i>England</i> any Bond for the Payment or Transfer, or for the Performance of any Covenant for the Payment or Transfer, of any Sum of Money or Annuity, or any Share in any of the Stocks or Funds before mentioned, shall be contained in one and the same Deed or Writing, with any other Matter or Thing, in this Schedule specifically charged with any Duty (<i>except any Declaration of Trust of the Money, Annuity, Stock or Fund secured</i>), such Deed or Writing shall be charged with the same Duties as such Bond and other Matter or</p>	<p>£. s. d.</p> <p>1 5 0</p>

SCHEDULE, PART I.

Duty.

BOND—*continued.*

Thing would have been charged with, if contained in separate Deeds.

But where in *England* a Bond for the Performance of Covenants or Agreements (*other than for the Payment or Transfer of any Sum of Money, or Annuity, or any Share in any of the said Stocks or Funds*), shall be contained in the same Deed or Writing with any other Matter or Thing, the same shall not be charged separately, but the whole shall be considered as one Deed and be charged accordingly under its proper Denomination.

Exemptions from the preceding and all other Stamp Duties.

Bonds of the Royal Exchange and London Assurance Corporations, exempted from Stamp Duty by the Act of the 6th Year of the Reign of King George the First, (a) under which they were incorporated.

Bonds and other Securities, exempted from Stamp Duty by the Act of the 26th Year of His present Majesty's Reign, (b) or any other Act now in force for the Encouragement of the British Fisheries.

Bonds, exempted from Stamp Duty by the Act of the 28th Year of His present Majesty's Reign, (c) or any other Act now in force, relating to the Exportation of Wool, or any Manufacture thereof, or Fuller's Earth, Fulling Clay, or Tobacco pipe Clay; or by the Act of the 29th Year of His Majesty's Reign, (d) or any other Act now in force, relating to the Exportation of Tobacco from His Majesty's Warehouses.

Coast Bonds, or Bonds relative to the carrying of Goods or Merchandize Coastwise, whether the same shall be given pursuant to the Act of the 32d Year of His Majesty's Reign, (e) or any other Act now in force, for the Relief of the Coast Trade of Great Britain, or pursuant to the Directions of any Proclamation or Order in Council, by His Majesty, his Heirs or Successors.

Bonds and other Securities, exempted from Stamp Duty by the Act of the 33d Year of His Majesty's Reign, (f) or any other Act now in

£. s. d.

(a) [6 G. 1. c. 18. § 8.]

(b) [26 G. 3. c. 81. § 31.]

(c) [28 G. 3. c. 38. § 59.]

(d) [29 G. 3. c. 68. § 41.]

(e) [32 G. 3. c. 50. § 9. 11.]

(f) [33 G. 3. c. 54. § 4.]

SCHEDULE, PART I.	Duty.
<p>BOND, Exemptions—continued. <i>force, for the Encouragement of Friendly Societies.</i> <i>Bonds given by Cardmakers, for securing the Stamp Duties on Playing Cards.</i> <i>Bonds given by the Proprietors, Printers or Publishers of Newspapers, for securing the Payment of the Duties upon the Advertisements therein contained.</i> <i>Bonds given by Stationers and others, who sell stamped Paper for the printing of Newspapers, for the due Performance of the Matters required of them by the Act passed in the 38th Year of His Majesty's Reign, (a) for regulating the Printing and Publication of Newspapers.</i> <i>Bonds given by Collectors of Assessed Taxes and their Sureties, for the due Payment of Monies collected by them, or otherwise relating to their Offices.</i> <i>Administration and Confirmation Bonds, given by the Widow, Child, Father, Mother, Brother or Sister of any Common Seaman, Marine or Soldier, who shall be slain or die in the Service of His Majesty, his Heirs or Successors.</i> <i>Administration Bond in England given by any Person, where the Estate to be administered shall not exceed 20l. in value.</i> <i>Confirmation Bond in Scotland, where the whole Personal Estate of the Deceased shall not exceed 20l. in value.</i> <i>See also the General Exemptions at the End of this Part of the Schedule.</i></p>	<p>£. s. d.</p>
<p>CERTIFICATE to be taken out yearly, by every Person admitted as an Attorney or Solicitor in any of His Majesty's Courts at <i>Westminster</i>, or in any of the Courts of the Great Sessions in <i>Wales</i>, or of the Counties Palatine of <i>Chester</i>, <i>Lancaster</i> and <i>Durham</i>, or in any other Court in <i>England</i>, holding Pleas, where the Debt or Damage amounts to Forty Shillings; — and by every Person admitted as a Proctor in any of the Ecclesiastical or Admiralty Courts in <i>England</i>; — and by every Person admitted as a Writer to the Signet, or as a Solicitor, Agent, Attorney or Procurator, in any of the Courts in <i>Scotland</i>; — and by every Person admitted or inrolled as a Notary Public in <i>England</i> or <i>Scotland</i>; — and also by every Clerk, Clerk in Court, and other Clerk in any of the Courts aforesaid, who, in his Name, or in the Name of any other Person,</p> <p>(a) [38 G. 3. c. 78. § 2.]</p>	

SCHEDULE, PART I.

Duty.

CERTIFICATE—*continued.*

prosecute, carry on or defend any Action, Suit, Prosecution or other Proceeding, in any of the Courts aforesaid, or do any Notarial Act whatever, for or in Expectation of any Fee, Gain or Reward, as an Attorney, Solicitor, Agent, Proctor, Procurator or Notary Public, although not admitted or inrolled as such;

If he shall reside in the City of London, or City of Westminster, or within the Limits of the Two Penny Post in England, or within the City or Shire of Edinburgh;

And if he shall have been admitted, or been in Possession of his Office, for the Space of Three Years or upwards

Or if he shall not have been admitted or been in Possession so long

If he shall reside elsewhere;

And if he shall have been admitted, or been in Possession of his Office, for the Space of Three Years or upwards

Or if he shall not have been admitted, or been in Possession so long

But no one Person is to be obliged to take out more than one Certificate, although he may act in more than one of the Capacities aforesaid, or in several of the Courts aforesaid.

Exemptions.

All Clerks and Officers of any of the Courts aforesaid, who shall act or be concerned in the Conduct or Management of any Action, Suit, Prosecution or other Proceeding, by virtue and in the Execution of their respective Offices or Appointments only, and shall not be also retained or employed by any Party to such Action, Suit, Prosecution or other Proceeding, or by any Attorney, Solicitor, Agent, Proctor or Procurator, on behalf of any Party thereto, for or in Expectation of any Fee or Reward, other than the established Fees due and payable in respect of their Offices and Appointments.

CERTIFICATE to be taken out yearly, by every Person, being a Member of One of the Four Inns of Court in England, who in the Character of Conveyancer, Special Pleader, Draftsman in Equity, or otherwise, shall, for or in Expectation of any Fee, Gain or Reward, draw or prepare any Conveyance of, or Deed or Instrument relating to, any Estate or Property, Real or Personal, or any other Deed or Contract whatever, or any Pleadings or Proceedings in any Court of Law or Equity;

£. s. d.

12 0 0

6 0 0

8 0 0

4 0 0

SCHEDULE, PART I.	Duty.
CERTIFICATE— <i>continued.</i>	£. s. d.
If he shall reside in the City of London, or City of Westminster, or within the Limits of the Two Penny Post in England -	12 0 0
And if he shall reside elsewhere -	8 0 0
<i>Exemptions.</i>	
<i>Serjeants at Law, and Barristers :</i>	
<i>Attornies, Solicitors, Proctors and Notaries Publick, and other Persons acting as such by virtue of any Office or Appointment, who shall respectively take out Certificates in those Characters: Public Officers drawing or preparing Deeds or other Instruments, by virtue of their Offices, and in the Course of their official Duty only, and not otherwise.</i>	
CERTIFICATE of Admission to Degrees in the Universities. — See TESTIMONIAL.	
CERTIFICATE of Marriage, <i>except of any common Seaman, Marine or Soldier</i> -	0 5 0
CERTIFICATE of any Person's having received the Holy Sacrament -	0 5 0
CERTIFICATE of any Goods, Wares or Merchandize having been duly entered inwards, which shall be entered outwards for Exportation, at the Port of Importation, or be removed from thence to any other Port, for the more convenient Exportation thereof from <i>Great Britain</i> ; where such Certificate shall be issued for enabling any Person to obtain a Debenture or Certificate, entitling him to receive any Drawback of any Duty or Duties of Customs, or any Part thereof	0 4 0
<i>See also DEBENTURE.</i>	
CHARTER of Resignation, or of Confirmation, or of Novodamus, or upon Apprising, or upon a Decree of Adjudication or Sale of any Lands, or other heritable Subjects in <i>Scotland</i> , holden of any Subject Superior	0 9 0
And where the same shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of -	0 9 0
CHARTER PARTY or any Agreement or Contract for the Charter of any Ship or Vessel, or any Memorandum, Letter or other Writing between the Captain, Master or Owner of any Ship or Vessel, and any other Person for or relating to the Freight or Conveyance of any Money, Goods or Effects, on board of such Ship or Vessel -	1 15 0
And where the same, together with any Schedule, Receipt or other Matter put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every	

SCHEDULE, PART I.	Duty.		
	£.	s.	d.
CHARTER PARTY — <i>continued.</i> entire Quantity of 1,080 Words contained therein, over and above the First 1,080 Words, a further <i>progressive</i> Duty of -	1	5	0
CLERKSHIP , Articles or Contract of.— See APPRENTICESHIP.—ARTICLES.			
COLLATION by any Archbishop or Bishop to any Ecclesiastical Benefice, Dignity or Promotion in <i>England</i> , of the yearly Value of Ten Pounds or upwards in The King's Books -	20	0	0
COLLATION by any Archbishop or Bishop to any other Ecclesiastical Benefice, Dignity or Promotion whatsoever in <i>England</i> -	10	0	0
COLLATION , Institution or Admission, by any Presbyter or other competent Authority, to any Ecclesiastical Benefice in <i>Scotland</i> -	2	0	0
COMMISSION granted by His Majesty, his Heirs or Successors, or by any Person or Persons duly authorized by him or them, to any Officer in the Army, or in the Corps of Royal Marines - <i>Exemptions from the preceding and all other Stamp Duties.</i>	1	10	0
<i>Commissions granted to Officers of Yeomanry Cavalry, or Volunteer Infantry, and to Officers of the Local Militia.</i>			
COMMISSION granted by the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral of the United Kingdom, to any Officer in the Navy -	0	5	0
COMMISSION , or Deputation, granted by the Commissioners of Excise -	1	10	0
COMMISSION , appointing any Person Receiver General of the Land and other Taxes, for any County or District in <i>Great Britain</i> -	25	0	0
COMMISSION appointing any Manager or Director, Managers or Directors, of or concerning any Lottery or Lotteries to be drawn pursuant to Act of Parliament -	20	0	0
COMMISSION to act as a Notary Public in <i>Scotland</i> .— See FACULTY.			
COMMISSION , in the nature of a Power of Attorney in <i>Scotland</i> .— See LETTER OF ATTORNEY.			
COMPOSITION —Deed, or other Instrument of Composition between a Debtor or Debtors, and his, her or their Creditors -	1	15	0
And where the same, together with any Schedule, Receipt or other Matter, put or indorsed thereon or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the First 1,080 Words, a further <i>progressive</i> Duty of -	1	5	0

SCHEDULE, PART I.	Duty.
<p>CONDITIONAL Surrender of any Copyhold or Customary Estate by way of Mortgage.— —See MORTGAGE.</p>	<p>£. s. d.</p>
<p>CONSTAT of Letters Patent.—See EXEMPLIFICATION.</p>	
<p>CONTRACT of Excambion in Scotland.— —See EXCHANGE.</p>	
<p>CONVEYANCE, whether Grant, Disposition, Lease, Assignment, Transfer, Release, Renunciation, or of any other Kind or Description whatsoever, upon the Sale of any Lands, Tenements, Rents, Annuities or other Property, Real or Personal, Heritable or Moveable, or of any Right, Title, Interest or Claim in, to, out of or upon any Lands, Tenements, Rents, Annuities or other Property; that is to say, for and in respect of the Principal or only Deed, Instrument or Writing, whereby the Lands or other Things sold shall be granted, leased, assigned, transferred, released, renounced or otherwise conveyed to, or vested in, the Purchaser or Purchasers, or any other Person or Persons, by his, her or their Direction;</p>	
<p>Where the Purchase or Consideration Money therein or thereupon expressed shall not amount to 20l.</p>	<p>0 10 0</p>
<p>And where the same shall amount to 20l. and not amount to 50l.</p>	<p>1 0 0</p>
<p>And where the same shall amount to 50l. and not amount to 150l.</p>	<p>1 10 0</p>
<p>And where the same shall amount to 150l. and not amount to 300l.</p>	<p>2 0 0</p>
<p>And where the same shall amount to 300l. and not amount to 500l.</p>	<p>3 0 0</p>
<p>And where the same shall amount to 500l. and not amount to 750l.</p>	<p>6 0 0</p>
<p>And where the same shall amount to 750l. and not amount to 1,000l.</p>	<p>9 0 0</p>
<p>And where the same shall amount to 1,000l. and not amount to 2,000l.</p>	<p>12 0 0</p>
<p>And where the same shall amount to 2,000l. and not amount to 3,000l.</p>	<p>25 0 0</p>
<p>And where the same shall amount to 3,000l. and not amount to 4,000l.</p>	<p>35 0 0</p>
<p>And where the same shall amount to 4,000l. and not amount to 5,000l.</p>	<p>45 0 0</p>
<p>And where the same shall amount to 5,000l. and not amount to 6,000l.</p>	<p>55 0 0</p>
<p>And where the same shall amount to 6,000l. and not amount to 7,000l.</p>	<p>65 0 0</p>
<p>And where the same shall amount to 7,000l. and not amount to 8,000l.</p>	<p>75 0 0</p>
<p>And where the same shall amount to 8,000l. and not amount to 9,000l.</p>	<p>85 0 0</p>

SCHEDULE, PART I.

Duty.

CONVEYANCE—*continued.*

	£.	s.	d.
And where the same shall amount to 9,000l. and not amount to 10,000l.			
And where the same shall amount to 10,000l. and not amount to 12,500l.	95	0	0
And where the same shall amount to 12,500l. and not amount to 15,000l.	110	0	0
And where the same shall amount to 15,000l. and not amount to 20,000l.	130	0	0
And where the same shall amount to 20,000l. and not amount to 30,000l.	170	0	0
And where the same shall amount to 30,000l. and not amount to 40,000l.	240	0	0
And where the same shall amount to 40,000l. and not amount to 50,000l.	350	0	0
And where the same shall amount to 50,000l. and not amount to 60,000l.	450	0	0
And where the same shall amount to 60,000l. and not amount to 80,000l.	550	0	0
And where the same shall amount to 80,000l. and not amount to 100,000l.	650	0	0
And where the same shall amount to 100,000l. or upwards	800	0	0
And where any Freehold Lands or Hereditaments in <i>England</i> shall be conveyed by a Deed or Feoffment, with or without any Letter or Letters of Attorney therein contained to deliver or receive Seisin, or by a Deed of <i>Bargain and Sale inrolled</i> ; such Deed of Feoffment or Bargain and Sale, unless accompanied with a Lease and Release shall be charged with a <i>further</i> Duty as follows:	1,000	0	0
If the Purchase or Consideration Money therein or thereupon expressed, shall be under 20l.			
If it shall amount to 20l. and not amount to 50l.	0	10	0
If it shall amount to 50l. and not amount to 150l.	0	15	0
If it shall amount to 150l. or upwards	1	0	0
But if there shall be both a Feoffment and a Bargain and Sale inrolled, then the said further Duty shall not attach on either.	1	15	0
Note.— The Purchase or Consideration Money is to be truly expressed and set forth in Words at length, in or upon every such principal or only Deed or Instrument of Conveyance.			
And where any Lands or other Property, of different Tenures or Holdings, or held under different Titles contracted to be sold at one entire Price for the whole, shall be conveyed			

SCHEDULE, PART I.	Duty.
<p>CONVEYANCE—<i>continued.</i></p> <p>to the Purchaser in separate Parts or Parcels, by different Deeds or Instruments, the Purchase or Consideration Money shall be divided and apportioned in such manner as the Parties shall think fit, so that a distinct Price or Consideration for each separate Part or Parcel may be set forth in or upon the principal or only Deed or Instrument of Conveyance relating thereto; which shall be charged with the said <i>ad valorem</i> Duty in respect of the Price or Consideration Money therein set forth.</p> <p>And where any Lands or other Property, contracted to be purchased by Two or more Persons jointly, or by any Person for himself and others, or wholly for others, at one entire Price for the whole, shall be conveyed, in Parts or Parcels, by separate Deeds or Instruments, to the Persons for whom the same shall be purchased, for distinct Parts or Shares of the Purchase Money; the principal or only Deed or Instrument of Conveyance, of each separate Part or Parcel, shall be charged with the said <i>ad valorem</i> Duty, in respect of the Sum of Money therein specified as the Consideration for the same. But if separate Parts or Parcels of such Lands or other Property shall be conveyed to or to the Use of or in Trust for different Persons, in and by one and the same Deed or Instrument, then such Deed or Instrument shall be charged with the said <i>ad valorem</i> Duty, in respect of the aggregate Amount of the Purchase or Consideration Monies therein mentioned to be paid or agreed to be paid, for the Lands or Property thereby conveyed.</p> <p>And where any Person, having contracted for the Purchase of any Lands or other Property, but not having obtained a Conveyance thereof, shall contract to sell to any other Person, and the same shall in consequence be conveyed immediately to the Sub Purchaser; the principal or only Deed or Instrument of Conveyance shall be charged with the said <i>ad valorem</i> Duty, in respect of the Purchase or Consideration Money therein mentioned to be paid, or agreed to be paid, by the Sub Purchaser.</p>	<p>£. s. d.</p>

SCHEDULE, PART I.

Duty.

CONVEYANCE—*continued.*

£. s. d.

And where any Person, having contracted for the Purchase of any Lands or other Property, but not having obtained a Conveyance thereof, shall contract to sell the whole or any Part or Parts thereof, to any other Person or Persons, and the same shall in consequence be conveyed, by the original Seller, to different Persons, in Parts or Parcels; the principal or only Deed or Instrument of Conveyance, of each Part or Parcel thereof, shall be charged with the said *ad valorem* Duty, in respect only of the Purchase or Consideration Money which shall be therein mentioned to be paid or agreed to be paid for the same, by the Person or Persons, to whom or to whose Use or in Trust for whom the Conveyance shall be made, without regard to the Amount of the original Purchase Money.

And in all cases of such Sub Sales as aforesaid, the Sub Purchasers and the Persons immediately selling to them, shall be deemed and taken to be the Purchasers and Sellers, within the Intent and Meaning of the Provisions and Regulations of the aforesaid Act of the Forty eighth Year of His Majesty's Reign, (a) relating to the *ad valorem* Duties on Conveyances on the Sale of Property thereby imposed, and which are to be observed and enforced with regard to the said *ad valorem* Duties hereby granted.

But where any Sub Purchaser shall take an actual Conveyance of the Interest of the Person immediately selling to him, which shall be chargeable with the said *ad valorem* Duty, in respect of the Purchase or Consideration Money paid or agreed to be paid by him, and shall be duly stamped accordingly; any Deed or Instrument of Conveyance to be afterwards made to him, of the Property in question, by the original Seller, shall be exempted from the said *ad valorem* Duty, and be charged only with the ordinary Duty on Deeds or Instruments of the same Kind not upon a Sale.

And where any Lands or other Property separately contracted to be purchased of different Persons, at separate and distinct Prices,

(a) [48 G. 3. c. 149.]

SCHEDULE, PART I.	Duty.
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CONVEYANCE—*continued.*

£. s. d.

CON

shall be conveyed to the Purchaser, or as he shall direct, in and by one and the same Deed or Instrument; such Deed or Instrument shall be charged with the said *ad valorem* Duty, in respect of the aggregate Amount of the Purchase or Consideration Monies, therein mentioned to be paid or agreed to be paid for the same.

And where any Lands, or other Property shall be sold and conveyed, in Consideration, wholly or in Part, of any Sum of Money charged thereon by way of Mortgage, Wadset or otherwise, and then due and owing to the Purchaser, or shall be sold and conveyed, subject to any Mortgage, Wadset, Bond or other Debt, or to any gross or entire Sum of Money, to be afterwards paid by the Purchaser, such Sum of Money or Debt shall be deemed the Purchase or Consideration Money, or Part of the Purchase or Consideration Money, as the case may be, in respect whereof the said *ad valorem* Duty is to be paid.

And to prevent Doubts, respecting what shall be deemed the principal Deed or Instrument of Conveyance, in certain cases, it is hereby declared:

That where any Lands or Hereditaments, in *England*, shall be conveyed by Bargain and Sale inrolled, and also by Lease and Release, or Feoffment with or without any such Letter or Letters of Attorney therein contained as aforesaid; the Release or Feoffment shall be deemed the principal Deed: and the Bargain and Sale shall be charged only with the Duty hereby imposed on Deeds in general.—(See *Deed.*)—But the same shall not be inrolled or be available, unless also stamped for testifying the Payment of the *ad valorem* Duty on the Release or Feoffment.

And where any Lands or Hereditaments shall be conveyed by Lease and Release, and also by Feoffment, with or without any such Letter or Letters of Attorney therein contained as aforesaid; the Release shall be deemed the principal Deed; and the Feoffment shall be charged only with the Duty hereby imposed on Deeds in general. (See *Deed.*)—But the same shall not be available, unless also stamped

SCHEDULE, PART I.	Duty.
<p>CONVEYANCE — <i>continued.</i> for testifying the Payment of the <i>ad valorem</i> Duty on the Release.</p> <p>And where any Copyhold or Customary Estate shall be conveyed, by a Deed of Bargain and Sale, by the Commissioners named in a Commission of Bankrupt, or by Executors or others, by virtue of a Power given by Will, or by Act of Parliament, or otherwise, where a Surrender shall not be necessary, the Deed of Bargain and Sale shall be deemed principal Instrument.</p> <p>And in other cases of Copyhold or Customary Estates, the Surrender or Voluntary Grant, or the Memorandum thereof respectively, if made out of Court, or the Copy of Court Roll of the Surrender or Voluntary Grant, if made in Court, shall be deemed the principal Instrument.</p> <p>And Copies of Court Roll, made after the Thirty first Day of August 1815, of Surrenders and Voluntary Grants made in Court before or upon that Day, and subsequent to the 10th Day of October 1808, shall be charged with the said <i>ad valorem</i> Duties. But Copies of Court Roll, of Surrenders and Voluntary Grants made before or upon the 10th Day of October 1808, shall not be liable thereto.</p> <p>And Grants, and Copies of Court Roll of Grants, of Copyhold or Customary Estates for a Life or Lives, are to be charged as well as those for any greater Interest.</p> <p>And where in <i>Scotland</i> there shall be a Disposition or Assignment, executed by the Seller, and any other Instrument or Instruments, Writing or Writings, to complete the Title, the Disposition or Assignment shall be deemed the principal Instrument.</p> <p>And where, upon the Sale of any Annuity or other Right not before in Existence, the same shall not be created by actual Grant or Conveyance, but shall only be secured by Bond, Warrant of Attorney, Covenant, Contract, or otherwise; the Bond or other Instrument, by which the same shall be secured, or some one of such Instruments, if there be more than one, shall be deemed and taken to be liable to the same Duty, as an actual Grant or Conveyance.</p>	<p>£. s. d.</p>

SCHEDULE, PART I.	Duty.
<p>CONVEYANCE—<i>continued.</i></p> <p>And in the case of Leafes or Tacks, where a yearly Rent of 20l. or upwards shall be reserved, as Part of the Consideration for the same, there shall be charged a further Duty;—for which see Title, LEASE.</p> <p>And where the principal or only Deed or Instrument of Conveyance, together with any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of</p> <p>And where there shall be several Deeds, Instruments or Writings for completing the Title to the Property sold; such of them as are not liable to the said <i>ad valorem</i> Duty shall be charged with the Duty, to which the same may be liable, under any general or particular Description of such Deeds, Instruments or Writings contained in this Schedule.</p> <p>And where, in any case not hereby expressly provided for, of several Deeds, Instruments or Writings, a Doubt shall arise which is the Principal, it shall be lawful for the Parties to determine for themselves which shall be so deemed, and to pay the said <i>ad valorem</i> Duty thereon accordingly; and, if necessary, the other Deeds, Instruments or Writings, on which the Doubt shall have arisen, shall be stamped with a particular Stamp for denoting or testifying the Payment of the <i>ad valorem</i> Duty; upon all the Deeds or Instruments being produced, and appearing to be duly stamped in other respects.</p> <p>And where there shall be Duplicates of any Deed or Instrument, chargeable with the said <i>ad valorem</i> Duty, exceeding 2l. one of them only shall be charged therewith, and the other or others shall be charged with the ordinary Duty on Deeds or Instruments of the same Kind not upon a Sale; and on the whole being produced duly stamped as hereby required, the latter shall also be stamped with a particular Stamp for denoting or testifying the Payment of the said <i>ad valorem</i> Duty.</p> <p>And where any Deed or Instrument, conveying as a Conveyance on the Sale of any Property,</p>	<p>£. s. d.</p> <p>1 0 0</p>

SCHEDULE, PART I.

Duty.

CONVEYANCE — *continued.*

shall operate also as a Conveyance of any other than the Property sold by way of Settlement, or for any other Purpose, or shall also contain any other Matter or Thing besides what shall be incident to the Sale and Conveyance of the Property sold, or relate to the Title thereto; every such Deed or Instrument shall be charged, in addition to the Duty to which it shall be liable as a Conveyance on the Sale of Property, and to any progressive Duty to which it may also be liable, with such further Stamp Duty as any separate Deed, containing the other Matter, would have been chargeable with, exclusive of the progressive Duty.

Exemptions from the preceding Duties on Conveyances upon the Sale of Lands, &c.

- All Surrenders and other Instruments, relating only to Copyhold or Customary Estates, whose clear yearly Value shall not exceed Twenty Shillings; but which are hereinafter otherwise charged.*
- All Transfers of Shares in the Stock and Funds of the Governor and Company of the Bank of England, and of the South Sea and East India Companies; but which are hereinafter otherwise charged.*
- All Leases and Tacks in Consideration of a Fine or Grassum, for a Life or Lives not exceeding Three, or for a Term of Years determinable with a Life or Lives not exceeding Three, by whomsoever granted.*
- All Leases in Consideration of a Fine for a Term absolute, not exceeding Twenty one Years, granted by Ecclesiastical Corporations, Aggregate or Sole.*
- And all voluntary Grants made by the Lord or Lady of any Manor of any Copyhold, or Customary Lands or Hereditaments for a Life or Lives for a pecuniary Consideration, and the Copies of Court Roll of such voluntary Grants.*
- All which Leases, Tacks, Grants and Copies are hereinafter charged with ordinary Duty.*
- Exemptions from the preceding and all other Stamp Duties, except the Duty on the Receipt for the Consideration Money.*
- Conveyances of Rents purchased under the Act of the 34th Year of His Majesty's Reign,*

s. s. d.

SCHEDULE, PART I.	Duty.
<p>CONVEYANCE—<i>continued.</i></p> <p><i>c. 75. (a) for the better Management of the Land Revenue of The Crown, and for the Sale of Fee Farm and other unimproveable Rents, upon subsequent Sales thereof by the Purchasers or their Heirs or Assigns, to the Owners of the Lands or other Hereditaments, out of which the same are payable; where the Consideration Money to be paid on such subsequent Sales shall not exceed the Sum of 10l.</i></p> <p><i>Exemptions from the preceding and all other Stamp Duties.</i></p> <p><i>All Transfers of Shares in any of the Government or Parliamentary Stocks or Funds.</i></p> <p><i>For other Exemptions, see the Titles, GRANT, LEASE, and at the End of this Part of the Schedule.</i></p>	<p><i>2s. s. d.</i></p>
<p>CONVEYANCE of Lands and Rents belonging to The Crown. — See GRANT.</p>	
<p>CONVEYANCE of any Estate or Property in Trust for Sale, which shall be intended only as a Security for Money or Stock. — See MORTGAGE.</p>	
<p>CONVEYANCE of the Equity or Right of Redemption or Reversion of Lands or other Property, to a Purchaser, in the same Deed with a Mortgage, Wadset or other Security made thereupon — See MORTGAGE.</p>	
<p>CONVEYANCE of any Kind whatever, <i>not otherwise charged in this Schedule, nor expressly exempted from all Stamp Duty</i></p>	<p>1 15 0</p>
<p>And where the same, together with any Schedule, Receipt or other Matter put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of</p>	<p>1 5 0</p>
<p>COPY, attested to be a true Copy, in the Form which hath been commonly used for that Purpose, or in any other manner authenticated or declared to be a true Copy, or made for the Purpose of being given in Evidence as a true Copy, of any Agreement, Contract, Bond, Deed or other Instrument of Conveyance, or any other Deed whatever, together with any Schedule, Receipt, or other Matter, put or indorsed thereon, or annexed thereto, or of any Part thereof respectively;</p>	
<p>(a) [§ 14.]</p>	

SCHEDULE, PART I.	Duty.
	£. s. d.
COPY— <i>continued.</i>	
Where such a Copy shall be made for the Security or Use of any Person, being a Party to, or taking any Benefit or Interest immediately under such Agreement, Contract, Bond, Deed or other Instrument -	} <i>The same Duty or Duties as for the original Instrument.</i>
And where any such Copy shall be made, for the Security or Use of any Person, not being a Party to, or taking any Benefit or Interest immediately, under such Agreement, Contract, Bond, Deed or other Instrument -	
And for every entire Quantity of 720 Words contained therein, over and above the first 720 Words, a further <i>progressive</i> Duty of -	0 1 0
And all Copies, which shall at any time be offered in Evidence, shall be deemed to have been made for that Purpose.	
<i>Exemptions from the preceding and all other Stamp Duties.</i>	
<i>All Copies attested or authenticated as aforesaid, which shall be made for the Private Use only of any Person having the Custody of the Original Instruments, or of his or her Counsel, Attorney or Solicitor.</i>	
COPY, attested or authenticated as aforesaid, or made for the Purpose of being given in Evidence as a true Copy of any original Will, Testament or Codicil; or of the Probate or Probate Copy of any Will or Codicil; or of any Letters of Administration; or of any Confirmation, of a Testament Testamentary or Dative; or of any Part thereof respectively -	0 1 0
And for every entire Quantity of 720 Words, contained in any such Copy, over and above the first 720 Words, a further <i>progressive</i> Duty of -	0 1 0
And all Copies which shall at any time be offered in Evidence, shall be deemed to have been made for that Purpose.	
<i>Office</i> COPY or Extract of any Will or Codicil, deposited in any Ecclesiastical Court in <i>England</i> -	0 1 0
And for every entire Quantity of 90 Words, contained in any such Copy or Extract, over and above the first 90 Words, a further <i>progressive</i> Duty of -	0 1 0
COPY or Extract of any Memorial, or of the Register of any Memorial, registered pursuant to any Act of Parliament, made or to be made, for the Public Registering of Deeds and Conveyances in <i>England</i> -	0 5 0

SCHEDULE, PART I.	Duty.
COPY — <i>continued.</i>	£. s. d.
And for every Piece of Vellum, Parchment or Paper, upon which any such Copy or Extract shall be written, after the first, a further <i>progressive</i> Duty of - - -	0 5 0
COPY or Extract of any Deed, or of any other Instrument <i>not falling under the Description of Law Proceedings</i> , which shall be made or taken from the Rolls or Records of any of His Majesty's Courts at <i>Westminster</i> - - -	0 2 0
And for every Piece of Vellum, Parchment or Paper, upon which any such Copy or Extract shall be written, after the first, a further <i>progressive</i> Duty of - - -	0 2 0
<i>Attested COPY</i> or Extract, of any Deed, Instrument or Writing, given out from any Public Register, or from the Books or Records of any Court in <i>Scotland</i> , and <i>not otherwise charged under the Head of Law Proceedings</i> - - -	0 2 6
And where the same shall contain more than 600 Words, then for every entire Quantity of 600 Words contained therein, over and above the first 600 Words, a further <i>progressive</i> Duty of - - -	0 2 6
And for any less Quantity of Words contained therein, over and above the first 600 Words, or over and above any Second, Third or other full Quantity of 600 Words, a further Duty of - - -	0 2 6
<i>Exemptions from the preceding and all other Stamp Duties.</i>	
<i>Certified Copies of Proceedings and Interlocutors required or authorized in cases of Appeal to the House of Lords.</i>	
<i>Copies or Extracts of Protests, upon Bills or Promissory Notes, for any Sum under Forty Shillings Sterling.</i>	
<i>Extracts of Commissions of Persons as Delegates or Representatives to the General Assembly, or to any Presbytery or Church Court, in Scotland; and of Commissions of Delegates to the Convention of Royal Burghs; and of Commissions of Delegates from any Royal Burgh for the Election of Members of Parliament.</i>	
COPYHOLD Estates; and CUSTOMARY Estates, passing by Surrender and Admittance, or by Admittance only, and not by Deed; INSTRUMENTS relating thereto, <i>not otherwise charged under the Head of Mortgage, or of Conveyances upon the Sale of Lands; viz.</i>	

SCHEDULE, PART I.	Duty.		
COPYHOLD — <i>continued.</i>	£.	s.	d.
Any SURRENDER made out of Court, or the Memorandum thereof; where the clear yearly Value of the Estate shall exceed Twenty Shillings - - -	1	0	0
And where the same shall not exceed Twenty Shillings - - -	0	5	0
<i>See also CONVEYANCE upon the Sale of Lands, &c. and MORTGAGE.</i>			
Any ADMITTANCE out of Court, or the Memorandum thereof; where the clear yearly Value of the Estate shall exceed Twenty Shillings - - -	1	0	0
And where the same shall not exceed Twenty Shillings - - -	0	5	0
And where both a Surrender and Admittance, or more than one Surrender or Admittance, or the Memorandum thereof, shall be contained in the same Piece of Vellum, Parchment or Paper, whether upon a Sale, Mortgage or other Occasion, the proper Duty shall be paid, in respect to each Surrender and each Admittance.			
And where any Surrender or Admittance, or the Memorandum thereof, together with any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of - - -	1	0	0
The COPY of COURT ROLL of any Surrender made in Court; where the clear yearly Value of the Estate shall exceed Twenty Shillings - - -	1	0	0
And where the same shall not exceed Twenty Shillings - - -	0	5	0
<i>See also CONVEYANCE upon the Sale of Lands, &c. and MORTGAGE.</i>			
The COPY of COURT ROLL of any Admittance in Court; where the clear yearly Value of the Estate shall exceed Twenty Shillings - - -	1	0	0
And where the same shall not exceed Twenty Shillings - - -	0	5	0
And where Copies of both a Surrender and Admittance, or of more than one Surrender or Admittance, shall be contained in the same Piece of Vellum, Parchment or Paper, whether upon a Sale, Mortgage or other Occasion, the proper Duty shall be paid, in respect of each Surrender and each Admittance, except in the case of a Recovery hereinafter provided for.			

SCHEDULE, PART I.	Duty.
COPYHOLD — <i>continued.</i>	£. s. d.
<p>And where the Copy of any such Surrender or Admittance, together with any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of -</p>	1 0 0
<p>The COPY of COURT ROLL of the several Surrenders, Admittances and other Acts, which shall take place in Court, for the Purpose of perfecting a COMMON RECOVERY of any entailed Copyhold or Customary Estate or Estates, Tenement or Tenements, from the Surrender to make a Tenant of the Præcipe, down to the Admittance of the Tenant in Tail, in Fee, or to the Admittance for Life of the former Tenant for Life, with Remainder to the Tenant in Tail, in Fee, upon the Surrender of the Demandant, both inclusive; or from the Surrender to make a Tenant to the Præcipe, inclusive, to the Admittance of the Tenant in Tail, or Tenant for Life, otherwise than as aforesaid, or to the Admittance of any other Person, upon the Surrender of the Demandant, exclusive; where the clear yearly Value of the Estate shall exceed Twenty Shillings -</p>	Five Times 1 0 0 Five Times 0 5 0
<p>And where the same shall not exceed Twenty Shillings -</p>	
<p>And if the Copy of Court Roll of any other Admittance or Surrender, Admittances or Surrenders, shall be contained in the same Piece of Vellum, Parchment or Paper, with the Copy of Court Roll of the several Surrenders, Admittances and other Acts for the Purpose aforesaid; the same shall be charged with such and the same Duty or Duties, as if the same had been written upon a separate Piece of Vellum, Parchment or Paper, over and above the said Duties hereby imposed on the Copy of Court Roll of the Recovery.</p>	
<p>Any VOLUNTARY GRANT by the Lord or Lady, or Steward, of any Manor, made out of Court, or the Memorandum thereof, with or without Admittance thereon; where the clear yearly Value of the Estate shall exceed Twenty Shillings -</p>	Twice 1 0 0
<p>And where the same shall not exceed Twenty Shillings -</p>	Twice 0 5 0

SCHEDULE, PART I.

Duty.

COPYHOLD—*continued.*

See also CONVEYANCE upon the Sale of Lands, &c. and MORTGAGE.

The COPY of COURT ROLL of any Voluntary Grant made in Court, by the Lord or Lady, or Steward of any Manor with or without Admittance thereon;—where the clear yearly Value of the Estate shall exceed Twenty Shillings - -

And where the same shall not exceed Twenty Shillings - -

}	Twice		
	1 0 0		
}	Twice		
	0 5 0		

See also CONVEYANCE upon the Sale of Lands, &c. and MORTGAGE.

And where any Voluntary Grant, or the Memorandum, or Copy of Court Roll thereof, together with any Schedule, Receipt or other Matter put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further *progressive* Duty of - -

1 0 0

Any LICENCE to demise, or the Memorandum thereof, if granted out of Court; and the COPY of COURT ROLL of any Licence to demise, if granted in Court; where the clear yearly Value of the Estate shall exceed Twenty Shillings - -

1 0 0

And where the same shall not exceed Twenty Shillings - -

0 5 0

Exemptions from the preceding and all other Stamp Duties.

Original Surrenders out of Court, and Copies of Court Roll of Surrenders in Court, to the Uses of a Will, or to a Trustee for the Uses or Purposes of a Will.

The Court Rolls or Books of any Manor, wherein the Proceedings relating thereto shall be entered or minuted.

See also the General Exemptions at the End of this Part of the Schedule.

DEBENTURE or **CERTIFICATE** for entitling any Person to receive any Drawback of any Duty or Duties, or Part of any Duty or Duties of Customs or Excise, or any Bounty, payable out of the Revenue of Customs or Excise, for or in respect of any Goods, Wares or Merchandize exported or shipped to be exported from *Great Britain* to any Part beyond the Seas;

If the same shall not exceed 100l. - - -

0 5 0

If the same shall exceed 100l. and not exceed 200l. - - -

0 10 0

SCHEDULE, PART I.	Duty.
<p>DEBENTURE—<i>continued.</i> If the same shall exceed 200l. and not exceed 500l. - - - If the same shall exceed 500l. - - - <i>Exemptions from the preceding and all other Stamp Duties.</i></p>	<p>£. s. d. 1 0 0 2 0 0</p>
<p><i>All Debentures or Certificates for Bounty, which were heretofore exempted from Stamp Duty by any Act or Acts of Parliament, granting a Bounty on the Exportation of Linens or Sail Cloth.</i></p>	
<p>DECLARATION of any Use or Trust, Uses or Trusts, of or concerning any Estate or Property, Real or Personal, where made by any Writing not being a Deed or Will, <i>not otherwise charged in this Schedule</i> - And where the same, together with any Schedule, Receipt, or other Matter, put or indorsed thereon or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of -</p>	<p>1 15 0 1 5 0</p>
<p><i>If made by Deed.</i>— See DEED.</p>	
<p>DEED, whereby any real Burden shall be declared or created on Lands or Heritable Subjects in <i>Scotland</i>. — See MORTGAGE, DISPOSITION.</p>	
<p>DEED containing an Obligation to infest any Person, in Heritable Subjects in <i>Scotland</i>, under a Clause of Reversion, as a Security for Money, but without any personal Bond or Obligation therein for Payment of the Money intended to be secured. —</p>	
<p>— See MORTGAGE.</p>	
<p>DEED of any Kind whatever, <i>not otherwise charged in this Schedule, nor expressly exempted from all Stamp Duty</i> -</p>	<p>1 15 0</p>
<p>And where the same, together with any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of -</p>	<p>1 5 0</p>
<p>DEFEAZANCE.— Deed, or other Instrument of Defeazance, of any Conveyance, Disposition, Affignation or Tack, apparently absolute, but intended only as a Security for Money or Stock. —</p>	
<p>— See MORTGAGE.</p>	
<p>DEPUTATION by the Commissioners of Excise. —</p>	
<p>— See COMMISSION.</p>	
<p>DEPUTATION or Appointment of a Gamekeeper.</p>	<p>1 15 0</p>
<p>DISCHARGE for Money. — See RECEIPT.</p>	

SCHEDULE, PART I.	Duty.		
	£.	s.	d.
DISPENSATION for holding Two Ecclesiastical Dignities or Benefices, or a Dignity and a Benefice in <i>England</i> , where either of them shall be above the yearly Value of Ten Pounds in The King's Books	40	0	0
And in all other cases	25	0	0
DISPENSATION of any other Kind, from the Archbishop of <i>Canterbury</i> , or the Master of the Faculties, for the time being, or from the Guardian of the Spiritualities during a Vacancy of the Archbishop's See	40	0	0
DISPOSITION of Lands or Heritable Subjects in <i>Scotland</i> to singular Successors or Purchasers.—			
— See CONVEYANCE.			
DISPOSITION of Lands or other Heritable Subjects in <i>Scotland</i> , to a Purchaser, containing a Clause, declaring all or any Part of the Purchase Money, a real Burden upon or affecting the Lands or Heritable Subjects thereby disposed, or any Part thereof;			
Such Disposition shall be charged, not only with the <i>ad valorem and progressive Duties</i> hereinbefore charged on a Conveyance upon the Sale of Lands or Heritable Subjects in <i>Scotland</i> , but also with the <i>ad valorem Duty</i> hereinafter charged on any Deed creating a real Burden on Lands in <i>Scotland</i> .—			
— See CONVEYANCE, MORTGAGE.			
DISPOSITION in Security in <i>Scotland</i> .—			
— See MORTGAGE.			
DISPOSITION of any Wadset, Heritable Bond, &c.—			
— See MORTGAGE.			
DISPOSITION of any Lands or other Property, Heritable or Moveable, in <i>Scotland</i> , or of any Right or Interest therein, <i>not otherwise charged in this Schedule</i>	1	15	0
And where the same, together with any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive Duty</i> of	1	5	0
DOCQUET, made on passing under the Great Seal of the United Kingdom, any Grant, Letters Patent, Exemplification, Constat, or other Instrument, requiring a Docquet	0	2	0
DONATION, by His Majesty, his Heirs or Successors, or by any other Patron,			
Of any Ecclesiastical Benefice, Dignity or Promotion in <i>England</i> , of the yearly Value of			

SCHEDULE, PART I.	Duty.
DONATION— <i>continued.</i>	£. s. d.
Ten Pounds or upwards in The King's Books	20 0 0
Of any other Ecclesiastical Benefice, Dignity or Promotion whatsoever in <i>England</i>	10 0 0
DRAFT for Money. — See BILL OF EXCHANGE.	
EIK to a Reversion. — See MORTGAGE.	
EXCHANGE.—Any Deed, whereby any Lands or other Hereditaments or Heritable Subjects in <i>England</i> or <i>Scotland</i> shall be conveyed, or any Copyhold or Customary Lands or Hereditaments in <i>England</i> shall be covenanted to be surrendered in <i>Exchange</i> for other Lands or Hereditaments or Heritable Subjects ;	
If no Sum of Money, or only a Sum under 300l. shall be paid or agreed to be paid for Equality of Exchange ; the ordinary Duty of	1 15 0
And if a Sum of 300l. or upwards shall be paid or agreed to be paid for Equality of Exchange	<div style="border-left: 1px solid black; border-right: 1px solid black; padding-left: 5px;"> <i>The same ad valorem Duty as for a Conveyance on the Sale of Lands for a Sum of Money equal to the Sum so paid or agreed to be paid.</i> </div>
And where any such Deed of Exchange, together with any Schedule, Receipt or other Matter put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein over and above the first 1,080 Words, a further <i>progressive</i> Duty of,	
If the Deed be liable, in the first Instance, to a Duty of 1l. 15s.	1 5 0
Or if liable to a higher Duty in the first Instance	1 0 0
And any Duplicate of any such Deed of Exchange shall be charged with the same Duty or Duties ; and if the Exchange shall be effected or secured by separate Conveyances or Covenants, by distinct Deeds, each Deed shall be charged with the same Duty or Duties.	
And in case there shall be more than one Deed for completing the Title to the Lands or other Hereditaments or Heritable Subjects conveyed by either Party, the principal Deed only shall be charged under this Head of Exchange ; and any subordinate or lateral Deed shall be charged with the Duty to which it may be liable under the Description in this Schedule.	

SCHEDULE, PART I.	Duty.		
	£.	s.	d.
EXEMPLIFICATION or Constat under the Great Seal of the United Kingdom of <i>Great Britain</i> and <i>Ireland</i> , of any Letters Patent or Grant, made or to be made by His Majesty, his Heirs or Successors, or by any of His Royal Predecessors, of any Honour, Dignity, Promotion, Franchise, Liberty or Privilege, or of any Lands, Office or other Thing whatsoever;			
For every Skin, Sheet or Piece of Vellum, Parchment or Paper, upon which any such Exemplification or Constat shall be written	5	0	0
EXTRACTS from Registers and Records in <i>England</i> and <i>Scotland</i> . — See COPY.			
FACTORY , in the Nature of a Power of Attorney in <i>Scotland</i> . — See LETTER OF ATTORNEY.			
FACULTY , Licence or Commission, for admitting or authorizing any Person to act as a Notary Public in <i>England</i>	30	0	0
FACULTY , Licence or Commission, for admitting or authorizing any Person to act as a Notary Public in <i>Scotland</i>	20	0	0
FACULTY from the Archbishop of <i>Canterbury</i> , or the Master of the Faculties for the time being, or from the Guardian of the Spiritualities during a Vacancy of the Archbishop's See, <i>not otherwise charged</i>	30	0	0
FEOFFMENT of Lands or other Hereditaments, in <i>England</i> , upon the Sale or Mortgage thereof. — See CONVEYANCE—MORTGAGE.			
FEOFFMENT of Lands or other Hereditaments, in <i>England</i> , <i>not otherwise charged</i>	1	15	0
And where the same shall contain any Letter or Letters of Attorney to deliver or receive Seisin, a <i>further</i> Duty of	1	15	0
And where the same, together with any such Letter or Letters of Attorney, and any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a <i>further progressive</i> Duty of	1	5	0
FURTHER CHARGE . — See MORTGAGE.			
GIFT of Ultimus Hæres, Bastardy, Escheat or Forfeiture, in <i>Scotland</i> . — See GRANT.			
GIFT of the vacant Stipend of any Parish in <i>Scotland</i> , whereof the Presentation to the Church shall belong to The Crown	1	10	0
GRANT or Letters Patent, under the Great Seal of the			

SCHEDULE, PART I.		Duty.		
		£.	s.	d.
GRANT — <i>continued.</i>				
United Kingdom of <i>Great Britain and Ireland</i> , or the Seal of the Duchy or County Palatine of <i>Lancaster</i> , or under the Seal kept and used in <i>Scotland</i> , in Place of the Great Seal formerly used there;				
Of the Honour or Dignity of a Duke	-	350	0	0
_____ of a Marquis	-	300	0	0
_____ of an Earl	-	250	0	0
_____ of a Viscount	-	200	0	0
_____ of a Baron	-	150	0	0
_____ of a Baronet	-	100	0	0
Of a <i>Congé d'Elire</i> , to any Dean and Chapter, for the Election of an Archbishop or Bishop	-	30	0	0
Of the Royal Assent to or Signification of the Election made by any Dean and Chapter, or of the Nomination and Presentation by His Majesty, his Heirs or Successors, in default of such Election, of any Person to be an Archbishop or Bishop	-	30	0	0
Of or for the Restitution of the Temporalities to any Archbishop or Bishop	-	30	0	0
Of any other Honour, Dignity or Promotion whatsoever, or of any Franchise, Liberty or Privilege, to any Person or Persons, Body or Bodies Politic or Corporate	-	30	0	0
And where Two or more Honours or Dignities shall be granted by the same Letters Patent to the same Person, such Letters Patent shall be charged with the proper Duty in respect of the highest in point of Rank only.				
And where any Honour or Dignity, Honours or Dignities, shall be granted to any Person or Persons, in remainder, the Letters Patent shall be charged with such further Duty, in respect of every Remainder, as would have been payable for an original Grant of the same Honour or Dignity, Honours or Dignities.				
And where any such Grant or Letters Patent shall be contained in more than One Skin, Sheet or Piece of Vellum, Parchment or Paper, then for every Skin, Sheet or Piece thereof, after the first, a further <i>progressive</i> Duty of		20	0	0
<i>Exemptions from the preceding and all other Stamp Duties.</i>				
<i>Commissions of Rebellion in Process.</i>				

SCHEDULE, PART I.	Duty.		
	£.	s.	d.
GRANT — <i>continued.</i>			
<i>Letters Patent or Briefs for collecting Charitable Benevolences. (a)</i>			
<i>Letters Patent for confirming any Dispensation hereinbefore charged with a Duty.</i>			
<i>Letters Patent appointing Sheriffs in England and the Writs of Assistance accompanying such Letters Patent.</i>			
GRANT , or Warrant of Precedence to take Rank among Nobility, under the Sign Manual of His Majesty, his Heirs or Successors - - -	100	0	0
GRANT or Licence under the Sign Manual, to take and use a Surname and Arms, or a Surname only, in compliance with the Injunctions of any Will or Settlement - - -	50	0	0
GRANT or Licence under the Sign Manual, to take and use a Surname and Arms, or a Surname only, upon any voluntary Application - - -	10	0	0
GRANT of Arms or Armorial Ensigns only, under the Sign Manual, or by any of the Kings of Arms of <i>England or Scotland</i> - - -	10	0	0
GRANT , Lease or Tack, under the Great Seal of the United Kingdom of <i>Great Britain and Ireland</i> , or the Seal of the Exchequer in <i>England</i> , or the Seal of the Duchy or County Palatine of <i>Lancaster</i> , or the Seal kept and used in <i>Scotland</i> , in place of the Great Seal formerly used there; or under the Privy Seal in <i>England</i> , or the Quarter Seal or Privy Seal in <i>Scotland</i> , unless directed to the Great Seal; or under the Royal Sign Manual of His Majesty, his Heirs or Successors, unless directed to any of the Seals aforesaid;			
Of any Lands, Tenements, Hereditaments or Heritable Subjects, whatever the Tenure thereof may be, which have or shall come to His Majesty, his Heirs or Successors, by <i>Escheat</i> or <i>Forfeiture</i> , or as <i>Ultimus Heres</i> , or by reason of the same being purchased by or for any <i>Alien</i> ; or which His Majesty, his Heirs or Successors, is or shall be otherwise entitled to, in Right of The Crown, and be authorized to dispose of <i>absolutely</i> , as he or they shall think fit; whether such Grant, Lease or Tack, shall be in Fee or Fee Tail, or for Term of Life or Years;			
Or of any Lands, Tenements, Hereditaments or Heritable Subjects belonging to the Duchy			
(a) [4 & 5 Ann. c. 14.]			

SCHEDULE, PART I.	Duty.
GRANT— <i>continued.</i>	£. s. d.
of <i>Lancaster</i> , or belonging to The Crown in <i>Scotland</i> , whereof His Majesty, his Heirs or Successors, is or shall be authorized to make only certain <i>limited Grants, Leases or Tacks</i> ; whether such Grant, Lease or Tack, shall be for Term of Life or Years;	
Or of any Goods, Chattels, or Personal or Moveable Estate, or other Profit, whereof the Grant is not otherwise charged in this Schedule;	
Where such Grant, Lease or Tack, shall be intended to operate in any Degree as a Gift, <i>except in the cases next hereinafter mentioned</i> , then for every Skin, Sheet or Piece of Vellum, Parchment or Paper, upon which the same shall be written, a Duty of	30 0 0
And where any such Grant, Lease or Tack operating as a Gift shall be of Lands or other Hereditaments, or Heritable Subjects, vested in His Majesty, his Heirs or Successors, by <i>Escheat</i> or as <i>Ultimus Heres</i> , for want of Heirs of any Person, who was a <i>bare Trustee</i> thereof, or seized into the Hands of The Crown upon any <i>Outlawry</i> , in a Civil Action, at the Suit of any of His Majesty's Subjects	1 15 0
And if any such Grant, Lease or Tack, charged with a Duty of <i>1l. 15s.</i> together with any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of	1 5 0
And where any such Grant, Lease or Tack, shall be made for what shall be deemed and intended as a <i>full and adequate Consideration</i> for the same, either in Money paid at once, or in Rent, or in Lands or Hereditaments given in Exchange, or otherwise	The same Duty as on a Grant, Lease or Tack of the like Description, made by any of His Majesty's Subjects.
GRANT, or Conveyance, under the Seal of the Duchy of <i>Lancaster</i> , made in pursuance of the A&C passed in the 19th Year of His Majesty's Reign, &c. enabling the Chancellor and Council of the Duchy to sell certain Rents, and to enfranchise the Customary Tenements within their	The same Duty as for any other Conveyance upon the Sale of any Property for the Consideration of the Purchaser.

SCHEDULE, PART I.	Duty.
GRANT — <i>continued.</i>	£. s. d.
<p><i>Exemptions from the preceding and all other Stamp Duties, except the Duty on the Receipt for the Consideration Money.</i></p> <p><i>All Grants, and Conveyances under the Seal of the Duchy of Lancaster, made in pursuance of the said Act of the 19th Year of His Majesty's Reign, (a) where the Consideration Money paid for the same shall not exceed 10l.</i></p>	
<p>GRANT, Lease or other Conveyance, from His Majesty, his Heirs or Successors, of any Lands, Tenements or Hereditaments, or of any Personal Estate, being respectively the <i>Private Property</i> of His Majesty, his Heirs or Successors, and subject to His or their absolute Disposal, by virtue of the Act passed in the 40th Year of His Majesty's Reign, (b) concerning the Disposition of certain Real and Personal Property of His Majesty, his Heirs or Successors.</p>	<p><i>The same Duty as on a Grant, Lease or Conveyance of the like Description, from any of His Majesty's Subjects.</i></p>
<p>GRANT under the Great Seal of the United Kingdom of <i>Great Britain and Ireland</i>, or the Seal kept and used in <i>Scotland</i> in place of the Great Seal formerly used there; or under the Privy Seal in <i>England</i>, or the Quarter Seal or Privy Seal in <i>Scotland</i>, unless directed to the Great Seal; or under the Sign Manual of His Majesty, his Heirs or Successors, unless directed to any of the Seals aforesaid; out of the Civil List, either of <i>England</i> or <i>Scotland</i>, or out of any other Fund, not being Part of the Supplies of the Year, or appropriated by Parliament;</p>	
<p>Of any Definitive and certain <i>Sum or Sums of Money</i>,</p>	
<p>Not amounting to 100l. - - -</p>	<p>1 10 0</p>
<p>Amounting to 100l. and not amounting to 250l. - - -</p>	<p>4 0 0</p>
<p>Amounting to 250l. and not amounting to 500l. - - -</p>	<p>10 0 0</p>
<p>Amounting to 500l. and not amounting to 750l. - - -</p>	<p>20 0 0</p>
<p>Amounting to 750l. and not amounting to 1,000l. - - -</p>	<p>30 0 0</p>
<p>Amounting to 1,000l. or upwards; for every 100l. thereof - - -</p>	<p>5 0 0</p>
<p>Or of any <i>Annuity or Pension</i>,</p>	
<p>Not amounting to 100l. per Annum - - -</p>	<p>1 10 0</p>
<p>Amounting to 100l. and not amounting to 200l. per Annum - - -</p>	<p>4 0 0</p>
<p>Amounting to 200l. and not amounting to 400l. per Annum - - -</p>	<p>10 0 0</p>
<p>(a) [19 G. 3. c. 45. § 10.] (b) [39 & 40 G. 3. c. 88.]</p>	

SCHEDULE, PART I.		Duty.
		£. s. d.
GRANT — <i>continued.</i>		
Amounting to 400l. and not amounting to 600l. per Annum	-	20 0 0
Amounting to 600l. and not amounting to 800l. per Annum	-	30 0 0
Amounting to 800l. and not amounting to 1,000l. per Annum	-	40 0 0
Amounting to 1000l. per Annum or upwards	-	50 0 0
But where any such Grant of an Annuity or Pension shall be made in Confirmation or by way of Renewal only, of any former Grant of the like Amount and Description, then only a Duty of	-	1 10 0
And where several and distinct Annuities or Pensions shall be granted to or for the Benefit of different Persons by the same Instrument, the proper Duty shall be charged in respect of each Annuity or Pension; but where the Grant shall be of any Annuity or Pension, to or for the Benefit of Two or more Persons jointly, the Duty shall be charged in respect of the whole.	-	
GRANT, or Appointment by His Majesty, his Heirs or Successors, or by any other Person or Persons, Body Politic or Corporate, of or to any Office or Employment, by Letters Patent, Deed or other Writing;		
Where the Salary, Fees and Emoluments appertaining thereto, shall not amount to 50l. per Annum	-	2 0 0
And where the same shall amount to 50l. and not amount to 100l. per Annum	-	4 0 0
And where the same shall amount to 100l. and not amount to 200l. per Annum	-	6 0 0
And where the same shall amount to 200l. and not amount to 300l. per Annum	-	12 0 0
And where the same shall amount to 300l. and not amount to 500l. per Annum	-	25 0 0
And where the same shall amount to 500l. and not amount to 750l. per Annum	-	35 0 0
And where the same shall amount to 750l. and not amount to 1,000l. per Annum	-	50 0 0
And where the same shall amount to 1,000l. and not amount to 1,500l. per Annum	-	75 0 0
And where the same shall amount to 1,500l. and not amount to 2,000l. per Annum	-	100 0 0
And where the same shall amount to 2,000l. and not amount to 3,000l. per Annum	-	150 0 0
And where the same shall amount to 3,000l. per Annum or upwards	-	200 0 0

SCHEDULE, PART I.

Duty.

GRANT—*continued.*

The said Fees and Emoluments to be estimated according to the Average Amount thereof for Three Years preceding, where practicable; and in other cases, according to the best Information that can be obtained.

And where any such Grant or Appointment shall be made to or of Two or more Persons jointly, with separate and distinct Salaries, Fees or Emoluments, the same shall be charged with a separate and distinct Duty, in respect of each Person, according to the Amount of the Salary, Fees and Emoluments appertaining to such Person.

Provided always, that no Duty shall be charged, in respect of any Person to whom any Office or Employment shall be granted anew, upon the Revocation of any former Grant or Appointment thereof, and who shall have paid a Stamp Duty on such former Grant or Appointment, unless the Salary, Fees and Emoluments appertaining to such Person, shall be in any manner augmented; and in that case, a Duty shall be charged, in respect of such Person, only in Proportion to the Amount of the Augmentation.

GRANT by Copy of Court Roll.—See CONVEYANCE, COPYHOLD.

GRANT upon the Sale of any Property not belonging to The Crown.—See CONVEYANCE.

HERITABLE BOND.—See BOND, MORTGAGE.

INSTITUTION, granted by any Archbishop, Bishop, Chancellor or other Ordinary, or by any Ecclesiastical Court, in and to any Ecclesiastical Benefice, Dignity or Promotion, in *England*;

Where the same shall proceed upon a Presentation

2 0 0

And where it shall proceed upon the Petition of the Patron to be himself admitted and instituted; if the Benefice, Dignity or Promotion shall be of the Yearly Value of Ten Pounds or upwards in the King's Books

30 0 0

Or if the same shall be of any other Description
But such Petition shall not be liable to any Stamp Duty.

15 0 0

INSTITUTION, by any Presbytery or other competent Authority, to Ecclesiastical Benefices in *Scotland*.—
—See COLLATION.

INVENTORY.—See SCHEDULE.

SCHEDULE, PART I.	Duty.
<p>LAND TAX. Instruments relating to the Redemption and Sale thereof. — <i>See the General Exemptions at the End of this Part of the Schedule.</i></p>	s. s. d.
<p>LEASES, or Tacks of Lands, &c. belonging to His Majesty, in Right of The Crown, or otherwise. — —See GRANT.</p>	
<p>LEASES, or Tacks of Lands, &c. not belonging to His Majesty, viz.</p>	
<p>LEASE (or Bargain and Sale) for a Year. — —See BARGAIN and SALE.</p>	
<p>LEASE or Tack of any Lands, Hereditaments or Heritable Subjects, granted in Consideration of a Sum of Money by way of Fine, Premium or Grassum, paid for the same, without any yearly Rent, or with any yearly Rent, under 20l.</p>	<p><i>The same Duty as for the Conveyance on the Sale of Lands for a Sum of Money of the same Amount.</i></p>
<p><i>(Save and except Leases and Tacks for a Life or Lives not exceeding Three, or for a Term of Years determinable with a Life or Lives not exceeding Three, by whomsoever granted, and Leases for a Term absolute not exceeding Twenty one Years, granted by Ecclesiastical Corporations, Aggregate or Sole.)</i></p>	
<p>LEASE or Tack of any Lands, Hereditaments or Heritable Subjects, at a yearly Rent, without any Sum of Money by way of Fine, Premium or Grassum, paid for the same ;</p>	
<p>Where the Yearly Rent shall not amount to 20l. - - - - -</p>	1 0 0
<p>And where the same shall amount to 20l. and not amount to 100l. - - - - -</p>	1 10 0
<p>And where the same shall amount to 100l. and not amount to 200l. - - - - -</p>	2 0 0
<p>And where the same shall amount to 200l. and not amount to 400l. - - - - -</p>	3 0 0
<p>And where the same shall amount to 400l. and not amount to 600l. - - - - -</p>	4 0 0
<p>And where the same shall amount to 600l. and not amount to 800l. - - - - -</p>	5 0 0
<p>And where the same shall amount to 800l. and not amount to 1,000l. - - - - -</p>	6 0 0
<p>And where the same shall amount to 1,000l. or upwards - - - - -</p>	10 0 0
<p>LEASE or Tack of any Lands, Hereditaments or Heritable Subjects, granted in Consideration of a Sum of Money by way of Fine, Premium or Grassum, and also of a yearly Rent amounting to 20l. or upwards -</p>	<p><i>Both the ad valorem Duties payable for a Lease in Consideration of a Fine only, and for a Lease in Consideration of a Rent only, of the same Amount.</i></p>
<p><i>(Save and except the Leases and Tacks heretofore excepted.)</i></p>	

SCHEDULE, PART I.

	Duty.
	£. s. d.
LEASE— <i>continued.</i>	
LEASE, or Tack of any Kind, <i>not otherwise charged in this Schedule</i> - - - - -	1 15 0
And for the Counterpart or Duplicate of any Lease or Tack, hereby charged with a Duty not exceeding 1l. - - - - -	} <i>The like Duty as on the Lease or Tack.</i>
And for the Counterpart or Duplicate of any other Lease or Tack whatsoever - - - - -	
And where any such Lease or Tack, Counterpart or Duplicate as aforesaid, together with any Schedule, Receipt or other Matter, put or indorsed thereon or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of - - - - -	1 0 0
<i>Exemptions from the preceding and all other Stamp Duties.</i>	
<i>Leases or Tacks of waste or uncultivated Lands to any poor or labouring Persons, for any Term not exceeding Three Lives, or Ninety nine Years, where the Fine shall not exceed Five Shillings, nor the reserved Rent One Guinea per Annum; and the Counterparts or Duplicates of all such Leases.</i>	
LETTER, or Power of Attorney, made by any Petty Officer, Seaman, Marine or Soldier serving as a Marine, or by the Executors or Administrators of any such Person, for receiving Prize Money - - - - -	0 1 0
_____ and for receiving Wages - - - - -	1 0 0
LETTER of Attorney for the Sale, Transfer, Acceptance or Receipt of Dividends, of any of the Government or Parliamentary Stocks or Funds - - - - -	1 0 0
LETTER or Power of Attorney, of any other Kind, or Commission or Factory in the Nature thereof - - - - -	1 10 0
And where the same, together with any Schedule, or other Matter put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of - - - - -	1 0 0
<i>Exemptions from the preceding and all other Stamp Duties.</i>	
<i>Letters of Attorney for the Receipt of Dividends of any definite and certain Share of the Government or Parliamentary Stocks or Funds, producing a yearly Dividend of less than Three Pounds.</i>	
LETTER of Licence from Creditors to a Debtor - - - - -	1 15 0

SCHEDULE, PART I.	Duty.
	£. s. d.
TTTER — <i>continued.</i>	
And where the same, together with any Schedule, Receipt or other Matter, put or indorfed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of	1 5 0
TTTERS of Marque and Reprifal - - -	5 0 0
TTTERS Patent.—See GRANT.	
TTTER of REVERSION, in <i>Scotland</i> .— — See MORTGAGE.	
DENCE for Marriage, in <i>England</i> , if Special - - -	5 0 0
if not Special - - -	0 10 0
DENCE to be granted by any Archbishop, Bishop, Vicar General, or other competent Authority, in <i>England</i> , for the Non Residence of any Clergyman upon his Living, pursuant to the Act of the 43d Year of His Majesty's Reign (a) - - -	1 0 0
DENCE of any Kind, <i>not otherwise charged in this Schedule</i> , which shall pass the Seal of any Archbishop, Bishop, Chancellor or other Ordinary, or of any Ecclesiastical Court in <i>England</i> , or which shall be granted by any Presbytery, or other Ecclesiastical Power, in <i>Scotland</i> - - -	2 0 0
<i>Exemptions from the preceding and all other Stamp Duties.</i>	
<i>Licences to Stipendiary Curates in England, wherein the Annual Amount of the Stipend shall be specified; and Licences for the Non Residence of Clergymen upon their Livings; where granted on the Ground of there being no House or no fit House of Residence thereon.</i>	
DENCE to use and exercise the Calling or Occupation of an Appraiser - - -	0 10 0
To be taken out <i>yearly</i> , by every Person who shall exercise the said Calling or Occupation, or make any Appraisement or Valuation, hereinbefore charged with a Duty, for or in Expectation of any Gain, Fee or Reward, <i>except licensed Auctioneers.</i>	
DENCE to be taken out <i>yearly</i> by any Banker or Bankers, or other Person or Persons who shall issue any Promissory Notes for Money payable to the Bearer on Demand, and allowed to be re-issued - - -	30 0 0
DENCE to be taken out <i>yearly</i> for using or exercising the Trade or Business of a Pawnbroker, in the Cities of <i>London and Westminster</i> , or within the Liberties of the Two Penny Parishes - - -	0 0 0

SCHEDULE, PART I.	Duty.
LICENCE — <i>continued.</i>	<i>£. s. d.</i>
And for using or exercising the Trade or Business of a Pawnbroker elsewhere -	7 10 0
LICENCE to exercise the Faculty of Physic.— —See ADMISSION.	
LICENCE to act as a Notary Public.—See FACULTY.	
LICENCE to demise Copyhold Lands.—See COPYHOLD.	
MARRIAGE LICENCE. —See LICENCE.	
MATRICULATION in the Universities.— —See ADMISSION.	
MEMORIAL to be registered pursuant to any Act of Parliament, made or to be made for the Public registering of Deeds and Conveyances in <i>England</i> -	0 10 0
And for every Piece of Vellum, Parchment or Paper, upon which any such Memorial shall be written, after the first, a further <i>progressive</i> Duty of -	0 10 0
MEMORIAL to be registered or inrolled pursuant to Act of Parliament, of any Deed or Instrument, Deeds or Instruments, whereby any Annuity shall be granted or secured in <i>England</i> -	1 0 0
And for every Piece of Vellum, Parchment or Paper, upon which any such Memorial shall be written, after the first, a further <i>progressive</i> Duty of -	1 0 0
MORTGAGE , Conditional Surrender by way of Mortgage, Further Charge, Wadset and Heritable Bond; Disposition, Assignation or Tack, in Security; and Eik to a Reversion; of or affecting any Lands, Estate or Property, Real or Personal, Heritable or Moveable whatsoever;	
Also any Deed containing an Obligation to infeit any Person in an Annual Rent, or in Lands or other Heritable Subjects, in <i>Scotland</i> , under a Clause of Reversion, but without any Personal Bond or Obligation therein contained, for Payment of the Money or Stock intended to be secured,	
Also any Conveyance of any Lands, Estate or Property whatsoever, in Trust, to be sold or otherwise converted into Money, which shall be intended only as a Security, and shall be redeemable before the Sale or other Disposal thereof, either by express Stipulation or otherwise; <i>except where such Conveyance shall be made for the Benefit of Creditors generally, or for the Benefit of Creditors specified, who shall accept the Provision made for Payment of their Debts in full Satisfaction thereof, or who shall exceed Five in Number;</i>	

SCHEDULE, PART I.	Duty.
MORTGAGE — <i>continued.</i>	<i>£ s. d.</i>
Also any Defeazance, Letter of Reversion, Back Bond, Declaration, or other Deed or Writing for defeating or making redeemable, or explaining or qualifying any Conveyance, Disposition, Assignment or Tack, of any Lands, Estate or Property whatsoever, which shall be apparently absolute, but intended only as a Security ;	
Also any Agreement, Contract or Bond, accompanied with a Deposit of Title Deeds for making a Mortgage, Wadset or any such other Security or Conveyance as aforesaid, of any Lands, Estate or Property, comprised in such Title Deeds, or for pledging or charging the same as a Security ;	
And also any Deed, whereby a real Burden shall be declared or created on Lands or Heritable Subjects in <i>Scotland</i> :	
Where the same respectively shall be made, as a Security for the Payment of any definite and certain Sum of Money, advanced or lent at the time, or previously due and owing, or forborne to be paid, being payable,	
Not exceeding 50l. - - - - -	1 0 0
Exceeding 50l. and not exceeding 100l. - - - - -	1 10 0
Exceeding 100l. and not exceeding 200l. - - - - -	2 0 0
Exceeding 200l. and not exceeding 300l. - - - - -	3 0 0
Exceeding 300l. and not exceeding 500l. - - - - -	4 0 0
Exceeding 500l. and not exceeding 1,000l. - - - - -	5 0 0
Exceeding 1,000l. and not exceeding 2,000l. - - - - -	6 0 0
Exceeding 2,000l. and not exceeding 3,000l. - - - - -	7 0 0
Exceeding 3,000l. and not exceeding 4,000l. - - - - -	8 0 0
Exceeding 4,000l. and not exceeding 5,000l. - - - - -	9 0 0
Exceeding 5,000l. and not exceeding 10,000l. - - - - -	12 0 0
Exceeding 10,000l. and not exceeding 15,000l. - - - - -	15 0 0
Exceeding 15,000l. and not exceeding 20,000l. - - - - -	20 0 0
Exceeding 20,000l. - - - - -	25 0 0
And where the same respectively shall be made as a Security for the Repayment of Money, to be thereafter lent, advanced or paid, or which may become due upon an Account	

SCHEDULE, PART I.

Duty.

MORTGAGE—*continued.*

Current, together with any Sum already advanced or due, or without, as the case may be; *other than and except any Sum or Sums of Money to be advanced for the Insurance of any Property comprized in such Mortgage or Security against Damage by Fire, or to be advanced for the Insurance of any Life or Lives, pursuant to any Agreement in any Deed, whereby any Annuity shall be granted or secured for such Life or Lives.*

If the total Amount of the Money secured, or to be ultimately recoverable thereupon, shall be uncertain and without any Limit -

But if the total Amount of the Money secured, or to be ultimately recoverable thereupon, shall be limited not to exceed a given Sum -

And where the same respectively shall be made, as a Security for the Transfer or Retransfer of any Share, in any of the Government or Parliamentary Stocks or Funds, or in the Stock and Funds of the Governor and Company of the Bank of England, or of the East India Company, or of the South Sea Company, in Consideration of Stock or Money advanced or lent at the time, or previously due and owing, or forborne to be paid, being payable -

And where the same respectively shall be made, as a Security for the Payment of a Sum of Money, and also for the Transfer or Retransfer of a Share in any of the said Stocks or Funds, the said *ad valorem* Duty shall be charged in respect of each.

And in case the same respectively shall be made, as a Security for the Payment or Transfer, to different Persons, of separate and distinct Sums of Money, or Shares in any of the said Stocks or Funds; the said *ad valorem* Duty shall be charged for and in respect of each separate and distinct Sum of Money, or Share in any of the said Stocks or Funds therein specified and secured, and not upon the aggregate Amount thereof.

And where any such Mortgage or Wadset, or other Instrument hereby charged with the same Duty as a Mortgage or Wadset, together with any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words

£. s. d.

25 0 0
The same Duty as on a Mortgage or Wadset for such limited Sum.

The same Duty as on a Mortgage or Wadset for a Sum of Money, equal to the Value of the Stock or Fund secured, according to the average Price thereof on the Day of the Date of the Mortgage or other Instrument aforesaid, or on either of the Ten Days preceding.

SCHEDULE, PART I.	Duty.
<p>MORTGAGE—<i>continued.</i> or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of -</p>	<p>℥. s. d. 1 0 0</p>
<p>MORTGAGE, &c. — Any Transfer or Assignment, Disposition or Assignment, of any Mortgage or Wadset, or of any such other Security as aforesaid, or of the Benefit thereof, and of the Money or Stock thereby secured, in all cases where the Person entitled to the Right of Redemption or Reversion shall not be made a Party to such Transfer or Assignment, Disposition or Assignment; and also where the Person who originally made the Mortgage, Wadset or other Security, shall continue entitled to the Right of Redemption or Reversion, and shall be made a Party to such Transfer or Assignment, Disposition or Assignment; provided no further Sum of Money or Stock be added to the principal Money or Stock already secured -</p>	<p>1 15 0</p>
<p>And in all other cases such Transfer or Assignment, Disposition or Assignment, shall be charged with -</p>	<p>{ The same Duty or Duties as an original Mortgage, Wadset or other Security.</p>
<p>And where any such Transfer or Assignment, Disposition or Assignment, hereby charged with a Duty of 1℥. 15s. together with any Schedule, Receipt or other Matter put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further and <i>progressive</i> Duty of -</p>	<p>1 5 0</p>
<p>Provided always, that where several distinct Deeds or Instruments falling within the Description of any of the Instruments hereby charged with the said <i>ad valorem</i> Duty on Mortgages and Wadsets, shall be made <i>at the same time</i>, for securing the Payment or Transfer of one and the same Sum of Money; or one and the same Share of any of the Stocks or Funds before mentioned; the said <i>ad valorem</i> Duty, if exceeding 2℥. shall be charged only on one of such Deeds or Instruments; and all the rest shall be charged with the Duty to which the same may be liable, under any more general Description of such Deeds or Instruments contained in this Schedule; and if required for the sake of Evidence, all the rest of such Deeds or Instruments shall be also stamped with some particular</p>	

SCHEDULE, PART I.

Duty.

MORTGAGE — *continued.*

Stamp, for denoting or testifying the Payment of the said *ad valorem* Duty, on all the said Deeds or Instruments being produced duly stamped with the Duties hereby charged thereon.

And where any Copyhold or Customary Lands or Hereditaments shall be mortgaged, by means of a conditional Surrender or Grant; the said *ad valorem* Duty shall be charged on the Surrender or Grant, or the Memorandum thereof, if made out of Court; or on the Copy of Court Roll of the Surrender or Grant, if made in Court. And Copies of Court Roll, made after the 31st Day of *August* 1815 of Surrenders and Grants made in Court before or upon that Day, and subsequent to the 10th Day of *October* 1808, shall be charged with the said *ad valorem* Duties. But Copies of Court Roll, of Surrenders and Grants made before or upon the 10th Day of *October* 1808, shall not be liable thereto.

And where any Copyhold or Customary Lands or Hereditaments shall be mortgaged, or charged, together with other Property, for securing one and the same Sum of Money, or one and the same Share of any of the Stocks or Funds before mentioned; the said *ad valorem* Duty shall be charged on the Deed or Instrument relating to the other Property.

And where there shall be Duplicates of any Deed or Instrument, chargeable with the said *ad valorem* Duty on Mortgages and Wadsets, exceeding 2^l. one of them only shall be charged therewith, and the other or others shall be charged with the Duty to which the same may be liable, under any more general Description in this Schedule; and on the whole being produced duly stamped as hereby required, the latter shall also be stamped with a particular Stamp for denoting or testifying the Payment of the said *ad valorem* Duty.

Exemptions from the said ad valorem Duty on Mortgages, &c. but not from any other Duty to which the same may be liable.

Any Deed or other Instrument made in pursuance of and conformably to any Agreement, Contract or Bond, charged with, and which shall actually have paid the said ad valorem Duty, or the ad valorem Duty on Mortgages granted by the Act of the 48th Year of His Majesty's Reign before mentioned. (a)

(a) [48 G. 3. c. 149.]

3 S 4

£. s. d.

SCHEDULE, PART I.	Duty.
<p>MORTGAGE — <i>continued.</i></p> <p><i>Any Deed or other Instrument, made for the further Assurance only, of any Estate or Property, already mortgaged, pledged or charged as a Security, by any Deed or Instrument, which shall have paid the said ad valorem Duty hereby charged, or the ad valorem Duty on Mortgages or Heritable Bonds, imposed by the Act of the 44th or the Act of the 48th Year of His Majesty's Reign before mentioned.</i></p> <p><i>Any Deed or other Instrument made as an additional or further Security for any Sum or Sums of Money, or any Share or Shares of any of the Stocks or Funds before mentioned, already secured by any Deed or Instrument, which shall have paid the said ad valorem Duty hereby charged, or the ad valorem Duty on Mortgages or Heritable Bonds, charged by the said Act of the 44th (a), or the said Act of the 48th Year of His Majesty's Reign, to be exempt from the said ad valorem Duty hereby charged, so far as regards such Sum or Sums of Money, or such Share or Shares of any of the said Stocks or Funds, before secured, in case such additional or further Security shall be made by the same Person or Persons who made the original Security; but if any further Sum of Money or Stock shall be added to the principal Money or Stock already secured, or shall be thereby secured to any other Person, the said ad valorem Duty shall be charged in respect of such further Sum of Money or Stock.</i></p> <p>And if necessary, for the sake of Evidence, the Deeds and Instruments hereby exempted from the said ad valorem Duty, shall be stamped with a particular Stamp, for denoting or testifying the Payment of the ad valorem Duty, upon all the Deeds and Instruments relating to the particular Transaction being produced, and appearing to be duly stamped with the Duties to which they were liable.</p> <p><i>For General Exemptions from the preceding and all other Stamp Duties, see the End of this Part of the Schedule.</i></p> <p>MORTGAGE, Wadset, &c. with a Conveyance of the Equity or Right of Redemption or Reversion, or other Matter in the same Deed, viz.</p> <p>(a) [44 G. 3. c. 98.]</p>	<p>£. s. d.</p>

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SCHEDULE, PART I.

Duty.

MORTGAGE—*continued.*

Where any Deed or Writing shall operate as a Mortgage or other Instrument hereby charged with the *ad valorem* Duty on Mortgages, and also as a Conveyance of the Equity or Right of Redemption or Reversion of any Lands, Estate or Property therein comprised, to, or in trust for, or according to the Direction of a Purchaser, such Deed or Writing shall be charged not only with the said *ad valorem* Duty on Mortgages, but also with the *ad valorem* Duty hereinbefore charged on a Conveyance upon the Sale of any Property; but where the Equity or Right of Redemption or Reversion shall be thereby conveyed, or limited in any other manner, such Deed or Writing shall be charged only as a Mortgage;

And in all other cases where a Mortgage or other Instrument hereby charged with the *ad valorem* Duty on Mortgages shall be contained in one and the same Deed or Writing with any other Matter or Thing (*except what shall be incident to such Mortgage or other Instrument*), such Deed or Writing shall be charged with the same Duties (*except the progressive Duty*), as such Mortgage or other Instrument and such other Matter or Thing would have been separately charged with if contained in separate Deeds or Writings.

And where any such Deed or Writing, as is mentioned in the Two preceding Clauses, together with any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further *progressive* Duty of

MUTUAL DISPOSITION or Conveyance in *Scotland*.

— See **EXCHANGE** and **PARTITION**.

NOMINATION by His Majesty, his Heirs or Successors, or by any other Patron, to any Perpetual Curacy in *England*

NOTARIAL ACT; any whatsoever *not otherwise charged in this Schedule*

And for every Sheet or Piece of Paper, Parchment or Vellum, upon which the same shall be written, after the first, a further *progressive* Duty of

£. s. d

1 0 0

1 10 0

0 5 0

0 5 0

SCHEDULE, PART I.

Duty.

ORDER for the Payment of Money. —

— See BILL OF EXCHANGE.

PARTITION. — Any Deed, whereby any Lands or other Hereditaments, or Heritable Subjects, in England or Scotland, shall be conveyed, or any Copyhold or Customary Lands or Hereditaments, in England, shall be covenanted to be surrendered, in order to effect a Partition or Division thereof, among Coparceners, Joint Tenants or Tenants in Common, Heirs Portioners, Conjux Fiars, or Joint Proprietors of any sort;

If no Sum of Money, or only a Sum under 300l. shall be paid, or agreed to be paid, for Equality of Partition or Division; the ordinary Duty of

£. s. d.

1 15 0

{ The same ad valorem Duty as for a Conveyance on the Sale of Lands, for a Sum of Money equal to the Amount of the Sum or Sums so paid or agreed to be paid.

And if any Sum or Sums of Money, amounting to 300l. or upwards, shall be paid, or agreed to be paid, for Equality

And where any such Deed of Partition or Division, together with any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further progressive Duty of,

If the Deed be liable, in the first Instance, to a Duty of 1l. 15s.

1 5 0

Or if liable to a higher Duty in the first Instance

1 0 0

And any Duplicate of any such Deed of Partition or Division shall be charged with the same Duty or Duties.

And in case there shall be more than one Deed, for completing the Title to the Estate or Interest conveyed by either Party, the principal Deed only shall be charged under this Head of Partition; and any subordinate or collateral Deed shall be charged with the Duty to which it may be liable, under any other Description in this Schedule.

PASSPORT

PAWNBROKER's Licence. — See LICENCE.

POLICY of Assurance, or Insurance, or other

by whatever Name, the same shall be called

any Insurance shall be charged with the same

SCHEDULE, PART I.	Duty.		
	£.	s.	d.
POLICY — <i>continued.</i> or upon any Event or Contingency relating to or depending upon any Life or Lives,			
Where the Sum insured shall not amount to 500l.	1	0	0
And where it shall amount to 500l. and not to 1,000l.	2	0	0
And where it shall amount to 1,000l. and not to 3,000l.	3	0	0
And where it shall amount to 3,000l. and not to 5,000l.	4	0	0
And where it shall amount to 5,000l. or upwards	5	0	0
POLICY of Assurance or Insurance, or other Instrument, by whatever Name the same shall be called, whereby any Insurance shall be made of or upon any Building, Goods, Wares, Merchandize or other Property, from Loss or Damage by <i>Fire</i> only, by any Public Company, or other Person or Persons duly licensed, or who ought to be licensed, by the Commissioners of Stamps, pursuant to the Act of the 22d Year of His Majesty's Reign, Cap. 48., or by the Royal Exchange or London Assurance Corporation	0	1	0
And for and in respect of every Insurance from Loss or Damage by Fire only, which shall at any time after the 28th Day of September 1815 be made or renewed, or continued by any Public Company, or other Person or Persons licensed, or who ought to be licensed, as above mentioned, or by the Royal Exchange or London Assurance Corporation, a Duty of Three Shillings for every 100l. insured for a Year, and at and after that Rate for any fractional Part of 100l. insured, and for any fractional Part of a Year, as well as for any Number of Years for which the Insurance shall be made or renewed, or continued; but no Fraction of a Penny shall be charged			
<i>Exemptions.</i>			
<i>Insurances on Public Hospitals, and on Property in any Foreign Kingdom or State in Amity with His Majesty, his Heirs or Successors.</i>			
POLICY of Assurance or Insurance, or other Instrument, by whatever Name the same shall be called, whereby any Insurance shall be made, pursuant to the Act of the 50th Year of His Majesty's Reign, Cap. 35., by any Person or Persons, not being licensed pursuant to the said Act of the 22d Year of His Majesty's Reign, of or upon any Building, Goods, Wares, Merchandize or other Property, situated and being in any of the Islands, Settlements or Territories belonging to or under the Dominion of His Majesty, his Heirs or Suc-			

*per Centum
per Annum.*
0 3 0

SCHEDULE, PART I.	Duty.
POLICY — <i>continued.</i>	£. s. d.
cessors, in the West Indies, or elsewhere beyond the Seas, from Loss or Damage by Fire, for any Period of time not exceeding Twelve Calendar Months -	0 2 6
And also the further or additional Duty following; <i>viz.</i>	
If the whole Sum insured shall not exceed 100l. -	0 5 0
And if the whole Sum insured shall exceed 100l. then for every 100l. and also for any fractional Part of 100l. whereof the same shall consist -	0 5 0
POLICY of Assurance or Insurance, or other Instrument, by whatever Name the same shall be called, whereby any Insurance shall be made upon any <i>Ship or Vessel</i> , or upon any Goods, Merchandize or other Property on board of any Ship or Vessel, or upon the Freight of any Ship or Vessel, or upon any other Interest in or relating to any Ship or Vessel which may lawfully be insured, for or upon any <i>Voyage</i> from any Port or Place in the United Kingdom of <i>Great Britain and Ireland</i> , or in the Islands of <i>Guernsey, Jersey, Alderney or Sark</i> , or the <i>Isle of Man</i> , to any other Port or Place in the said Kingdom or Islands, or <i>Isle of Man</i> ;	
Where the Premium or Consideration for such Insurance, actually and <i>bona fide</i> paid, given or contracted for, shall not exceed the Rate of Twenty Shillings <i>per Centum</i> on the Sum insured ;	
If the whole Sum insured shall not exceed 100l.	0 1 3
And if the whole Sum insured shall exceed 100l. then for every 100l. and also for any fractional Part of 100l. whereof the same shall consist -	0 1 3
And where the Premium or Consideration for such Insurance, actually and <i>bona fide</i> paid, given or contracted for, shall exceed the Rate of Twenty Shillings <i>per Centum</i> on the Sum-insured ;	
If the whole Sum insured shall not exceed 100l.	0 2 6
And if the whole Sum insured shall exceed 100l. then for every 100l. and also for any fractional Part of 100l. whereof the same shall consist -	0 2 6
But if the <i>separate Interests</i> of Two or more distinct Persons shall be insured by one Policy or Instrument, then the said Duty of 1s. 3d. or 2s. 6d. as the case may require, shall be charged thereon, in respect of each and every fractional Part of 100l. as well as in respect of	

SCHEDULE, PART I.

Duty.

£. s. d.

POLICY—*continued.*

every full Sum of 100l. which shall be thereby insured upon *any separate and distinct Interest.*

POLICY of Assurance or Insurance, or other Instrument, by whatever Name the same shall be called, whereby any Insurance shall be made upon any *Ship or Vessel*, or upon any Goods, Merchandize or other Property on board of any Ship or Vessel, or upon the Freight of any Ship or Vessel, or upon any other Interest in or relating to any Ship or Vessel which may lawfully be insured, for or upon any *other Voyage* than is hereinbefore specified, or for any certain *Term or Period of Time*, not exceeding Twelve Calendar Months;

Where the Premium or Consideration for such Insurance, actually and *bona fide* paid, given or contracted for, shall not exceed the Rate of Twenty Shillings *per Centum* on the Sum insured;

If the whole Sum insured shall not exceed 100l.

0 2 6

And if the whole Sum insured shall exceed 100l. then for every 100l. and also for any fractional Part of 100l. whereof the same shall consist

0 2 6

And where the Premium or Consideration for such Insurance, actually and *bona fide* paid, given or contracted for, shall exceed the Rate of Twenty Shillings *per Centum* on the Sum insured;

If the whole Sum insured shall not exceed 100l.

0 5 0

And if the whole Sum insured shall exceed 100l. then for every 100l. and also for any fractional Part of 100l. whereof the same shall consist

0 5 0

But if the *separate Interests* of Two or more distinct Persons shall be insured by one Policy or Instrument, then the said Duty of 2s. 6d. or 5s. as the case may require, shall be charged thereon, in respect of each and every fractional Part of 100l. as well as in respect of every full Sum of 100l. which shall be thereby insured upon any *separate and distinct Interest.*

POLICY of Assurance or Insurance, or other Instrument, by whatever Name the same shall be called, whereby any Insurance, commonly called a *Mutual Insurance*, shall be made, or whereby divers Persons shall insure, or agree to insure, one another, without any Premium or Pecuniary Consideration, from any Loss, Damage

SCHEDULE, PART I.	Duty.
POLICY — <i>continued.</i>	£. s. d.
or Misfortune, that may happen of or to any <i>Ship</i> or <i>Vessel</i> , or any Goods, Merchandize or other Property on board of any Ship or Vessel, or the Freight of any Ship or Vessel, or any other Interest in or relating to any Ship or Vessel, which may lawfully be insured;	
Upon any Voyage from any Port or Place in the United Kingdom of <i>Great Britain</i> and <i>Ireland</i> , or in the Islands of <i>Guernsey</i> , <i>Jersey</i> , <i>Alderney</i> or <i>Sark</i> , or the <i>Isle of Man</i> , to any other Port or Place in the said Kingdom or Islands, or <i>Isle of Man</i> ;	
For every Sum of 100l. and also for each and every fractional Part of 100l. thereby insured to any Person or Persons	0 2 6
Upon any <i>other Voyage</i> whatsoever, or for any certain <i>Term</i> or <i>Period of Time</i> not exceeding Twelve Calendar Months;	
For every Sum of 100l. and also for each and every fractional Part of 100l. thereby insured to any Person or Persons	0 0
POLICY of Assurance or Insurance, or other Instrument, by whatever Name the same shall be called; whereby any <i>other lawful Insurance whatsoever, not hereinbefore charged</i> , shall be made upon any Property or Interest whatever, from Loss or Damage of any Kind;	
Where the Premium or Consideration for such Insurance, actually and <i>bona fide</i> paid, given or contracted for, shall not exceed the Rate of Twenty Shillings <i>per Centum</i> on the Sum insured;	
If the whole Sum insured shall not exceed 100l.	0 2 6
And if the whole Sum insured shall exceed 100l. then for every 100l. and also for any fractional Part of 100l. whereof the same shall consist	0 2 6
And where the Premium or Consideration for such Insurance, actually and <i>bona fide</i> paid, given or contracted for, shall exceed the Rate of Twenty Shillings <i>per Centum</i> on the Sum insured; and also where the Insurance shall be made for any other than a Pecuniary Consideration;	
If the whole Sum insured shall not exceed 100l.	0 5 0
And if the whole Sum insured shall exceed 100l. then for every 100l. and also for any fractional Part of 100l. whereof the same shall consist	

SCHEDULE, PART I.	Duty.
<p>POLICY — <i>continued.</i> .But if the <i>separate Interests</i> of two or more distinct Persons shall be insured by one Policy or Instrument, then the said Duty of 2s. 6d. or 5s. as the case may require, shall be charged thereon, in respect of each and every fractional Part of 100l. as well as in respect of every full Sum of 100l. which shall be thereby insured upon any <i>separate and distinct Interest.</i></p>	<p>£. s. d.</p>
<p>POWER of ATTORNEY. — — See LETTER of ATTORNEY.</p>	
<p>PRECEPT of Clare Constat, to give Seisin of Lands or other Heritable Subjects in <i>Scotland</i> - - And where the same shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>pro-gressive</i> Duty of - -</p>	<p>0 9 0 0 9 0</p>
<p>PRESENTATION by His Majesty, his Heirs or Successors, or by any other Patron; To any Ecclesiastical Benefice, Dignity or Promotion in <i>England</i>, of the yearly Value of Ten Pounds or upwards, in the King's Books - - To any other Ecclesiastical Benefice, Dignity or Promotion whatsoever in <i>England</i> - -</p>	<p>20 0 0 10 0 0</p>
<p>PROCURATION, Deed or other Instrument of - - And where the same, together with any Schedule or other Matter put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>pro-gressive</i> Duty of - -</p>	<p>1 10 0 1 0 0</p>
<p>PROMISSORY NOTE, for the Payment, to the <i>Bearer on Demand</i>, of any Sum of Money, Not exceeding One Pound and One Shilling - Exceeding 1l. 1s. and not exceeding 2l. 2s. - Exceeding 2l. 2s. and not exceeding 5l. 5s. - Exceeding 5l. 5s. and not exceeding 10l. - Exceeding 10l. and not exceeding 20l. - Exceeding 20l. and not exceeding 30l. - Exceeding 30l. and not exceeding 50l. - Exceeding 50l. and not exceeding 100l. -</p>	<p>0 0 5 0 0 10 0 1 3 0 1 9 0 2 0 0 3 0 0 5 0 0 8 6</p>
<p>Which said Notes may be re-issued, after Payment thereof, as often as shall be thought fit.</p>	
<p>PROMISSORY NOTE for the Payment, in any other manner than to the <i>Bearer on Demand</i>, but not ex-</p>	

SCHEDULE, PART I.		Duty.
		£. s. d.
PROMISSORY NOTE — <i>continued.</i>		
ceeding Two Months after Date, or Sixty Days after Sight, of any Sum of Money,		
Amounting to 40s. and not exceeding 5l. 5s.	-	0 1 0
Exceeding 5l. 5s. and not exceeding 20l.	-	0 1 6
Exceeding 20l. and not exceeding 30l.	-	0 2 0
Exceeding 30l. and not exceeding 50l.	-	0 2 6
Exceeding 50l. and not exceeding 100l.	-	0 3 6
These Notes are not to be re-issued after being once paid.		
PROMISSORY NOTE for the Payment, <i>either to the Bearer on Demand, or in any other manner than to the Bearer on Demand,</i> but not exceeding Two Months after Date, or Sixty Days after Sight, of any Sum of Money,		
Exceeding 100l. and not exceeding 200l.	-	0 4 6
Exceeding 200l. and not exceeding 300l.	-	0 5 0
Exceeding 300l. and not exceeding 500l.	-	0 6 0
Exceeding 500l. and not exceeding 1,000l.	-	0 8 6
Exceeding 1,000l. and not exceeding 2,000l.	-	0 12 6
Exceeding 2,000l. and not exceeding 3,000l.	-	0 15 0
Exceeding 3,000l.	-	1 5 0
The Notes are not to be re-issued after being once paid.		
PROMISSORY NOTE for the Payment to the Bearer or otherwise, at any time exceeding Two Months after Date, or Sixty Days after Sight, of any Sum of Money,		
Amounting to 40s. and not exceeding 5l. 5s.	-	0 1 6
Exceeding 5l. 5s. and not exceeding 20l.	-	0 2 0
Exceeding 20l. and not exceeding 30l.	-	0 2 6
Exceeding 30l. and not exceeding 50l.	-	0 3 6
Exceeding 50l. and not exceeding 100l.	-	0 4 6
Exceeding 100l. and not exceeding 200l.	-	0 5 0
Exceeding 200l. and not exceeding 300l.	-	0 6 0
Exceeding 300l. and not exceeding 500l.	-	0 8 6
Exceeding 500l. and not exceeding 1,000l.	-	0 12 6
Exceeding 1,000l. and not exceeding 2,000l.	-	0 15 0
Exceeding 2,000l. and not exceeding 3,000l.	-	1 5 0
Exceeding 3,000l.	-	1 10 0
These Notes are not to be re-issued after being once paid.		
PROMISSORY NOTE for the Payment of any Sum of Money by Instalments, or for the Payment of several Sums of Money at different Days or Times, so that the whole of the Money to be paid shall be definite and certain		

The same Duty as on a Promissory Note payable in full Two Months after Date for a Sum equal to the whole Amount of the Money to be paid.

SCHEDULE, PART I.

Duty.

PROMISSORY NOTE—*continued.*

And the following Instruments shall be deemed and taken to be Promissory Notes, within the Intent and Meaning of this Schedule; viz. All Notes, promising the Payment of any Sum or Sums of Money out of any particular Fund, which may or may not be available; or upon any Condition or Contingency, which may or may not be performed or happen; if the same shall be made payable to the Bearer, or to Order, and if the same shall be definite and certain, and not amount in the whole to Twenty Pounds.

And all Receipts for Money deposited in any Bank, or in the Hands of any Banker or Bankers, which shall contain any Agreement or Memorandum, importing that Interest shall be paid for the Money so deposited.

Exemptions from the Duties on Promissory Notes.

All Notes, promising the Payment of any Sum or Sums of Money out of any particular Fund, which may or may not be available; or upon any Condition or Contingency, which may or may not be performed or happen; where the same shall not be made payable to the Bearer or to Order, and also where the same shall be made payable to the Bearer or to Order, if the same shall amount to Twenty Pounds, or be indefinite.

And all other Instruments, bearing in any Degree the Form or Style of Promissory Notes, but which in Law shall be deemed Special Agreements, except those hereby expressly directed to be deemed Promissory Notes.

But such of the Notes and Instruments here exempted from the Duty on Promissory Notes shall nevertheless be liable to the Duty which may attach thereon, as Agreements or otherwise.

Exemptions from the preceding and all other Stamp Duties.

All Promissory Notes for the Payment of Money, issued by the Governor and Company of the Bank of England.

PROTEST of any Bill of Exchange or Promissory Note, for any Sum of Money,

Not amounting to 20l. - - - - -

Amounting to 20l. and not amounting to 100l. - - - - -

Amounting to 100l. and not amounting to 500l. - - - - -

Amounting to 500l. or upwards - - - - -

PROTEST of any other Kind - - - - -

£.	s.	d.
0	2	0
0	3	0
0	5	0
0	10	0
0	5	0

SCHEDULE, PART I.	Duty.
	£. s. d.
<p>PROTEST—<i>continued.</i></p>	
<p>And for every Sheet or Piece of Paper, Parchment or Vellum, upon which the same shall be written, after the first, a further <i>progreſſive</i> Duty of - - -</p>	0 5 0
<p>PURCHASE DEED.— See CONVEYANCE on the Sale of Lands, &c.</p>	
<p>REAL BURDEN on Lands in <i>Scotland</i>, Deed creating.— See MORTGAGE, DISPOSITION.</p>	
<p>RECEIPT or Diſcharge, given for or upon the Payment of Money,</p>	
<p>Amounting to 2l. and not amounting to 5l. -</p>	0 0 2
<p>Amounting to 5l. and not amounting to 10l. -</p>	0 0 3
<p>Amounting to 10l. and not amounting to 20l. -</p>	0 0 6
<p>Amounting to 20l. and not amounting to 50l. -</p>	0 1 0
<p>Amounting to 50l. and not amounting to 100l. -</p>	0 1 6
<p>Amounting to 100l. and not amounting to 200l. -</p>	0 2 6
<p>Amounting to 200l. and not amounting to 300l. -</p>	0 4 0
<p>Amounting to 300l. and not amounting to 500l. -</p>	0 5 0
<p>Amounting to 500l. and not amounting to 1,000l. -</p>	0 7 6
<p>Amounting to 1,000l. or upwards - - -</p>	0 10 0
<p>And where any Sum of Money whatever ſhall be therein expreſſed or acknowledged to be received <i>in full of all Demands</i> - - -</p>	0 10 0
<p>And any Note, Memorandum or Writing whatever, given to any Perſon for or upon the Payment of Money, whereby any Sum of Money, Debt or Demand, or any Part of any Debt or Demand <i>therein ſpecified</i>, and amounting to Two Pounds or upwards, ſhall be expreſſed or acknowledged to have been <i>paid, ſettled, balanced, or otherwiſe diſcharged or ſatiſfied</i>, or which ſhall import or ſignify any ſuch Acknowledgment, and whether the ſame ſhall or ſhall not be ſigned with the Name of any Perſon, ſhall be deemed and taken to be a <i>Receipt for a Sum of Money</i>, of equal Amount with the Sum, Debt or Demand ſo expreſſed or acknowledged to have been paid, ſettled, balanced, or otherwiſe diſcharged or ſatiſfied, within the Intent and Meaning of this Schedule, and ſhall be charged with a Duty accordingly.</p>	
<p>And any Receipt or Diſcharge, Note, Memorandum or Writing whatever, given to any Perſon for or upon the Payment of Money, which ſhall contain, import or ſignify any <i>general Acknowledgment of any Debt, Account, Claim or Demand, Debts, Accounts, Claims or Demands, whereof the</i></p>	

SCHEDULE, PART I.

Duty.

£. s. d.

RECEIPT—*continued.*

*Amount shall not be therein specified, having been paid, settled, balanced, or otherwise discharged or satisfied, or whereby any Sum of Money therein mentioned shall be acknowledged to be received in full, or in Discharge or Satisfaction of any such Debt, Account, Claim or Demand, Debts, Accounts, Claims or Demands, and whether the same shall or shall not be signed with the Name of any Person, shall be deemed and taken to be a Receipt for the Sum of 1,000*l.* or upwards, within the Intent and Meaning of this Schedule, and shall be charged with the Duty of Ten Shillings accordingly.*

And all Receipts, Discharges and Acknowledgments of the Description aforesaid, which shall be given for or upon Payments made by or with any Bills of Exchange, Drafts, Promissory Notes, or other Securities for Money, shall be deemed and taken to be Receipts given upon the Payment of Money, within the Intent and Meaning of this Schedule.

Exemptions from the preceding Duties on Receipts.

Receipts exempted from Stamp Duty by any Act or Acts relating to the Assessed Taxes.

Receipts or Discharges given by the Treasurer of the Navy, for any Money imprested to or received by him, for the Service of the Navy.

Receipts or Discharges given by any Agent, for Money imprested to him, on account of the Pay of the Army or Ordnance.

Receipts or Discharges given by any Officer, Seamen, Marine or Soldier, or their Representatives respectively, for or on account of any Wages, Pay or Pension, due from the Navy Office, Army Pay Office or Ordnance Office.

Receipts or Discharges given for the Consideration Money, for the Purchase of any Share in any of the Government or Parliamentary Stocks or Funds, or in the Stocks and Funds of the Governor and Company of the Bank of England, or of the East India Company, or South Sea Company, and for any Dividend paid on any Share of the said Stocks or Funds respectively.

Receipts or Discharges given for any principal Money or Interest due on Exchequer Bills.

SCHEDULE, PART I.	Duty.	
<p>RECEIPT — <i>continued.</i></p> <p><i>Receipts given for Money deposited in the Bank of England, or in the Bank of Scotland, or Royal Bank of Scotland, or in the Bank of the British Linen Company in Scotland, or in the Hands of any Banker or Bankers, to be accounted for on Demand; provided the same be not expressed to be received of or by the Hands of any other than the Person or Persons to whom the same is to be accounted for. But if with Interest — See Promissory Note.</i></p> <p><i>Receipts or Discharges written upon Promissory Notes, Bills of Exchange, Drafts or Orders for the Payment of Money, duly stamped according to the Laws in force at the Date thereof; or upon Bills of Exchange drawn out of but payable in Great Britain.</i></p> <p><i>Receipts or Discharges given upon Bills or Notes of the Governor and Company of the Bank of England.</i></p> <p><i>Letters by the General Post acknowledging the safe Arrival of any Bills of Exchange, Promissory Notes, or other Securities for Money.</i></p> <p><i>Receipts or Discharges indorsed or otherwise written upon, or contained in any Bond, Mortgage or other Security, or any Conveyance, Deed or Instrument whatever, duly stamped according to the Laws in force, at the Date thereof, acknowledging the Receipt of the Consideration Money therein expressed, or the Receipt of any principal Money, Interest or Annuity thereby secured.</i></p> <p><i>Releases or Discharges for Money, by Deeds duly stamped according to the Laws in force at the Date thereof.</i></p> <p><i>Receipts or Discharges given for Drawbacks or Bounties upon the Exportation of any Goods or Merchandize from Great Britain.</i></p> <p><i>Receipts or Discharges for the Return of any Duties of Customs upon Certificates of Over Entry.</i></p> <p><i>Receipts or Acknowledgments of Payment indorsed upon any Bills, Orders, Remittance Bills or Remittance Certificates, drawn by Commissioned Officers, Masters and Surgeons in the Navy, or by any Commissioner or Commissioners of the Navy, under the Authority of the Act passed in the 35th Year of His Majesty's Reign, (a) for the more expeditious</i></p> <p>(a). [35 G. 3. c. 95.]</p>	<p>£. s. d.</p>	<p>REC</p> <p>REC</p> <p>S</p> <p>a</p> <p>o</p> <p>t</p> <p>h</p> <p>e</p> <p>p</p> <p>C</p> <p>REC</p> <p>S</p> <p>o</p> <p>d</p> <p>i</p> <p>c</p> <p>a</p> <p>REG</p> <p>l</p>

SCHEDULE, PART I.

Duty.

£. s. d.

RECEIPT—continued.

Payment of the Wages and Pay of certain Officers belonging to the Navy.
Receipts or Acknowledgments of Payment indorsed upon any Bills drawn pursuant to any former Act or Acts of Parliament, by the Commissioners of the Navy, or by the Commissioners for Viſualling the Navy, or by the Commissioners for managing the Transport Service, and taking care of ſick and wounded Seamen, upon and payable by the Treafurer of the Navy.
Receipts given ſolely for the Duty on Inſurances againſt Fire; and Receipts given for the Premium and Duty on ſuch Inſurances, to be liable only to the Receipt Duty in reſpect of the Premium.

See alſo the General Exemptions at the End of this Part of the Schedule.

RECOGNIZANCE, Statute Merchant and Statute Staple, entered into as a Security for the Payment of any Sum or Sums of Money, Annuity or Annuities, or for the Transfer of any Share or Shares in any of the Government or Parliamentary Stocks or Funds, or in the Stock and Funds of the Governor and Company of the Bank of England, or of the Eaſt India Company, or of the South Sea Company;

Where ſuch Payment or Transfer ſhall not be already ſecured by a Bond or Mortgage, or by ſome other Inſtrument hereby charged with the ſame Duty as a Bond or Mortgage
 And where ſuch Payment or Transfer ſhall be already ſecured as above mentioned

The ſame Duty or Duties as on a Bond given for the like Purpoſe in England.

1 0 0

RECOGNIZANCE, Statute Merchant and Statute Staple, entered into as a Security for the Performance of any Covenant, Contract or Agreement; or for the due Execution of any Office or Trust; or for rendering a due Account of Money received or to be received; or for indemnifying any Perſon or Perſons againſt any Matter or Thing

And where any ſuch Recognizance or Statute as aforeſaid, together with any Schedule or other Matter, put or indorsed thereon, or annexed thereto, ſhall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the Firſt 1,080 Words, a further *progreſſive* Duty of

1 15 0

REGISTER, or Entry of the Degree of a Barrifier at Law, taken in either of the Inns of Court in England.— See ADMISSION.

1 5 0

SCHEDULE, PART I.	Duty.
REGISTER, or Entry of Degrees taken in the Universities of <i>Great Britain</i> .—See ADMISSION.	£. s. d.
RELEASE upon the Sale of any Property.— — See CONVEYANCE.	
RELEASE and Renunciation of Lands or other Property, Real or Personal, Heritable or Moveable, or of any Right or Interest therein; any Deed or Instrument of, <i>not otherwise charged in this Schedule, nor expressly exempted from all Stamp Duty</i>	1 15 0
And where the same, together with any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of	1 5 0
RENUNCIATION upon the Sale of any Property.— — See CONVEYANCE.	
RENUNCIATION of any Right or Interest in any Property, otherwise than upon a Sale.— — See RELEASE.	
RESIGNATION; principal or original Instrument of Resignation, or Service or Cognition of Heirs, or Charter or Seisin of any Houses, Lands or other Heritable Subjects, in <i>Scotland</i> , holding Burgage, or of Burgage Tenure	0 9 0
RESIGNATION; Instrument of Resignation of any Lands or other Heritable Subjects, in <i>Scotland</i> not of Burgage Tenure	0 9 0
And where any of the said Instruments shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words a further <i>progressive</i> Duty of	0 9 0
REVOCATION of any Use or Trust, Uses or Trusts, of or concerning any Estate or Property, Real or Personal, where made by any Writing, not being a Deed or Will	1 15 0
And where the same, together with any Schedule, Receipt or other Matter, put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 a further <i>progressive</i> Duty of	1 5 0
If made by Deed.—See DEED. SCHEDULE, Inventory or Catalogue of any Lands, Hereditaments or Heritable Subjects, or of any Furniture, Fixtures or other Goods or Effects; or containing the Terms and Conditions of any proposed	

SCHEDULE, PART I.

Duty.

SCHEDULE—*continued.*

Sale, Lease or Tack, or the Conditions and Regulations for the Cultivation or Management of any Farm, Lands or other Property leased or agreed to be leased; or containing any other Matter or Matters of Contract or Stipulation whatsoever; *which shall be referred to* in or by, and be intended to be used or given in Evidence as Part of, or as material to, any Agreement, Lease, Tack, Bond, Deed or other Instrument, charged with any Duty in this Schedule, *but which shall be separate and distinct from,* and not indorsed on or annexed to such Agreement, Lease, Tack, Bond, Deed or other Instrument

£. s. d.

1 5 0

And if the same shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further *pro-gressive* Duty of

1 5 0

Exemptions from the preceding and all other Stamp Duties.

Printed Proposals, published by any Corporation or Company, respecting Insurances, and which shall be referred to in or by any Policy or Instrument of Insurance issued by such Corporation or Company.

SEISIN—Instrument of Seisin, given upon any Charter, Precept of Clare Constat, or Precept from Chancery, or upon any Wadset, Heritable Bond, Disposition, Apprising, Adjudication, or otherwise, of any Lands or Heritable Subjects in *Scotland*, not of Burgage Tenure

0 9 0

And where the same shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further *pro-gressive* Duty of

0 9 0

SETTLEMENT. Any Deed or Instrument, whether voluntary or gratuitous, or upon any good or valuable Consideration, other than a *bona fide* pecuniary Consideration, whereby any definite and certain principal Sum or Sums of Money (whether charged or chargeable on Lands or other Hereditaments or Heritable Subjects or not, or to be laid out in the Purchase of Lands or other Hereditaments or Heritable Subjects or not, and if charged or chargeable on Lands or other Hereditaments, or Heritable Subjects, whether to be raised at all Events or not), or any definite and certain Share or Shares in any of the Government or Parliamentary Stocks or Funds, or in the Stock and Funds of the Governor and Company of the Bank of *England*, or of the *East India* Company, or of the *South Sea* Company, shall be settled, or agreed to be

SCHEDULE, PART I.		Duty.
SETTLEMENT — <i>continued.</i>		<i>£. s. d.</i>
settled, upon or for the Benefit of any Person or Persons, either in Possession or Reversion, either absolutely, or conditionally, or contingently, or for Life, or other partial Interest, or in any other manner whatsoever;		
If such Sum or Sums of Money, or the Value of such Share or Shares in all or any of the said Stocks or Funds, or both, shall not amount to 1,000l.		1 15 0
And if the same shall amount to 1,000l. and not amount to 2,000l.		2 0 0
And if the same shall amount to 2,000l. and not amount to 3,000l.		3 0 0
And if the same shall amount to 3,000l. and not amount to 4,000l.		4 0 0
And if the same shall amount to 4,000l. and not amount to 5,000l.		5 0 0
And if the same shall amount to 5,000l. and not amount to 7,000l.		7 0 0
And if the same shall amount to 7,000l. and not amount to 9,000l.		9 0 0
And if the same shall amount to 9,000l. and not amount to 12,000l.		12 0 0
And if the same shall amount to 12,000l. and not amount to 15,000l.		15 0 0
And if the same shall amount to 15,000l. and not amount to 20,000l.		20 0 0
And if the same shall amount to 20,000l. or upwards		25 0 0
And where any such Deed or Instrument as last mentioned, together with any Schedule, Receipt or other Matter put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>pro-gressive</i> Duty of		1 5 0
And for any Duplicate of any such Deed or Instrument as last mentioned		{ The same Duty as Duties.
<i>Exemptions from the preceding ad valorem Duties on Settlements.</i>		
<i>Bonds, Mortgages and other Securities operating as Settlements, if chargeable with the ad valorem Duties on Bonds and Mortgages hereinbefore granted.</i>		
<i>Deeds or Instruments of Appointment or Appointment, in Execution of Powers given by any previous Settlement, Deed or Will, to or in</i>		

SCHEDULE, PART I.	Duty.
<p>SETTLEMENT—<i>continued.</i> <i>favour of Persons specially named or described as the Objects of such Powers.</i> <i>Deeds or Instruments, merely declaring the Trusts of any Money or Stock, pursuant to any previous Settlement, Deed or Will, or for securing any Gifts or Dispositions made by any previous Settlement, Deed or Will.</i> <i>Wills, Testaments and Testamentary Instruments, and Dispositions mortis causâ of every Description.</i></p>	<p>£. s. d.</p>
<p>SPECIFICATION, to be inrolled or recorded, of any Discovery or Invention for which a Patent shall be obtained</p>	<p>5 0 0</p>
<p>And where the same shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of</p>	<p>1 0 0</p>
<p>SURRENDER upon the Sale of Lands or other Property. — See CONVEYANCE.</p>	
<p>SURRENDER (<i>not otherwise charged in this Schedule nor expressly exempted from all Stamp Duty</i>) of any Term or Terms of Years, or of any Freehold or uncertain Interest, in any Lands, Hereditaments or Heritable Subjects, not being of Copyhold or Customary Tenure</p>	<p>1 15 0</p>
<p>And where the same, together with any Schedule, Receipt or other Matter put or indorsed thereon, or annexed thereto, shall contain 2,160 Words or upwards, then for every entire Quantity of 1,080 Words contained therein, over and above the first 1,080 Words, a further <i>progressive</i> Duty of</p>	<p>1 5 0</p>
<p>SURRENDER of Copyhold Lands or Tenements.— — See COPYHOLD and MORTGAGE.</p>	
<p>TACK of LANDS, &c. in <i>Scotland</i>, belonging to The Crown.— See GRANT.</p>	
<p>TACK of LANDS, &c. in <i>Scotland</i>, not belonging to The Crown.— See LEASE.</p>	
<p>TACK in Security.— See MORTGAGE.</p>	
<p>TESTIMONIAL or Certificate of the Admission of any Person, to the Degree of a Bachelor of Arts, in either of the Universities in <i>England</i></p>	<p>3 0 0</p>
<p>TESTIMONIAL or Certificate of the Admission of any Person, to any other Degree, in either of the said Universities</p>	<p>10 0 0</p>

SCHEDULE, PART I.

Duty.

WARRANT or ORDER—*continued.*

*cept where the same shall be for the Service of the Navy,
Army or Ordnance* - - - - -

£. s. d.

1 10 0

And where the same shall be for the Service of
the Navy, Army or Ordnance - - - - -

0 12 6

And where several Persons shall be separately and
distinctly (and not jointly) benefited by one
Warrant, the proper Duty shall be charged
in respect of each such Person.

GENERAL EXEMPTIONS FROM ALL STAMP
DUTIES.

*All Bonds, Contracts, Mortgages, Conveyances,
Deeds and Instruments whatever exempted
from Stamp Duty by the Act of the 17th Year
of His Majesty's Reign, c. 53. or any other
Act or Acts of Parliament now in force, for
promoting the Residence of the Parochial
Clergy, by making Provision for building,
repairing or purchasing Houses and other Build-
ings, for the Use of their Benefices.*

*All Affidavits, Contracts, Mortgages, Convey-
ances, Deeds and Instruments whatever ex-
empted from Stamp Duty by the Act of the
42d Year of His Majesty's Reign, c. 116. or
any other Act or Acts of Parliament now in
force relating to the Redemption and Sale of
the Land Tax.*

*All Transfers of Shares in the Government or
Parliamentary Stocks or Funds.*

*All Grants, Leases and other Conveyances and
Instruments, exempted from Stamp Duty by
any Act or Acts of Parliament now in force
relating to the Land Revenues of The Crown.*

*All Bonds, Contracts and Assignments, relating to
the Transportation of Convicts.*

SCHEDULE;—PART THE SECOND.

Containing the Duties on LAW PROCEEDINGS.

Which Duties are to be paid and payable in *England*, for and in respect of every Skin, Sheet or Piece of Vellum, Parchment or Paper, upon which the several Instruments, Matters and Things herein charged, shall be respectively written or printed; except where the Duties are imposed according to the Number of Words therein contained, or are expressly charged in any other manner.

And all the Instruments, Matters and Things, herein charged with a Duty, in respect of every Skin, Sheet or Piece of Vellum, Parchment or Paper, upon which the same shall be written or printed, shall respectively be written or printed upon Vellum, Parchment or Paper, and in such and the same Manner and Form, as the like Instruments, Matters or Things, have been heretofore accustomed to be, or are now usually written or printed.

And where a Court of Law or Equiry is mentioned generally, the same shall be taken to mean not only the Courts at *Westminster*, but also the several Courts of Law or Equity of the Great Sessions in *Wales*, and in the Counties Palatine of *Chester*, *Lancaster* and *Durham*, or elsewhere in *England*.

PART THE SECOND.		Duty.		
		£.	s.	d.
I. PROCEEDINGS in the High Court of Admiralty; and in the Courts of the Cinque Ports exercising Admiralty Jurisdiction; the High Court of Appeals in Prize Causes; and the High Court of Delegates, in Admiralty Matters in <i>England</i> .				
AFFIDAVIT to be filed, read or used in any of the said Courts	-	0	5	0
ALLEGATION in any of the said Courts	-	0	5	0
ANSWER in any of the said Courts	-	0	5	0
APPEAL from any definitive Sentence or final Decree, or from any interlocutory Decree or Order of any of the said Courts, or from any Court of Vice Admiralty, when interposed before a Notary Public in <i>England</i>	-	15	0	0
ATTACHMENT issuing out of any of the said Courts	-	1	10	0
BAIL BOND, or Recognizance, taken in any of the said Courts, or by Commission from the same	-	1	0	0
CITATION issuing out of any of the said Courts	-	1	0	0
COMMISSION issuing out of any of the said Courts	-	0	5	0
COPY, (<i>i. e.</i> Office Copy) of any Affidavit filed, read or used in any of the said Courts	-	0	5	0
COPY, (<i>i. e.</i> Office Copy) of any Citation, Monition or Warrant issued out of any of the said Courts	-	0	5	0
COPY, (<i>i. e.</i> Office Copy) of any Libel, Allegation, Answer, Interrogatories, Depositions or Testimonies filed or exhibited in any of the said Courts	-	0	5	0
COPY, (<i>i. e.</i> Office Copy) of any Interlocutory Order, or of any definitive Sentence or made in any of the said Courts	-	0	5	0

SCHEDULE, PART II.	Duty.		
	s.	s.	d.
DECREE, or Order Interlocutory, made in any of the said Courts - - - - -	1	0	0
DEPOSITIONS taken in any of the said Courts, or by Commission from the same - - - - -	0	5	0
EXEMPLIFICATION, under the Seal of any of the said Courts, of any Record or Proceeding therein - - - - -	3	0	0
INHIBITION issuing out of any of the said Courts - - - - -	1	0	0
INTERROGATORIES filed or exhibited in any of the said Courts - - - - -	0	5	0
INVENTORY filed or exhibited in any of the said Courts - - - - -	0	5	0
LIBEL filed or exhibited in any of the said Courts - - - - -	0	5	0
MONITION issuing out of any of the said Courts - - - - -	1	0	0
RECOGNIZANCE.—See BAIL BOND.			
RELAXATION of any Attachment or Inhibition issued out of any of the said Courts - - - - -	1	10	0
SENTENCE definitive, or final Decree, of any of the said Courts - - - - -	1	10	0
WARRANT issuing out of any of the said Courts - - - - -	0	15	0
WARRANT, Mandate or Authority, given to any Proctor, to commence, carry on or defend any Action, Suit or Prosecution, in any of the said Courts; for the Memorandum or Minute thereof to be entered or filed of Record - - - - -	0	5	0
II. PROCEEDINGS in the Ecclesiastical Courts, and in the High Court of Delegates, in Ecclesiastical Matters, in <i>England</i> .			
AFFIDAVIT to be filed, read or used in any of the said Courts - - - - -	0	5	0
ALLEGATION in any of the said Courts - - - - -	0	5	0
ANSWER in any of the said Courts - - - - -	0	5	0
APPEAL from any definitive Sentence or final Decree, or from any Interlocutory Decree or Order, of the Court of Arches, or the Prerogative Court of Canterbury or York - - - - -	15	0	0
CITATION issuing out of any of the said Courts - - - - -	0	5	0
COMMISSION issuing out of any of the said Courts - - - - -	0	5	0
COPY, (<i>i. e.</i> Office Copy) of any Affidavit filed, read or used in any of the said Courts - - - - -	0	5	0
COPY, (<i>i. e.</i> Office Copy) of any Citation or Monition, issued out of any of the said Courts - - - - -	0	5	0
COPY, (<i>i. e.</i> Office Copy) of any Libel, Allegation, Answer, Interrogatories, Depositions or Inventory filed or exhibited in any of the said Courts - - - - -	0	5	0
COPY, (<i>i. e.</i> Office Copy) of any Interlocutory Decree or Order, or of any definitive Sentence or final Decree of any of the said Courts - - - - -	0	5	0
DECREE, final, or definitive Sentence, in any of the said Courts - - - - -	0	5	0

SCHEDULE, PART II.	Duty.
DEPOSITIONS taken in any of the said Courts, or by Commission from the same	£. s. d. 0 5 0
EXEMPLIFICATION under the Seal of any of the said Courts, of any Record or Proceeding therein	3 0 0
INHIBITION issuing out of any of the said Courts	0 5 0
INTERROGATORIES filed or exhibited in any of the said Courts	0 5 0
INVENTORY filed or exhibited in any of the said Courts	0 5 0
LIBEL filed or exhibited in any of the said Courts	0 5 0
MONITION issuing out of any of the said Courts	0 5 0
SENTENCE definitive, or final Decree, of any of the said Courts	0 5 0
WARRANT, Mandate or Authority, given to any Proctor, to commence, carry on or defend any Suit or Prosecution in any of the said Courts, for the Memorandum or Minute thereof to be entered or filed of Record	0 5 0
—	
<p>III. PROCEEDINGS in the Courts of Law and Equity at <i>Westminster</i>, including the Court of the Duchy of <i>Lancaster</i>, and in other Courts in <i>England</i>, and the Offices belonging thereto, and also before the Lord High Chancellor, or the Lord Keeper or Commissioners for the Custody of the Great Seal, in Matters of Bankruptcy and Lunacy.</p>	
<p>ACTIONS in the Courts of the Lord Mayor and Sheriffs of <i>London</i>, and in the Courts of all Corporations, and other Courts whatsoever in <i>England</i> holding Pleas, where the Debt or Damage amounts to Forty Shillings or above, and out of which no Writs, Procefs or Mandates issue, in the first Instance; for the Entry of every Action or Plaint, except where the Debt or Damage claimed or demanded shall not amount to Forty Shillings</p>	0 2 6
<p>AFFIDAVIT, to be filed, read or used in any of the Courts of Law or Equity at <i>Westminster</i>, or of the Great Sessions in <i>Wales</i>, or of the Counties Palatine of <i>Chester</i>, <i>Lancaster</i> and <i>Durham</i>; or before any Judge or Master, or other Officer of any of the said Courts; or before the Lord High Chancellor, or the Lord Keeper or Commissioners of the Great Seal, sitting in Matters of Bankruptcy or Lunacy</p>	0 2 6
<p>AFFIDAVIT, to be filed, read or used in any other Court of Law or Equity, in <i>England</i>, except in Actions or Suits, where the Debt or Damage Thing claimed or demanded shall be under the Value of Forty Shillings</p>	
<p>ANSWER in any Court of Equity</p>	

SCHEDULE, PART II.

Duty.

	£.	s.	d.
APPEARANCE filed or entered in any Action at Law wherein no Bail shall be filed or put in - - -	0	2	6
ASSIGNMENT of a Bail Bond - - -	0	2	6
BAIL Common, to be filed in any Court of Law - - -	0	2	6
BAIL Special, to be filed in any Court of Law - - -	0	2	6
BAIL BOND in any Action, in any Court of Law - - -	0	2	6
BANKRUPT'S Certificate; the Confirmation thereof, by the Lord Chancellor, or by the Lord Keeper, or Commissioners for the Custody of the Great Seal - - -	0	2	6
BILL filed in any Court of Equity - - -	0	5	0
CERTIFICATE by any Master of the High Court of Chancery, or by His Majesty's Remembrancer of the Court of Exchequer, or his Deputy, of any Default of any Person, in any Suit, or Proceeding before them - - -	0	5	0
COMMISSION to take Affidavits, or Special Bail, out of any Court of Law or Equity - - -	0	10	0
COMMISSION of Bankrupt - - -	0	5	0
COMMISSION of Lunacy - - -	0	5	0
COMMISSION out of any Court of Law or Equity, for the Examination of Witnesses, or taking Depositions - - -	0	5	0
COMMISSION of any other kind, out of any Court of Law or Equity - - -	0	5	0
COPY, (<i>i. e.</i> Office Copy) of any Affidavit filed, read or used in any of the Courts of Law or Equity at <i>Westminster</i> , or of the Great Sessions in <i>Wales</i> , or of the said Counties Palatine; or before any Judge or Master, or other Officer of any of the said Courts, or before the Lord High Chancellor, or the Lord Keeper or Commissioners of the Great Seal, sitting in Matters of Bankruptcy or Lunacy - - -	0	2	6
COPY, (<i>i. e.</i> Office Copy) of any Affidavit filed, read or used in any other Court of Law or Equity, except in Actions or Suits, where the Debt or Damage, or Thing claimed and demanded, shall be under the Amount or Value of Forty Shillings - - -	0	1	6
COPY, (<i>i. e.</i> Office Copy) of any Bill, Answer, Demurrer, Exceptions, Plea, Replication, Rejoinder or other Pleading, or of any Interrogatories, or Depositions, taken by Commission or otherwise, in any Court of Equity; - - -			
Where any such Copy shall be written wide, according to the Usage and Practice of the Court, and not contain more than 90 Words in a Sheet, one with another, then for every Sheet or Piece of Paper on which the same shall be written - - -	0	0	4
And where any such Copy shall be written close Copy-wise, according to the Usage and Practice of the Court, or in any other manner than above mentioned, then for - - -			

SCHEDULE, PART II.		Duty.		
		£.	s.	d.
COPY— <i>continued.</i>				
	every Sheet or Piece of Paper on which the same shall be written	0	2	6
	COPY † of any Declaration, Plea, Replication, Rejoinder, Demurrer or other Pleading whatsoever, in any Court of Law	0	0	4
	COPY, (<i>i. e.</i> Office Copy) of Interrogatories and the Depositions or Answers thereto, in any Court of Law, containing not more than 72 Words in a Sheet, one Sheet with another	0	0	4
	COPY, (<i>i. e.</i> Office Copy) of any Rule or Order, made or given in or by any Court of Law at <i>Westminster</i> , or by any Judge of any such Court	0	2	6
	COPY, (<i>i. e.</i> Office Copy) of any Decree, Dismissal or Order, made in or by the High Court of Chancery at <i>Westminster</i> , or by the Lord High Chancellor, or the Lord Keeper or Commissioners of the Great Seal, sitting in Matters of Bankruptcy or Lunacy	0	3	0
	And for every Sheet or Piece of Paper on which any such Copy shall be written after the First, a further <i>progressive</i> Duty of	0	1	6
	COPY, (<i>i. e.</i> Office Copy) of any Decree, Dismissal or Order, made in or by the Court of Exchequer, or the Court of the Duchy of <i>Lancaster</i> , at <i>Westminster</i> ; or in or by any of the Courts of the Great Sessions in <i>Wales</i> , or of the said Counties Palatine	0	2	6
	COPY, (<i>i. e.</i> Office Copy) or Extract of any Record, Report or Proceeding whatsoever, in any Court of Law or Equity at <i>Westminster</i> , nor otherwise charged in this Schedule	0	2	0
	DECLARATION in any Court of Law	0	0	4
	DECREE or Dismissal made in or by the High Court of Chancery at <i>Westminster</i>	0	3	0
	And for every Sheet or Piece of Paper on which the same shall be written, after the First, a further <i>progressive</i> Duty of	0	1	6
	DECREE or Dismissal made in or by the Court of Exchequer, or the Court of the Duchy of <i>Lancaster</i> at <i>Westminster</i> ; or in or by any of the Courts of the Great Sessions in <i>Wales</i> , or of the said Counties Palatine, or in or by any other Court of Equity whatsoever	0	2	6
	DEMURRER in any Court of Law	0	0	4
	DEMURRER in any Court of Equity	0	5	0
	DEPOSITIONS taken by virtue of a Commission out of any Court of Equity (<i>except the Paper Drafts thereof before the same are engrossed</i>)	0	5	0
	DEPOSITIONS in any Court of Equity, taken by the Examiner, or other proper Officer, and not by Commission	0	0	4

† *Sic.*

SCHEDULE, PART II.	Duty.		
	£.	s.	d.
DEPOSITIONS or Answers to any Interrogatories in any Court of Law	0	0	4
DEPUTATION (special) or Warrant by the Sheriff of any County, to any Person, to take an Inquisition under a Writ of Inquiry	0	10	0
EXCEPTIONS filed in any Court of Equity, or in any Matter of Bankruptcy or Lunacy	0	5	0
EXEMPLIFICATION, under the Seal of any Court of Law or Equity whatever, of any Record or Proceeding therein (<i>except Exemplifications under the Great Seal charged in the First Part of this Schedule</i>)	3	0	0
GRANT of the Custody of the Person or Estate of any Lunatic	2	0	0
INDENTURES or Chirograph of a Fine levied in any Court, for each Part or Indenture	0	10	0
INQUISITION taken by or before any Sheriff or his Deputy, or under Sheriff, or by or before any Person specially deputed or authorized by the Sheriff to take the same, or by or before any Coroner, in any Action at Law	0	10	0
INTERROGATORIES in any Court of Law	0	5	0
INTERROGATORIES in any Court of Equity, or in any Matter of Bankruptcy or Lunacy	0	5	0
JUDGMENT (not Interlocutory), signed by the Master of any Office, or his Deputy or Secondary, or by any Prothonotary, or his Secondary, Deputy or Clerk, or by any other Officer belonging to any of the Courts at <i>Westminster</i> , who is or shall be authorized to sign Judgments	0	10	0
ORDER made in or by the High Court of Chancery at <i>Westminster</i> ; or by the Lord High Chancellor, or the Lord Keeper or Commissioners of the Great Seal, sitting in Matters of Bankruptcy or Lunacy	0	3	0
And for every Sheet or Piece of Paper on which the same shall be written after the First, a further <i>progressive</i> Duty of	0	1	6
ORDER made or given in or by the Court of Exchequer, or the Court of the Duchy of <i>Lancaster</i> at <i>Westminster</i> , or in or by any of the Courts of the Great Sessions in <i>Wales</i> , or of the said Counties Palatine	0	2	6
ORDER made or given by any Judge of any of the Courts of Law at <i>Westminster</i>	0	2	6
<i>Except such as shall be made on the Application of any Prisoner or Insolvent Debtor; and except all Orders for the Delivery of the Particulars of a Plaintiff's Demand, or for staying Proceedings on Payment of Debt and Costs; and all Orders for Time to plead, reply or rejoin, after the first Order for that Purpose.</i>			

SCHEDULE, PART II.	Duty.
PETITION in any Suit or Matter in any of the Courts of Equity at <i>Westminster</i> ; and Petition to the Lord High Chancellor, or the Lord Keeper or Commissioners of the Great Seal, in any Matter of Bankruptcy or Lunacy - - - -	s. s. d. 0 2 6
PLEA in any Court of Law - - - -	0 0 4
PLEA in any Court of Equity - - - -	0 5 0
PLEADING of any Kind, in any Court of Law, <i>not otherwise charged in this Schedule</i> - - - -	0 0 4
PLEADING of any Kind, in any Court of Equity, <i>not otherwise charged in this Schedule</i> - - - -	0 5 0
POSTEA - - - -	0 10 0
RECORD of Nisi Prius - - - -	0 10 0
REJOINER in any Court of Law - - - -	0 0 4
REJOINER in any Court of Equity - - - -	0 5 0
REPLICATION in any Court of Law - - - -	0 0 4
REPLICATION in any Court of Equity - - - -	0 5 0
REPORT made by any Master of the High Court of Chancery, or by His Majesty's Remembrancer in the Court of Exchequer, or his Deputy - - - -	0 2 6
RULE or Order, made or given in or by any of the Courts at Law at <i>Westminster</i> , which shall be issued or delivered out, by the Clerk of the Rules, or other Officer, to the Party obtaining it - - - -	0 2 6
And for the Entry of every such Rule or Order, in the Book kept by the Clerk of the Rules or other Officer for that Purpose, whether written on One or more Sheets or Leaves - - - -	
RULES to plead and reply, and all other Rules, of any of the said Courts of Law at <i>Westminster</i> , not issued as above mentioned, but which shall be entered in the Books kept by the Clerk of the Rules, or other Officer, for that Purpose; for the Entry of every such Rule - - - -	0 2 6
SUMMONS issued by any Judge of any of the Courts of Law at <i>Westminster</i> - - - -	0 1 0
<i>Except such as shall be issued on the Application of any Prisoner or Insolvent Debtor; and except all Summonses for the Delivery of the Particulars of a Plaintiff's Demand, or for staying Proceedings on Payment of Debt and Costs; and all Summonses for Time to plead, reply or rejoin, after the first Summons for that Purpose.</i>	
WARRANT, Mandate or Authority, given to any Attorney or Solicitor, to commence, carry on or defend any Action, Suit or Prosecution in any of the Courts at <i>Westminster</i> , or of the Great Sessions in <i>Wales</i> , or of the said Counties Palatine, or in any other Court whatsoever, holding Pleas, where the Debt or damages amount to Forty Shillings; for the Moneys and Minute thereof to be entered or filed of - - - -	

SCHEDULE, PART II.

Duty.

	£.	s.	d.
WARRANT or Summons, issued by any Master of the High Court of Chancery, or by His Majesty's Remembrancer of the Court of Exchequer, or his Deputy	0	1	0
WARRANT of Attorney, <i>not otherwise charged in the first Part of this Schedule</i>	1	0	0
WRIT of Appeal	1	0	0
WRIT of Certiorari	1	0	0
WRIT of Covenant for levying a Fine	2	0	0
WRIT of Entry for suffering a Common Recovery	2	0	0
WRIT of Error	1	0	0
WRIT of Superfedeas of a Commission of Bankrupt	0	2	6
WRIT, Mandate or other Process whatsoever, <i>not otherwise charged in this Schedule</i> , which shall issue out of, or pass the Seal of any of the Courts at <i>Westminster</i> , or of the Great Sessions in <i>Wales</i> , or of the said Counties Palatine, or of any other Court in <i>England</i> , holding Pleas, where the Debt or Damage amounts to Forty Shillings, except in Actions or Suits where the Debt, Damage or Thing claimed or demanded shall be under the Amount or Value of Forty Shillings	0	5	0

IV.—PROCEEDINGS IN THE COURTS IN SCOTLAND,

Upon which the relative Duties are to be charged only on the first Skin, Sheet or Piece of Vellum, Parchment or Paper, whereon the several Instruments, Matters and Things specified shall be written or printed, except where progressive Duties are expressly mentioned.

For the Proceedings in the Court of Session, including the Bill Chamber, the Commission of Teinds, the Court of Exchequer, and the High Court of Admiralty, the several Duties specified in the first Column.

And for the Proceedings in the Commissary Court of *Edinburgh* and all the Courts in *Scotland* (other than those above mentioned, and the Court of Justiciary), the several Duties specified in the second Column.

	Duty.			Duty.		
	£.	s.	d.	£.	s.	d.
ADVOCATION, Letters of	0	5	0	—	—	—
FFIDAVIT, to be filed, read or used in the Court of Exchequer	0	2	6	—	—	—
And for every Sheet or Piece of Paper on which the same shall be written, after the first, a further <i>progressive</i> Duty of	0	2	6	—	—	—

SCHEDULE, PART II.		Duty.	Duty.
		£. s. d.	£. s. d.
AMENDMENT of Libel.— See SUMMONS.			
ANSWER to a Petition and Complaint, or to any original Petition or Application in any Process or Suit, other than a Bill of Advocacion or Suspension		0 5 0	0 2 6
ANSWER to any such Bill, or to a Reclaiming or Incidental Petition, or to a Representation, Condescendence, or any other Paper not being an original Application		0 2 6	0 1 3
APPEAL.— See BILL of ADVOCATION.			
APPLICATION, original, under whatever Title		0 5 0	0 2 6
BILL OF ADVOCATION, Bill of Suspension Appeal		0 5 0	0 2 6
BOND OF CAUTION or Surety in the Bill Chamber, or for Appearance, or in a Law Burrows, or incidental to any Process or Suit, or for Payment in Terms of the Decree to follow upon any Processes or Suit		0 2 6	0 2 6
BOND on a Confirmation of Testament and Bond judicial of any other Description.— See BOND in the first Part of this Schedule.			
CASE		0 2 6	0 1 3
CLAIM, being the first Paper in a Process or Suit in behalf of the Party for whom it is offered		0 5 0	0 2 6
CLAIM of any other Description		0 2 6	0 1 3
<i>Except any Claim in any Process of Multiple Pounding or Ranking of any principal Sum under 12l. in the Superior or 5l. in the Inferior Courts.</i>			
COMPLAINT or Petition and Complaint		0 5 0	0 2 6
CONDESCENDENCE of whatever Description		0 2 6	0 1 3
DECLARATION, judicial		0 2 6	0 1 3
And for every Sheet or Piece of Paper on which the same shall be written, after the first, a further <i>progressive</i> Duty of		0 2 6	0 1 3
DEFENCE of whatever Description		0 5 0	0 2 6
DEPOSITION or DEPOSITIONS, whether in presence of the Court, or taken by Commission, or otherwise		0 2 6	0 1 3
And for every Sheet or Piece of Paper on which the same shall be written, after the first, a further <i>progressive</i> Duty of		0 2 6	0 1 3
DILIGENCE, or Incidental Diligence, Letters of DUPLY		0 5 0	0 2 6
EDICT.— See SUMMONS.		0 5 0	0 2 6
ESTIMATE.— See REPORT.			
EXTRACT of any Decree (not being a mere Decree of Registration <i>pro forma</i>), or of any Abbreviate Act, Commission, Warrant or Process of taxation		0 5 0	0 2 6

SCHEDULE, PART II.		Duty.			Duty.		
		£.	s.	d.	£.	s.	d.
INFORMATION		0	2	6	0	1	3
INTERROGATORIES exhibited in behalf of any Party to a Process or Suit		0	2	6	0	1	3
INVENTORY of any Interest in a Multiple Pounding or other Process or Suit, when not preceded or immediately accompanied by a Claim or other Step of Procedure charged as an original Application for or in behalf of the Party for whom such Inventory is exhibited (<i>other than and except any Inventory of an Interest in a Process of Multiple Pounding or Ranking, where the principal Sum claimed shall be under 12l. in the Superior or 5l. in the Inferior Courts</i>)		0	5	0	0	2	6
INVENTORY of any other Description, when not immediately accompanying and referred to in a separate Paper or Step of Procedure charged in this Schedule		0	2	6	0	1	3
LIBEL.— See SUMMONS.							
MANDATE.— See WARRANT.							
MEMORANDUM.— See WARRANT.							
MEMORIAL, of whatever Description		0	2	6	0	1	3
MINUTE, of whatever Description, which may be lodged by, or in behalf of, any Party to a Process or Suit		0	2	6	0	1	3
NOTE in any Suit or Process, <i>except in the Bill Chamber</i>		0	2	6	0	1	3
OBJECTION, being the first Paper in a Process or Suit in behalf of the Party for whom it may be offered		0	5	0	0	2	6
OBJECTION, of any other Description		0	2	6	0	1	3
PETITION, being an original Application, or the first Paper, in a Process or Suit in behalf of the Party for whom it may be offered		0	5	0	0	2	6
PETITION, of any other Description		0	2	6	0	1	3
PLEADING or STATEMENT, of whatever Description, whether written or printed, in any Suit or Process, offered in behalf of any Party, or by Order of the Court, and not otherwise charged in this Schedule		0	2	6	0	1	3
PRECEPT, in the Nature of a Summons.— — See SUMMONS.							
PRECEPT, in the Nature of a Diligence		—			0	1	3
PREPARED STATE		0	2	6	0	1	3
PROTESTATION, lodged in behalf of any Party to a Process or Suit		0	5	0	0	2	6
QUADRUPLY		0	5	0	0	2	6
REPLY		0	5	0	0	2	6
REPORT, ESTIMATE or SCHEME, prepared in consequence of the Appointment, Order or Authority of a Judge		0	2	6	0	1	3

SCHEDULE, PART II.		Duty.	Duty.
		£. s. d.	£. s. d.
REPRESENTATION	- - - -	0 2 6	0 1 3
SCHEME.—See REPORT.			
SIGNET LETTERS, or Writs passing His Majesty's Signet, of whatever Description, not otherwise charged in this Schedule, (<i>other than and except Letters of Horning and Pounding, and Letters of Caption for Debts under 12l.</i>)	- - - -	0 2 6	—
STATE of INTERESTS in any Process or Suit	- - - -	0 2 6	0 1 3
SUMMONS of whatever Description, Libel, Amendment of Libel, Edict, Precept, of the Nature of a Summons	- - - -	0 5 0	0 2 6
SUSPENSION, Letters of	- - - -	0 5 0	0 2 6
TRIPLY	- - - -	0 5 0	0 2 6
WARRANT, Mandate or Authority, given to any Solicitor, Attorney, Agent or Procurator, to commence, carry on, defend or appear in any Action, Suit or Procedure, at the Instance or in behalf of any Party or Parties not having distinct Interests, for the Memorandum or Minute thereof to be entered or filed of Record	- - - -	0 5 0	0 2 6

V.—GENERAL EXEMPTIONS FROM ALL STAMP DUTIES.

Warrants, Mandates or Authorities to commence, carry on or defend any Actions, Suits or Prosecutions in any Court, where the Debt, Damage or Thing claimed or demanded, shall not amount to or be of the Value of Forty Shillings.

Warrants, Mandates or Authorities to commence, carry on or defend any Prosecutions or Proceedings upon Indictments, or upon any Information, Suit, Writ or Process, in the Name of His Majesty, his Heirs or Successors, or at the Instance of the Attorney General of England, Lord Advocate of Scotland, or other Officer legally authorized to prosecute or sue in the Name or for the Interest of His Majesty, his Heirs or Successors.

But these Exemptions are not to extend to Informations in the Nature of Quo Warranto, filed by His Majesty's Coroner and Attorney in the Court of King's Bench; nor to Informations in Courts of Equity, or the Relation of Private Persons; nor to Informations where any other Person than His Majesty, his Heirs or Successors, shall be entitled to any Penalty or Forfeiture, or any Share thereof.

All Proceedings for or on behalf of any Person legally admitted to sue or defend in forma pauperis; and all Proceedings of Courts Martial; and all Proceedings in Criminal Suits, and Prosecutions whatsoever;

All Orders, Decrees and Proceedings of or before any Courts of Sessions, and of or in the Stannary Courts in England.

Summonses, Attachments, Executions and other Proceedings in any Court of any of the Courts, and in the Courts of the Five Pounds, commonly called Courts of Requests.

SCHEDULE, PART II.

GENERAL EXEMPTIONS—*continued.*

All Warrants to sue and defend in the Courts Baron of any Honours or Manors in England, which hold Pleas in Actions or Suits for any Debt or Damages not exceeding Five Pounds; and all Plaints, Summonses, Executions, Writs and other Proceedings in or issuing out of such Courts.

All Proceedings in the Courts called, or commonly known by the Name of, Small Debt Courts in Scotland.

And all Proceedings under the Scotch Statute relative to the Aliment of Poor Prisoners, or under the Act of Sederunt of the Court of Session in Scotland, relative to the Liberation of Prisoners on account of Sickness.

All Petitions, Proceedings and Copies exempted from Stamp Duty by any Act or Acts of Parliament relating to Abuses of Trusts for Charitable Purposes.

SCHEDULE;—PART THE THIRD.

Containing the Duties on PROBATES of Wills and Letters of ADMINISTRATION; on CONFIRMATIONS of Testaments testamentary and dative; on INVENTORIES to be exhibited in the Commissary Courts in Scotland; and on LEGACIES out of Real or Personal, Heritable or Moveable Estate; and on SUCCESSIONS to Personal or Moveable Estates upon Intestacy.

PART THE THIRD.	Duty.
<p>PROBATE of a Will, and Letters of Administration with a Will annexed, to be granted in <i>England</i>;</p> <p>CONFIRMATION of any Testament testamentary, or Eik thereto, to be expedited in any Commissary Court in <i>Scotland</i>, where the Deceased shall have died before or upon the 10th Day of <i>October</i> 1808, and subsequent to the 10th Day of <i>October</i> 1804;</p> <p>INVENTORY to be exhibited and recorded in any Commissary Court in <i>Scotland</i>, of the Estate and Effects of any Person deceased, who shall have died after the 10th Day of <i>October</i> 1808, and have left any Testament or testamentary Disposition of his or her Personal or Moveable Estate and Effects, or any Part thereof;</p> <p>Where the Estate and Effects for or in respect of which such Probate, Letters of Administration, Confirmation or Eik respectively, shall be granted or expedited, or whereof such Inventory shall be exhibited and recorded, <i>exclusive of what the Deceased shall have been possessed of or entitled to as a Trustee for any other Person or Persons, and not beneficially</i>, shall be</p>	<p><i>℔ s. d.</i></p>

SCHEDULE, PART III.	Duty.
PROBATE, &c.—continued.	£. s. d.
above the Value of 20l. and under the Value of 100l.	0 10 0
of the Value of 100l. and under the Value of 200l.	2 0 0
of the Value of 200l. and under the Value of 300l.	5 0 0
of the Value of 300l. and under the Value of 450l.	8 0 0
of the Value of 450l. and under the Value of 600l.	11 0 0
of the Value of 600l. and under the Value of 800l.	15 0 0
of the Value of 800l. and under the Value of 1,000l.	22 0 0
of the Value of 1,000l. and under the Value of 1,500l.	30 0 0
of the Value of 1,500l. and under the Value of 2,000l.	40 0 0
of the Value of 2,000l. and under the Value of 3,000l.	50 0 0
of the Value of 3,000l. and under the Value of 4,000l.	60 0 0
of the Value of 4,000l. and under the Value of 5,000l.	80 0 0
of the Value of 5,000l. and under the Value of 6,000l.	100 0 0
of the Value of 6,000l. and under the Value of 7,000l.	120 0 0
of the Value of 7,000l. and under the Value of 8,000l.	140 0 0
of the Value of 8,000l. and under the Value of 9,000l.	160 0 0
of the Value of 9,000l. and under the Value of 10,000l.	180 0 0
of the Value of 10,000l. and under the Value of 12,000l.	200 0 0
of the Value of 12,000l. and under the Value of 14,000l.	220 0 0
of the Value of 14,000l. and under the Value of 16,000l.	250 0 0
of the Value of 16,000l. and under the Value of 18,000l.	280 0 0
of the Value of 18,000l. and under the Value of 20,000l.	310 0 0
of the Value of 20,000l. and under the Value of 25,000l.	350 0 0
of the Value of 25,000l. and under the Value of 30,000l.	400 0 0

SCHEDULE, PART III.		Duty.		
		£.	s.	d.
PROBATE, &c.—continued.				
of the Value of 30,000l. and under the Value of 35,000l.	- -	450	0	0
of the Value of 35,000l. and under the Value of 40,000l.	- -	525	0	0
of the Value of 40,000l. and under the Value of 45,000l.	- -	600	0	0
of the Value of 45,000l. and under the Value of 50,000l.	- -	675	0	0
of the Value of 50,000l. and under the Value of 60,000l.	- -	750	0	0
of the Value of 60,000l. and under the Value of 70,000l.	- -	900	0	0
of the Value of 70,000l. and under the Value of 80,000l.	- -	1,050	0	0
of the Value of 80,000l. and under the Value of 90,000l.	- -	1,200	0	0
of the Value of 90,000l. and under the Value of 100,000l.	- -	1,350	0	0
of the Value of 100,000l. and under the Value of 120,000l.	- -	1,500	0	0
of the Value of 120,000l. and under the Value of 140,000l.	- -	1,800	0	0
of the Value of 140,000l. and under the Value of 160,000l.	- -	2,100	0	0
of the Value of 160,000l. and under the Value of 180,000l.	- -	2,400	0	0
of the Value of 180,000l. and under the Value of 200,000l.	- -	2,700	0	0
of the Value of 200,000l. and under the Value of 250,000l.	- -	3,000	0	0
of the Value of 250,000l. and under the Value of 300,000l.	- -	3,750	0	0
of the Value of 300,000l. and under the Value of 350,000l.	- -	4,500	0	0
of the Value of 350,000l. and under the Value of 400,000l.	- -	5,250	0	0
of the Value of 400,000l. and under the Value of 500,000l.	- -	6,000	0	0
of the Value of 500,000l. and under the Value of 600,000l.	- -	7,500	0	0
of the Value of 600,000l. and under the Value of 700,000l.	- -	9,000	0	0
of the Value of 700,000l. and under the Value of 800,000l.	- -	10,500	0	0
of the Value of 800,000l. and under the Value of 900,000l.	- -	12,000	0	0
of the Value of 900,000l. and under the Value of 1,000,000l.	- -	13,500	0	0
of the Value of 1,000,000l. and upwards	-	15,000	0	0

SCHEDULE, PART III.	Duty.
LETTERS of ADMINISTRATION, without a Will annexed, to be granted in <i>England</i> ;	s. s. d.
CONFIRMATION of any TESTAMENT dative, to be expedited in any Commissary Court in <i>Scotland</i> , where the deceased shall have died before or upon the 10th Day of <i>October</i> 1808, and subsequent to the 10th Day of <i>October</i> 1804;	
INVENTORY to be exhibited and recorded in any Commissary Court in <i>Scotland</i> , of the Estate and Effects of any Person deceased who shall have died after the 10th Day of <i>October</i> 1808 without leaving any Testament or testamentary Disposition of his or her Personal or Moveable Estate or Effects, or any Part thereof;	
Where the Estate and Effects for or in respect of which such Letters of Administration or Confirmation respectively shall be granted or expedited, or whereof such Inventory shall be exhibited and recorded, <i>exclusive of what the Deceased shall have been possessed of or entitled to as a Trustee for any other Person or Persons, and not beneficially</i> , shall be	
above the Value of 20l. and under the Value of 50l.	0 10 0
of the Value of 50l. and under the Value of 100l.	1 0 0
of the Value of 100l. and under the Value of 200l.	3 0 0
of the Value of 200l. and under the Value of 300l.	8 0 0
of the Value of 300l. and under the Value of 450l.	11 0 0
of the Value of 450l. and under the Value of 600l.	15 0 0
of the Value of 600l. and under the Value of 800l.	22 0 0
of the Value of 800l. and under the Value of 1,000l.	30 0 0
of the Value of 1,000l. and under the Value of 1,500l.	45 0 0
of the Value of 1,500l. and under the Value of 2,000l.	60 0 0
of the Value of 2,000l. and under the Value of 3,000l.	75 0 0
of the Value of 3,000l. and under the Value of 4,000l.	90 0 0
of the Value of 4,000l. and under the Value of 5,000l.	120 0 0

SCHEDULE, PART III.

Duty.

LETTERS of ADMINISTRATION, &c. — <i>continued.</i>	£.	s.	d.
of the Value of 5,000l. and under the Value of 6,000l.	150	0	0
of the Value of 6,000l. and under the Value of 7,000l.	180	0	0
of the Value of 7,000l. and under the Value of 8,000l.	210	0	0
of the Value of 8,000l. and under the Value of 9,000l.	240	0	0
of the Value of 9,000l. and under the Value of 10,000l.	270	0	0
of the Value of 10,000l. and under the Value of 12,000l.	300	0	0
of the Value of 12,000l. and under the Value of 14,000l.	330	0	0
of the Value of 14,000l. and under the Value of 16,000l.	375	0	0
of the Value of 16,000l. and under the Value of 18,000l.	420	0	0
of the Value of 18,000l. and under the Value of 20,000l.	465	0	0
of the Value of 20,000l. and under the Value of 25,000l.	525	0	0
of the Value of 25,000l. and under the Value of 30,000l.	600	0	0
of the Value of 30,000l. and under the Value of 35,000l.	675	0	0
of the Value of 35,000l. and under the Value of 40,000l.	785	0	0
of the Value of 40,000l. and under the Value of 45,000l.	900	0	0
of the Value of 45,000l. and under the Value of 50,000l.	1,010	0	0
of the Value of 50,000l. and under the Value of 60,000l.	1,125	0	0
of the Value of 60,000l. and under the Value of 70,000l.	1,350	0	0
of the Value of 70,000l. and under the Value of 80,000l.	1,575	0	0
of the Value of 80,000l. and under the Value of 90,000l.	1,800	0	0
of the Value of 90,000l. and under the Value of 100,000l.	2,025	0	0
of the Value of 100,000l. and under the Value of 120,000l.	2,250	0	0
of the Value of 120,000l. and under the Value of 140,000l.	2,700	0	0
of the Value of 140,000l. and under the Value of 160,000l.	3,150	0	0

SCHEDULE, PART III.		Duty.	
		£.	s. d.
LETTERS of ADMINISTRATION, &c.—continued.			
of the Value of 160,000l. and under the Value of 180,000l.		3,600	0 0
of the Value of 180,000l. and under the Value of 200,000l.		4,050	0 0
of the Value of 200,000l. and under the Value of 250,000l.		4,500	0 0
of the Value of 250,000l. and under the Value of 300,000l.		5,625	0 0
of the Value of 300,000l. and under the Value of 350,000l.		6,750	0 0
of the Value of 350,000l. and under the Value of 400,000l.		7,875	0 0
of the Value of 400,000l. and under the Value of 500,000l.		9,000	0 0
of the Value of 500,000l. and under the Value of 600,000l.		11,250	0 0
of the Value of 600,000l. and under the Value of 700,000l.		13,500	0 0
of the Value of 700,000l. and under the Value of 800,000l.		15,750	0 0
of the Value of 800,000l. and under the Value of 900,000l.		18,000	0 0
of the Value of 900,000l. and under the Value of 1,000,000l.		20,250	0 0
of the Value of 1,000,000l. and upwards		22,500	0 0
<i>Exemptions from all Stamp Duties.</i>			
<i>Probate of Will, Letters of Administration, Confirmation of Testament, and Eik thereto, and Inventory of the Effects of any Common Seaman, Marine or Soldier, who shall be slain or die in the Service of His Majesty, his Heirs or Successors :</i>			
<i>Additional Inventory to be exhibited and recorded in any Commissary Court in Scotland; where the same shall not be liable to a Duty of greater Amount than the Duty already paid upon any former Inventory exhibited and recorded of the Estate and Effects of the same Person.</i>			
LEGACIES and SUCCESSIONS to Personal or Moveable Estate upon Intestacy.			
I. <i>Where the Testator, Testatrix or Intestate died before or upon the 5th Day of April 1805.</i>			
For every Legacy, specific or pecuniary, or of any other Description, of the Amount or Value of 20l. or upwards, given by any Will or Testamentary Instrument of any			

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SCHEDULE, PART III.

Duty.

LEGACIES, &c. — continued.

Person who died before or upon the 5th Day of *April* 1805, out of his or her Personal or Moveable Estate, and which shall be paid, delivered, retained, satisfied or discharged, after the Thirty first Day of *August* 1815.

Also for the clear Residue (when devolving to one Person) and for every Share of the clear Residue (when devolving to Two or more Persons) of the Personal or Moveable Estate of any Person who died before or upon the 5th Day of *April* 1805 (after deducting Debts, Funeral Expences, Legacies, and other Charges first payable thereout), whether the Title to such Residue, or any Share thereof, shall accrue by virtue of any Testamentary Disposition, or upon a partial or total Intestacy; where such Residue, or Share of Residue shall be of the Amount or Value of 20l. or upwards, and where the same shall be paid, delivered, retained, satisfied or discharged, after the Thirty first Day of *August* 1815.

Where any such Legacy, or Residue, or Share of such Residue, shall have been given, or have devolved, to or for the Benefit of a *Brother or Sister of the Deceased, or any Descendant of a Brother or Sister of the Deceased*; a Duty at and after the Rate of Two Pounds and Ten Shillings *per Centum*, on the Amount or Value thereof

per Cent.
2 10 0

Where any such Legacy, or Residue, or Share of such Residue, shall have been given, or have devolved to or for the Benefit of a *Brother or Sister of the Father or Mother of the Deceased, or any Descendant of a Brother or Sister of the Father or Mother of the Deceased*; a Duty at and after the Rate of Four Pounds *per Centum* on the Amount or Value thereof

per Cent.
4 0 0

Where any such Legacy, or Residue, or Share of such Residue, shall have been given, or have devolved, to or for the Benefit of a *Brother or Sister of a Grandfather or Grandmother of the Deceased, or any Descendant of a Brother or Sister of a Grandfather or Grandmother of the Deceased*; a Duty at and after the Rate of Five Pounds *per Centum* on the Amount or Value thereof

per Cent.
5 0 0

SCHEDULE, PART III.

Duty.

LEGACIES, &c.—*continued.*

And where any such Legacy, or Residue, or Share of such Residue, shall have been given, or have devolved, to or for the Benefit of any Person in any other Degree of collateral Consanguinity to the Deceased than is above described, or to or for the Benefit of any Stranger in Blood to the Deceased; a Duty at and after the Rate of Eight Pounds per Centum on the Amount or Value thereof -

per Cent.
8 0 0

II. *Where the Testator, Testatrix or Intestate, shall have died after the 5th Day of April 1805.*

For every Legacy, specific or pecuniary, or of any other Description, of the Amount or Value of 20l. or upwards, given by any Will or Testamentary Instrument, of any Person, who shall have died after the 5th Day of April 1805, either out of his or her Personal or Moveable Estate, or out of or charged upon his or her Real or Heritable Estate, or out of any Monies to arise by the Sale, Mortgage or other Disposition of his or her Real or Heritable Estate, or any Part thereof, and which shall be paid, delivered, retained, satisfied or discharged after the 31st Day of August 1815:

Also, for the clear Residue (when devolving to One Person) and for every Share of the clear Residue (when devolving to Two or more Persons) of the Personal or Moveable Estate, of any Person, who shall have died after the 5th Day of April 1805, (after deducting Debts, Funeral Expences, Legacies and other Charges first payable thereout), whether the Title to such Residue, or any Share thereof, shall accrue by virtue of any Testamentary Disposition, or upon a partial or total Intestacy; where such Residue, or Share of Residue, shall be of the Amount or Value of 20l. or upwards, and where the same shall be paid, delivered, retained, satisfied or discharged after the 31st Day of August 1815:

And also for the clear Residue (when given to one Person) and for every Share of the clear Residue (when given to Two or more Persons) of the Monies to arise from the Sale, Mortgage or other Disposition, of any Real

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SCHEDULE, PART III.

Duty.

LEGACIES, &c. — *continued.*

or Heritable Estate, directed to be sold, mortgaged, or otherwise disposed of, by any Will or Testamentary Instrument, of any Person, who shall have died after the 5th Day of April 1805 (after deducting Debts, Funeral Expences, Legacies and other Charges first made payable thereout, if any) where such Residue or Share of Residue, shall amount to 20l. or upwards, and where the same shall be paid, retained or discharged after the 31st Day of August 1815 :

£. s. d.

Where any such Legacy or Residue, or any Share of such Residue, shall have been given, or have devolved, to or for the Benefit of a *Child of the Deceased* or any *Descendant of a Child of the Deceased*, or to or for the Benefit of the *Father or Mother, or any lineal Ancestor of the Deceased* ; a Duty at and after the Rate of One Pound *per Centum* on the Amount or Value thereof

per Cent.
1 0 0

Where any such Legacy, or Residue, or any Share of such Residue, shall have been given, or have devolved, to or for the Benefit of a *Brother or Sister of the Deceased, or any Descendant of a Brother or Sister of the Deceased* ; a Duty at and after the Rate of Three Pounds *per Centum* on the Amount or Value thereof

per Cent.
3 0 0

Where any such Legacy, or Residue, or any Share of such Residue, shall have been given, or have devolved, to or for the Benefit of a *Brother or Sister of the Father or Mother of the Deceased, or any Descendant of a Brother or Sister of the Father or Mother of the Deceased* ; a Duty at and after the Rate of Five Pounds *per Centum* on the Amount or Value thereof

per Cent.
5 0 0

Where any such Legacy, or Residue, or any Share of such Residue, shall have been given, or have devolved, to or for the Benefit of a *Brother or Sister of a Grandfather or Grandmother of the Deceased, or any Descendant of a Brother or Sister of a Grandfather or Grandmother of the Deceased* ; a Duty at and after the Rate of Six Pounds *per Centum* on the Amount or Value thereof

per Cent.
6 0 0

And where any such Legacy, or Residue, or any Share of such Residue, shall have been given, or have devolved, to or for the Benefit of any Person, in any other Degree of collateral Con-

SCHEDULE, PART III.	Duty.
<p>LEGACIES, &c.—continued. <i>sanguinity to the Deceased</i> than is above described, or to or for the Benefit of any <i>Stranger in blood to the Deceased</i>; a Duty at and after the Rate of Ten Pounds <i>per Centum</i> on the Amount or Value thereof -</p> <p>And all Gifts of Annuities, or by way of Annuity, or of any other partial Benefit or Interest, out of any such Estate or Effects as aforesaid, shall be deemed Legacies within the Intent and Meaning of this Schedule.</p> <p>And where any Legatee shall take Two or more distinct Legacies or Benefits under any Will or Testamentary Instrument, which shall together be of the Amount or Value of 20l. each shall be charged with Duty, though each or either may be separately under that Amount or Value.</p> <p style="text-align: center;"><i>Exemptions.</i></p> <p><i>Legacies, and Residues, or Shares of Residue, of any such Estate or Effects as aforesaid, given or devolving to or for the Benefit of the Husband or Wife of the Deceased, or to or for the Benefit of any of the Royal Family.</i></p> <p><i>And all Legacies which were exempted from Duty by the Act passed in the 39th Year of His Majesty's Reign, c. 73., for exempting certain specific Legacies given to Bodies Corporate, or other Public Bodies, from the Payment of Duty.</i></p>	<p style="text-align: center;">s. s. d.</p> <p style="text-align: center;"><i>per Cent.</i></p> <p style="text-align: center;">10 0 0</p>

C A P. CLXXXV.

An Act for repealing the Stamp Office Duties on Advertisements, Almanacks, Newspapers, Gold and Silver Plate, Stage Coaches, and Licences for keeping Stage Coaches, now payable in Great Britain; and for granting new Duties in lieu thereof. [11th July 1815.]

Most Gracious Sovereign,

WHEREAS it is expedient to grant certain additional Stamp and other Duties, towards raising the necessary Supplies, to defray Your Majesty's Public Expences, and making such permanent Addition to the Public Revenue, as shall be equal to the increased annual Charge occasioned by the Funding of the chequer Bills, and by any Loan made, pursuant to any Act passed or to be passed for that Purpose, and in consequence of the same; and it is also expedient to amend the existing Duties on the said Subjects, the Commons of Great Britain in Parliament assembled, do hereby enact, that

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Duties 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 all the Duties upon Advertisements, Almanacks, Newspapers, Pamphlets and Gold and Silver Plate, granted 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*, shall cease and determine from and after the Thirty first Day of *August* One thousand eight hundred and fifteen; and that all the Duties on Stage Coaches and on Licences for keeping Stage Coaches, granted by the same Act, shall cease and determine from and after the Fourth Day of *September* One thousand eight hundred and fifteen; save and except such of the said Duties, or so much and such Parts thereof, as shall have become due or payable before or upon those Days respectively, and remain in Arrear, or unpaid afterwards; all which Duties so in Arrear, or remaining to be paid, shall be recoverable by the same ways and means, and with such and the same Penalties, and in such and the same manner, in all respects, as if this Act had not been made.

44 G. 3. c. 98.
Sch. (A.) (B.)
in part made to
cease,

Exceptions.

II. And be it further enacted, That there shall be raised, levied and paid unto and for the Use of His Majesty, his Heirs and Successors, in and throughout the whole of *Great Britain*, for and in respect of the several Articles, Matters and Things mentioned and described in the Schedule hereunto annexed (except those standing under the Head of Exemptions) the several Duties or Sums of Money, set down in Figures against the same respectively, or otherwise specified and set forth in the same Schedule; and that the Duties on Stage Coaches and on Licences for keeping Stage Coaches therein mentioned, shall commence and take place from and after the Fourth Day of *September* One thousand eight hundred and fifteen; and that all the other Duties therein mentioned shall commence and take place from and after the Thirty first Day of *August* One thousand eight hundred and fifteen; and that the said Schedule, and all the Regulations and Directions therein contained, with respect to the said Duties and the Articles, Matters and Things charged therewith, shall be deemed and taken to be part of this Act, and shall be observed and enforced accordingly.

Duties granted,
as specified in
Schedule annexed.

Duties when to
commence.

Schedule part of
Act.

III. And be it further enacted, That the Duties hereby granted shall be under the Care and Management of the Commissioners of Stamps in *Great Britain*, which said Commissioners and the major Part of them are hereby empowered and required to provide and use proper and sufficient Plates, Stamps or Dies, for expressing and denoting the Duties hereby granted on Almanacks, Newspapers and Licences to keep Stage Coaches, upon the Paper on which the same shall be printed or written, and to alter and renew such Plates, Stamps or Dies from time to time as Occasion shall require; and also to employ such Officers and Persons under them, and to do all such other Acts and Things as shall be thought necessary or expedient for effectually raising and collecting the several Duties hereby granted, and for putting this Act into Execution, in the like and

Duties under
Management of
Commissioners
of Stamps, who
are to provide
Stamps, &c.

in as full and ample manner as they or any former Commissioners of Stamps are or have been authorized to do; for the raising and collecting of any former Duties under their Care and Management, or for putting into Execution any Act or Acts of Parliament relating thereto.

Powers, &c. of former Acts in force, and put in Execution with regard to Duties granted.

IV. And be it further enacted, That all the Powers, Provisions, Clauses, Regulations and Directions, Fines, Forfeitures, Pains and Penalties contained in and imposed by the several Acts of Parliament, relating to the Duties hereby repealed, and to any prior Duties of the same Kind or Description, shall be of full Force and Effect, with respect to the Duties hereby granted, and to the Articles, Matters and Things charged or chargeable therewith, as far as the same are or shall be applicable, in all cases not hereby expressly provided for, and shall be observed, applied, enforced and put in Execution, for the raising, levying, collecting and securing of the said Duties hereby granted and otherwise relating thereto, so far as the same shall not be superfeded by, and shall be consistent with the express Provisions of this Act, as fully and effectually to all Intents and Purposes, as if the same had been herein repeated and specially enacted with Reference to the said Duties hereby granted.

10 Ann. c. 19. § 112. in part repealed.

V. And be it further enacted, That so much of an Act passed in the Tenth Year of Queen Anne, intituled *An Act for laying several Duties upon all Sops and Paper made in Great Britain, or imported into the same; and upon chequered and striped Linens imported; and upon certain Silks, Callicoes, Linens and Stuffs, printed, painted or stained; and upon several Kinds of Stamp Vellum, Parchment and Paper, and upon certain printed Papers, Pamphlets and Advertisements; for raising the Sum of Eighteen hundred thousand Pounds by way of Lottery, towards Her Majesty's Supply; and for licensing an additional Number of Hackney Chairs; and for charging certain Stocks of Cards and Dice; and for better securing Her Majesty's Duties to arise in the Office for the Stamp Duties by Licences for Marriages, and otherwise; and for Relief of Persons who have not claimed their Lottery Tickets in due Time, or have lost Exchequer Bills or Lottery Tickets; and for borrowing Money upon Stock (Part of the Capital of the South Sea Company) for the Use of the Public,* as enacts, that the Author, Printer and Publisher of any Pamphlet, shall lose all Property of Copyright therein, unless the Duty of Two Shillings for every Sheet of Paper which shall be contained in one printed Copy thereof shall have been duly paid, and the Title of such Pamphlet registered, so as any Person may fairly (a) print and publish the same, shall be and the same as hereby repealed.

(a) " [freely" vide 10 Ann. c. 19. §. 112.]

Forging, &c.

Stamps, &c.

VI. And be it further enacted, That if any Person shall forge or counterfeit, or cause or procure to be forged or counterfeited, any Plate, Stamp or Die, or any Part of any Plate, Stamp or Die, which shall have been provided, made or used, in pursuance of this or any former Act, for expressing and denoting any of the Duties granted by this or any former Act, on Almanacks, Newspapers and Licences to keep Stage Coaches, or shall forge, counterfeit or resemble, or cause or procure to be forged, counterfeited or resembled, the Impression or any Part of the Impression of any such Plate, Stamp or Die upon any Paper whatsoever, or shall stamp or mark, or cause or procure to be stamped or marked any Paper whatsoever, with any such

such forged or counterfeited Plate, Stamp or Die as aforesaid, with Intent to defraud His Majesty, his Heirs or Successors, of any of the Duties hereby granted on Almanacks, Newspapers and Licences to keep Stage Coaches, or any Part thereof; or if any Person shall utter, or sell, or expose to Sale any Paper, having thereupon the Impression of any such forged or counterfeited Plate, Stamp or Die, or Part of any Plate, Stamp or Die, or any such forged, counterfeited or resembled Impression, or Part of Impression as aforesaid, knowing the same respectively to be forged, counterfeited or resembled; or if any Person shall privately and secretly use any Plate, Stamp or Die, which shall have been so provided, made or used as aforesaid, with Intent to defraud His Majesty, his Heirs or Successors; then every Person so offending, and every Person knowingly and wilfully aiding, abetting or assisting any Person or Persons in committing any such Offence as aforesaid, and being thereof lawfully convicted, shall be adjudged guilty of Felony, and shall suffer Death as a Felon, without Benefit of Clergy. Death.

VII. And be it further enacted, That if any Person shall forge or counterfeit, or cause or procure to be forged or counterfeited, any Mark, Stamp or Die, which shall have been provided, made or used in pursuance of this or any former Act, relating to any Duties on Gold or Silver Plate made or wrought in *Great Britain*, for the Purpose of marking or stamping any such Gold or Silver Plate, in the manner directed by any such Act, or shall forge, counterfeit or resemble, or cause or procure to be forged, counterfeited or resembled, the Impression of any such Mark, Stamp or Die, upon any such Gold or Silver Plate, with Intent to defraud His Majesty, his Heirs or Successors; or if any Person shall mark or stamp, or cause or procure to be marked or stamped, any such Gold or Silver Plate, or any Vessel or Ware of base Metal, with any such forged or counterfeited Mark, Stamp or Die as aforesaid, or shall transpose or remove, or cause or procure to be transposed or removed, from one Piece of Gold or Silver Plate to another, or to any Vessel or Ware of base Metal, any Impression made with any Mark, Stamp or Die, which shall have been provided, made or used in pursuance of any such former Act, for the Purpose of marking or stamping of any such Gold or Silver Plate as aforesaid; or if any Person shall sell, exchange or expose to Sale, or export out of *Great Britain*, any such Gold or Silver Plate, or any Vessel or Ware of base Metal, having thereupon the Impression of any such forged or counterfeited Mark, Stamp or Die, as aforesaid, or any forged, counterfeited or resembled Impression of any Mark, Stamp or Die, so provided, made or used as aforesaid, or any Impression of any such Mark, Stamp or Die, which shall have been transposed or removed from any other Piece of Plate as aforesaid, knowing the same respectively to be forged or counterfeited, or transposed or removed as aforesaid; or if any Person shall wilfully and without lawful Excuse (the Proof whereof shall lie on the Person accused) have or be possessed of any such forged or counterfeited Mark, Stamp or Die, as aforesaid, or shall privately and secretly use any Mark, Stamp or Die, so provided, made or used as aforesaid, with Intent to defraud His Majesty, his Heirs or Successors; then every Person so offending, and every Person knowingly and wilfully aiding, abetting or assisting any Person or Persons in committing any such Offence as aforesaid, and being Forging, &c.
Gold and Silver
Plate Duty
Marks, &c.

Death.

Printers' Apprentices, &c. printing Almanacks without Stamps.

thereof lawfully convicted, shall be adjudged guilty of Felony, and shall suffer Death as a Felon, without Benefit of Clergy.

VIII. And be it further enacted, That if any Apprentice, Journeyman or Servant of any Printer or Printers, shall, without his or their Knowledge, print at his or their Prefs any Almanack or Calendar, or any Book or Pamphlet serving the Purpose of an Almanack or Calendar, liable to any Duty imposed by this Act, upon any Paper not duly stamped for denoting such Duty, it shall be lawful for any Person or Persons to seize and apprehend any such Apprentice, Journeyman or Servant so offending, and to carry him before any Justice of the Peace for the County, City, Riding, Division or Place where the Offence shall be committed; and it shall be lawful for any such Justice of the Peace to commit any such Apprentice, Journeyman or Servant so offending, and being thereof convicted, by his own Confession, or by the Oath of One or more credible Witnesses or Witnesses before such Justice of the Peace, to the House of Correction, for any time not exceeding Three Calendar Months.

Discount allowed on Newspaper Stamps.

IX. And be it further enacted, That a Discount, after the Rate of Twenty Pounds *per Centum*, on the prompt Payment of any Sum of Ten Pounds or upwards for the Duties on Newspapers granted by this Act, shall be allowed to all Proprietors of Newspapers, who shall sell their Papers to the Public at a Price not exceeding Seven pence each, or at a Price not exceeding Two pence Halfpenny each, above the Price at which their Papers were sold, for the Space of Three Calendar Months or more, prior to the Twenty second Day of June One thousand seven hundred and ninety seven; and that a Discount, after the Rate of Four Pounds *per Centum* and no more, on the prompt Payment of any Sum of Ten Pounds or upwards for the Duties on Newspapers granted by this Act, shall be allowed to the Proprietors of Newspapers, who shall sell their Papers to the Public at any higher Price than that above mentioned.

Newspapers stamped, to distinguish Discount.

X. And be it further enacted, That the said Commissioners of Stamps shall provide Two Sets of Stamps for denoting the Duties hereby granted on Newspapers, one of which shall express the Allowance of Discount of Twenty Pounds *per Centum*, and the other not; and the Set of Stamps so expressing the Discount of Twenty Pounds *per Centum* shall be used for stamping the Paper of the Persons to whom that Discount shall be allowed; and the other Set of Stamps shall be used for stamping the Paper of the Persons to whom the Discount of Four Pounds *per Centum* shall be allowed: And if any Person or Persons shall print or cause or procure to be printed, any Newspaper, or Paper containing Public News, Intelligence or Occurrences, without printing thereon the full Price at which the same is to be sold, or shall sell or expose to Sale any such Paper or Newspaper at any greater Price than shall be printed thereon, or shall print or cause or procure to be printed on any such Paper or Newspaper, which shall be stamped with the Stamp expressing the larger Discount, any Price exceeding that, in respect of which the larger Discount is hereby directed to be allowed, or shall sell or expose to Sale any such Paper or Newspaper so stamped as last mentioned, at or for any Price exceeding that, in respect of which the larger Discount is hereby directed to be allowed, the Person or Persons so offending shall for every such Paper or Newspaper so printed

Price of Newspapers printed.

Omission, and selling at higher Price, &c.

or sold or exposed to Sale as aforesaid, contrary to the Intent and Meaning of this Act, forfeit the Sum of Twenty Pounds.

Penalty.

XI. And Whereas divers Hackney Coaches have hitherto been licensed by the Commissioners of Hackney Coaches to be used as Stage Coaches, and the Coaches so licensed have been exempted from the Mileage Duties on Stage Coaches, and have paid only the same Duties as Hackney Coaches regularly employed as such, although they are prohibited from plying as Hackney Coaches, and are Stage Coaches to all Intents and Purposes: And Whereas it is expedient that all Stage Coaches should be placed on the same Footing and be subject to the same Duties; Be it therefore further enacted, That, from and after the Twenty fifth Day of March One thousand eight hundred and sixteen, all such Parts of any Act or Acts of Parliament as authorize the Commissioners of Hackney Coaches to license any Hackney Coaches to be used as Stage Coaches, and as exempt the Owners of Hackney Coaches already so licensed, from taking out Licences from the Commissioners of Stamps; and from the Payment of the Mileage Duties on Stage Coaches, and from the Provisions of any Act or Acts relating to Stage Coaches, shall be and the same are hereby repealed; and that, from and after the said Twenty fifth Day of March One thousand eight hundred and sixteen, the Owners of Hackney Coaches now employed as Stage Coaches shall be liable to take out Licences from the Commissioners of Stamps, and be subject to such and the same Duties and to such and the same Provisions and Regulations as the Owners of any other Stage Coaches.

44 G. 3. c. 88.

§ 1.

44 G. 3. c. 98.

Sch. (B.)

in part repealed.

Hackney Coaches employed as Stage Coaches licensed by Commissioners of Stamps.

XII. And be it further enacted, That, from and after the passing of this Act, none of the Provisions of any Act or Acts of Parliament relating to Hackney Coaches shall be deemed or construed to extend to prevent the Owners or Drivers of Stage Coaches, duly licensed by the Commissioners of Stamps, and paying the Mileage Duty, from taking up Passengers, within the Bills of Mortality, out of the Paved Streets of London or Westminster or Borough of Southwark, and any Continuation thereof, so that they do not deviate from their regular Road for that Purpose.

Stage Coaches not prohibited from taking up Passengers in Bills of Mortality.

XIII. And be it further enacted, That all the Monies to arise from the Duties granted by this Act, and from the Duties granted by another Act of the present Session of Parliament, and thereby placed under the Management of the said Commissioners of Stamps, and from the several other Duties now under the Management of the same Commissioners, together with the Sums to be paid by the Governor and Company of the Bank of England, as a Compensation for the Exemption of their Promissory Notes and Bills from Stamp Duty, pursuant to the Directions of the said other Act of the present Session, shall be paid into the Hands of the Receiver General of the Stamp Duties in Great Britain; who shall from time to time pay the same into the Bank of England for safe Custody, pursuant to the Act in that case made and provided, and shall thereafter pay the same (after deducting the Charges of raising, collecting and accounting for the same and all other Charges first payable thereout, and with the Exception of any Duties on Lottery Licences and Shares of Tickets) into the Receipt of His Majesty's Exchequer at Westminster in one Sum, and at such times and in such manner as the present Stamp Duties are by the Laws in force directed to be paid; and that the

Duties paid to Receiver General, and by him into Exchequer. Ante, c. 184. § 21.

Exception.

Monies

Consolidated
Fund.
Appropriation of
Duties.

Monies so paid into the said Receipt shall be carried to and made Part of the Consolidated Fund of *Great Britain*.

Ante, c. 184.

XIV. And be it further enacted, That, from and after the Thirty first Day of *August* One thousand eight hundred and fifteen, out of the Monies so to be paid into the Receipt of the Exchequer as aforesaid, there shall be set apart, on the Fifth Day of *January* in every Year, so much of the Net Produce of the Duties on Advertisements, Almanacks, Newspapers, Pamphlets, Gold and Silver Plate and Stage Coaches, hereby granted, and of the yearly *Per Centage* Duty on Fire Insurances, and the augmented Legacy Duties, granted by the aforesaid Act of the present Session of Parliament, as shall be the just and due Proportion thereof, in respect of the Augmentations made by this and that Act to the present Duties on those several Articles; and there shall also be set apart, at the same time, the Surplus of the Net Produce of the Duties hereby granted on Stage Coach Licences, and of the several Duties granted by the aforesaid Act of the present Session of Parliament, except the Yearly *Per Centage* Duty on Fire Insurances, and the several Legacy Duties, after deducting out of such Net Produce Yearly (and so in Proportion for less than a Year) the Sum of Three Millions three hundred and thirty three thousand six hundred and forty two Pounds Three Shillings and Five Pence, being the aggregate Amount of the Net Yearly Produce of the Duties on Stage Coach Licences hereby repealed, and of the Duties repealed by the aforesaid Act of the present Session of Parliament, (except the yearly *Per Centage* Duty on Fire Insurances, and the several Legacy Duties) upon an Average of Two Years ending on the Fifth Day of *January* last; and there shall also be set apart, at the same time, so much of the Sum to be paid by the Governor and Company of the Bank of *England*, as a Composition for the Stamp Duties on their Notes and Bills pursuant to the Directions of the aforesaid Act of the present Session, as shall exceed the Sum hitherto paid by them under a former Act; and that the several Sums of Money, so to be set apart as aforesaid, shall be deemed an Addition to the Public Revenue of *Great Britain*, for the Purpose of defraying the increased annual Charge occasioned by any Loan made or Stock created by virtue of any Act or Acts passed or to be passed in the present Session of Parliament; and after setting apart the several Sums aforesaid, all the Rest and Residue of the Monies so to be paid into the Exchequer as aforesaid (including the before mentioned Sum of Three Millions three hundred and thirty three thousand six hundred and forty two Pounds Three Shillings and Five Pence), shall be considered as the Produce of Duties granted for the Purpose of defraying the Annual Charge of Public Debt created in former Years, and shall be apportioned and appropriated accordingly in the Accounts of the Consolidated Fund and of the Public Debt of *Great Britain*, in such and the same manner as the Net Produce of the Duties now under the Management of the said Commissioners of Stamps would have been, in case this Act and the said other Act of the present Session of Parliament had not been made.

Ante, c. 184.

§ 21.

48 G. 3. c. 149.

§ 15.

The SCHEDULE to which this Act refers.

	Duty.		
	£.	s.	d.
ADVERTISEMENT contained in the London Gazette, or in any other Newspaper or Paper containing Public News, Intelligence or Occurrences, printed and published in Great Britain; that is to say, for every such Advertisement	0	3	6
ADVERTISEMENT contained in or published with any periodical Pamphlet whatsoever, printed and published in Great Britain, or in or with any Part or Number of any Book or Literary Work published in Parts or Numbers, for every such Advertisement	0	3	6
ALMANACK or CALENDAR, or any Book or Pamphlet serving the Purpose of an Almanack or Calendar, for any time not exceeding One Year	0	1	3
ALMANACK or Calendar, or any Book or Pamphlet serving the Purpose of an Almanack or Calendar for several Years; for each Year for which such Almanack or Calendar shall be made or intended	0	1	3
ALMANACK or Calendar Perpetual, or any Book or Pamphlet serving the Purpose of a Perpetual Almanack or Calendar	0	10	0
NEWSPAPER, or Paper containing Public News, Intelligence or Occurrences, printed in Great Britain, to be dispersed and made public; that is to say, for every Sheet, Half Sheet, or other Piece of Paper, whereof the same shall consist	0	0	4
PAMPHLETS, or Books, or Papers commonly so called, printed and published in Great Britain, containing One Whole Sheet, and not exceeding Eight Sheets, in Octavo, or any lesser Page, and not exceeding Twelve Sheets in Quarto, or Twenty Sheets in Folio, for every Sheet of any Kind of Paper contained in One Copy thereof	0	3	0
And all Parts or Numbers of any Book, or Literary Work, published in Parts or Numbers, exceeding One Whole Sheet, but not exceeding Eight Sheets, in Octavo, or any lesser Page, or not exceeding Twelve Sheets in Quarto, or Twenty Sheets in Folio, shall be deemed Pamphlets.			
<i>Exemptions from the Duties on Pamphlets, Newspapers and Advertisements.</i>			
<i>Acts of Parliament, Proclamations, Orders of Council, Forms of Prayer and Thanksgiving, and Acts of State, ordered to be printed by His Majesty, his Heirs or Successors.</i>			
<i>Printed Votes, or other Matters, by Order of either House of Parliament.</i>			
<i>Books commonly used in the Schools of Great Britain.</i>			
<i>Books containing only Matters of Devotion or Piety.</i>			
<i>Any Paper containing a single Advertisement printed and dispersed separately.</i>			
<i>Daily Accounts or Bills of Goods, imported and exported, and the Weekly Bills of Mortality, provided such Bills are</i>			

	Duty.
<i>Exemptions—continued.</i>	
<i>Accounts do not contain any other Matter than what hath been usually comprised therein.</i>	£. s. d.
PLATE of Gold made or wrought in Great Britain, and which shall or ought to be touched, assayed and marked in Great Britain, for every Ounce thereof, and so in Proportion for any greater or less Quantity	per Ounce. 0 17 0
<i>Exemption.—Gold Watch Cases.</i>	
PLATE of Silver made or wrought in Great Britain, and which shall or ought to be touched, assayed or marked in Great Britain, for every Ounce thereof, and so in Proportion for any greater or less Quantity	0 1 6
<i>Exemptions.</i>	
<i>All Watch Cases, Chains, Necklace Beads, Locketts, Philligree Work, Shirt Buckles or Broaches, Stamped Medals, and Spouts to China, Stone or Earthenware Tea Pots, of Silver, of any Weight whatsoever.</i>	
<i>Tippings, Swages or Mounts, not weighing Ten Pennyweights of Silver each, and not being Necks or Collars for Castors, Cruets or Glasses appertaining to any Sorts of Stands or Frames, Wares of Silver not weighing Five Pennyweights of Silver each, but this Exemption not to include Necks, Collars and Tops, for Castors, Cruets or Glasses, appertaining to any Sort of Stands or Frames; Buttons to be affixed to or set on any Wearing Apparel, solid Silver Buttons, and Solid Studs, not having a bezelled Edge soldered on, Wrought Seals, Blank Seals, Bottle Tickets, Shoe Clasps, Patch Boxes, Salt Spoons, Salt Ladles, Tea Spoons, Tea Strainers, Caddy Ladles, Buckles and Pieces of Garnish, Cabinets, or Knife Cases, or Tea Chests, or Bridles, or Stands or Frames.</i>	
STAGE COACHES; that is to say, any Coach, Berlin, Landau,	
Chariot, Calash, Chaise Marine, Chaise, Diligence or other Carriage with Two or more Wheels, by what Name soever the same may be called or known, which shall be employed as a Public Stage Coach or Carriage for conveying Passengers for Hire, to or to and from any Place or Places in Great Britain, and which shall be licensed for carrying not more than Four Inside Passengers (Children in Lap excepted), for every Mile any such Coach or other Carriage shall travel	0 0 2½
- - - which shall be licensed for carrying more than Four but not more than Six Inside Passengers (Children in Lap excepted), for every Mile any such Carriage shall travel	0 0 3
- - - which shall be licensed for carrying more than Six but not more than Eight Inside Passengers (Children in Lap excepted), for every Mile any such Carriage shall travel	0 0 4
- - - which shall be licensed for carrying more than Eight but not more than Ten inside Passengers (Children in Lap excepted), for every Mile any such Carriage shall travel	0 0 4½
- - - which shall be licensed for carrying more than Ten inside Passengers (Children in Lap excepted), for every Mile any such Carriage shall travel	0 0 4½

LICENCE to be taken out yearly by the Person or Persons who shall keep any Coach, Berlin, Landau, Chariot, Calash, Chaife Marine, Chaife, Diligence or other Carriage with Two or more Wheels, by whatsoever Name the same may be called or known, to be employed as a Stage Coach or Carriage for conveying Passengers for Hire to or to and from any Place or Places in <i>Great Britain</i> ; that is to say, for each such Coach or other Carriage	Duty.		
	£	s.	d.
	0	10	0

C A P. CLXXXVI.

An Act for granting an additional Sum of Money for providing a suitable Residence and Estate for the Duke of *Wellington* and his Heirs, in Consideration of the eminent and signal Services performed by the said Duke to His Majesty and the Public.

[11th July 1815.]

Most Gracious Sovereign,

WHEREAS an Act passed in the Fifty third Year of the Reign of His present Majesty, intituled *An Act for granting a Sum of Money for purchasing an Estate for the Marquis of Wellington and his Heirs, in Consideration of the eminent and signal Services performed by the said Marquis of Wellington to His Majesty and the Public*: And Whereas another Act, passed in the said Fifty third Year of the Reign of His present Majesty, intituled *An Act to amend an Act of the present Session of Parliament, for granting a Sum of Money for purchasing an Estate for the Marquis of Wellington and his Heirs, in Consideration of the eminent and signal Services performed by the said Marquis of Wellington to His Majesty and the Public*: And Whereas an Act passed in the last Session of Parliament, intituled *An Act for settling and securing an Annuity on Arthur Duke of Wellington and his Heirs; and for empowering the Lord High Treasurer or Lords Commissioners of the Treasury to advance, out of the Consolidated Fund of Great Britain, a Sum of Money in lieu of such Annuity to purchase an Estate, in order to accompany the said Title in Consideration of the eminent signal Services performed by the said Duke of Wellington to His Majesty and to the Public; and for making further Provision for the Disposal of a Sum of Money granted by an Act of the last Session of Parliament for purchasing an Estate for the said Duke then Marquis of Wellington*: And Whereas His Royal Highness the Prince Regent, acting in the Name and on the behalf of Your Majesty, by His most Gracious Message to Your Majesty's most faithful Commons, hath been pleased to declare, that having taken into His Consideration the most important and glorious Victory obtained by Field Marshal the Duke of *Wellington* over the *French Army* under the immediate Command of *Buonaparte* on the Eighteenth Day of *June*, is desirous of manifesting the Sense entertained by His Royal Highness and the Country of this signal and splendid Achievement which has added fresh Renown to the *British Arms*, and which

cannot

Successors, or by or upon the Death or Removal of any of the said Commissioners of the Treasury, or the Lord High Treasurer or Under Treasurer, or by or upon the Determination of the Power, Office or Offices of them, or any of them.

V. And be it further enacted, That the Commissioners of the said Treasury now being, and the Lord High Treasurer of the said Treasury for the time being, Chancellor and Under Treasurer, Chamberlains and Barons of the said Exchequer, and all other the Officers and Ministers of the Court of Exchequer and the Receipt thereof, now and for the time being, shall and they are hereby authorized and strictly enjoined and required to do, without Fee or Reward, all such Acts, Matters and Things as are hereinbefore directed and required, or shall be necessary to be done and performed by them or any or either of them, in order to render this Act and the Payments hereby directed effectual.

Treasury, &c. to do necessary Acts.

VI. And be it further enacted, That the Acquittance and Acquittances, Receipt or Receipts of the said Trustees respectively for the Sum so to be advanced to them, and of the said Duke of Wellington, or the Heirs of the said Duke of Wellington jointly with the same Trustees, or of such other Person or Persons as shall be entitled or authorized to receive such Sum as aforesaid, shall be a good and sufficient Discharge for the Payment of such Sum so to be advanced, without any further or other Warrant to be sued for or obtained in that behalf; and that such Sum so to be advanced and every Part thereof shall be free and clear from all Taxes, Impositions, and other Public Charges whatsoever; and in case any of the Officers of the Receipt of His Majesty's Exchequer shall refuse or neglect to pay the said Sum so to be advanced, or any Part thereof, according to the true Intent and Meaning of this Act, or shall refuse to do any Act necessary to enable the said Trustees respectively, and the said Duke of Wellington and the Heirs Male of the Body of the said Duke, or such other Person or Persons as shall be entitled to receive the same, then the said Trustees respectively, and Duke, and the Heirs of the said Duke, and such other Person or Persons as shall be entitled to receive the same, or any Part thereof, may from time to time sue, prosecute and implead such Officers, or any of them, their Executors and Administrators, by Bill, Plaint or Action of Debt, and shall or may recover Judgments, and sue out Executions thereupon against such Officers respectively, their Heirs, Executors or Administrators, for so much of such Sum of Two hundred thousand Pounds as shall have been in the Hands of the Officer or Officers of the Receipt of the Exchequer, at the time or times when Demands shall have been legally made of the Payment of the said Sum, or any Part thereof, as aforesaid, or for the Refusal or Neglect to do any Act necessary to be done by such Officer or Officers respectively.

Acquittances of Trustees, &c. sufficient.

Tax free. In default of Payment Officers of Exchequer prosecuted.

VII. Provided always, and be it further enacted, That if on the Payment of the said Sum of Two hundred thousand Pounds to such Trustees as aforesaid, the said Trustees shall not be able immediately to invest the same in the building, providing or purchasing of any such Residence or Estate as aforesaid, then and in such case the said Trustees shall, and they are hereby required to lay out such Sum of Two hundred thousand Pounds, or any Part thereof, so to be advanced or paid to them, or such Part thereof as cannot be so invested as aforesaid in Exchequer Bills, or in any other Government Securities, and

Trustees not able to lay out Money immediately in providing Residence or Estate, they shall invest it in Exchequer Bills, &c.

and to keep the same so invested in Exchequer Bills, or some other Government Securities, bearing Interest, until the same can be invested in any such Purchase as aforesaid.

Powers of Acts extended to Act.

VIII. And be it further enacted, That all the Powers, Authorities, Provisions, Regulations and Clauses in the said recited Acts contained, for enabling the said Trustees therein mentioned to build or repair or alter any Mansion House upon any Lands to be purchased under the said recited Acts and this Act, and for the providing a suitable Residence and Estate for the said Duke of Wellington and his Heirs, shall extend to this Act, and to the applying the Sum of Two hundred thousand Pounds granted by this Act for or towards the providing a suitable Residence and Estate for the said Duke of Wellington, and his Heirs, and laying out the said Sum of Two hundred thousand Pounds, or any Part thereof, for that Purpose, as fully and effectually, to all Intents and Purposes, as if the same were severally and separately repeated and re-enacted in this Act.

Residence and Estate provided for Duke of Wellington, holden of His Majesty, &c.

IX. And be it further enacted, That the Residence and Estate which shall be provided for the said Duke of Wellington under the Provisions of the said recited Acts and this Act, shall be and be deemed to be holden by the said Duke and his Heirs, and the Persons who may be entitled thereto, of His Majesty, his Heirs and Successors, as of his Castle of Windsor, in Free and Common Soccage by Fealty, and rendering to His Majesty, his Heirs and Successors, on the Eighteenth Day of June in every Year, at the Castle of Windsor, One Tri-coloured Flag, for all manner of Rents, Services, Exactions and Demands whatever.

C A P. CLXXXVII.

An Act for granting to His Majesty certain Sums out of the respective Consolidated Funds of Great Britain and Ireland, and for applying certain Monies therein mentioned, for the Service of the Year One thousand eight hundred and fifteen; and for further appropriating the Supplies granted in this Session of Parliament. [11th July 1815.]

§ I.	£.3,000,000	o	o	Surplus of Consolidated Fund
II.	15,000,000	o	o	Part of Monies in Exchequer to complete 20,500,000 <i>l.</i> granted out of Produce of War Taxes for 1814, and to complete 24,000,000 <i>l.</i> to be raised by Annuities for 1814.
III.	669,684	14	o	Being $\frac{1}{7}$ Parts of 758,976 <i>l.</i> arisen from Sale of Old Naval and Victualling Stores
IV.	89,291	6	o	Being $\frac{2}{7}$ Parts of 758,976 <i>l.</i> arisen from Sale of Old Naval and Victualling Stores
V.	668,807	o	o	Surplus of Consolidated Fund (1815)

Granted to make good the Supply for Service of Great Britain for 1815.

For Service of Ireland See § XXVI. &c.

Granted to make good the Supply for Service of Ireland

<p>VI. £2,812,400 0 0</p> <p>VII. 22,000,000 0 0</p> <p>VIII. The following Sums; viz.</p> <p>3,000,000 0 0</p> <p>12,500,000 0 0</p> <p>Lotteries</p> <p>36,000,000 0 0</p> <p>Exchequer Bills and Annuities (See § VI.)</p> <p>1,500,000 0 0</p> <p>4,500,000 0 0</p> <p>15,000,000 0 0</p> <p>669,684 14 0</p> <p>2,812,400 0 0</p> <p>22,000,000 0 0</p> <p>3,000,000 0 0</p> <p>IX. The following Sums; viz.</p> <p>2,323,750 0 0</p> <p>Share of Lotteries</p> <p>9,000,000 0 0</p> <p>80,291 6 0</p> <p>668,807 0 0</p> <p>X. Appropriation; viz.</p> <p>19,032,700 2 7</p> <p>1,615,250 0 0</p> <p>2,286,375 0 0</p> <p>1,956,500 0 0</p> <p>318,500 0 0</p> <p>2,000,000 0 0</p> <p>355,000 0 0</p> <p>502,500 0 0</p> <p>430,000 0 0</p> <p>70,000 0 0</p> <p>1,371,426 12 9</p> <p>907,502 19 2</p>	<p>Amount of Exchequer Bills charged on Supplies of 1814, subscribed to be funded pursuant to Resolutions of House of Commons of 20th April and 18th May 1815.</p> <p>From the War Duties</p> <p>Produce of Malt and Pension Act</p> <p>55 G. 3. c. 3.</p> <p>Exchequer Bills - c. 4.</p> <p>(Deducting One third for Ireland) - c. 73.</p> <p>Annuities (after remitting 9,000,000l. to Ireland) c. 124.</p> <p>Exchequer Bills c. 74.</p> <p>Ditto - c. 149.</p> <p>(granted above, § II.) -</p> <p>(granted above, § III.) -</p> <p>(granted above, § VI.) -</p> <p>(granted above, § VII.) -</p> <p>(granted above, § I.) -</p> <p>Treasury Bills } coming into the Irish Cur- } 55 G. 3. c. 40.</p> <p>rency } Exchequer } under the } c. 73.</p> <p>Annuities } Acts } c. 124.</p> <p>(granted above, § IV.) -</p> <p>(granted above, § V.) -</p> <p>For Naval Services; that is to say, £. s. d.</p> <p>For Wages of 70,000 Men, - - - - - 1 15 0</p> <p>For Victuals, - - - - - At per 2 10 3</p> <p>For Wear and Tear of Ships, - - - - - Manper } 2 3 0</p> <p>For Ordnance for Sea Service, - - - - - Month. } 0 7 0</p> <p>Towards Debt of the Navy. £. s. d.</p> <p>For Wages of 20,000 Men, - - - - - 1 15 6</p> <p>For Victuals, - - - - - At per 2 10 3</p> <p>For Wear and Tear of Ships, - - - - - Manper } 2 3 0</p> <p>For Ordnance for Sea Service, - - - - - Month. } 0 7 0</p> <p>For Salaries and Expences of Admiralty, &c. - - - - -</p> <p>For Half Pay, &c. to Officers of Navy and Marines, &c. - - - - -</p>	<p>Granted to make good the Supply.</p> <p>Appropriated to Uses hereinafter expressed. See § X. &c.</p> <p>Appropriated to Uses hereinafter expressed. See § XXVI &c.</p> <p>For 13 Months.</p> <p>For 10 Lunar Months commencing 1st April 1815.</p>
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	£.67,232	16	0	For Superannuations, &c. in Admiralty	For the Year 1815.
	2,116,710	0	0	For Building and Repairs of Ships of War and Extras	
	1,288,757	0	0	For Provisions for Troops and Garrisons on Foreign Stations, and Rations for Troops embarked on Board Ships of War and Transports	
	97,245	2	9	For Salaries and Contingencies of Transport Office and Offices for Sick and Wounded Seamen and Prisoners of War	
	3,309,235	3	0	For Transport Service	
	156,286	2	5	For Sick and Wounded Seamen at Home and Abroad	
	181,367	14	0	For Prisoners of War at and Home Abroad	
	2,811	12	6	For Superannuations to Clerks, &c. belonging to Transport Service	
XI.	1,650,000	0	0	For paying off remainder of Bills of Credit under 54 G. 3. c. 13.	
XII.	5,000,000	0	0	To make good Engagements which His Majesty has entered into with the Emperor of <i>Austria</i> , the Emperor of <i>Russia</i> and the King of <i>Prussia</i> .	
XIII.	1,000,000	0	0	To enable His Majesty to carry into Execution the Conditions of a Convention with the King of <i>Sweden</i> dated 13th Aug. 1814.	
XIV.	1,451,056	8	3	To enable His Majesty to make good Subsidiary Engagements entered into with Foreign Powers previous to the Year 1815.	
XV.	39,248,035	16	4½	For Land Forces and other Services; that is to say,	
	3,552,258	0	0	For Land Forces at Home and Abroad (excepting Regiments in Possession of <i>East India</i> Company and Foreign Corps in <i>British</i> Pay)	
	10,900	0	0	For Five Troops of Dragoons and Thirteen Companies of Foot for Recruiting Corps employed in Territorial Possessions of <i>East India</i> Company	
	245,000	0	0	For embodied Militia of United Kingdom and Royal Corps of Miners of <i>Devon</i> and <i>Cornwall</i>	

£.85,000	o	o	For Pay of General Officers in Forces, not being Colonels of Regiments
200,000	o	o	For General and Staff Officers and Officers of Hospitals serving with Forces and Charge of Garrisons
60,000	o	o	For full Pay for Supernumerary Officers of Forces
106,000	o	o	For principal Officers of certain Public Departments in United Kingdom, their Deputies, Clerks and Contingent Expences
70,000	o	o	For Fees expected to be paid at Exchequer by Paymaster General of Land Forces on Issues for Army Services
218,000	o	o	For Half Pay to Reduced Officers of Land Forces
7,000	o	o	For Military Allowances to reduced Officers of Land Forces
427,000	o	o	For In and Out Pensioners of <i>Chelsea</i> Hospital and of Royal Hospital near <i>Kilmainham</i>
30,000	o	o	For Pensions to Widows of Officers of Land Forces and Marines
150,000	o	o	For Local Militia of <i>Great Britain</i>
237,000	o	o	For Foreign Corps in Service of United Kingdom
12,000	o	o	For Allowances to retired Chaplains and to Clergymen officiating with Forces at Home and Abroad and Expences of Office of Chaplain General and Contingencies
60,000	o	o	For Medicines and Surgical Materials for Land Forces and other Hospital Contingencies
25,000	o	o	For Allowances on Compassionate List to Children of deceased Officers of Land Forces, and to Widows of Officers of said Forces not entitled to Pension, including Al-

From 25 Dec. 1814.
to 24 June 1815.

			lowances as of His Majesty's Royal Bounty to several Officers, and to Relatives of deceased Officers	
£.100,000	0	0	For Commissariat Establishment in <i>Ireland</i> , including Charge of Forage for Cavalry in that Part of the United Kingdom	
200,000	0	0	For Barrack Department in <i>Ireland</i>	
135,000	0	0	For Regiments of Militia remaining in an Embodied State	From 25th Dec. 1814 to 24th Feb. 1815.
55,000	0	0	For Volunteer Corps in United Kingdom	
6,750	0	0	For Allowances, Compensations and Emoluments in the nature of Superannuation or retired Allowances to Persons belonging to several Public Departments in <i>Great Britain</i> and <i>Ireland</i> in respect of their having held Public Offices of a Civil nature	From 25th Dec. 1814 to 24th June 1815.
3,169,622	7	5	Land Forces at Home and Abroad (excepting Regiments employed in Territorial Possessions of <i>East India</i> Company and Foreign Troops in <i>British</i> Pay) including Charge of Pay and Daily Allowance of Commissioned Officers, &c. Charge of Clothing Non Commissioned Officers, &c. Charge of Agency; and Charge of Annual Allowance made to Field Officers, &c. and Allowance for Farriery, as also certain miscellaneous Charges on Account of said Forces	
10,942	16	3	Five Troops of Dragoons and Thirteen Companies of Foot for recruiting Corps employed in Territorial Possessions of <i>East India</i> Company	
701,702	18	6	Corps of Militia of United Kingdom remaining in an embodied State	
106,496	13	9	Pay of General Officers in Land Forces not being Colonels of Regiments	
240,103	19	8	General and Staff Officers and Officers of Hospitals serving with Forces and Charges of Garrisons	

£. 35,086	2	5	To complete Sum required for Charge of	Full Pay for Supernumerary Officers of Forces	} From 25th Dec. 1814, to 24th Dec. 1815.
97,380	7	10		Allowances to principal Officers of several Public Departments in United Kingdom, their Deputies, Clerks and Contingent Expences	
111,000	0	0		Exchequer Fees in <i>Great Britain</i> and of Poundage, Pells and Hospital Fees in <i>Ireland</i> upon Issues made for Army Services	} For the Year 1815.
127,387	16	2		Half Pay to reduced Officers of Land Forces, including Reduced Officers of <i>British American</i> Forces and of <i>Scotch</i> Brigade late in Service of <i>States General</i>	
12,218	18	2		Military Allowances to Reduced Officers of Land Forces including <i>British American</i> Forces	
317,234	17	4		In and Out Pensioners of <i>Chelsea</i> and <i>Kilmainham</i> Hospitals and Internal Expences of said Hospitals	
57,443	9	10		Pensions to be paid to Widows of Officers of Land Forces, and Expences attending same in United Kingdom	
112,038	4	8		Volunteer Corps in United Kingdom	
210,000	0	0		Local Militia maintained in <i>Great Britain</i>	
586,715	4	0		Foreign Corps in Service of United Kingdom	
6,450	16	11		Allowances to Retired Chaplains, and Allowances to Clergymen officiating with Forces at Home and Abroad, including Expences of Office of Chaplain General and other Contingencies	
4,262	13	11		Medicines and Surgical Materials for Land Forces and of other Hospital Contingencies	
32,162	0	3		Allowances on Compassionate List to Children of deceased Officers of Land Forces and to Widows of Officers of said Forces not entitled to Pension, including Allowances as of His Majesty's Royal Bounty to the several Officers and to Relatives of deceased Officers	
189,581	8	0		Commisariat Department in <i>Ireland</i> , including Charge of Forage for Cavalry in that Part of United Kingdom	

		Allowances, Compensations and Emoluments in Nature of Super- annuation or Retired Allowances to Persons belonging to several Public Departments in <i>Great Bri- tain and Ireland</i> in respect of their having held any Public Offices or Employments of a Civil Nature -		
£. 7437	18	5		
384,260	1	11	For Augmentations to His Majesty's Land Forces -	In the Year 1815.
1,200,000	0	0	For Corps of Militia of United Kingdom and Royal Miners of <i>Devon</i> and <i>Cornwall</i> embodied -	From 25th June to 24th Dec. 1815.
50,000	0	0	For Augmentation to Staff of Land Forces -	
50,000	0	0	For additional Charge on Account of Medicines, Surgical Materials and Hospital Contingencies for Land Forces -	For the Year 1815.
50,000	0	0	For Pay and Allowances for certain <i>British</i> Officers attached to the <i>Portuguese</i> Army -	From 25th Dec. 1814. to 24th Dec. 1815.
99,826	0	0	For Barrack Department in <i>Great Britain</i> -	
1,099,961	0	0	For Commissary in Chief's Department, exclusive of any Purchases of Specie -	In the Year 1815.
91,600	0	0	For Store Keeper General's Department -	
13,322	14	4	For further Expeuce of Barrack Department in <i>Ireland</i> (<i>British</i> Currency net) -	From 25th Dec. 1814. to 24th Dec. 1815.
47,002	0	6	For further Sum which may be eventually required for Commissariat in <i>Ireland</i> (<i>Irish</i> Currency net) -	Between 25th June and 24th Dec. 1815.
3,323	0	0	For Works intended to be done in Depôt Barracks at <i>Cork</i> (<i>Irish</i> Currency).	
50,000	0	0	On Account Charge of Disembodied Militia of United Kingdom -	Between 24th June 1815. and 25th Dec. following.
8,000,000	0	0	Towards making good amount of Bills of Exchange drawn upon Lords Commissioners of His Majesty's Treasury for extraordinary Expences of Army, and which have been paid out of Money issued by the Paymaster of His Majesty's Forces -	Between 24th Dec. 1813. and 18th Nov. 1814.

£. 3,983,435	9	34	For extraordinary Expences of Army incurred and paid	} From 23d Dec. 1813. to 24th Dec. 1814.
3,000,000	0	0	On Account of extraordinary Services of Army of Great Britain and Ireland	
9,000,000	0	0	For further defraying extraordinary Expences of Army of Great Britain and Ireland	} For the Year 1815.
XVI. 3,387,962	17	10	For Office of Ordnance for Land Service for Great Britain	
20,591	0	4	Ditto, not provided for in 1813.	} For the Year 1815.
51,046	3	8	Ditto, Ditto 1814.	
143,902	18	7	Ditto Great Britain on account of Allowances to retired General Officers, to Superannuated, Retired and Half Pay Officers, to Officers seconded, to Officers for good Services, and to Wounded Officers, to Superannuated and Disabled Men, also for Pensions to Widows and Children of deceased Officers late belonging to several Ordnance Military Corps	
22,525	19	6	For Allowance to Superannuated, Retired and Half Pay Officers, to Officers seconded, to Officers for good Services, to Superannuated and Disabled Men, also for Pensions to Widows and Children of deceased Officers late belonging to several Ordnance Military Corps in Great Britain	
24,423	10	7	For Allowances, &c. in Nature of Superannuated or Retired Allowances to Persons late belonging to Office of Ordnance in Great Britain, in respect of their having held any Public Offices or Employments of a Civil Nature, and for Widows' Pensions	} For the Year 1815.
792	1	4	For Allowances, &c. in Nature of Superannuated or	

3 Y 2

				retired Allowances to Persons late belonging to Office of Ordnance in <i>Great Britain</i> in respect of their having held any Public Offices or Employments of a Civil Nature not provided for	In the Year 1814.
£. 68,833	19	0		To Commissioners under 54 G. 3. c. 43. for Compensation to Proprietors of Lands at <i>Portsmouth</i> purchased for purposes of Act. [See ante, c. 123.]	
332,147	2	0		For Office of Ordnance for <i>Ireland</i> for the Year 1815.	
43,673	16	10		For Services performed by Office of Ordnance for <i>Ireland</i> not provided for	In the Year 1814.
12,902	13	5		For Office of Ordnance in <i>Ireland</i> on Account of Pay of Retired Officers of late <i>Irisb</i> Artillery and Engineers, and of Pensions to Widows of deceased Officers of the same	
3,174	16	3		For Allowances, &c. in nature of Superannuated or Retired Allowances to Persons late belonging to Office of Ordnance in <i>Ireland</i> in respect of their having held any Public Offices or Employments of a Civil Nature, and for Widows' Pensions	For the Year 1815.
XVII.	12,500,000	0	0	For discharging Outstanding Exchequer Bills under 54 G. 3. cc. 18. 39.	
XVIII.	15,000,000	0	0	Ditto for the Service of the Year 1814.	
XIX.	1,500,000	0	0	Ditto, under 54 G. 3. c. 80.	
XX.	5,500,700	0	0	Ditto, c. 79.	
XXI.	2,940,200	0	0	Ditto, (as relates to <i>Great Britain</i>) under 54 G. 3. c. 188.	
XXII.	11,932	9	2	To make good like Sum issued pursuant to Addresses of the House of Commons, not made good by Parliament.	
XXIII.	14,857	19	3½	Ditto.	
XXIV.	Civil Establishments; viz.				
	3,301	10	0	<i>Bahama Islands</i>	
	1,023	0	0	<i>Bermudas or Somers's Islands</i>	
	600	0	0	<i>Dominica</i>	
	9,920	0	0	<i>Upper Canada</i>	
	13,440	0	0	<i>Nova Scotia</i>	
	6,055	0	0	<i>New Brunswick</i>	
	2,194	0	0	<i>Cape Breton</i>	
	3,826	0	0	<i>Saint John (now called Prince Edward Island)</i>	From 1st Jan. to 31st Dec. 1815.

XXV.

£. 12,787	15	0	<i>New South Wales</i>	-	-	
15,760	0	0	<i>Sierra Leone</i>	-	-	
5,080	0	0	<i>Newfoundland</i>	-	-	
30,000	0	0	For <i>British</i> Forts on Coast of <i>Africa</i> for 1815.			
14,000	0	0	For Royal Military College			} From Dec. 25th 1814. to June 24th 1815.
15,000	0	0	at <i>Chelsea</i> Asylum			
15,000	0	0	For Clergy and Laity of <i>France, Toulonse</i> and <i>Corfican</i> Emigrants, <i>Saint Domingo</i> Sufferers and <i>Dutch</i> Naval Officers.			
68,357	7	5 $\frac{3}{4}$	} To make good Money issued out of Civil Lift.	}	}	To several Persons for Public Services, not being part of Ordinary Expenditure of Civil Lift.
4,344	14	9				For Charges heretofore paid out of Proceeds of Old Naval Stores.
6,681	18	6				For Parliamentary Services, or Services of a Public Description.
15,000	0	0	To make Compensation to Commissioners under 43 G. 3. c. 39. for appointing Commissioners for distributing Money stipulated to be paid by United States of <i>America</i> , under Convention between His Majesty and the United States.			
4,500	0	0	For paying off on 5th <i>April</i> 1815. Debentures raised in pursuance of 53 G. 3. cc. 41. 53.			
19,797	10	0	For Half Year's Interest to 5th <i>April</i> 1815. on Sum raised by Debentures in pursuance of 53 G. 3. cc. 41. 53.			
36,187	5	8	For paying off on 5th <i>April</i> 1815. Annuities granted by 37 G. 3. c. 57. and 42 G. 3. c. 33.			
80,000	0	0	For Amount of Bills drawn from <i>New South Wales</i>			} For the Year 1815.
1,903	0	0	} For Works and Repairs done at	}	}	Fleet Prison
107	0	0				Marshalsea Prison
4,493	0	0				King's Bench Prison
2,110	0	0				Rolls House Chapel, &c.
6,590	0	0				House of Parliament and Speaker's House
60,000	0	0	For Penitentiary House at <i>Millbank</i>			
20,000	0	0	For Roads and Bridges in Highlands of <i>Scotland</i> under 43 G. 3. c. 80.			
50,000	0	0	For Inland Navigation from <i>Eastern</i> to <i>Western</i> Sea by <i>Inverness</i> and <i>Fort William</i>			
236	0	0	For Superannuation Allowances to Two retired Clerks in Lottery Office			} For the Year 1815.

£. 60	0	0	For Sperannation Allowance to <i>John Pingo</i> formerly Assistant Engraver to the Mint
266	13	4	Ditto to <i>Joseph Planta</i> Esq. formerly One of Paymasters of Exchequer Bills
1,200	0	0	Ditto to retired Clerks and other Officers formerly employed in Office of Commissioners for Auditing Public Accounts
146	16	7	For Deficiency of Grant for 1813. for Printing 1,750 Copies of Vol. 66. of Journals of House of Commons.
2,500	0	0	For Printing 1,750 Copies of Vol. 68. of Journals of House of Commons, being for Session 1813, and which may be incurred in 1815.
10,000	2	9	For Deficiency of Grant for 1814. for Printing Bills, Reports and other Papers by Order of House of Commons during last Session.
16,000	0	0	For Printing Bills, Reports, and other Papers by Order of House of Commons during present Session.
6,000	0	0	Towards Reprinting Journals and Reports of House of Commons in 1815.
2,500	0	0	For Printing Votes of House of Commons during present Session.
3,628	14	11½	For Deficiency of Grant last Session for Printing for House of Lords and for Printing Acts of Parliament.
21,000	0	0	For Printing Acts of Parliament for Two Houses of Parliament, for Sheriffs, Clerks of Peace, and Chief Magistrates throughout United Kingdom, and for acting Justices throughout <i>Great Britain</i> ; and for Printing Bills, Reports, Evidence and other Papers and Accounts for House of Lords for 1815.
3,500	0	0	For Stationery for Two Houses of Parliament
1,880	0	0	For Salaries of certain Officers of Two Houses of Parliament
4,200	0	0	For Expences incident to Two Houses of Parliament
1,673	17	0	For Poor <i>French</i> Refugee Clergy
4,298	2	6	For Poor <i>French</i> Refugee Laity
753	12	6	For Protestant Dissenting Ministers in <i>Ireland</i>
1,615	14	0	Ditto, in <i>England</i>
18,000	0	0	For <i>American</i> Loyalists
1,166	14	10	For small Charitable Allowances to the Poor of <i>Saint Martin in the Fields, et alia</i>

For the Year 1815.

£. 3,000	o	o	For National Vaccine Establishment	
12,000	o	o	For Sheriffs for Conviction of Felons and Overpayments	
77,283	5	o	For confining, &c. Convicts at Home	
14,000	o	o	For Public Office <i>Bow Street</i>	
5,000	o	o	For Prosecutions relating to the Coin	
20,000	o	o	For Law Charges	
4,000	o	o	For Fees on passing Public Accounts	
2,000	o	o	For Repairing <i>Englisch</i> Episcopal Church at <i>Rotterdam</i> .	
60,000	o	o	For Clergy and Laity of <i>France, Toulonese and Corsican</i> Emigrants, <i>Saint Domingo</i> Sufferers and <i>Dutch Naval</i> Officers.	
2,000,000	o	o	For Interest on Exchequer Bills.	
260,000	o	o	Being the 100th Part of 26,000,000 <i>l.</i> of Exchequer Bills authorized in last Session to be issued and charged upon Aids granted in present Session and	To be issued and paid by equal Quarterly Payments to Bank of <i>England</i> , to be placed to Account of Commissioners for Reduction of National Debt for Year ending 1st <i>Feb.</i> 1816.
10,000	o	o	In respect of Debentures issued under 53 G. 3. c. 41. 53.	
19,685	o	o	For Half Year's Interest to 10th <i>Oct.</i> 1815. on Sum raised by Debentures in pursuance of 53 G. 3. c. 41. 53.	
49,797	13	7	For paying off on 10th <i>Oct.</i> 1815. Annuities granted by 37 G. 3. c. 57. and 42 G. 3. c. 33.	
6,000	o	o	For Compensation to Commissioners under 46 G. 3. c. 143. for Affiduity, &c. during Three Year's Trust	
29,000	o	o	For extra Charge of Messengers of Three Secretaries of State	
21,000	o	o	For extra Charge for Contingencies of Three Secretaries of State	For the Year 1815.
3,424	18	4½	For Repair of <i>Henry VIIth's</i> Chapel	
7,928	3	4	For Superintendance of Aliens under 43 G. 3. c. 155.	
5,580	o	o	For Trustees of <i>British</i> Museum to carry on Trusts reposed in them by Parliament.	
1,486	4	10	For further enabling Ditto.	
1,000	o	o	For Trustees of <i>British</i> Museum to proceed in making necessary Purchases for improving Collection of Printed Books.	

£. 2,000	o	o	For Trustees of <i>British</i> Museum to print the <i>Codex Alexandrinus</i> .
250	o	o	Ditto, for preserving and enlarging Collection of Natural History.
9,000	o	o	To Trustees for Settling Annuity on Earl <i>Nelson</i> .
25,068	14	11	For Royal Naval Asylum - { From 1st Jan. to 31st Dec. 1815.
20,197	o	7	For Royal Military College { From 25th Dec. 1814. to 24th Dec. 1815.
12,338	14	8	_____ Asylum { at <i>Chelsea</i> - {
470	11	8	For Deficiency of Grant for 1813. to defray Bills of Usher of Court of Exchequer for supplying Court and Offices with Stationery, for Repairing the Court, and Fees to Officers.
299	13	11	Ditto in 1814.
2,178	14	6	For Bills of Usher of Court of Exchequer, &c. in 1815.
20,486	10	2	For Improvements at <i>Westminster</i> in 1815.
897	16	o	For Deficiency of Grant for 1814. for Printing 1,750 Copies of 67th Vol. of Journals of House of Commons.
12,000	o	o	For <i>Holyhead</i> Harbour in 1815.
8,984	o	o	For Embanking the <i>Thames</i> in Front of Penitentiary House at <i>Millbank</i> .
35,000	o	o	For Foreign and other Secret Services for 1815.
4,550	o	o	For Buildings at the Mint.
3,000	o	o	For Board of Agriculture,
20,000	o	o	For repairing Road between <i>London</i> and <i>Holyhead</i> . [See ante, c. 152.]
2,076	1	9	For Allowances, &c. to Captains <i>Hunt</i> , <i>Belfon</i> , <i>Lethem</i> and <i>Bright</i> , in lieu of Advantages as Barrack Masters of Royal Marines from 1st October 1813. to 2d June 1815.
10,000	o	o	For Improvement of Buildings of University of <i>Edinburg</i> .
200,000	o	o	To Trustees for settling Annuity on Duke of <i>Wellington</i> .
800,000	o	o	To be distributed to Officers, Non Commissioned Officers and Privates serving in <i>British</i> Army under the Duke of <i>Wellington</i> , in <i>Portugal</i> , <i>Spain</i> and <i>France</i> during 1809, 1810, 1811, 1812, 1813 and 1814, for Captures taken and appropriated to Public Service.
148,000	o	o	To be distributed to Officers, Non Commissioned Officers and Privates serving in Army under Lieutenant General Sir <i>Samuel Auchmuty</i> at Capture of Island of <i>Java</i> for Ordnance and Stores taken and appropriated to Public Service.
534,713	o	o	For Deficiency of Civil List on 5th April 1814.
200,000	o	o	For Expences of a Civil nature as do not form Part of Ordinary Charges of Civil List.
100,000	o	o	For Governors of County of <i>Queen</i> and for Augmentation of <i>Parish</i> of <i>Poor</i> Clergy.
10,000	o	o	For Augmentation of <i>Parish</i> of <i>Poor</i> Clergy.

£.58,767	14	10½	{ To make good Money issued out of Civil List.	To several Persons for Public Services not being Part of Ordinary Expenditure of Civil List.
3,933	1	1		Not being Part of Ordinary Expenditure of Civil List (heretofore paid out of Proceeds of Old Naval Stores), and not replaced by Parliament.
1,806	5	0		For Parliamentary Services, or Services of a Public Description.
500	0	0		To <i>Elizabeth Whitfield</i> , only Daughter of late Lieutenant <i>Bell</i> of Royal Invalid Artillery, in Consideration of Merit of said Lieutenant <i>Bell</i> towards Attainment of Object of preserving Lives of Shipwrecked Seamen and others.

XXVI.

Irisb Currency.

1,250 0 0

[In Ireland.]
 For several Public Officers for extraordinary Trouble-
 in 1815.

XXVII.

36,505 12 4

24,783 14 5

10,500 0 0

25,000 0 0

2,500 0 0

1,047 10 2

9,532 19 11

3,951 0 0

2,142 0 0

50,000 0 0

3,726 5 0

5,000 0 0

1,500 0 0

XXVIII.

21,600 0 0

10,000 0 0

Board of Works - For the Year 1815.
 Printing, &c. for Secretaries' Offices, &c. and Superannuated Allowances in Chief Secretary's Office - -
 Proclamations and other Matters in *Dublin* Gazette and other Newspapers - - For One Year ending 5th Jan. 1816.
 Criminal Prosecutions and other Law Expences - -
 Apprehending Public Offenders - -
 Expence of Pratique of Port of *Dublin* - - For One Year ending 25th Dec. 1815.
 Non Conforming Ministers - { For One Year ending 5th Jan. 1815.
 Support of Seceding Ministers from Synod of *Ulster* - { For One Year ending 5th March 1816.
 Lottery Officers - - { For One Year ending 24th June 1815.
 Harbour of *Howth*, Works at - For the Year 1815.
 Printing 1,290 Copies of compressed Quarto Edition of Statutes of United Kingdom for Use of Magistrates, and 250 Copies of Folio Edition of same, bound for Use of Lords, Bishops and Public Officers.
 (*British* Currency, net) Expence of Preparatory Measures towards Erection of an Asylum Harbour in Bay of *Dublin* to Eastward of *Dunleary* Pier.
 Ditto, Treasury Incidents - { For One Year to 5th Jan. 1816.
 Trustees of Linen and Hempten Manufactures - -
 Building Churches and Glebe Houles and purchasing Glebes. - - For One Year ending 5th Jan. 1816.

£.50,000	o	o	Trustees and Commissioners of First Fruits, towards building, &c. Churches, &c. building Glebe Houses and procuring Glebes.
19,180	o	o	Commissioners for making wide and convenient Streets in <i>Dublin</i> } For the Year ending 5th Jan. 1816.
300	o	o	Additional Allowance to Chairmen of Board of Inland Navigation.
50,000	o	o	Company of Undertakers of Grand Canal, for Liquidation of Debts of Company.
20,000	o	o	Directors General of Inland Navigation for extending, &c. Royal Canal.
1,800	o	o	(<i>British</i> Currency, net) Commissioners for examining Claims of Creditors of late Royal Canal Company.

XXIX.

10,000	o	o	<i>Dublin</i> Society
5,000	o	o	Farming Society
30,225	o	o	Foundling Hospital at <i>Dublin</i>
44,116	o	o	House of Industry, Hospitals and Asylums for Industrious Children in <i>Dublin</i>
9,543	o	o	Hibernian Society for Soldiers' Children at <i>Dublin</i>
2,945	o	o	Marine Society in <i>Dublin</i>
3,447	o	o	Female Orphan House in Circular Road, <i>Dublin</i>
9,020	o	o	<i>Westmorland</i> Lock Hospital in <i>Dublin</i>
3,151	o	o	Lying-in Hospital in <i>Dublin</i>
1,525	o	o	Building Sir <i>Patrick Dunn's</i> Hospital in <i>Dublin</i>
1,598	o	o	Doctor <i>Steven's</i> Hospital
5,000	o	o	House of Recovery and Fever Hospital in <i>Cork</i> Street
4,360	o	o	Association for discountenancing Vice and promoting Knowledge and Practice of Christian Religion
2,500	o	o	<i>Cork</i> Institution
249	o	o	Green Coat Hospital in City of <i>Cork</i>
1,500	o	o	<i>Belfast</i> Academical Institution
41,539	o	o	Protestant Charter Schools
9,673	o	o	Roman Catholic Seminary
600	o	o	Commissioners of Charitable Donations and Bequests
6,980	o	o	Purchasing Land in <i>Dublin</i> , and erecting Model School Seminary for training

For the Year ending 5th Jan. 1816.

XXX. Sums issued to meet the Expenses of the Civil List, &c.

XXXI.	Supplies to be applied for Purposes aforesaid	} As in 54 G. 3. c. 167. § 31—36.
XXXII.	Rules for application of Half Pay	
XXXIII.	Half Pay to Officers of <i>Manx</i> Fencibles	
XXXIV.	Chaplains of Regiments although in Possession of Ecclesiastical Benefices	
XXXV.	Application of Overplus of Sum under 54 G. 3. c. 167. § 13.	

C A P. CLXXXVIII.

An Act for enabling His Majesty to grant to *John Francis Erskine* of *Mar* Esquire, and his Heirs and Assigns, the Feu Duties and Quit Rents arising in the Lordship of *Stirling*, in Discharge of a Debt of greater Value created upon the said Feu Duties by a Grant from His Majesty King *George* the First.

[11th July 1815.]

WHEREAS an Act was passed in the First Year of the Reign of His Majesty King *George* the First, intituled *An Act for appointing Commissioners to enquire of the Estates of certain Traitors, and of Popish Recusants, and of Estates given to superstitious Uses, in order to raise Money out of them severally for the Use of the Public*: And Whereas His said Majesty was, by the said Act empowered to make Provision for the Daughter of *John* Earl of *Mar*, who was attainted for his Accession to the Rebellion in the Year One thousand seven hundred and fifteen, out of His Estates, which were forfeited to The Crown: And Whereas His said Majesty *George* the First did, in pursuance of the said recited Act, in the Year of our Lord One thousand seven hundred and sixteen, grant to *Lady Frances Erskine*, the only Daughter of the said *John* Earl of *Mar*, a Portion or Sum of Ten thousand Pounds, together with the due and customary Interest for the same, to be payable forth of the said Earl of *Mar*'s forfeited Estates, beginning the First Term's Payment of the said Interest at *Martinmas* One thousand seven hundred and sixteen; and in Security of the said Sum and Interest thereof, His Majesty disposed the forfeited Estates of the said Earl, and the Feu Duties of the Lordship of *Stirling*, which belonged to The Crown, declaring always that the said Estates and Feu Duties should be redeemable by The Crown, on Payment of the said Portion or Sum of Money, and the Annual Rent which should be due thereon at the time of the Redemption: And Whereas *John Francis Erskine* Esquire of *Mar* (the Son and Heir of the said *Lady Frances Erskine*), and who now claims to be entitled to the said Portion, and the Money remaining due thereon, and Interest thereof, has applied, by Petition, to the Lords Commissioners of His Majesty's Treasury in relation to the same, and for an Account to be taken of the Arrears remaining unpaid under the said Grant: And Whereas the Barons of His Majesty's Court of Exchequer in *Scotland* have reported that the Earl of *Mar*'s Estates were sold in the Year One thousand seven hundred and Twenty four, and produced little more than sufficient to pay off the preferable Debts thereon, and that a very small Sum having been obtained towards the Extinction of the Ten thousand Pounds, granted by His Majesty King *George* the First to the said *Lady Frances Erskine*, and that the only Security, therefore, which remained

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c. 50.

§ 26.

' remained for Payment of such Sum, and which was declared by the
 ' Commissioners of Forfeited Estates, to amount, on the Fifteenth
 ' Day of *August* One thousand seven hundred and twenty four, to
 ' Nine thousand two hundred and fourteen Pounds Seven Shillings
 ' and Seven pence Halfpenny, were the Feu Duties of the Lordship
 ' of *Stirling*, which, as they belonged to The Crown, were not sold
 ' along with the Earl of *Mar's* Estates; and that ever since that
 ' time the said Lady *Frances Erskine*, and the said *John Francis*
 ' *Erskine* Esquire of *Mar* her Son, have continued to collect these
 ' Duties payable out of the Lordship of *Stirling*, towards Payment
 ' of the above mentioned Sum of Nine thousand two hundred and
 ' fourteen Pounds Seven Shillings and Seven pence Halfpenny; but,
 ' from the Amount of these Feu Duties being for many Years less
 ' than the legal Interest of the above mentioned Sum, the Sum has
 ' increased very considerably during the long Period the same has
 ' been due, and if now calculated, with Interest, would amount to
 ' a Sum of about Twenty eight thousand Pounds, and which is
 ' greater than the Value of the Feu Duties at the ordinary Rate of
 ' Purchase: And Whereas the said *John Francis Erskine* is willing
 ' and desirous to take the Feu Duties of the Lordship of *Stirling* in
 ' full Discharge of the before mentioned Sum and Interest thereon,
 ' and it is therefore expedient that His Majesty should be empowered
 ' to grant the Feu Duties of the Lordship of *Stirling* in full Dis-
 ' charge, and in lieu of the said Portion, and all Arrears thereof,
 ' upon certain Terms and Conditions; 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 Con-
 ' sent 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 His Majesty to give, grant and
 ' dispose to the said *John Francis Erskine* Esquire of *Mar*, and
 ' to his Heirs and Assigns, all and whole the Feu Duties of the
 ' Lordship of *Stirling*, formerly payable to the said Lady *Frances*
 ' *Erskine*, and to the said *John Francis Erskine*, or to the Chamberlains
 ' of the said Lordship, by the Proprietors of Lands, Tenements and
 ' others, lying within the Sheriffdoms of *Stirling*, *Perth* and *Clack-*
 ' *mannan*, and all Arrears due thereon, he the said *John Francis*
 ' *Erskine*, or his Heirs or Assigns, giving to His Majesty, his Heirs
 ' and Successors, a full and complete Discharge and Acquittance of
 ' the said principal Sum of Nine thousand two hundred and fourteen
 ' Pounds Seven Shillings and Seven pence Halfpenny, and all Arrears
 ' of Interest due, or which may be claimed thereon, in such Form as
 ' shall be directed and approved by the Chief Baron and Barons of His
 ' Majesty's Court of Exchequer in *Scotland*; and which Discharge
 ' and Acquittance shall be entered and enrolled in the Offices of The
 ' King's Remembrancer and Lord Treasurer's Remembrancer, and in
 ' such other Offices in the said Court as the Barons shall direct.

His Majesty
 may grant to
 J. F. Erskine,
 Esq. all Feu
 Duties of Lord-
 ship of *Stirling*.

Proprietors of
 Lands in Lord-
 ship of *Stirling*,
 not subject to
 higher Feu
 Duties.

II. Provided always, and be it further enacted, That nothing in
 this Act, or in any such Grant contained, shall subject the Proprietors
 or Feuars of the Lands within the Lordship of *Stirling* to the Pay-
 ment of any higher or other Feu Duties than have hitherto been pay-
 able or paid, or shall by Law be payable in respect thereof, or in
 any manner to prejudice the Feuars of such Lands; and that the said
 Feu Duties be recovered by the Process of the said Court of Exche-
 quer.

quer, and all Questions relating to the Amount or Mode of Payment thereof be determined by the Barons of the said Court, as heretofore.

III. Saving always to The King's Most Excellent Majesty, and His Royal Successors, the Compositions on Signatures and Tacks of Teins of the Lands of the said Lordship, passed in Exchequer, as well as Relief and Nonentry Duties, and other Casualties of Superiority thereof, and all other Rights, except those which are authorized by the present Act to be given away, and to the said Proprietors and Vassals of Lands, Tenements and Hereditaments of the said Lordship, all Right and Privileges of Property and Superiority as heretofore; and saving also to the Governor of *Stirling* Castle, now and for the time being, all his Rights in and Emoluments arising out of the Feu Duties of the said Lordship.

IV. 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. CLXXXIX.

An Act for allowing *Henry Meux, Thomas Starling Benson, Florance Thomas Young, Richard Latham* and *John Newberry*, to brew, Duty-free, a Quantity of Strong Beer, the Duty on which will be equivalent to the Duty on the Beer lost, and to the Duties on the Malt and Hops expended in the Production of the Beer so lost. [11th July 1815.]

WHEREAS on or about the Seventeenth Day of *October* One thousand eight hundred and fourteen, Seven thousand three hundred and fifty five Barrels of Strong Beer, brewed within the last preceding Year by *Henry Meux, Thomas Starling Benson, Florance Thomas Young, Richard Latham* and *John Newberry*, Common Brewers, at their Brewhouse in the Parish of *Saint Giles in the Fields*, in the County of *Middlesex*, and for which Beer the Duties of Excise amounting to Three thousand three hundred and seventy one Pounds had been duly paid, was, as is alleged by the said *Henry Meux, Thomas Starling Benson, Florance Thomas Young, Richard Latham* and *John Newberry*, lost by the accidental bursting of a Vat containing Part thereof, and the Staves of which burst Vat fell upon and broke off the Discharge Cock of another Vat, and also broke a Pipe communicating with another Vat, such two last mentioned Vats containing the Residue of the said Beer, and by the breaking of which Cock and Pipe the said Residue ran out and was lost, as is also alleged by the said *Henry Meux, Thomas Starling Benson, Florance Thomas Young, Richard Latham* and *John Newberry*: And Whereas it has been computed that the Duty on the Malt and Hops expended in the Production of the said Beer amounted to the Additional Sum of Three thousand three hundred and twenty three Pounds Fourteen Shillings and Four pence, amounting together to the Sum of Six thousand six hundred and ninety four Pounds Fourteen Shillings and Four pence; and it is expedient to grant such Relief as is 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

Commissioners of Excise to permit Henry Meux, & Co. to brew free of Duty, within Nine Months, so many Guiles of Strong Beer as Duty would amount to 6,694l. 14s. 4d. provided Loss to that Amount proved to Satisfaction of Commissioners.

the same, That it shall and may be lawful to and for the Commissioners of Excise, or any Three or more of them, to permit and suffer the said *Henry Meux, Thomas Starling Benson, Florance Thomas Young, Richard Latham* and *John Newberry*, to brew free of Duty in their said Brewhouse, under the Superintendance of the proper Officers of Excise, at such times and on such Occasions as to them the said Commissioners of Excise shall seem meet, within the Space of Nine Months next after the passing of this Act, such and so many entire Guiles of Strong Beer, neither of them less than Four hundred Barrels, the Duty for or in respect whereof would amount to the said Sum of Six thousand six hundred and ninety four Pounds Fourteen Shillings and Four Pence, or so much thereof as they the said Commissioners of Excise, or any Three or more of them, shall adjudge; Provided always nevertheless, that nothing herein contained shall extend or be deemed or construed to extend, to authorize or require the said Commissioners of Excise, or any Three or more of them, to permit or suffer the said *Henry Meux, Thomas Starling Benson, Florance Thomas Young, Richard Latham* and *John Newberry*, or any or either of them, to brew, free of Duty, any greater Quantity of Beer than such Quantity as the Beer Duty thereon will amount to the Duties on Beer, Malt and Hops, according to such Mode of Computation as aforesaid, for the actual Quantity of Beer which shall be proved to the Satisfaction of them the said Commissioners of Excise or Three or more of them (the Sufficiency of such Proof thereof being left to the Satisfaction, Judgment and Decision of them the said Commissioners, or Three or more of them, who are hereby authorized and required to investigate the same, and examine the Witnesses upon Oath, which Oath they the said Commissioners, or any Three or more of them, are hereby authorized and empowered to administer), to have been so brewed by them the said *Henry Meux, Thomas Starling Benson, Florance Thomas Young, Richard Latham* and *John Newberry*, and by them paid Duty for, and contained in the said Vats at the time of the said bursting of the first of the said Vats, and to have been actually lost by the said bursting of the said Vat and breaking of the said Cock and Pipe, and the said bursting to have been accidental, and not to have arisen from any Negligence or Omission, or for want of due or reasonable Care on the Part of them the said *Henry Meux, Thomas Starling Benson, Florance Thomas Young, Richard Latham* and *John Newberry*, or any or either of them, or of any Person or Persons in their Service or Employment; any thing hereinbefore contained to the contrary in any wise notwithstanding.

C A P. CXK.

An Act to amend an Act made in the Forty eighth Year of His present Majesty, to improve the Land Revenue of The Crown, so far as relates to the Great Forest of Brecknock in the County of Brecknock; and for vesting certain Parts of the said Forest in the said County of Brecknock.

• *Majesty's Duties of Lancaster*: And Whereas it is expedient that
 • so much of the said Act as directs that it should be lawful for the
 • Surveyor General of His Majesty's Land Revenue for the time
 • being to contract with any Person or Persons for the Sale
 • of the Soil, Mines or other Minerals, or other Substances or
 • Herbage, or any other Rights or Interests of His Majesty, in the
 • Great Forest of *Brecknock*, in the County of *Brecknock*, at the
 • best Prices or Considerations in Money which the said Surveyor
 • General should be able to procure for the same, and which should
 • be approved of by the Lord High Treasurer or Commissioners of
 • the Treasury for the time being, and that the Purchase Monies to
 • be paid for the same should be paid into the Bank of *England*, and
 • applied as therein directed; and that such Sales should be made in
 • the same manner and under the same Regulations, and the Certi-
 • ficates and Receipts to be given should be in the Form thereby
 • directed with Respect to the Sales of Crown Lands; and immedi-
 • ately after the Inrolment of the said Certificate and Receipt in
 • the Office of the Auditor of the Land Revenue, the respective
 • Purchasers should be adjudged to be in the actual Seisin and
 • Possession of the Premises so by them respectively purchased, freed
 • and discharged from all Claims and Demands which could or might
 • be made by His Majesty, his Heirs or Successors, or by any Person
 • or Persons lawfully claiming under him or them, and of and from
 • all Incumbrances whatsoever; should be repealed: And Whereas
 • all the Powers and Authorities which were vested in the said Sur-
 • veyor General have, in pursuance of an Act made in the Fiftieth
 • Year of the Reign of His present Majesty, intituled *An Act for*
 • *uniting the Offices of Surveyor General of the Land Revenues of*
 • *The Crown and Surveyor General of His Majesty's Woods, Forests,*
 • *Parks and Chases*, become vested in the Commissioners for the time
 • being of His Majesty's Woods, Forests and Land Revenues:
 • And Whereas it is expedient that Power should be given to the
 • said Commissioners to sell and dispose of all such Part or Pro-
 • portion of the said Forest, as upon the Division and Inclosure
 • thereof pursuant to this Act shall be allotted or set out unto His
 • Majesty, his Heirs or Successors, and of His Majesty's Interest in
 • the several Mines, Minerals and other Substances within the said
 • Forest; 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 Parts of the said re-
 • cited Act of the Forty eighth Year of the Reign of His present
 • Majesty as are hereinbefore recited and referred to, shall be and the
 • same are hereby repealed.

§ 27.

50 G. 3. c. 65.
§ 1.48 G. 3. c. 73.
§ 27. repealed.

II. And be it further enacted, That it shall and may be lawful
 for the Commissioners of His Majesty's Woods, Forests and Land
 Revenues for the time being, with the Approbation of the Lord
 High Treasurer, or the Commissioners of His Majesty's Treasury
 for the time being, or any Three or more of them, to contract and
 agree for the Sale of, and absolutely to make Sale and dispose of all
 such Part or Parts of the said Forest as shall be set out or allotted
 unto His Majesty, his Heirs or Successors, under or by virtue of this
 Act, or of any of the Powers or Authorities herein contained, or of
 so much or such Parcels or Portions thereof as they the said Com-
 missioners

Commissioners
of Woods em-
powered to sell
The King's
Allotments, &c.

missioners of His Majesty's Woods, Forests and Land Revenues, with such Approbation as aforesaid, shall think it expedient to sell, and of all His Majesty's Rights and Interests in and to the same; and of all the Rights and Interests of His Majesty, his Heirs or Successors, of, in and to all Mines of Coal, Lead Ores, Metals and other Minerals whatsoever in or under the said Forest or any Part thereof, hereby reserved to His Majesty, his Heirs or Successors, and of all Powers of searching for, working, digging, raising and carrying away such Coal, Lead Ores, Metals and other Minerals, for the best Prices or Considerations in Money which the said Commissioners of His Majesty's Woods, Forests and Land Revenues shall be able to procure for the same; and that all and every the Sum and Sums of Money which shall or may arise or be produced from such Sale or Sales, shall from time to time be paid into the Bank of *England*, and placed to the Account directed by the said Act passed in the Fiftieth Year of the Reign of His present Majesty to be raised in the Books of the Governor and Company of the Bank of *England*, intituled "The Account of the Public Monies of the Commissioners of His Majesty's Woods, Forests, and Land Revenue, being the Woods and Forests Fund," and shall be applied and disposed of in such and the like manner and for such and the like Purposes as the other Monies by such last mentioned Act directed or authorized to be paid in, carried over or placed to the same Account, are thereby authorized or directed to be paid, applied or disposed of.

50 G. 3. c 65.
§ 12.

Purchasers of Premises to have Certificates, &c. for Purchase Money; Certificates inrolled in Office of Auditor of Land Revenue, &c.

Stamp Duty.

III. And be it further enacted, That whenever the Commissioners of His Majesty's Woods, Forests and Land Revenues for the time being shall have contracted with any Person or Persons, Body or Bodies Politic or Corporate, for the Sale of any of the said Lands, Hereditaments, Rights or Interests hereby authorized to be sold as aforesaid, the said Commissioners shall grant to the Purchaser or respective Purchasers thereof, a Certificate under their Hands, describing the Premises so agreed to be sold, and the Amount of the Purchase Money to be paid for the same; and which shall accordingly be paid into the Bank of *England*, within Thirty one Days after the Date of such Certificate; and the Cashiers of the Bank, or One of them, shall, upon the Production of such Certificate, accept and receive the Purchase Monies therein mentioned, and carry the same to the Account therein specified, and at the Foot or on the Back of such Certificate, acknowledge the Receipt of the same, without Fee or Reward; and every such Certificate and Receipt shall be according to the Form contained in Schedule (A.) to this Act, or as near thereto as the Circumstances of the case will admit, and shall be exempt from any Stamp Duty whatever; and every such Certificate and Receipt shall, within One Calendar Month after the Date of such Certificate, be taken to the Office of the Auditor of the Land Revenue for the District within which the said Lands or Hereditaments therein described are situate, and be there forthwith inrolled in the proper Books for that Purpose; and such Auditor having inrolled the said Certificate and Receipt, shall attest the same under his Hand, and shall, upon receiving the usual Fees for such Inrolment, return the said Certificate and Receipt to the Purchaser or Purchasers; and from and after such Inrolment, and thenceforth for ever, the respective Purchasers, their Heirs or Successors, shall by force and virtue of this Act be, and shall be adjudged, deemed and taken to be in the actual Seisin and Possession of the Lands, Here-

Hereditaments, Rights and Interests, so by them respectively purchased, and shall hold and enjoy the same peaceably and quietly, freed and discharged from all Claims and Demands of His Majesty, his Heirs and Successors, or of any Person or Persons claiming under him or them, as fully and amply to all Intents and Purposes as His Majesty, his Heirs or Successors, might or could have held or enjoyed the same if such Sale had not taken place; and every such Certificate shall be respectively witnessed and attested, as to the signing thereof by the said Commissioners, by One of the principal Clerks or other Officers in their or his Office; and every such Certificate and Receipt, being inrolled as aforesaid, shall effectually discharge the respective Purchasers to whom the same shall be given or granted, of and from the Purchase or Consideration Money therein expressed, and such Purchasers shall never afterwards be liable to be called upon, sued, troubled, molested or questioned, for or in respect thereof, or of any Part thereof.

IV. Provided always, and be it further enacted, That if any Person or Persons to whom any such Certificate as aforesaid shall be granted, shall neglect to pay into the Bank the Consideration Money therein to be specified, for the Space of Thirty one Days after the Date of such Certificate, or shall neglect to inrol such Certificate, and the said Cashier's Receipt for the said Money, for the like Space of time, then every such Certificate shall be null and void, and the Consideration Money, if paid into the Bank, shall be forfeited, unless the said Commissioners shall, for any reasonable Cause to him or them shewn for the Omission of such Inrolment, order the said Certificate and Receipt to be inrolled *nunc pro tunc*; and which, upon such Cause being shewn, the said Commissioners are hereby authorized to do accordingly.

Neglecting to pay Purchase Money into Bank within time limited.

V. And Whereas The King's Most Excellent Majesty, in Right of His Crown, is seized to Himself, his Heirs and Successors, of the Great Forest of *Brecknock*, in the County of *Brecknock*, which Forest is of considerable Extent, and the Waste Lands within the same are computed to contain upwards of Forty thousand Acres, subject nevertheless to such Rights of Common and other Rights as the Owners and Proprietors of ancient Tenements, situate, lying and being within the several Parishes, Townships, Hamlets or Places of *Ystradvelliey, Ystradgunlais, Llangastey Talylyn, Llandetty, Cantreff, Garth Brengy, Lande vailog vach, Merthyr Cynog, Saint David's, Llanspythid, Defynnock, Llyrwell, Saint John the Evangelist, Penderin, Llandilôrwane, Trallong and Llanvihangel Nantbrane*, in the said County of *Brecknock*, or some of them, or the Tenants and Occupiers thereof, for the time being, are entitled to, within, upon and over the said Forest: And Whereas the Whole or a great Part of the said Forest is alleged to be Extraparochial: And Whereas The King's Most Excellent Majesty, in Right of His Crown, is the Owner or Proprietor of all the Tithes, both Great and Small, issuing, arising, due and payable of, from and out of the Whole or so much of the said Forest as is Extraparochial; and the several Owners and Proprietors of the Tithes of the several Parishes and Places next adjoining the said Forest, or some or one of them, are, is, or claim to be the Owners or Proprietors of the Tithes both Great and Small, issuing, arising, due and payable from and out of so much and such Part or Parts of the said Forest as is or are Parochial: And Whereas an Act was made and passed in

40,000 Acres.

41 G. 3. (U.K.) c. 109. ' the Forty first Year of the Reign of His present Majesty, intituled
 ' *An Act for consolidating in One Act certain Provisions usually in-*
 ' *serted in Acts of Inclosure, and for facilitating the Mode of proving;*
 ' *the several Facts usually required on the passing of such Acts: And*
 ' Whereas no Sale hath as yet been made under the Powers of the
 48 G. 3. c. 73. ' said recited Act of the Forty eighth Year of His Majesty; and
 ' the said Forest, in its present uncultivated State, yields but little
 ' Profit, and is but of small Value to His Majesty, and is not of such
 ' general Benefit to the other Persons interested therein, as it would
 ' be if the Open Commonable Lands within the said Forest were di-
 ' vided, and specific Parts thereof were allotted unto His Majesty,
 ' and the several other Persons interested therein; and if such Allot-
 ' ments were inclosed, and the Allotment to His Majesty was sepa-
 ' rated and set apart from the Remainder of the said Forest, great
 ' Benefit and Advantage would accrue from such Division and In-
 ' closure to His Majesty and to the Public in general, as well as to
 ' the several Persons having Property and Rights in and over the
 ' said Forest; Be it therefore enacted, That *Henry de Bruyn of*
Southampton Street in the County of *Middlesex*, Surveyor, and *John*
Cheese of Lyons Hall, in the County of *Hereford*, Gentleman, and
 their Successors, to be nominated or appointed in manner hereinafter
 mentioned, shall be and they are hereby appointed Commissioners for
 dividing, allotting and inclosing the said Forest, and all the Open,
 Commonable Lands and Grounds within the same, and for carrying
 into Execution the several other Purposes of this Act, in such manner
 as is hereinafter provided or mentioned; and with such of the Powers,
 and subject to such of the Rules, Orders, Regulations, Restrictions
 and Provisions, contained in the said recited Act of the Forty first
 41 G. 3. (U.K.) c. 109. Year of the Reign of His present Majesty, as are not altered, varied
 or otherwise provided for by this Act.

Appointment of
Commissioners.

Commissioners
sworn.

41 G. 3. (U.K.) c. 109. § 1.

Oath.

VI. And be it further enacted, That no Commissioner shall act in
 the Execution of any of the Powers by the said recited Act of the
 Forty first Year of the Reign of His present Majesty, or this Act,
 granted (save and except the Power of signing and giving Notice of
 the first Meeting of the said Commissioners) until he shall have taken
 and subscribed the following Oath, in Addition to the Oath by the
 said recited Act of the Forty first Year of the Reign of His present
 Majesty directed to be taken; such Oath to be administered and in-
 rolled in like manner as the Oath by the said last mentioned Act pre-
 scribed to be taken by Commissioners for executing Acts of Inclosure,
 is directed to be administered and inrolled; which additional Oath
 shall be in the Words or to the Effect following; that is to say,
 ' I *A. B.* do swear [*or, being one of the People called Quakers, do*
 ' solemnly affirm], That I am neither Proprietor or Occupier of,
 ' nor to the best of my Knowledge am I concerned as Guardian,
 ' Steward or Agent for any Proprietor of Messuages, Cottages,
 ' Houses, Lands or Grounds, or other Person having or claiming
 ' any Right of Common or any Manorial Rights, Tithes or any
 ' other Right or Interest whatsoever in, over or upon the Open
 ' Commonable Lands and Waste Grounds to be divided, allotted
 ' and inclosed by virtue of an Act passed in the Fifty fifth Year of
 ' the Reign of King *George* the Third, intituled [*here insert the Title*
 ' of this Act.] So help me GOD.

VII. An

Appointment of
new Com-
missioners.

VII. And be it further enacted; That in case the said *Henry de Bruyn*, or any Person to be nominated or appointed a Commissioner in his Room or Stead by virtue of this Act, shall die, neglect, refuse to act or become incapable of acting as such Commissioner in the Execution of the said recited Act of the Forty first Year of the Reign of His present Majesty, and this Act, then and in such case it shall be lawful for the Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues, by any Writing under their Hands, within One Calendar Month after such Death, Neglect, Refusal or Incapacity as aforesaid shall be made known to them, to nominate and appoint a proper Person (not interested in the said intended Division, Allotment and Inclosure) to be a Commissioner in the Room or Stead of the said *Henry de Bruyn*, or of such other Person nominated or appointed in his Room or Stead, so dying, neglecting, refusing or becoming incapable to act as aforesaid; and so from time to time as often as any Commissioner, to be nominated and appointed by the said Commissioners of His Majesty's Woods, Forests and Land Revenues as aforesaid, shall die, neglect, refuse or become incapable to act as such Commissioner in the Execution of the said recited Act of the Forty first Year of the Reign of His present Majesty, and this Act; and in case the said *John Cheefe*, or any Person to be nominated and appointed a Commissioner in his Room or Stead by virtue of this Act, shall die, neglect, refuse or become incapable to act in the Execution of the said recited Act of the Forty first Year of the Reign of His present Majesty, and this Act, then and in every such case the surviving or remaining Commissioner shall within Fourteen Days next after such Death, Neglect, Refusal or Incapacity shall happen to be known to him, summon a Meeting (of which Meeting Twenty one Days' Notice at the least, and of the Purpose thereof, shall be given by Advertisement in the *Cambrian* Newspaper, if then published, and if not, then in some other Newspaper printed or circulated in the said County of *Brecknock*) of all and every the Owners or Proprietors claiming such Rights as aforesaid, to be holden within Thirty Days from the Date of such Notice; and the major Part in Value of such Owners or Proprietors who shall attend such Meeting in Person or by their Agents or Proxies duly authorized for that Purpose (such Value in case of any Difference or Dispute touching the same, to be ascertained by Reference to the Land Tax Assessments of the several Parishes wherein the several Messuages, Lands, Tenements and Hereditaments, in respect whereof such Owners or Proprietors claim such Rights as aforesaid, are situate) shall and they are hereby required at such Meeting to nominate and appoint, by any Instrument in Writing under their Hands, or under the Hands of their Agents or Proxies, some fit and proper Person, not interested in the said intended Division, Allotment and Inclosure, to be a Commissioner in the Room or Stead of the said *John Cheefe*, or of such other Person nominated and appointed in his Room or Stead, so dying, neglecting, refusing or becoming incapable to act as aforesaid; and so from time to time, as often as any Commissioner to be nominated and appointed by such Persons having Rights of Common or other Rights as aforesaid, or by their Agents or Proxies, shall die, neglect, refuse or become incapable to act as such Commissioner in the Execution of the said recited Act of the Forty first Year of the Reign of His present Majesty, and this Act; and every Person to be nominated and appointed to act as a Commissioner in

manner aforesaid, shall, after taking and subscribing the Oaths herein prescribed in that behalf, have the like Powers and Authorities in every respect, for carrying the said recited Act of the Forty first Year of the Reign of His present Majesty, and this Act, into Execution, and shall be subject and liable to the like Rules, Regulations and Restrictions, as if such Person or Persons had been originally nominated a Commissioner or Commissioners in and by this Act.

If Commissioners of Woods, &c. and Proprietors of Lands, &c. neglect to appoint new Commissioners within limited time acting Commissioner to make Appointment.

VIII. Provided always, and be it further enacted, That if the said Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues, or the said Persons having such Rights of Common or other Rights as aforesaid, or their Agents or Proxies as aforesaid, or either or any of them respectively, shall make Default in nominating and appointing any new Commissioner so directed to be nominated and appointed by them respectively, as aforesaid, within the respective times for that Purpose limited and in manner aforesaid, then and in every such case it shall be lawful for the surviving or remaining Commissioner, and he is hereby required, from time to time by Writing under his Hand, within One Calendar Month next after the Expiration of such respective time so allowed for nominating and appointing such new and succeeding Commissioners as aforesaid, to nominate and appoint a fit and proper Person (not interested in the said intended Division, Allotment and Inclosure) to be a Commissioner in the Room or Stead of such Commissioner so dying, neglecting, refusing or becoming incapable to act as aforesaid; and every Commissioner so nominated and appointed, shall, after taking and subscribing the Oaths herein prescribed in that behalf, have the like Power and Authority for carrying the said recited Act of the Forty first Year of the Reign of His present Majesty, and this Act, into Execution, and shall be subject and liable to the like Rules, Regulations and Restrictions, as if he had been originally nominated a Commissioner in and by this Act.

41 G. 3. (U.K.)
c. 109.

Commissioners neglecting to attend Meetings considered as Refusal to act.

IX. Provided also, and be it further enacted, That if either of the said Commissioners hereby nominated, shall refuse or neglect to attend at the First Meeting appointed to be holden for carrying this Act, and the said recited Act of the Forty first Year of the Reign of His present Majesty, into Execution, and duly qualify himself by taking and subscribing the Oaths herein prescribed in that behalf; or if either of the said Commissioners shall at any time after the said First Meeting wilfully absent himself from any Three following successive Meetings appointed to be holden by virtue of this Act, or having been absent from Two successive Meetings, shall not attend during the whole of the Third or next succeeding Meeting, such Meetings being known to him either by his being present at the Appointment thereof, or by Notice thereof in Writing having been given to him or left at his last or usual Place of Abode by the Clerk or Clerks to the said Commissioners, and such Commissioner not having been prevented by Sickness, or other reasonable Cause to be allowed by the other Commissioner, from attending or continuing at such Meeting or Meetings; or if any Commissioner to be nominated and appointed in manner by this Act directed, shall not attend, and qualify himself to act as a Commissioner in the Execution of this Act and the said recited Act of the Forty first Year of the Reign of His present Majesty, at the First Meeting of the said Commissioners after his Nomination or Appointment, or shall thereafter wilfully absent himself from Three following successive Meetings to be holden by

virtue of this Act, or, having been absent from Two successive Meetings, shall not attend during the whole of the Third or next succeeding Meeting, such Meeting been known to him either by his being present at the Appointment thereof, or by Notice thereof in Writing having been given to him or left at his last or usual Place of Abode by the Clerk or Clerks to the said Commissioners, and such Commissioner not being prevented by Sickness, or other reasonable Cause to be allowed by the other Commissioner, from attending or continuing at such Meetings; then and in every of such cases such Absence or Nonattendance shall be deemed and taken to be a Refusal to act within the Intent and Meaning of this Act.

X. And be it further enacted, That if any Difference shall arise between the said Commissioners, touching or concerning any Matter or Thing to be done by them by virtue or in the Execution of the said recited Act of the Forty first Year of the Reign of His present Majesty, or this Act, whereupon the said Commissioners shall differ or not agree in Opinion, the said Commissioners from time to time, when and so often as such Difference or Disagreement of Opinion shall arise, shall by Writing under their Hands appoint some fit and proper Person (not being interested in the said intended Division, Allotment and Inclosure, nor being the Attorney or Agent of any Person so interested) to be an Umpire between them; and the Matter upon which such Difference or Disagreement of Opinion shall or may arise, shall be referred to and shall be settled and determined by such Umpire, whose Determination shall be made in Writing, and shall be binding and conclusive upon all Parties whomsoever (except as to such Right of Appeal as is given by this Act or the said recited Act of the Forty first Year of the Reign of His present Majesty); and for the Purposes aforesaid, but not for any other Purpose, such Umpire shall have and he is hereby vested with the same Powers and Authorities as are by the said recited Act of the Forty first Year of the Reign of His present Majesty, and this Act, given to or vested in the said Commissioners; but no Person shall be capable of acting as such Umpire as aforesaid, until he shall have taken and subscribed an Oath in the Form or to the Effect following; that is to say,

Umpire appointed.

41 G. 3. (U. K.)
c. 109. § 3.

I do swear, That I will faithfully, impartially and honestly, according to the best of my Skill and Judgment, execute and perform the several Powers and Authorities vested and reposed in me as an Umpire, by virtue of an Act passed in the Fifty fifth Year of the Reign of King *George* the Third, intituled *An Act* [*here insert the Title of this Act*] according to Equity and good Conscience, and without Favour or Affection, Prejudice or Partiality, to any Person or Persons whomsoever. So help me GOD.

Umpire's Oath.

Which Oath the said Commissioners or either of them are and is hereby empowered to administer; and such Oath, and also the Writing appointing an Umpire, shall be annexed to and inrolled with the final Award of the said Commissioners.

XI. And be it further enacted, That the said Commissioners shall, and they are hereby authorized and empowered to appoint a Clerk or Clerks to assist them in the Execution of this Act and the said recited Act of the Forty first Year of the Reign of His present Majesty, and shall and may remove such Clerk or Clerks, and appoint another or others in his or their Room or Stead, as to

Commissioners to appoint a Clerk or Clerks.

them shall seem meet; and in case of the Death, Incapacity or declining or neglecting to act of any such Clerk or Clerks, then and in any of such cases the said Commissioners shall and may appoint any other Person or Persons they may think proper to be their Clerk or Clerks.

Surveyors appointed.

XII. And be it further enacted, That Samuel Wharton of Gray Inn in the County of Middlesex, and David Davies of Llangatwg Crickhowell in the County of Brecknock, Land Surveyors, shall be and they are hereby appointed Surveyors, for the Purpose of viewing, surveying and measuring the said Forest, and all the Open Commonable Lands and Grounds within the same; and such Surveyors are hereby accordingly authorized and directed, as soon as conveniently may be, to view, survey and measure the said Forest, and all the said Open and Commonable Lands, and all the Buildings and Encroachments whatsoever made in and upon the same, and to describe and lay down the same by way of Map or Plan, whereas, or in a Book of Reference to be annexed thereto, shall be set forth the Number of Acres and decimal Parts of an Acre of the said Forest, and all the Open Commonable Lands and Grounds, and the several Buildings and Encroachments made thereon, and of what such Encroachments respectively consist, and the Names of the several Persons holding and enjoying the same; and that when and so soon as the said Surveyors shall have finished and completed the Survey, Map or Plan, they shall, by Notice in Writing under their Hands, apprise the said Commissioners thereof, and appoint a Time and Place for a Meeting with them, of which Meeting Fourteen Days' previous Notice at the least shall be given to the said Commissioners, at which Meeting the said Surveyors shall deliver unto the said Commissioners their Survey, Plan and Book of Reference, and shall subscribe the same with their Names in the Presence of the said Commissioners, who shall attest the same.

XIII. And be it further enacted, That no Person shall act as a Surveyor in the Execution of any of the Powers hereby given, until he shall have taken and subscribed the Oath following; that is to say,

Surveyor's Oath.

I A. B. do swear [or, being one of the Persons called Quakers, do solemnly affirm], That I will faithfully, impartially and honestly, according to the best of my Skill and Judgement, execute the several Powers and Authorities vested and reposed in me as a Surveyor, by virtue of an Act passed in the Fifty fifth Year of the Reign of King George the Third, intituled *An Act to amend the Title of this Act* without Favour or Affection, Partiality, or Partiality, to any Person or Persons whatsoever.

Which Oath or Affirmation it shall be lawful for the said Commissioners or either of them to administer, and the said Oath or Affirmation taken, shall be written on Parchment, and subscribed by the said Surveyors, and duly attested by the said Commissioners, and shall be enrolled with the said Surveyors.

Appointment of Surveyors.

XIV. And be it further enacted, That the said Commissioners

Reign of His present Majesty, and this Act, then and in such case it shall be lawful for the Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues by any Writing under their Hands, within One Calendar Month after such Death, Neglect, Refusal or Incapacity as aforesaid shall be made known to them, to nominate and appoint a proper Person (not interested in the said intended Division, Allotment and Inclosure) to be a Surveyor in the Room or Stead of the said *Samuel Wharton*, or of such other Person nominated or appointed in his Room or Stead, so dying, neglecting, refusing or becoming incapable to act as aforesaid; and so from time to time, as often as any Surveyor to be nominated and appointed by the said Commissioners of His Majesty's Woods, Forests and Land Revenues as aforesaid, shall die, neglect, refuse or become incapable to act as such Surveyor, in the Execution of the said recited Act of the Forty first Year of the Reign of His present Majesty, and this Act; and in case the said *David Davies*, or any Person to be nominated and appointed a Surveyor in his Room or Stead by virtue of this Act, shall die, neglect, refuse or become incapable of acting in the Execution of the said recited Act of the Forty first Year of the Reign of his present Majesty, and this Act, then and in every such case the Commissioners appointed by this Act shall, within Fourteen Days next after such Death, Neglect, Refusal or Incapacity shall happen to be known to them, summon a Meeting (of which Meeting Twenty one Days' Notice at the least, and of the Purpose thereof, shall be given by Advertisement in the *Cambrian Newspaper*, if then published, and if not, then in some other Newspaper printed or circulated in the said County of *Brecknock*) of all and every the Owners or Proprietors claiming such Rights as aforesaid, to be holden within Thirty Days from the Date of such Notice, and the major Part in Value of such Owners or Proprietors who shall attend such Meeting in Person, or by their Agents or Proxies duly authorized for that Purpose (such Value, in case of any Difference or Dispute touching the same, to be ascertained by Reference to the Land Tax Assessments of the several Parishes wherein the several Messuages, Lands, Tenements and Hereditaments, in respect whereof such Owners or Proprietors claim such Rights as aforesaid, are situate) shall and they are hereby required at such Meeting to nominate and appoint, by any Instrument in Writing under their Hands, or under the Hands of their Agents or Proxies, some fit and proper Person (not interested in the said intended Division, Allotment and Inclosure) to be a Surveyor in the Room or Stead of the said *David Davies*, or of such other Person nominated and appointed in his Room or Stead, so dying, neglecting, refusing or becoming incapable to act as aforesaid; and so from time to time, as often as any Surveyor to be nominated and appointed by such Persons having Rights of Common or other Rights as aforesaid, or by their Agents or Proxies, shall die, neglect, refuse or become incapable to act as such Surveyor in the Execution of the said recited Act of the Forty first Year of the Reign of His present Majesty, and this Act; and every Person to be nominated and appointed to act as a Surveyor in manner aforesaid, shall, after taking and subscribing the Oath herein prescribed in that behalf, have the like Powers and Authorities in every respect, for carrying the said recited Act of the Forty first Year of the Reign of His present Majesty, and this Act, into Execution, and shall be subject and liable to the like Rule, Regulations and Restrictions,

tions, as if such Person or Persons had been originally nominated Surveyor or Surveyors in and by this Act.

Power to make
a Survey.

XV. And be it further enacted, That as soon as conveniently may be after the passing of this Act, the said Surveyors shall proceed to make an accurate Survey and Plan, as well of all the Messuages, Cottages and Scites thereof, as of all Lands and Grounds situate in the said several Parishes of *Ystradveoltey, Ystradunlais, Llangafy Talyllyn, Llanddettty, Cantreff, Garth Brengy, Llande vaiof oach, Merthyr Cynog, Saint David's, Llanfpybid, Defynnock, Llywell, Saint John the Evangelist, Penderin, Llandilorvane, Trallong and Llanvihangel Nantbrane*, in respect whereof the Owners or Occupiers of the same respectively are entitled to a Right of Commonage, or other Rights upon the said Forest, and upon the Open Commonable Lands and Grounds to be divided, allotted and inclosed by virtue of this Act, or any Part thereof (save and except such Lands and Grounds as have been already surveyed, and are hereinafter directed not to be again surveyed or planned) and shall enquire and find out, and in and by the Survey and Plan thereof, and in a Book of Reference to the same, set forth a minute and exact Account of all and singular the Premises so surveyed, and the Quantity and Contents of each several Field, Inclosure and Parcel of Land thereof, with the Names of all and every the Owners and Occupiers thereof respectively; thereby distinguishing such of the Premises as are of Freehold Tenure from such as are of Copyhold or Customary or Leasehold Tenures, and of what particular Manors or Lordships or Persons the said Copyhold or Customary or Leasehold Tenements are severally and respectively holden.

No new Ad-
measurement
made in case
Proprietors shall
produce approved
Surveys,
&c.

XVI. And be it further enacted, That it shall be lawful for any Person or Persons having in his, her or their Custody or Possession any actual Surveys, Maps or Plans of any of the Lands or Grounds in respect whereof the Owners or Occupiers of the same are entitled to Rights of Common or other Rights, to produce and deliver such Surveys, Maps and Plans to the said Commissioners at such time or times as they shall appoint for that Purpose; and the said Commissioners thereupon shall enquire on the Oath as well of the Person or Persons producing and delivering such Surveys, Maps and Plans respectively, as of such other Person or Persons as they shall think fit (which Oath the said Commissioners are hereby authorized to administer) into the Authenticity and Accuracy of every such Survey, Map or Plan: And in all cases where the said Commissioners shall be satisfied that such Surveys, Maps and Plans are authentic and have been accurately made, and will answer the Purpose of a new Survey (but not otherwise) they the said Commissioners shall deliver the same over to the said Surveyors, with Directions to insert and copy the same into the Surveys of the Lands, the Owners or Occupiers whereof are entitled to Right of Common, or any other Rights or Interests, instead of making a new Admeasurement and Plan of the Lands and Grounds so comprized and described in the Maps and Plans aforesaid.

Allowance to
Commissioners,
Clerks and Sur-
veyors.

XVII. And be it further enacted, That out of the Money which shall be raised for defraying the Expenses of obtaining and executing this Act, the said Commissioners shall be allowed Three Guineas each, and no more, for every Surveyor attending in and about the Execution of this Act, and from the Meetings necessary for the Execution of this Act.

clude and be in Satisfaction of all Costs and Expences in travelling and otherwise, which they shall be put to in executing the same; and that the Surveyors and the Clerk or Clerks shall be paid and allowed for their Pains and Trouble such Sum or Sums of Money as the Commissioners shall think just and reasonable; and that every Proprietor, Attorney and Agent, who shall attend the said Commissioners at any of their Meetings to be held in pursuance of this Act, or the said recited Act of the Forty first Year of the Reign of His present Majesty, shall pay his own Expences at all such Meetings; and in such cases as the Objection or Approbation of the Proprietors, of any Act, Matter or Thing to be done, or proposed to be done in pursuance of the said last mentioned Act and this Act, is directed to be made and testified at any Meeting or Meetings, it shall be lawful for the Proprietors to attend such Meeting or Meetings by their respective Agents or Proxies duly authorized, whose Acts or Votes shall be as effectual as if such Proprietors were present in Person.

XVIII. And be it further enacted, That the First Meeting of the Commissioners for putting this Act and the said recited Act of the Forty first Year of the Reign of His present Majesty into Execution, shall be held at the House known by the Sign of *The Bull's Head*, in the Village of *Devynock*, in the County of *Brecknock* aforesaid, within Two Calendar Months after the passing of this Act, or as soon after as circumstances will admit; and that the said Commissioners shall cause Notice in Writing to be affixed upon each of the Principal Outer Doors of the several Churches or Chapels of the several Parishes or Hamlets, Townships or Places aforesaid, and also a like Notice by Advertisement to be inserted in the *Cambrian* Newspaper, if then published, and if not, then in some other Newspaper usually circulated in the said County, of the Time and Place of their First and every future Meeting (Meetings by Adjournment only excepted) for the Execution of the Powers hereby and by the said recited Act of the Forty first Year of the Reign of His present Majesty vested in them, Fourteen Days at least before the times appointed for such respective Meetings; and in case only One of the said Commissioners shall attend at the Time and Place appointed for any Meeting, or to which any Meeting shall be adjourned, it shall be lawful for such Commissioner, and to and for the Clerk or Clerks to the said Commissioners, in case neither of the said Commissioners shall attend, to adjourn the said Meeting to be holden on any future Day, not exceeding Twenty one Days from the Day of Adjournment, at the same or some other convenient Place within Eight Miles of the said Forest; and the Commissioner, or Clerk or Clerks making such Adjournment, is and are hereby required to give timely Notice thereof to the absent Commissioner or Commissioners.

First and other Meetings of Commissioners.

XIX. And be it further enacted, That all other Notices requisite or necessary to be given by the said Commissioners, shall be given by Advertisement, to be inserted in the said *Cambrian* Newspaper, if then published, and if not, then in some other Newspaper usually circulated in the said County of *Brecknock*.

Notices how given.

XX. And be it further enacted, That all Intakes or Encroachments made on the said Commonable Lands and Grounds within the said Forest, and which have been made within the Space of Thirty Years now last past, and for which no Licence, Consent or Grant shall have been obtained from The Crown, shall be deemed and considered

Encroachments allotable.

Commissioners
empowered to
set out new and
additional
Roads, and to
turn and stop
Roads.

Proviso.

Proviso.

Allotments for
Repairs of
Roads;

and for Water-
ing Places for
Cattle.

Allotment for
Public Lime-
stone Quarries
for general Use.

sidered Part and Parcel of the Lands and Grounds to be divided, allotted and enclosed by virtue of this Act, as if the same were actually lying open and unenclosed.

XXI. And be it further enacted, That the said Commissioners shall, and they are hereby authorized and required, before they proceed to make any Division or Allotment directed by this Act, to set out and appoint any new and additional Public Roads or Highways, or any new Tracks or Ways for such Public Roads or Highways, in and over the said Forest, and to make such Order or Orders as to them shall seem proper in relation thereto, subject to the Restrictions, Provisions and Directions of this Act; and that the said Commissioners shall or may turn or abate and stop up, or cause or order to be turned or abated and stopped up, any ancient Carriage Road or Way, Roads or Ways, or any ancient Footway or Path, Footways or Paths, in, through, upon or over any of the Lands and Grounds within the said Forest, where they shall judge it requisite or expedient, and to make such Order or Orders as to them shall seem proper for that Purpose, subject nevertheless to the Provisions, Restrictions and Directions of this Act: Provided always, that no Turnpike Road shall be altered or diverted without the Consent of the Trustees having the Care and Management thereof, or any Five or more of them, at a Public Meeting of such Trustees to be convened by due Notice, and held for that Purpose; nor any Public Highway or Road be shut up or discontinued, until the Road or Roads so marked out or intended to be and remain Public Highways, shall be set out and made according to the Directions of this Act, and until the same shall be properly formed and made convenient and safe for Horses, Cattle and Carriages: Provided also, that all Private Roads, Ways and Foot Paths, which shall be set out and appointed by the said Commissioners, shall be made and forever maintained and kept in repair by such Person or Persons, and in such manner, as the said Commissioners shall, by their Award, or by any other Writing under their Hands, order, direct or appoint.

XXII. And be it further enacted, That the said Commissioners shall and they are hereby required, as soon as conveniently may be after setting out the Public Roads and Highways as by this Act is directed, to set out and allot unto and for the Formation and Repairs of the Highways made or to be made within the Limits of the said Forest, so much and such Part and Parts of the Open and Commonable Lands and Grounds within the said Forest, and in such Places as the said Commissioners shall think proper, for getting Stone, Gravel or other Materials for the Formation or for the Repairs from time to time for ever of the Public and Private Roads and Highways made or to be made within the Limits of the said Forest; and the Grass and Herbage arising therefrom shall be vested in such Persons as the said Commissioners shall allot the same unto; and the said Commissioners shall and they are hereby also authorized and required to set out Watering Places in the said Lands and Grounds hereby directed to be divided, allotted and inclosed, for Cattle and Beasts, for the common Use and Benefit of all Persons occupying Lands and Grounds in Right of which they are or shall be entitled to Rights of Common in or over the said Forest.

XXIII. And be it further enacted, That the said Commissioners shall and they are hereby required, in the next place, to set out and allot such Part or Parts, or Parcel or Parcels of the Lands and Grounds by

by this Act directed to be divided, allotted and inclosed, as and for Public Limestone Quarries, for the Purpose of getting Limestone and other Stones therefrom, with convenient Roads and Ways to and from the same respectively, to be used in common, as well by the Proprietor or Proprietors, or the Occupier or Occupiers of His Majesty's Allotment or Allotments herein directed to be made, as also the Proprietors of Estates entitled to Rights of Common on the said Forest, and their Tenants for their respective necessary Uses within the said Forest, or in or upon the Estates in virtue whereof they are entitled to Rights of Common, and for the Repairs of the Public and Private Roads within the said Forest; and such Allotment or Allotments shall be vested in such Person or Persons as the said Commissioners shall, by Writing under their Hands, or by any Award to be made by virtue of this Act, appoint in Trust for the Purposes aforesaid; and shall be inclosed and fenced in such manner, and shall be subject to such other Regulations and Directions as the said Commissioners shall in and by their said Award order or direct.

XXIV. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby empowered, to direct, order and award all Streams of Water, Springs and Watercourses, within the Lands and Grounds hereby directed to be divided, allotted and inclosed, to be carried and conveyed in such Courses, and through such of the said Lands and Grounds so hereby intended to be divided, allotted and inclosed, as they in their Discretion shall think necessary and proper for the Purposes aforesaid: Provided always, that no such Streams of Water, Springs or Watercourses, shall be diverted or turned, without the Consent of the Person or Persons from and into whose Lands the same shall be carried or conveyed.

Commissioners empowered to turn Water-courses.

Proviso.

XXV. And be it further enacted, That the said Commissioners shall mark and set out such Part and Parts of the said Lands and Grounds hereby directed to be divided, allotted and inclosed, as by the Sale thereof will in the Judgment of the said Commissioners raise a sufficient Sum of Money to defray and discharge all the Costs, Charges and Expences incident to and attending the obtaining and passing of this Act, and of preparing and inrolling the Award or Awards to be made by the said Commissioners, and of surveying, admeasuring, planning, valuing, dividing and allotting the Lands and Grounds to be divided, allotted and inclosed by virtue of this Act, and of surveying, admeasuring and planning such other Lands as shall by virtue of this Act be surveyed, measured and planned; and all the Charges of the said Commissioners and Umpire, their Surveyors, Assessors, Clerks, Assistants and Servants, and all the other necessary Expences of the several Persons to be employed by the said Commissioners in and about the same; and all the Expences of forming, completing and repairing the Public Carriage Roads and Highways to be set out by the said Commissioners as aforesaid, and all other Expences of carrying this Act into Execution; and that it shall be lawful for the said Commissioners, as soon after the passing of this Act as they shall think proper, and so from time to time as often as they shall think necessary, to sell by Public Auction, in the Manner, and subject to the Directions and Regulations mentioned and prescribed in and by the said recited Act of the Forty first Year of the Reign of His present Majesty, unto any Person or Persons who shall be willing to become the Purchaser or Purchasers thereof, such Part or Parts of the said Open and Commonable Lands and Grounds hereby

Lands sold for Payment of Expences.

41 G. 3. (U.K.)
c. 109. § 32.

hereby directed to be divided, allotted and inclosed, as they shall mark and set out and deem sufficient for the Purposes aforesaid; and the Purchase Money of the said Lands so to be sold as aforesaid shall be paid into the Hands of the said Commissioners within such time and in such manner as the said Commissioners shall appoint, and the Receipt or Receipts of the said Commissioners for such Purchase Money shall be a sufficient Discharge to the Purchaser or Purchasers for the same; and immediately after Payment of such Purchase Money, and after such Receipt or Receipts shall be given to such Purchaser or Purchasers, the Allotments, Pieces or Parcels of Land so purchased by him, her or them shall, by virtue of this Act become vested in him, her or them, and in his, her or their respective Heirs and Assigns, in absolute Fee Simple, and shall be inclosed and held in Severalty by the Purchaser or Purchasers thereof respectively as his, her or their Private and absolute Property, and shall be allotted accordingly by the said Commissioners; and the said Purchase Money shall be applied in defraying such Costs, Charges and Expences as aforesaid.

Surplus produced by Sales divided between Proprietors in Fee according to Interests.

XXVI. And be it further enacted, That in case such Part or Parts of the said Open Commonable Lands and Grounds hereby directed to be sold as hereinbefore mentioned shall be sold for more Money than will be required to defray such Costs, Charges and Expences as aforesaid, then and in such case such Surplus Money shall be divided and apportioned between His Majesty and the several Persons interested in the Lands and Grounds hereby directed to be divided, allotted and inclosed, in such Shares as shall be in Proportion to such their respective Property, Rights and Interests; and the Share of His Majesty shall be paid to the Commissioners of His Majesty's Woods, Forests and Land Revenues; and the respective Shares of such other Persons as shall be Tenants in Fee Simple of their respective Allotments, shall be paid to them respectively; and the Shares of such other Proprietors or Persons of and in such Surplus Money, shall be applied and disposed of in manner directed by the said recited Act of the Forty first Year of the Reign of His present Majesty, in cases where any Money is to be paid for the Purchase or Exchange of any Lands, Tenements or Hereditaments, or of any Timber or Wood growing thereon, and which Money ought to be laid out in the Purchase of other Lands, Tenements or Hereditaments to be settled to the same Uses.

41 G. 3. (U.K.)
c. 109. § 21—
23.

Persons desirous of paying in Money, exempt from Operations of Power of Sale.

XXVII. Provided always, and be it further enacted, That in case any of the Persons interested in the said intended Division, Allotment and Inclosure, shall be desirous of having the Whole of their respective Shares and Allotments of the said Open Commonable Lands and Grounds hereby directed to be divided, allotted and inclosed, set out and allotted to them without any Abatement for or in respect of the said hereinbefore directed Sale, for the Purposes aforesaid, and shall by themselves or Agents signify the same in Writing to the said Commissioners, at the time of the Delivery in of their respective Claims as hereinbefore directed, or within such time afterwards as shall be limited and prescribed by the said Commissioners, then and in every such case the said Commissioners shall they are hereby authorized and required to set out and allot to such Persons respectively, all such Shares and Portions of the said Open Commonable Lands and Grounds as shall be severally entitled to under and by the said Act.

vision had been hereby made for Sale of any Part of the same Lands and Grounds, and without any Deduction or Abatement whatsoever on that account; and to adjust and settle what Sum and Sums of Money ought to be borne and paid by such several Persons, their Heirs or Assigns, for and in respect of their several and respective proportionable Charges and Expences of carrying this Act into Execution; and in case such Persons shall refuse or neglect to pay such Sum or Sums of Money as aforesaid, that then and in such case the same shall be levied and recovered in the manner directed by the said recited Act of the Forty first Year of the Reign of His present Majesty: Provided nevertheless, that nothing herein contained shall give to the said Commissioners any Power to charge such Persons interested as aforesaid with any Part of the Expences attending or occasioned by the Sale hereinbefore directed.

Proviso.

XXVIII. And, in order to the making of an adequate Compensation for the Great and Small Tithes arising and renewing, within the said Forest hereby directed to be divided, allotted and inclosed, to the several and respective Persons entitled to such Tithes, be it further enacted, That the said Commissioners shall and they are hereby directed and required, in the next Place, to set out and allot unto and for The King's Most Excellent Majesty, his Heirs and Successors, for and in lieu of all Tithes both Great and Small, and all Moduses, Compositions and other Payments in lieu of Tithes, arising, renewing, increasing, happening or payable out of, from or in respect of such Part or Parts of the Open and Commonable Lands within the Limits of the said Forest as are or shall be found to be Extraparochial, such Part and Parcel of the said Lands or Grounds hereby directed to be divided, allotted and inclosed, as in the Judgment of the said Commissioners shall be a full Satisfaction and Compensation for all such Tithes both Great and Small, and all Moduses, Compositions, and other Payments in lieu thereof; and also to set out and allot unto or for the Person or several Persons, Bodies Politic, Corporate or Collegiate, who is, are or shall be entitled to Tithes in Kind, in, over or upon such Part or Parts of the said Open and Commonable Lands as is or are locally situate within the Bounds or Limits of any Parish or Parishes, if any Part or Parts of the said Lands is or are so situate, for and in lieu of all Tithes both Great and Small, and all Moduses, Compositions, and other Payments in lieu of Tithes whatsoever, arising, growing, renewing, increasing, happening or payable within or from the said Forest, out of or from, or for or in respect of such last mentioned Lands, such Parts and Parcels of the said Lands and Grounds hereby directed to be divided, allotted and inclosed, as in the Judgment of the said Commissioners shall be a full Satisfaction and Compensation for all such last mentioned Tithes, Moduses, Compositions and other Payments, in lieu of Tithes; all which said Tithes both Great and Small, and all Moduses, Compositions and other Payments in lieu of Tithes, shall respectively cease and be for ever extinguished, from and immediately after the making and setting out of such Allotment or Allotments in lieu thereof, and Notice given by the said Commissioners, by Writing under their Hands to be affixed on the principal Outer Doors of the several Parish Churches adjoining the said Forest, that the said Allotment or Allotments may be forthwith entered upon respectively, or from and after such other time as the said Commissioners shall in and by such Notice direct and appoint.

Allotment in lieu of Tithes.

XXIX. And

Commissioners to ascertain to whom Allotment for Tithes to belong.

XXIX. And be it further enacted, That the said Commissioners shall and they are hereby authorized and required, by Examination of Witnesses upon Oath or otherwise (which Oath they are hereby empowered to administer) to ascertain, settle and determine to whom the said last mentioned Allotment or Allotments shall belong; and when they shall have so ascertained the same, they are hereby authorized and required to apportion and divide the same respectively, unto and amongst the Person or several Persons who shall appear to them to be entitled thereto.

Allotment to The King in lieu of Tithes, subject to like Rules as other Allotments to His Majesty.

XXX. Provided always, and be it further enacted, That whatever Allotment shall be made to His Majesty, in lieu of Tithes, of such of the said Open and Commonable Lands as are or shall be found to be Extraparochial, shall, immediately after the same shall be set out, become and remain the exclusive Property of His Majesty, his Heirs and Successors, and shall be subject to the same Rules and Regulations in every respect, as the Allotment hereinafter directed to be made and set out to His said Majesty, is subject to.

Allotment to The King.

XXXI. And be it further enacted, That the said Commissioners shall, and they are hereby authorized and required, after making and setting out the several Allotments hereinbefore mentioned, to divide, set out and allot, One full Moiety or Half Part of all the Rest, Residue and Remainder of the said Forest, due regard being had to the Quality and Situation thereof, unto The King's Most Excellent Majesty, his Heirs and Successors; and which Allotment, as soon as the same shall be allotted and severed from the Lands adjoining thereto shall become and remain the exclusive and absolute Property of The King's Majesty, his Heirs and Successors, freed, exonerated and for ever discharged of and from all Rights of Common, Common of Pasture and Turbary, and all other Rights of what nature or kind soever.

Commissioners to set out Roads to His Majesty's Allotments.

XXXII. And be it further enacted, That the said Commissioners shall and they are hereby required to set out such and so many Private Roads and Ways, as shall be necessary for giving convenient Access to such Allotments as shall be so as aforesaid made to or for His Majesty, his Heirs or Successors.

Award of His Majesty's Allotments inrolled in Exchequer at Westminster, and Office of Auditor of Land Revenue.

XXXIII. And be it further enacted, That when and as soon as the said Commissioners shall have set out the Allotment or Allotments hereinbefore directed to be made and set out to His said Majesty, his Heirs and Successors, they shall prepare a separate Award, with a Map or Plan of such Allotment annexed thereto whereof there shall be Three Originals; One to be inrolled in the Court of Exchequer at Westminster, another in the Office of the Auditor of the Land Revenue, there to remain on Record, and which shall afterwards be filed and preserved amongst the Muniments of the Office of the Commissioners of His Majesty's Woods, Forests and Land Revenues for the time being; and the said Award or the Inrolment thereof shall or may be produced, read and received in Evidence, on all Occasions where any Question, Doubt or Controversy may arise, relating to or affecting the Rights and Interests of His Majesty, his Heirs and Successors in respect of any Allotment to be vested in the King's Majesty, his Heirs and Successors, by virtue of this Act; and the Third of the said Awards shall be deposited with the Clerk of the Peace for the said County of Brecknock.

Residue allotted to Persons en-

XXXIV. And be it further enacted, That the said Commissioners shall and they are hereby required, in the next Place, to set out and allot

allot the Residue of the Lands and Grounds hereby directed to be divided, allotted and inclosed, unto and amongst all and every the Persons entitled to Commonage, in, over or upon the same respectively, or any Part or Parts thereof respectively (other than and except The King's Majesty, his Heirs and Successors) in Proportion to the real Value of their several and respective Messuages, Cottages, Lands and Tenements, in respect whereof they are entitled to such Rights of Common, and to the Part or Parts of the Lands to be inclosed, in, over or upon which their respective Rights of Common shall extend, due regard being had in settling the Quantum of each Allotment to the Quality and Situation of the Land to be comprised therein; and shall also set out and award every Person's Allotment as near to his Messuage or Messuages, Cottages, Sites, Lands and Tenements, in respect whereof he is or shall be entitled to Right of Commons as conveniently may be.

entitled to Commonage.

XXXV. Provided always, and be it enacted, That all Persons having or claiming any Estate or Interest in or upon the Lands and Grounds hereby directed to be divided, allotted and inclosed, shall by themselves or their Agents deliver their respective Claims in Writing to the said Commissioners, at a Meeting to be holden for that Purpose, in manner directed by the said recited Act of the Forty first Year of the Reign of His present Majesty, and this Act, of which Meeting Twenty one Days' Notice in Writing under the Hands of the said Commissioners expressing the Purpose of such Meeting, shall be given in the manner hereinbefore directed.

Claims of Rights produced.

XXXVI. And be it further enacted, That all the Claims of any Right or Rights of Common upon the said Open Commonable Grounds or Waste Lands or any Part or Parts thereof, to be delivered to the said Commissioners in pursuance of the said recited Act, shall (whether the same be formally objected to or not under the Provisions of the said recited Act, by any Person or Persons, or Body Politic, Corporate or Collegiate interested or claiming to be interested in the Premises) be investigated by the said Commissioners or the major Part of them, as soon as conveniently may be after Delivery thereof: Provided always, that the said Commissioners shall and they are hereby required to give Fourteen Days' Notice at the least of their Meetings for such Purpose, by Advertisement in the *Cambrian* Newspaper, if then published, and if not, then in some other Newspaper circulated in the said County of *Brecknock*; and the said Commissioners shall with all convenient Speed, after such Investigation of the said Claims, cause printed Lists or Schedules of the same, distinguishing therein all such of the said Claims to which they shall have any Objection, or to which Objections shall have been made by any other Persons in pursuance of the said Act, to be lodged for the Purpose of Public Inspection, at such and so many convenient Places as the said Commissioners shall think proper, of which Places Public Notice shall be given by Advertisement in the said *Cambrian* Newspaper if then published, and if not, then in some other Newspaper circulated in the said County of *Brecknock*; and shall also cause Copies or Extracts thereof, so far as shall concern or relate to the respective Claims to which Objections shall arise or be made, to be left at the last or usual Places of Abode of the respective Persons whose Claims shall be objected to, or of their Stewards or Agents; and any Person or Persons, Body or Bodies Politic, Corporate or

Commissioners to investigate Claims.

Proviso.

Col.

Collegiate, interested or claiming to be interested in the Premise may offer Objections to any Claim contained in such Schedule or List, within Three Months next after the aforesaid Publication thereof, by delivering the Particulars of such Objection to the said Commissioners in Writing, in manner prescribed by the said recited Act; and no such Objection shall afterwards be received, unless for some legal Disability or special Cause to be allowed by the said Commissioners.

Power for Commissioners to settle Disputes.

XXXVII. And be it further enacted, That in case any Dispute or Difference shall arise, between any of the Parties interested or claiming to be interested in the said intended Division, Allotment and Inclosure, touching or concerning the respective Rights and Interest which they or any of them shall have or claim to have in the same, or touching or concerning any other Matter or Thing relating to the said Division, Allotment and Inclosure, it shall be lawful for the said Commissioners or Umpire, and they and he are and is hereby authorized and empowered to examine into, hear and determine the same respectively.

Commissioners not to determine Title to Estate.

XXXVIII. Provided always, That nothing herein contained shall authorize the said Commissioners or Umpire to determine the Title to any Messuages, Lands, Tenements or other Hereditaments whatsoever; but they and he shall assign and set out the several Allotments directed to be made, unto the Person or Persons having the actual Seisin or Possession of the Messuages, Lands, Tenements or Hereditaments, in right or in respect whereof such Allotments shall be made.

Power to assess Costs relative to disputed Claims or Objections.

XXXIX. And be it further enacted, That in case the said Commissioners shall, upon the Hearing and Determination of any Claim or Claims, Objection or Objections, to be delivered to them in pursuance of the said recited Act of the Forty first Year of the Reign of His present Majesty, and this Act, see Cause to award any Costs, then and in such case it shall be lawful for the said Commissioners, and they are hereby empowered, upon Application made to them for that Purpose, to settle, assess and award such Costs and Charges as they shall think reasonable to be paid, either to the Public Account for or towards the Expences occasioned in or relating to the investigating, settling and determining of such Claim or Claims, if finally disallowed, or to the Party or Parties in whose Favour any Determination of the said Commissioners shall be made, by the Person or Persons, or Body or Bodies Politic, Corporate or Collegiate, whose Claim or Claims, Objection or Objections, shall be thereby disallowed or overruled; and in case the Person or Persons, or Body or Bodies Politic, Corporate or Collegiate, who shall be liable to pay such Costs and Charges shall neglect or refuse to pay the same on Demand, then and in every such case it shall be lawful for the said Commissioners, and they are hereby authorized and required, by Warrant under their Hands directed to any Person whomsoever, to cause such Costs and Charges to be levied by Distress and Sale of the Goods and Chattels of the Person or Persons, or Body or Bodies Politic, Corporate or Collegiate so neglecting or refusing to pay the same, rendering the Overplus (if any) upon Demand, to the Person or Persons, or Body or Bodies Politic, Corporate or Collegiate, whose Goods and Chattels shall have been so distrained, and after deducting the Costs and Charges of such Distress and Sale.

Distress.

XL. And be it further enacted, That in case any Person or Persons, Body or Bodies Politic, Corporate or Collegiate, interested or claiming to be interested in the said intended Division and Allotments, shall be dissatisfied with any Determination of the said Commissioners or Umpire, touching or concerning any Claim or Claims of the Right to the Soil of the said Open Commonable Lands and Grounds, or any Part or Parts thereof, or of any Rights of Common or other Rights or Interests whatsoever, in, over or upon the Lands and Grounds hereby directed to be divided, allotted and inclosed, or any Part or Parts thereof, then and in every such case it shall be lawful for the Person or Persons, Body or Bodies Politic, Corporate or Collegiate so dissatisfied, to proceed to a Trial at Law of the Matter so determined by the said Commissioners, at the then next Great Session, or at the Great Session following the next, to be holden for the County of *Brecknock*, or at the then next Assizes, or at the Assizes following the next, to be holden for the County of *Hereford*, and for that Purpose the Person or Persons, Body or Bodies Politic, Corporate or Collegiate, who shall be so dissatisfied with the Determination of the said Commissioners or Umpire, shall cause an Action to be brought upon a feigned Issue, against the Person or Persons in whose Favour such Determination shall have been made, or against the said Commissioners, if the Subject of Determination shall be of such a nature as will affect the Persons in general interested in the said Open Commonable Lands and Grounds within Three Calendar Months next after such Determination of the said Commissioners or Umpire shall have been notified in Writing to the Party or Parties interested; and the Defendant or Defendants in such Action or Actions shall, and he, she or they is and are hereby required to name an Attorney or Attornies, who shall appear thereto or file Common Bail, and accept one or more Issue or Issues, whereby such Claim or Claims, and the Right or Rights thereby insisted on, may be tried and determined; such Issue or Issues to be settled by the proper Officer of the Court in which the said Action or Actions shall be commenced, in case the Parties shall differ about the same; and the Verdict or Verdicts which shall be given in such Action or Actions shall be binding, final and conclusive upon all and every Person and Persons whomsoever, Body and Bodies Politic, Corporate or Collegiate, unless the Court wherein such Action or Actions shall be brought, shall set aside such Verdict or Verdicts, and order a new Trial to be had therein, which it shall be lawful for the Court to do, as also to put off the Trial of such Issue if it shall think fit, as is usual in other cases; and after such Verdict or Verdicts shall be obtained, and not set aside by the Court, the said Commissioners shall and they are hereby required to act in Conformity thereto, and to allow or disallow the Claim or Claims thereby determined, according to the Event of such Trial or Trials; and in every case in which the said Commissioners shall be Defendants, the Costs and Charges payable by the said Commissioners in such Action or Actions, shall be paid and discharged out of the Monies to be raised by them for the Purposes of this Act.

Parties may try Rights by Issue at Law.

Common Bail.

XLI. Provided always, and be it enacted, That the Determination of the said Commissioners or Umpire, touching such Claim or Claims of Right to the Soil of the said Open Commonable Lands and Grounds, or of any Rights of Common or other Rights or Interests, in, over or upon

Determination of Commissioners final.

upon the Lands and Grounds hereby directed to be divided, allotted and inclosed, or any Part thereof, shall (in case such Determination shall not be so objected to, or being objected to, such Action or Actions at Law shall not be brought and proceeded in within the time and in manner hereinbefore for that Purpose mentioned) be final and conclusive upon all and every Person and Persons, Body and Bodies Politic, Corporate and Collegiate.

In case of Death of Parties before Actions brought same carried on and defended in their Names.

XLII. Provided always, and be it further enacted, That if any Person or Persons, in whose Favour any such Determination as afore said shall have been made, and against whom any Action or Actions might have been brought if living, shall die before any such Action or Actions shall have been brought, and before the Expiration of the time hereinbefore limited for bringing such Action or Actions, it shall be lawful for the Person or Persons, Body or Bodies Politic, Corporate or Collegiate, who might have brought such Action or Actions against the Person or Persons so dying, to bring the same within the time so limited as afore said, against such Person or Persons as if actually living; and to serve the Clerk or Clerks to the said Commissioners with Procefs for commencing such Action or Actions, in the same manner as the Party or Parties might have been served therewith if living; and it shall thereupon be incumbent on the Heir or Heirs, or other Person or Persons, who shall claim the Benefit of such Determination as afore said, to appear and defend such Action or Actions in the Name or Names of the Person or Persons so dead, and Proceedings shall be had therein in the same manner as if such Person or Persons had been actually living; and the Rights of all Parties shall be equally bound and concluded by the Event of such Action or Actions.

Persons in Possession not molested without due Course of Law.

XLIII. Provided also, and be it further enacted, That nothing in this Act contained, shall extend to enable the said Commissioners or Umpire to determine any Right between any Parties, contrary to the Possession of any of such Parties (except in cases of Encroachments); but in case the said Commissioners shall be of Opinion against the Right of the Person or Persons so in Possession, they or the said Umpire shall forbear to make any Determination thereupon, until the Possession shall have been given up by or recovered from such Person or Persons by Ejectment or other due Course of Law.

Trials not to suspend Execution of Act.

XLIV. Provided always, and be it enacted, That no such Difference, Dispute or Proceeding, touching the Title to any Lands, Tenements or Hereditaments, shall impede or delay the said Commissioners in the Execution of this Act, or the said recited Act of the Forty first Year of the Reign of His present Majesty, but the Division and Inclosure hereby directed to be made, shall be proceeded in notwithstanding any such Difference, Suit or Proceeding; and the said Commissioners shall, by proper Marks and Bounds, set out the Lands and Grounds which shall be allotted in Right or in Lieu of such litigated Property, so that the same may be distinguished from any other Lands and Grounds, and may be had and taken by the Person or Persons, Body Politic, Corporate or Collegiate, who shall be entitled to the same, upon the Determination of such Commissioners or Umpire.

Commissioners may adjudge Quantity, &c. of Lands, &c. but

virtue whereof any Person or Persons shall be allowed to have a Right of Common upon the said Open and Commonable Lands and Grounds hereby directed to be divided, allotted or inclosed, or any Part thereof, but the said Commissioners shall and they are hereby authorized to adjudge and determine the Quantity and Value of all and every such Lands respectively, and rate and estimate the same as to them shall seem just and reasonable, according to the real Value thereof, for the Purposes of Husbandry, without regard to any artificial or extraordinary Value arising from local or temporary or other peculiar Advantages; and such their Judgment and Determination shall be binding and conclusive upon all Parties whomsoever: Provided also, that nothing herein contained shall extend to authorize the said Commissioners to consider any ancient Messuage or Building or Site thereof, in respect of which any Right of Common shall be allowed, at any more or greater Value than any other ancient Messuage or Building or Site thereof, but the said Commissioners shall rate and estimate all ancient Messuages and Buildings and Sites thereof, at an equal Value, one with another, and at such Value as they shall think most expedient.

all ancient Messuages considered of equal Value.

Proviso.

XLVI. And be it further enacted, That if any Person or Persons, Body or Bodies Politic, Corporate or Collegiate, shall consider himself, herself or themselves prejudiced or aggrieved by the Determination of the said Commissioners or Umpire, respecting the Limits or Boundaries of any Parish, Manor, Township, Hamlet, District or Place, upon the said Open and Commonable Lands and Grounds hereby directed to be divided, allotted and inclosed, or of any Parish, Manor, Township, Hamlet, District or Place adjoining thereto, as the same shall be set out and ascertained by the said Commissioners, pursuant to the said recited Act of the Forty first Year of the Reign of His present Majesty, and shall by Writing under their, his or her Hands or Hand give Notice to the said Commissioners, within Three Calendar Months next after such Determination, of their, his or her Desire to have the same determined by an Issue at Law, instead of an Appeal to the Quarter Sessions under the Provision of the said last mentioned Act, then and in such case it shall be lawful for the Person or Persons, Body or Bodies Politic, Corporate or Collegiate, so dissatisfied with such Determination, to have the same ascertained and settled by Trial of an Issue at Law, under the Provisions of this Act, in case of any disputed Right or Claim.

Trial of Parochial Boundaries by Issue at Law, instead of Appeal to Quarter Sessions.

41 G. 3. (U.K.) c. 109. § 3.

XLVII. And be it further enacted, That if any Person or Persons shall dig, cut or take away any of the Turf, Bushes, Underwood or Soil, of the Lands or Grounds to be divided, allotted and inclosed by virtue of this Act, for any Use or Purpose whatsoever, or under any Right, Privilege or Claim, or Pretence of Right, Privilege or Claim whatsoever, other than and except the Owners of the Soil, for the Purpose of digging or searching for and carrying away any Gravel or Stone for the Repair of Roads, then and in every such case, on due Proof made before the said Commissioners on Oath (which Oath the said Commissioners are hereby empowered to administer) the said Commissioners shall, and they are hereby required, by Warrant under their Hands and Seals directed to any Person or Persons whomsoever, to cause any Sum or Sums of Money not exceeding Five Pounds, to be levied by Distress and Sale of the Goods and Chattels of the Person or Persons so offending in the Premises, rendering the Overplus

No Turf taken away after passing of Act.

Penalty.

(if any) on Demand, to the Person or Persons whose Goods and Chattels shall be so distrained and sold, after deducting the Costs and Charges attending such Distress and Sale; and the Money so to be levied as aforesaid shall be applied towards the Payment of the Costs, Charges and Expences of obtaining and executing this Act.

Boundary
Fences may be
shortened.

XLVIII. And be it further enacted, That if the said Commissioners shall deem it expedient or proper to shorten the Boundary Fences between the Lands and Grounds by this Act directed to be divided, allotted and inclosed, in the said respective Parishes, Townships, Hamlets or Places, and any Parish or Parishes adjoining thereto, or to make the same Boundary Fences regular, it shall be lawful for the said Commissioners, with the Consent in Writing under the Hand or Hands of the Lord or Lords of the Manor or Manors in which the Land is situate, and of the Owner or Owners of the said Land upon which any Fence or Fences shall or may be intended to be made to set out the Boundary or Boundaries between the Lands by this Act directed to be divided, allotted and inclosed, and any adjoining Parish or Parishes, in such manner as they shall think proper for the Purposes aforesaid; and after such Boundary or Boundaries shall be so set out as aforesaid, the same shall be fenced by such Person or Persons, in such manner, and at such time or times, as the said Commissioners in and by their final Award shall order and direct; and the same shall for ever thereafter, as between such Lord or Lords of Manors and Owner or Owners of Lands, be deemed and taken to be the Boundary or Boundaries between the said respective Parishes, Townships, Hamlets or Places, and such adjoining Parish or Parishes; any Law, Custom or Usage to the contrary thereof in any wise notwithstanding.

Persons who
have enjoyed
Commonage for
Twenty Years,
considered to
have a Right of
Common.

XLIX. And be it further enacted, That the Owner or Owners of any Messuages, Lands, Tenements or Hereditaments, situate in any Part or Parts of the said several Parishes of *Ystradvalley*, *Ystradgunlais*, *Llangastey Tallyllyn*, *Llanddetty*, *Cantriff*, *Garth Brangy*, *Llande vailog vach*, *Merthyr Cynog*, *Saint Davids*, *Llanfysbid*, *Defynnock*, *Llyswell*, *Saint John the Evangelist*, *Penderin*, *Llandilovane*, *Trallong* and *Llanvibangel Nantbranc*, the Owners or Occupiers whereof for the time being have for Twenty Years last past had and actually enjoyed any Right or Rights of Common upon the said Open Commonable Lands and Grounds to be divided, allotted and inclosed by virtue of this Act, or any Part or Parts thereof respectively, for or in respect of such Messuages, Lands, Tenements or Hereditaments respectively (save and except any Right of Common by Vicinage) shall be deemed and taken to have, in respect of such their Estates, a Right of Common upon the said Open Commonable Lands and Grounds, or the Part or Parts thereof to which such Usage shall have extended, without shewing any other Title than such Usage, and be entitled to have an Allotment or Allotments of the same respectively, in the same Proportion as other Persons entitled to Common thereon respectively: Provided nevertheless, that the Persons last hereinbefore contained shall not any wise affect any Parishes, Hamlets, Places or Persons having or claiming any Right of Common on the said Open Commonable Lands and Grounds, or the Part or Parts thereof respectively, other than such as shall be entitled to the same, and they shall be able to support such Common as they shall be entitled to, in case the same shall be so set out.

Proviso.

L. And be it further enacted, That immediately after all the Allotments to be made in pursuance of this Act shall, by Order of the said Commissioners, be marked and staked out, all the several Shares or Allotments to be set out as aforesaid, shall be and be deemed and taken to be in lieu of and in full Compensation, Satisfaction and Discharge of all Rights of Common whatsoever, which the said Owners, Proprietors, their Tenants and Occupiers, or any of them, could or might have had or been entitled to, in, over or upon the said Forest and other the said Commonable Lands and Grounds, or any Part or Parts thereof respectively; and from that time all Rights of Common whatsoever, in, over or upon the said Forest and Open Commonable Lands and Grounds, shall cease and be for ever annulled, abolished and extinguished: Provided nevertheless, that it shall be lawful for the said Commissioners, at any time before the Execution of their said Award, by Notice in Writing under their Hands, to be affixed upon the principal Doors of the several Churches or Chapels to each Parish, Township, Hamlet or Place, entitled to Right of Common upon the said Open Commonable Lands and Grounds, to order and direct all or any Part of the Rights of Common, in or over the said Open and Commonable Lands and Grounds, or any Part or Parts thereof, to be extinguished, or the Exercise thereof suspended, for and during such time or times as shall be expressed in such Writing; and all such Rights of Common as the said Commissioners shall by such Writing order and direct to be extinguished, or the Exercise thereof to be suspended as aforesaid, shall, from the time mentioned in such Writing, cease, determine and be extinguished, or the Exercise thereof shall be suspended accordingly; any Law, Usage or Custom to the contrary thereof in any wise notwithstanding.

After Allotments made, Rights of Common to cease.

Provido.

LI. And be it further enacted, That if any of the several Owners of ancient Messuages, Cottages, Sites or Homesteads, Lands, Tenements or Hereditaments, shall be desirous that their respective Shares in the said Open Commonable Lands and Grounds so directed to be divided, allotted and inclosed as aforesaid, in respect of their Common Rights belonging to such Messuages, Cottages, Sites or Homesteads, Lands, Tenements or Hereditaments, should be allotted together in One or more Parcel or Parcels, and shall express such their Desire in Writing to the said Commissioners, at such time as the said Commissioners shall limit and appoint, then and in such case the said Commissioners shall and they are hereby required to set out the several Parcels of Land to be allotted to such several Persons, in One or more Allotment or Allotments; and such Allotment or Allotments shall be used and enjoyed by the several Proprietors thereof, in such Manner and under such Regulations as the said Commissioners shall in that behalf direct and appoint in their said final Award.

Owners of Common Rights may have Allotments laid together.

LII. And be it further enacted, That when and so soon as the said Commissioners shall have ascertained the respective Rights of the Persons interested in the said intended Inclosure, and also the respective Shares and Proportions by them proposed to be allotted to such Persons respectively in lieu thereof, they the said Commissioners shall give Notice in the said Newspaper called *The Cambrian Newspaper*, if then published, and if not, then in some other Newspaper published or circulated in the said County, and also by Writing to be affixed on the principal outer Doors of the Churches of the

Allotments delineated on Plan and shewn to Proprietors.

Parishes adjoining the said Forest, of the Day or Days and Place where all Persons interested may peruse a Schedule of such intended Allotments, and inspect the Map or Plan whereon the same shall be delineated, and may have and receive a Copy of such Schedule, so far as the same relates to each Person respectively; and as some Persons may, upon Perusal of the said Schedule, and Inspection of such Map or Plan, be dissatisfied with their intended Allotments, the said Commissioners shall give Notice of such Meeting or Meetings as shall be deemed necessary to be holden by them, for hearing Complaints and Objections against such intended Allotments, and for hearing and determining all such Objections; and their Determinations in the Premises, as to Quantity and Situation, shall be binding, final and conclusive upon all Parties.

Sale of Allotments before Execution of Award.

LIII. Provided always, and be it enacted, That if any Person or Persons interested in the said Division and Inclosure, hath or have sold, or shall at any time hereafter and before the Execution of the said final Award, sell his, her or their Right, Interest or Property in, over or upon the said Commonable Lands and Grounds hereby directed to be divided, allotted and inclosed, or any Part thereof, to any other Person or Persons, then it shall be lawful for the said Commissioners, and they are hereby authorized and required, on Application made to them for that Purpose, by Writing under the Hands of the contracting Parties, to make an Allotment of Land unto the Vendee or Purchaser in such Sale, or to his or her Heirs or Assigns, for or in respect of such Rights, Interest and Property sold; and every such Vendee or Purchaser, and his and her Heirs and Assigns, shall and may, after the Completion of such Sale, hold the Lands and Grounds so to be allotted to him, her or them as aforesaid, in the same manner pursuant to the Terms of such Sale, to all Intents and Purposes, as the Vendor in every such Sale, might, could or ought to have held and enjoyed the same, in case such Sale had not been made, or such Right, Interest or Property had been vested in such Vendee at the time of making such Sale as aforesaid.

Commissioners of His Majesty's Woods, &c. empowered to purchase Lands.

LIV. And be it further enacted, That it shall be lawful for the Commissioners for the time being of His Majesty's Woods, Forests and Land Revenues, by and with the Approbation and Consent of the Lords Commissioners of His Majesty's Treasury for the time being, or any Three or more of them on behalf of His Majesty, to agree with and to purchase from any Person or Persons who shall be entitled to any Allotments of Land under this Act, all or any Part of his, her or their respective Allotments, to be made to him, her or them under this Act, for the Use of His Majesty, his Heirs and Successors; such Lands when purchased to be inclosed and appropriated to the Growth and Cultivation of Timber.

Allotments fenced.

LV. And be it further enacted, That the several Outermost or Ring-fences of the said Moiety of the said Forest so to be allotted to His Majesty, his Heirs and Successors as aforesaid, and also of any Allotment or Allotments which shall be made to His said Majesty, in lieu of Tithes, in respect of such Part or Parts of the said Open and Commonable Lands as are or shall be found to be Extraparochial, shall be made in such manner as the said Commissioners shall direct and appoint, and such Outermost or Ring-fences shall be raised and made, and for ever thereafter maintained, supported and kept in Repair, at the Expences, Costs and Charges of His said Majesty, his

his Heirs and Successors, save and except as to such Part or Parts thereof as shall adjoin the Allotment or Allotments to be made to any other Person or Persons in pursuance of this Act, which last mentioned Part or Parts of such Outermost or Ring-fences shall be made, supported and kept in Repair, in such Parts and Proportions, and in such manner and by such Persons as the said Commissioners shall by their Award direct and appoint; and all Fences in pursuance of this Act to be made for dividing and inclosing the Residue of the said Open and Commonable Lands and Grounds shall be made and at all times for ever thereafter repaired and maintained by and at the Expence of the Proprietors interested in such Residue, in such Parts and Proportions, and within such time, and in such manner, as the said Commissioners shall in and by their final Award, order, direct or appoint.

LVI. Provided always, and be it further enacted, That if owing to the Situation or other Circumstances of any Allotment or Allotments, it shall happen that the Proprietor or Proprietors thereof shall not have a proportionable Share of Boundary Fencing thereto, it shall be lawful for the said Commissioners, where they shall judge reasonable, to ascertain and appoint any Sum or Sums of Money to be contributed and paid by such Proprietor or Proprietors, towards the Expence of the Boundary Fencing of such other or others of the said Proprietors who may happen to have too great a Proportion thereof, in order that the Expences of the said Boundary Fencing may be brought as near as may be to a just and equal Proportion (regard being had to the necessary Subdivision Fences within the respective Allotments) and the Money so to be ascertained and applied shall be levied and recovered in the manner directed by the said recited Act of the Forty first Year of the Reign of His present Majesty: Provided always, that it shall and may be lawful for the said Commissioners, at any time before executing their final Award, to make any Alterations in the Allotments and Fences which they may have set out and ordered, or in any Private Roads laid or to be laid over or to such Allotments, that they shall think right and expedient; and in case any Person or Persons be injured by such Alterations, on account of any Expences he, she or they may have been at, the said Commissioners shall ascertain and determine what Recompence shall be made to him, her or them, and shall direct by whom and in what manner such Recompence shall be made.

LVII. And be it further enacted, That, from and after the Execution of the final Award of the said Commissioners, all Forestal Rights and Privileges whatsoever of The King's Majesty, his Heirs and Successors, and His or their Lessee or Lessees, Grantee or Grantees, and of all other Persons whomsoever, within, upon and over the said Forest, shall cease, determine and be for ever extinguished, and the Whole of the said Forest shall be disafforested to all Intents and Purposes whatsoever.

LVIII. And be it further enacted, That it shall be lawful for the said Commissioners to set out, allot and award any Lands, Tenements or Hereditaments within the Forest, or in any adjoining Parish, Township, Hamlet or Place, the Owners whereof are entitled for or in respect of the same to any Right of Common upon the said Forest, or upon the said Open Commonable Lands and Grounds, or any Part thereof, in lieu of and in Exchange for any other Lands, Tenements

Satisfaction made for unequal Share of Boundary Fences.

41 G. 3. (U. K.)
c. 109. § 27.
Proviso.

Forest disafforested.

Commissioners to allot in Exchange.

ments and Hereditaments whatsoever, within the said Forest, or in any of the Parishes, Townships, Hamlets or Places in which the said Open Commonable Lands or Grounds respectively lie or are situate, or which are entitled to Right of Common as aforesaid, or within any adjoining Parish, Hamlet, Township or Place; Provided that all such Exchanges be ascertained, specified and declared in the said final Award of the said Commissioners, or in some other Deed or Deeds, Instrument or Instruments, in Writing under their Hands and Seals, and be made with the Consent of the Owner or Owners, Proprietor or Proprietors of the Lands, Tenements or Hereditaments, which shall be so exchanged, whether such Owner or Owners, Proprietor or Proprietors, shall be a Body or Bodies Politic, Corporate or Collegiate, or a Tenant or Tenants in Fee Simple, or for Life, or in Tail General or Special, or by the Courtesy of *England*, or for Years determinable on any Life or Lives, with the Consent of the Lessor or Lessors, but not otherwise, or with the Consent of the Guardians, Trustees, Feoffees for Charitable or other Uses, Husbands, Committees or Attornies of or acting for any such Proprietors or Owners as aforesaid, who at the time of making such Exchange or Exchanges shall be respectively Infants, Females Covert, Lunatics, or under any other legal Incapacity, or who shall be beyond the Seas, or otherwise disabled to act for themselves, himself or herself; such Consent to be testified in Writing, under the Common Seal of the Body Politic, Corporate or Collegiate, and under the Hands of the other Parties consenting respectively; and all and every such Exchange or Exchanges so to be made, shall be good, valid and effectual in the Law, to all Intents and Purposes whatsoever; Provided nevertheless, that no Exchange shall be made of any Lands, Tenements or Hereditaments held in right of any Church, Chapel or any Ecclesiastical Benefice, without the Consent testified as aforesaid, of the Patron thereof, and of the Bishop of the Diocese or other Ordinary of the Ecclesiastical Jurisdiction, in which such Lands, Tenements or Hereditaments so to be exchanged shall lie or be situate.

Expences of
Exchanges how
paid.

LIX. Provided always, and be it enacted, That the Costs, Charges and Expences attending the making and completing of all Exchanges and Partitions under the Powers and Authorities of this Act and the said recited Act of the Forty first Year of the Reign of His present Majesty, or either of them contained, shall be paid and borne by the several Persons, Bodies Politic, Corporate or Collegiate, making such Exchanges or Partitions, and in such Proportions as the said Commissioners shall order and direct.

Allotments to
remain of same
Tenure.

LX. And be it enacted, That all and every the Allotments to be made in pursuance of this Act, for or in respect of any Freehold Estates, shall be deemed and taken to be and held and enjoyed as Freehold Estates (subject nevertheless to the Seigniorial Rights of the Lords of the respective Manors in which the same are situate) and all and every the Allotments to be made for or in respect of Copyhold or Customary Estates held of any Manor or other Tenement in which such Copyhold or Customary Estates are situate, shall be deemed and taken to be and held and enjoyed as Freehold Estates, and shall be held of the Lord of the same Manors or other Tenements, and shall be subject to the same Rents and Services as the same Copyhold or Customary Estates were subject to before the making of the same.

they were so allotted are or ought to have been held, and shall pass by the like Surrenders as the Copyhold or Customary Lands and Hereditaments in respect whereof such Allotments shall be made now do pass.

LXI. And be it enacted, That nothing herein contained shall extend, or be construed, adjudged, deemed or taken, to revoke, annul or make void any Settlement, Deed, Will or Lease whatsoever, or to prejudice any Person or Persons having any Right or Claim of Dower, Jointure, Rent, Service, Debt, Charge or Incumbrance, in, out of, upon or over, or affecting the said Forest, or upon the Commonable Lands and Grounds so to be divided, allotted and inclosed, or exchanged by virtue of the said recited Act of the Forty first Year aforesaid, or of this Act, or any Part or Parcels thereof; but that the several Allotments so to be allotted or given in Exchange upon such Division or Allotment or Inclosure thereof, to the several Owners and Proprietors respectively, shall immediately after such Allotments or Exchanges shall be made and set out, be, remain and enure, and be held and enjoyed, and the several Persons to whom the same shall be so allotted or exchanged as aforesaid, shall, from the Execution of the said final award, stand, be seised and possessed thereof respectively, to such and the same Uses, and for such and the same Estates, and with such and the same Powers and Authorities for making Leases thereof or otherwise, and subject to such and the same Wills, Limitations, Conditions, Settlements, Trusts, Provisoes, Remainders, Reversions, Debts, Charges and Incumbrances (Right of Common and Common of Pasturage as aforesaid, and such other Exceptions and Provisions as are herein made, only excepted), as the said several Lands and Hereditaments, in respect or in lieu whereof, or in Right whereof such Allotments were and are to be made to them respectively, stood severally limited, or subject and liable unto at the time of making such Allotments respectively, or of the Execution of the said final Award.

Wills and Settlements not affected.

LXII. Provided always, and be it further enacted, That all the Allotments of the Land to be made at the said Forest by virtue of this Act, in respect of any Messuages, Houses or Lands held by Lease or Leases at Rack Rent, or for which Leases no Fines are expressed therein to have been paid to the Grantors or Lessors as the Considerations for the same, shall be allotted to and held by the several Owners and Proprietors of such Messuages, Houses and Lands, freed and discharged from all Right or Claim of such respective Lessees, to, in or upon the said Allotments or any Part thereof, to be derived under or by virtue of such Leases; and in case any of such Lessees shall think himself, herself or themselves aggrieved thereby, and such Lessors and Lessees shall not settle the same to their mutual Satisfaction, then and in every such case it shall and may be lawful to and for the said Commissioners on Application made to them by either Party, to take the Matters in Question into their Consideration, and by their Orders to make unto every such Lessee, for his, her or their Loss of Commonage, or other Losses by means of the said Division, Allotment and Inclosure, such a fair and adequate Allowance and Compensation, either in Money to be paid down, or by way of Abatement or Reduction in the Rack Rents, by such Leases reserved, as the said Commissioners shall think just and equitable.

Leases at Rack Rent vacated.

LXIII. And

Quicksets not to be damaged by Sheep.

LXIII. And be it further enacted, That no Sheep or Lambs shall be kept in any of the new Inclosures to be made by virtue of this Act, during the Space of Ten Years from the Execution of the said final Award, unless the Person or Persons keeping such Sheep or Lambs shall and do, at his, her or their own Expence, fence or guard his, her or their Neighbour's Quicksets adjoining the Inclosures wherein such Sheep or Lambs shall be kept, so as to prevent any Damage being done to such Quicksets by such Sheep or Lambs; and it shall not be lawful for any Person or Persons to turn or put or cause to be turned or put any Sheep, Lambs, Horses, Asses or other Beasts or Cattle, into any of the Ways, Lanes or Roads, on either Sides of which any newly planted Fence shall be growing.

Money advanced repaid with Interest.

LXIV. And be it further enacted, That if any Person or Persons shall advance any Sum or Sums of Money for defraying the Expences of obtaining and passing this Act, or of carrying the same into Execution, every such Person shall be repaid the same with Interest, after the Rate of Five Pounds *per Centum per Annum*, out of the first Monies that shall be raised or received by the said Commissioners by virtue of this Act, for defraying such Expences.

Tenants for Life, &c. empowered to borrow Money.

LXV. And Whereas some of the Owners or Proprietors to whom Allotments shall be made by virtue of this Act, may have occasion to borrow Money to defray their respective Shares and Proportions of the Charges and Expences of obtaining and carrying this Act into Execution; Be it therefore enacted, That it shall be lawful for such Owners or Proprietors, and for all other Persons whomsoever interested in such respective Allotments, being a Tenant or Tenants for Life or Lives, or in Fee Tail General or Special, or by the Courtesy of *England*, or Lessee or Lessees for any Life or Lives, or for Years determinable on any Life or Lives; and also to and for the Husbands, Guardians, Trustees and Committees of any of the said Owners or Proprietors, being under Coverture, Minors, Idiots, Lunatics, beyond the Seas, or labouring under any other Disability whatsoever; and also to and for all Persons acting as Guardians, Trustees or Committees of any Owners or Proprietors, being under any Disability or Incapacity whatsoever, whether such Owners or Proprietors respectively be Tenants for Life with or without Impeachment of Waste, Tenants in Fee Tail General or Special, or Tenants by the Courtesy of *England*, or Lessee or Lessees for any Life or Lives, or for Years determinable on any Life or Lives, by any Deed or Deeds, Writing or Writings, under their respective Hands and Seals, to be duly executed and attested by Two or more credible Witnesses, to charge such Lands and Grounds as shall be allotted to such Owners and Proprietors respectively with any Sum or Sums of Money not exceeding Five Pounds, for each and every Acre thereof, for defraying their respective Proportions of the Charges and Expences of obtaining and executing this Act, and of inclosing and subdividing their respective Allotments, as the said Commissioners shall think proper for such Purpose, the same to be paid to such Person or Persons, and to be applied for the Purposes aforesaid, in such manner as the said Commissioners shall direct and appoint; and for securing the Repayment of such Sum and Sums of Money, with Interest for the same, to grant, lease, demise, mortgage, surrender or otherwise subject their said respective Allotments or any Part thereof, unto any Person or Persons who shall advance and lend such Sum or Sums

Sums of Money respectively, his, her or their Heirs, Executors, Administrators or Assigns, for any Term or Number of Years; so that any such Grant, Lease, Mortgage, Demise, Surrender or Security be made with a Proviso or Condition to cease and be void, or with an express Trust to be surrendered, when such Sum or Sums of Money thereby to be secured, and the Interest thereof, shall be fully paid and satisfied; and so that in every such Grant, Lease, Mortgage, Demise, Surrender or Security, which shall be made by any Person or Persons interested in or entitled unto the Premises for the Term of their natural Life only, or by his, her or their Guardian or Guardians, Trustee or Trustees, Committee or Committees, there be contained a Proviso or Covenant, that the Owner or Proprietor of the said Premises shall duly pay and keep down the Interest of any Sum or Sums of Money to be thereby secured, during their respective Lives; and no Persons afterwards becoming seized or possessed of the said Premises shall be liable to the Payment of any further or larger Arrear of Interest than for One Year preceding the time at which the Title to such Possessions shall have commenced; and every such Grant, Lease, Mortgage, Demise, Surrender or Security of the said Premises, shall be good, valid and effectual in the Law, for the Purposes thereby intended.

LXVI. And be it further enacted, That the said Commissioners shall, after having finished and completed such Subdivision and Allotments of the said Forest, draw up or cause to be drawn up their final Award, in the manner prescribed by the said recited Act of the said Forty first Year of the Reign of His present Majesty, and which shall be made within Five Years after the passing of this Act, and the same when inrolled in manner directed by the same Act shall be deposited and left with the Clerk of the Peace for the said County of *Brecknock*, where the same shall and may be inspected and perused at all reasonable times in the Day-time, for ever thereafter, by any Person or Persons whomsoever paying the Sum of One Shilling and no more, to the said Clerk of the Peace or his Deputy, for every such Inspection and Perusal; and Two Copies of such Award shall be inrolled, one of them in the Court of Exchequer at *Westminster*, and the other of them in the Office of the Auditor of the Land Revenue, there to remain on Record, and shall afterwards be filed and preserved amongst the Muniments of the Office of the Commissioners of His Majesty's Woods, Forests and Land Revenues; such Award, or the Inrolment thereof, to be produced and read in Evidence on all Occasions where any Doubt or Controversy may arise relating to or affecting the Rights and Interests of His Majesty, his Heirs and Successors, in respect of any Allotment vested in His Majesty, his Heirs and Successors, by virtue of this Act.

LXVII. And be it further enacted, That once at least in each and every Year, during the Execution of this Act (such Year to be computed from the Day of passing thereof) the said Commissioners shall and they are hereby required to make a true and just Statement or Account of all Sums of Money by them or any of them received and expended, or due to them for their own Trouble and Expenses in the Execution of this Act; and such Statement or Account, when so made, together with the Vouchers relating thereto, shall be by them, if required, laid before Two of His Majesty's Justices of the Peace for the said County of *Brecknock* (not interested in the said intended

Final Award.

41 G. 3. (U.K.)
c. 109. § 35.

Inrolled.

Account examined and
balanced by Two
Magistrates
annually.

Division,

Division, Allotment and Inclosure, to be by them examined and balanced at a Public Meeting of the Proprietors, whereof Twenty one Days' Notice shall be given in the *Cambrian Newspaper*, such Justices being hereby authorized to take or call such Aid and Assistance in such Examination as they shall think fit, and to charge the incidental Expences thereof; and the Balance shall be by such Justices stated in the Books of Account to be kept in the Office of the Clerk or Clerks to the said Commissioners; and no Charge or Item in such Accounts shall be binding on the Parties concerned, or valid in the Law, unless allowed by Two Justices of the Peace as aforesaid.

Appeal.

LXVIII. And be it further enacted, That if any Person or Persons shall think himself, herself or themselves aggrieved by any thing done in pursuance of the said recited Act of the Forty first Year of the Reign of His present Majesty, or of this Act (other than and except such Orders and Determinations of the said Commissioners or Umpire, as are by the said last recited Act or by this Act directed to be final or conclusive, and save and except in such cases wherein an Issue at Law shall be tried as hereinbefore directed), then and in every such case, he, she or they may appeal to the General Quarter Sessions of the Peace, which shall be held for the said County of *Brecknock*, within Six Calendar Months next after such Cause of Complaint shall have arisen, on giving to the said Commissioners Twenty one Days' previous Notice of such Appeal; and the Justices at the said Quarter Sessions are hereby required to hear and determine the Matters of every such Complaint, and to make such Order therein, and to award such Costs as to them shall seem reasonable; and by their Warrant to levy the Costs which shall be so awarded, by Distress and Sale of the Goods and Chattels of the Party or Parties liable to pay the same, rendering the Overplus (if any) to the Owner or Owners of such Goods and Chattels after deducting the reasonable Charges of such Distress and Sale; which Determination of the said Justices shall be final and conclusive to all Parties concerned, and shall not be removed by *Certiorari* or any Writ or Writs whatsoever, into any of His Majesty's Courts of Record at *Westminster* or elsewhere.

Notice.

Costs.

Certiorari.

LXIX. And Whereas it may happen that some Parts of the said Forest which are not within the Bounds or Limits of any Parish, may hereafter become inhabited, in which case the Inhabitants thereof will have no Place of Public worship to resort to, and it is therefore expedient, that as well for the Convenience of such Inhabitants, as for the extending the Benefit and Influence of Religious Worship and Instruction, that such Provisions should be made in that respect as are hereinafter contained; Be it therefore further enacted, That in case it shall hereafter appear that the said Forest or any considerable Portion thereof is Extraparochial, that then such Quantity of Land as shall be necessary for the Scite of a Church and for a Churchyard or Cemetery, and for the Scite of a proper Parsonage House and Offices to be erected and built, and for a Garden and Yard or Homestead to be attached thereto, to the Extent in the whole of Ten Acres at the least, shall be reserved by The Crown out of the Lands so to be allotted to His Majesty as aforesaid, and shall not be sold; and that in case, at any time hereafter, the Number of Persons who shall be resident and inhabiting upon that Part of the said Forest which is Extraparochial, shall, in the Judgment and Opinion of the Lords Commissioners of His Majesty's

A new Church built upon Extraparochial Part of Forest at Expence of Crown, if Lords of Treasury and Bishop of Saint David's shall think it expedient, and in such case Extraparochial Part of Forest formed into a Parish.

Majesty's Treasury and the Bishop of *Saint David's* for the time being, be such as shall render it expedient that a Church shall be erected upon the said Allotment for the Performance of Divine Worship therein, and for the affording Religious Instruction to the Inhabitants of such Part of the said Forest as is Extraparochial, then and in such case the said Commissioners of His Majesty's Treasury shall, by and out of the Land Revenues of The Crown, cause a new Church and a fit and convenient Parsonage House and Offices to be erected and built upon Part of the Lands so to be reserved as aforesaid, and shall appropriate other Part thereof near to the said Church, for a Churchyard or Burial Ground, and the Residue thereof as a Garden, Yard or Homestead to the said Parsonage House, and shall inclose the same accordingly, in such manner as the said Commissioners shall think proper for such Purposes; and shall cause the said Church when so erected, and the Churchyard so to be attached thereto, to be duly consecrated according to the Usage of the Church of *England*; and the same Church shall be for ever thereafter set apart and dedicated as and for a Place of Divine Worship, according to the Rites and Ceremonies of the Church of *England*, for the Use of all the Inhabitants who shall so reside within that Part of the said Forest which is Extraparochial, and shall be named and called *The Parish Church of Brecknock*; and that such Part of the said Forest as is at present Extraparochial, shall for ever thereafter form and be a distinct Parish of itself and be called by the Name of *The Parish of Brecknock*: Provided always, that there shall be set apart and appropriated in the Church to be erected and built by virtue of this Act such a Number of Seats for the gratuitous Accommodation of the Poor of the said Parish, as the Lord Bishop of the Diocese shall think necessary, proper and convenient.

Proviso.

LXX. And be it further enacted, That, from and after the Erection and Consecration of the said Parish Church, the said Piece of Ground which shall be so inclosed and appropriated as a Churchyard or Cemetery as aforesaid, shall be and for ever continue to be a Churchyard or Place of Burial for all the Inhabitants of such new Parish of *Brecknock*.

Churchyard inclosed and to continue for ever a Burial Ground.

LXXI. And be it further enacted, That the Plan or Design of such Church, Parsonage House, Offices and other Buildings, shall be submitted to and approved by the Bishop of *Saint David's* for the time being before the same shall be erected; and that no such Church, Parsonage House or other Building shall be erected in pursuance of this Act, without the Approbation of the said Bishop signified in Writing under his Hand.

Plan or Design of Church submitted to Bishop.

LXXII. And be it further enacted, That the said Church when built, completed and consecrated as aforesaid, shall be and is hereby declared to be a Perpetual Cure and Benefice, and shall be called by the Name of *The Parish Church of Brecknock*; and that every Minister of the said Church shall be by virtue of this Act incorporated and made a Body Politic and Corporate by the Name of "The Officiating Minister of the Parish Church of *Brecknock* in the County of *Brecknock*," and shall have Perpetual Succession, and be enabled to sue and be sued by that Name in all Courts of this Realm; and that the said Church and Churchyard or Burial Place, and the said Parsonage House, Garden, Yard or Homestead, shall be vested in the said Minister and his Successors for the time being for ever; and that

Church Perpetual Cure and Benefice; officiating Minister incorporated.

or more Townships, then and in such case it shall be lawful to and for the Justices not interested in the Premises, in their said General Quarter Sessions, and they are hereby required to hear such Petition, and to investigate and enquire into the Allegations therein contained; and if upon such Hearing the said Justices shall think it requisite or expedient that the said Parish shall be divided into Two or more Townships, then and in such case it shall and may be lawful to and for such Justices, in their said General Quarter Sessions, and they are hereby authorized and empowered to make such Order and Award for the Division of the said Parish into Two or more Townships accordingly, and to give all such Directions in relation thereto as they shall think requisite and necessary; and in case such Order shall be so made, then and from thenceforth the said Parish shall be divided accordingly into such Townships; and such Townships shall be called by such Names as the said Justices shall in and by such Order direct; and every such Township shall from thenceforth for ever thereafter provide for its own Poor, and have and enjoy and be vested with such and the like Powers, Privileges and Immunities, and be subject to such and the like Regulations as are or shall be then incident to and held and enjoyed by the several other Townships within the said County of *Brecknock*, by the Laws and Statutes in that Part of the United Kingdom of *Great Britain* and *Ireland* called *England*.

LXXIX. Provided always, and be it further enacted, That this Act shall not defeat or prejudice the Right or Interest of The King's Most Excellent Majesty, his Heirs and Successors, in or to any Mines of Coal, Lead Ores, or any other Minerals whatsoever, in or under the same Forest or any Part thereof, but that His Majesty, his Heirs and Successors, and His or their Lessees and Grantees, Agents, Servants and Workmen, may search for, work, dig, raise and carry away all Coal, Lead Ores, Metals, and all other Minerals whatsoever, as fully and effectually to all Intents and Purposes whatsoever, as if this Act had not been passed; save only that they shall respectively do as little Damage as possible in the Lands to be divided, allotted and inclosed as aforesaid, and shall make reasonable Satisfaction and Recompence from time to time to the Person or Persons possessed thereof, for all Damage that shall be done thereto, or to any Part thereof, by searching for, working, digging, raising and carrying away the said Coal, Lead Ores, Metals, and all other Minerals or any of them.

Saving of His Majesty's Right to Mines.

LXXX. Saving always to The King's Most Excellent Majesty, his Heirs and Successors, and to all Bodies Politic, Corporate or Collegiate, and their Successors, and to all and every Person and Persons whomsoever, his and their Heirs, Executors, Administrators and Assigns, all such Estate, Right, Title, Interest, Claim and Demand whatsoever (other than and except such as is and are hereby expressed, meant and intended to be barred, destroyed or extinguished) as they, every or any of them had or enjoyed, in, to or out of the said Forest and Open Commonable Lands and Grounds, hereby directed to be divided, allotted and inclosed as aforesaid, before the passing of this Act, or could have had and enjoyed therein, in case this Act had not been passed.

General Saving.

SCHEDULE

SCHEDULE (A.) to which this Act refers.

FORM of CERTIFICATE of Contracts made by the Commissioners of His Majesty's Woods, Forests and Land Revenues.

By the Commissioners of His Majesty's Woods, Forests and Land Revenues.

THESE are to certify, That in pursuance of a Warrant from the Right Honourable the Lords Commissioners of His Majesty's Treasury, bearing Date the _____ Day of _____ *A. B.* and *C. D.* Two of the Commissioners of His Majesty's Woods, Forests and Land Revenues, for and on behalf of The King's Most Excellent Majesty, have contracted and agreed with *A. B.* of _____ for the Sale to the said *A. B.* of all [*here describe the Premises to be sold*] at or for the Price or Sum of _____ of lawful Money of *Great Britain*, to be paid by the said *A. B.* into the Bank of *England*, and carried to "The Account of the Public Monies of the Commissioners of His Majesty's Woods, Forests and Land Revenues, being the Woods and Forests Fund;" and from and immediately after the Payment of the said Sum into the Bank in manner aforesaid, and the Inrolment of this Certificate and the Receipt for the Purchase Money in the Office of the Auditor of the Land Revenue for the County aforesaid, and thenceforth for ever, the said *A. B.* and his, [*her, or their*] Heirs [*or, Successors*] or Assigns, shall be adjudged, deemed and taken to be in the actual Seisin and Possession of the said Hereditaments and Premises so by him [*her, or them*] purchased, and shall hold and enjoy the same peaceably and quietly, freed and discharged from all Claims and Demands of His Majesty, his Heirs and Successors, or of any Person or Persons claiming under him or them, and in as full and ample manner to all Intents and Purposes as His Majesty, his Heirs or Successors, might or could have held or enjoyed the same if such Sale had not been made. Given under their Hands this _____ Day of _____

in the Year of our Lord
Signed by the above named
Presence of

in the

FORM OF RECEIPT.

RECEIVED the _____ Day of _____
of and from *A. B.* the Sum of _____
of lawful Money of *Great Britain*, being the Consideration Money
expressed in the above [*or, within*] written Certificate. Witness
my Hand, _____ For the Governor and Com-
pany of the Bank of *England*,
(Signed) _____ Cashier.

C A P. CXCI.

An Act to authorize the Appointment of Commissioners for erecting an Harbour for Ships to the Eastward of *Dunleary*, within the Port and Harbour of *Dublin*. [11th July 1815.]

WHEREAS the Erection of an Asylum Harbour or Place of Refuge for Ships and Vessels to the Eastward of *Dunleary*, within the Port and Harbour of *Dublin*, will be of great Advantage to the Ships and Vessels trading to the said Port and Harbour, and of great Utility to the Trade and Commerce between *Great Britain* and *Ireland*, and it is expedient to provide for the Appointment of Commissioners for the making of such Surveys and Plans and Estimates as may be necessary to be made preliminary to the proceeding in the erecting of the said Harbour or Place of Refuge; 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, it shall and may be lawful for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the time being, under his or their Hand or Hands to nominate any fit Persons, not exceeding Five in Number, to be Commissioners for the Purposes of this Act; and the said Persons so to be nominated shall be and they are hereby appointed Commissioners for the Purposes of this Act.

Lord Lieutenant
may nominate
Commissioners;

II. Provided always, and be it enacted, That it shall and may be lawful for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the time being, to revoke the Appointment of any Person or Persons to be such Commissioner or Commissioners, and from time to time to nominate and appoint such other Person or Persons to be a Commissioner or Commissioners as such Lord Lieutenant, or other Chief Governor or Governors for the time being, shall think fit; and also to appoint from time to time any Person or Persons to be a Commissioner or Commissioners to supply any Vacancy which may be occasioned by the Death or Resignation of any Commissioner or Commissioners who may be appointed under or by virtue of this Act; and no Commissioner to be appointed under or by virtue of this Act shall be paid, or receive or take any Fee, Reward, Emolument or Allowance whatever, for or on account of any thing to be done in pursuance of this Act, or for or on account of the Execution of the Powers by this Act vested in such Commissioners, or any of them.

and revoke Ap-
pointments, and
fill Vacancies.

III. And be it further enacted, That the Commissioners for the Purposes of this Act shall from time to time proceed to cause such Surveys, Plans and Estimates to be made and prepared as shall be directed by the Lord High Treasurer of *Ireland*, or the Commissioners for executing the said Office for the time being, by and with the Consent and Approbation of the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the time being; and that for that Purpose it shall be lawful for such Commissioners, or any Three of them, and they are hereby authorized and required from time to time to employ such Engineers, Surveyors, Officers, Clerks and Servants, as they shall think proper and expedient for such Purposes.

Commissioners
to cause Surveys
and Estimates to
be made.

Engineers and others may enter on Premises for making Harbour, &c.

IV. And be it further enacted, That it shall and may be lawful to and for the Engineers, Surveyors, Agents, Workmen and Servants employed by the said Commissioners from time to time to enter upon all or any Lands or Grounds of any Persons, Bodies Politic, Corporate or Collegiate, in or upon which it shall be judged expedient that the said Asylum Harbour or Place of Refuge, or any Piers, Quays, Erections or Buildings, for the Purpose of making or completing such Harbour, shall be made, erected or built, in order to survey and take Plans and Levels of the same, and to set out and ascertain such Parts of such Lands or Grounds as the said Commissioners shall think necessary or proper for such Purposes, such Surveyors, Engineers, Agents or Servants, making Satisfaction for such Damages as they shall do thereby to the Occupiers of such Lands or Grounds for the time being, in case the same shall exceed the Sum of One Shilling Sterling.

Satisfaction for Damages.

Commissioners to proceed under Direction of Treasury.

V. And be it further enacted, That the said Commissioners shall in all things touching the Execution of this Act proceed according to such Orders and Directions as shall be given by the said Lord High Treasurer or Commissioners for executing the said Office, by and with the Consent and Approbation of the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the time being.

C A P. CXCI.

An Act to remove certain Difficulties in the Disposition of Copyhold Estates by Will. [12th July 1815.]

WHEREAS by the Customs of certain Manors, Copyhold Estates of such Manors pass by the last Will and Testament of the Copyhold Tenants thereof declaring the Uses of Surrenders made for that Purpose: And Whereas much Inconvenience has arisen, from the Necessity of making such Surrenders; For Remedy whereof, May it 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 in all cases where by the Custom of any Manor in *England* or *Ireland* any Copyhold Tenant of such Manor may by his or her last Will and Testament dispose of or appoint his or her Copyhold Tenements, the same having been surrendered to such Uses as should be declared by such Last Will and Testament, every Disposition or Charge made or to be made by any such Last Will and Testament by any Person who shall die after the passing of this Act, of any such Copyhold Tenements, or of any Right, Title or Interest in or to the same, shall be as valid and effectual to all Intents and Purposes, although no Surrender shall have been made to the Use of the Last Will and Testament of such Person, as the same would have been if a Surrender had been made to the Use of such Will.

Disposition by Will of Copyhold Estates effectual without previous Surrenders to Uses thereof.

Admissions under Testaments or Testamentary Dispositions, to pay like Fees, &c. as payable on Surrenders.

II. Provided also, and it is hereby further enacted, That no Person entitled or claiming to be entitled to Copyhold Lands, Tenements or Hereditaments, in consequence of any Testamentary Disposition, shall be entitled to be admitted to the same, or to any thing in this Act contained, unless he or she shall have first paid the same Fees as are payable on Surrenders.

Stamp Duties, Fees and Sums of Money as would have been lawfully due and payable in respect of the surrendering of such Copyhold Lands, Tenements or Hereditaments, to the Use of such Will, or in respect of the presenting, registering or enrolling such Surrender, had the same Lands, Tenements and Hereditaments been surrendered to the Use of the Will of the Person so disposing of the same; all such Stamp Duties, Fees or Sums of Money due as aforesaid to be paid in addition to the Stamp Duties, Fees or Sums of Money due or payable on the Admission of such Person so entitled or claiming to be entitled to the same Copyhold Lands, Tenements or Hereditaments, and the Stamp Duties to be affixed to the Copy of the Admission.

III. Provided always, and it is hereby enacted and declared, That nothing in this Act contained shall be construed, deemed or taken, at Law or in Equity, to render invalid or ineffectual any Devise or Disposition of any Copyhold Lands, Tenements or Hereditaments, or of any Right, Title or Interest in or to Copyhold Lands, Tenements or Hereditaments, which would be valid or effectual if this Act had not been made; or to render valid and effectual any Devise or Disposition of any Copyhold Lands, Tenements or Hereditaments, or of any Right, Title or Interest in or to any Copyhold Lands, Tenements or Hereditaments, which would be invalid or ineffectual if a Surrender had been made to the Use of the Last Will and Testament of the Person attempting to dispose of the same by Will; any thing hereinbefore contained to the contrary notwithstanding.

Act not to invalidate Devises of Copyholds, &c.

C A P. CXCI.

An Act to enable His Majesty, until Six Weeks after the Commencement of the next Session of Parliament, to regulate the Trade and Commerce carried on between His Majesty's Subjects and the Inhabitants of the United States of *America*.

[12th July 1815.]

WHEREAS it is expedient for the Purpose of a Commercial Intercourse with the Inhabitants of the United States of *America*, that certain Powers should be given for a limited time to His Majesty in Council for regulating the said Commercial Intercourse; 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, during the Continuance of this Act, it shall and may be lawful for His Majesty in Council, by Order or Orders to be issued and published from time to time, to give such Directions, and to make such Regulations with respect to Duties, Drawbacks, or otherwise, for carrying on the Trade and Commerce between the People and Territories belonging to The Crown of *Great Britain* and the People and Territories of the said *United States*, as to His Majesty in Council shall appear most expedient and salutary; any thing in an Act passed in the Twenty eighth Year of His present Majesty's Reign, intituled *An Act for regulating the Trade between the Subjects of His Majesty's Colonies and Plantations in North America, and in the West India*

His Majesty may make Regulations for carrying on Trade between His Subjects and Inhabitants of United States.

28 G. 3. c. 6.

37 G. 3. c. 97.

Provide for
Continuance.

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; or in an Act passed in the Thirty seventh Year of His present Majesty's Reign, intituled An Act for carrying into Execution the Treaty of Amity, Commerce and Navigation, concluded between His Majesty and the United States of America; or any other Act, Law, Usage or Custom to the contrary notwithstanding: Provided always, that this Act and the Powers and Authorities hereby given to His Majesty, and all Orders issued and published in consequence thereof, shall continue and be in force until Six Weeks after the Commencement of the next Session of Parliament.

C A P. CXCIV.

An Act for better regulating the Practice of Apothecaries throughout *England* and *Wales*. [12th July 1815.]

Charter, 16 Dec.
15 Jac. 1.

WHEREAS His Majesty King *James* the First, by Letters Patent, under the Great Seal of *Great Britain*, bearing Date the Sixth Day of *December*, in the Fifteenth Year of his Reign, did for Himself, his Heirs and Successors, grant unto *William Besse*, and divers other Persons therein named, and to all and singular other Persons whomsoever, brought up and skilful in the Art, Mystery or Faculty of Apothecaries, and exercising the same Art, Mystery or Faculty, then being Freemen of the Mystery of Grocers of the City of *London*, or being Freemen of any other Art, Mystery or Faculty in the said City of *London* (so as they had been brought up and were expert in the Art or Mystery of Apothecaries) that they and all such Men of the said Art and Mystery of Apothecaries of and in the said City of *London* and Suburbs of the same, and within Seven Miles of the said City, might and should be one Body Corporate and Politic, in Substance, Deed and Name, by the Name of "The Master, Wardens and Society of the Art and Mystery of Apothecaries of the City of *London*;" and did ordain and declare, that by the same Name they might have perpetual Succession, and have, purchase, possess, enjoy and retain Manors, Messuages, Lands, Tenements, Liberties, Privileges, Franchises, Jurisdictions and Hereditaments to them and their Successors, in Fee Simple, and Perpetuity, or for Term of Year or Years, or otherwise howsoever; and also Goods and Chattels, and all other Things soever, of what Name, Nature, Kind, Quality or Sort soever they should be; and also that they might grant, demise, alien, assign and dispose of Manors, Lands, Tenements and Hereditaments, and do and execute all and singular other Acts and Things by the said Name; and that by the said Name of Master, Wardens and Society of the Art and Mystery of Apothecaries of the City of *London*, they should and might be able to plead and be impleaded, and might have for ever a Common Seal, and the same Seal at their Pleasure from time to time might break, change, alter and new make, as to them should seem best; and His said Majesty did, by the said Letters Patent, ordain and grant unto the said Master, Wardens and Society of the Art and Mystery of Apothecaries of the City of *London*, certain Ordinances, Rules and Regulations, to be observed by them

and maintained by them, as in the said Charter are more fully expressed: And Whereas some of the Clauses and Provisions contained in the said recited Charter, so far as the same regard the said Society of Apothecaries, have been found inadequate for the Purposes thereby intended, and it is therefore expedient that the same should be altered, varied and enlarged, and further and other Provisions made; 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 Charter of the Fifteenth Year of the Reign of His Majesty King *James* the First, and all and every the Powers, Provisions, Penalties, Forfeitures, Regulations, Clauses, Matters and Things therein contained (save and except such Part or Parts thereof as are hereby altered, varied or repealed), shall be, and the same is and are hereby declared to be in full force and virtue, and shall be as good, valid and effectual to all Intents and Purposes whatsoever as if this Act had not been made.

Charter confirmed, except as altered by Act.

II. And be it further enacted, That so much of the said recited Charter as directs that the said Master and Wardens, and their Successors, or some or one of them, or some Assistants by the Master and Wardens to be appointed and assigned, at fit and convenient times, and in manner and Form convenient and lawful, from time to time as often as to the said Master and Wardens shall seem expedient, shall and may go and enter into any Shop or Shops, House or Houses, Cellar or Cellars, of any Persons whomsoever, using or exercising the Art or Mystery of Apothecaries, or any Part thereof, within the City of *London*, the Liberties or Suburbs thereof, or within Seven Miles of the same City, as well within the Liberty as without, where any Medicines, simple or compound, Wares, Drugs, Receipts, Distilled Waters, Chemical Oils, Syrups, Conserves, Lohocks, Electuaries, Pills, Powders, Lozenges, Oils, Ointments, Plaisters, or any other Things whatsoever, which belong or appertain to the Art or Mystery of Apothecaries as is aforesaid, are likely to be found; and to search, survey and prove if the same Medicines, simple or compound, Wares, Drugs, Receipts, Distilled Waters, Chemical Oils, Syrups, Conserves, Lohocks, Electuaries, Pills, Powders, Lozenges, Oils, Ointments, Plaisters, or any Thing or Things whatsoever belonging to the Art or Mystery of Apothecaries aforesaid, be and shall be wholesome, medicinable, meet and fit for the Cure, Health and Ease of His Majesty's Subjects; and also so much of the said recited Charter as directs, that the aforesaid Master and Wardens of the Mystery aforesaid, and the said Assistants for the time being, thereunto nominated and appointed by the Master and Wardens, and their Successors from time to time, may have, and by virtue of these Presents shall have full Power and Authority to examine and try all and singular Persons professing, using or exercising, or which hereafter shall profess, use or exercise the Art or Mystery of Apothecaries, or any Part thereof, within the aforesaid City of *London*, the Liberties or Suburbs thereof, or within Seven Miles of the same City, as well within Liberties as without, touching or concerning their and every

So much of Charter as directs Master and Wardens to enter Shops of Apothecaries and examine Medicines, &c. and impose Penalties, repealed.

of their Knowledge, Skill and Science, in the aforesaid Art or Mystery of Apothecaries, and to remove and prohibit all those from the Exercise, Use or Practice of the said Art or Mystery, whom hereafter they shall find either unskilful, ignorant or insufficient, or obstinate, or refusing to be examined by virtue of these Presents in the Art or Mystery aforesaid; and also all and singular Medicines, Wares, Drugs, Receipts, Distilled Waters, Oils, Chemical Preparations, Syrups, Conserves, Lohocks, Electuaries, Pills, Powders, Lozenges, Oils, Ointments and Plaisters, and all other Things belonging to the aforesaid Art, which they shall find unlawful, deceitful, stale, out of Use, unwholesome, corrupt, unmedicinal, pernicious, or hurtful, to burn before the Offender's Doors; and also to lay, impose, and exact Mults, and other Pains and Penalties, by Fines, and Amerciaments upon such Offenders, according to their sound Discretions, and the Ordinances by them and their Successors so as aforesaid to be made and appointed, shall be and the same is hereby repealed.

Master, Wardens, &c. empowered to enter Shops of Apothecaries, &c. and examine Drugs, &c.

III. And be it further enacted, That, in lieu and stead thereof, the said Master, Wardens and Society of Apothecaries for the time being, and their Successors, or any of the Assistants or any other Person or Persons properly qualified, as hereinafter is mentioned, to be by the Master and Wardens nominated and assigned, not being fewer in Number than Two Persons at the least, shall and may from time to time, and at all seasonable and convenient times, in the Day time, as often as to the said Master and Wardens it shall seem expedient, go and enter into any Shop or Shops, of any Person or Persons whatever, using or exercising the Art or Mystery of an Apothecary in any Part of *England* or *Wales*; and shall and may search, survey, prove and determine, if the Medicines, simple or compound, Wares, Drugs, or any Thing or Things whatsoever therein contained, and belonging to the Art or Mystery of Apothecaries aforesaid, be wholesome, meet and fit for the Cure, Health and Ease of His Majesty's Subjects; and all and every such Medicines, Wares, Drugs and all other Things belonging to the aforesaid Art, which they shall find false, unlawful, deceitful, stale, unwholesome, corrupt, pernicious or hurtful, shall and may burn, or otherwise destroy; and also shall and may report to the Master, Wardens and Assistants of the said Society, the Name or Names of such Person or Persons as shall be found to have the same in their Possession; and the said Master, Wardens and Assistants, shall and may impose and levy the following Fines and Penalties upon each and every Person whose Name shall be so reported to them, as hereinafter mentioned; for the First Offence the Sum of Five Pounds, for the Second Offence the Sum of Ten Pounds, and for the Third and every other Offence the Sum of Twenty Pounds.

Penalties.

Qualification of Persons appointed to examine Drugs, &c.

IV. Provided always, and be it enacted, That no Person to be by the Master, Wardens and Assistants for the time being, chosen and appointed a Member of the Court of Examiners, or to be by the Master and Wardens nominated and assigned to go and enter into any Shop or Shops, for the Purposes aforesaid, within the City of *London*, the Liberties or Suburbs thereof, or within Twenty Miles of the same, shall be deemed to be a Member of the said Court, he shall be a Member of the said Court.

of not less than Ten Years' standing; nor shall any Person be deemed to be properly qualified to be nominated and assigned to go and enter into any Shop or Shops in any other Part of *England* and *Wales* for the Purposes aforesaid, or to be appointed One of the Five Apothecaries hereinafter mentioned, and directed to be appointed for the Purpose of examining Assistants to Apothecaries in compounding and dispensing Medicines, as hereinafter is mentioned, except he shall have been an Apothecary in actual Practice for not less than Ten Years at least, previously to his being so nominated, or assigned or appointed.

V. And Whereas it is the Duty of every Person using or exercising the Art and Mystery of an Apothecary, to prepare with Exactness, and to dispense such Medicines as may be directed for the Sick by any Physician lawfully licensed to practise Physic by the President and Commonalty of the Faculty of Physic in *London*, or by either of the Two Universities of *Oxford* or *Cambridge*; Therefore, for the further Protection, Security and Benefit of His Majesty's Subjects, and for the better Regulation of the Practice of Physic throughout *England* and *Wales*, be it enacted, That if any Person using or exercising the Art and Mystery of an Apothecary, shall at any time knowingly, wilfully and contumaciously refuse to make, mix, compound, prepare, give, apply or administer, or any way to sell, set on Sale, put forth or put to Sale to any Person or Persons whatever, any Medicines, Compound Medicines, or Medicinable Compositions, or shall deliberately or negligently, falsely, unfaithfully, fraudulently or unduly make, mix, compound, prepare, give, apply or administer, or any way sell, set on Sale, put forth or put to Sale to any Person or Persons whatever, any Medicines, Compound Medicines or Medicinable Compositions, as directed by any Prescription, Order or Receipt, signed with the Initials in his own Hand-writing, of any Physician so lawfully licensed to practise Physic, such Person or Persons so offending shall, upon Complaint made within Twenty one Days by such Physician, and upon Conviction of such Offence before any of His Majesty's Justices of the Peace, unless such Offender can shew some satisfactory Reason, Excuse or Justification in this behalf, forfeit, for the First Offence, the Sum of Five Pounds; for the Second Offence the Sum of Ten Pounds; and for the Third Offence, he shall forfeit his Certificate, and be rendered incapable in future of using or exercising the Art and Mystery of an Apothecary, and be liable to the Penalty inflicted by this Act upon all who practise as such without a Certificate, in the same manner as if such Party so convicted had never been furnished with a Certificate enabling him to practise as an Apothecary; and such Offender so deprived of his Certificate shall be rendered and deemed incapable in future of receiving and holding any fresh Certificate unless the said Party so applying for a Renewal of his Certificate, shall faithfully promise and undertake, and give good and sufficient Security, that he will not in future be guilty of the like Offence.

VI. And be it further enacted, That each and every of them the said Master and Wardens for the time being, may, and they are hereby respectively empowered, by Writing under his or their Hands, to appoint any One or more of the said Court of Assistants to act as

Apothecaries refusing to compound, or unfaithfully compounding Medicines.

Penalties.

Master and Wardens may appoint Deputy.

Deputy

Deputy Master, or as Deputy Wardens, as the case may be, in all Matters and Things done, or authorized to be done, by the said Master, or the said Wardens, under and by virtue of the said recited Charter, or of this Act, and to remove such Deputy Master or Deputy Wardens so to be appointed from time to time, as the said Master or the said Wardens shall respectively think proper; and all Acts, Matters and Things, which shall be lawfully done by the said Deputy Master or Deputy Wardens so to be appointed as aforesaid, as the case may be, shall be as good, valid and effectual, as if the same were done and performed by the said Master and Wardens respectively.

Master, Wardens, &c. appointed to carry Act into Execution.

‘ VII. And Whereas much Mischief and Inconvenience has arisen, ‘ from great Numbers of Persons in many Parts of *England* and ‘ *Wales* exercising the Functions of an Apothecary, who are wholly ‘ ignorant, and utterly incompetent to the Exercise of such Functions, ‘ whereby the Health and Lives of the Community are greatly ‘ endangered; and it is become necessary that Provision should ‘ be made for remedying such Evils;’ Be it therefore further enacted, That the said Master, Wardens and Society of the Art and Mystery of Apothecaries of the City of *London*, incorporated by the said recited Charter of His Majesty King *James* the First, and their Successors, shall be, and they are hereby appointed and constituted, directed and empowered, for ever, to superintend the Execution of the Provisions of this Act, and to enforce and carry the several Regulations and Provisions thereof, in relation to the several Persons practising the Art or Mystery or Profession of an Apothecary throughout *England* and *Wales*, and all other the Purposes of this Act, into full Execution.

Acts of Master, Wardens, &c. not valid unless done at Meetings, &c.

VIII. And be it further enacted, That no Act of the said Master, Wardens and Society of Apothecaries, incorporated as aforesaid, for the carrying any of the Powers and Provisions of this Act into Execution, shall be, or be deemed to be good or valid (save and except as to such Acts as shall be done by the said Master, Wardens and Assistants, or others appointed by them, or any of them, as hereinbefore is provided, in pursuance of the Powers and Authorities hereinbefore given to them to enter into Shops to search for, examine and destroy unwholesome Drugs or Medicines, and also save and except as to such Acts as shall be done by the said Court of Examiners, or the major Part of them present, or by the Five Apothecaries hereinafter mentioned, or the major Part of them present, in pursuance of the Authorities hereinafter given to them), unless the same be done at some Assembly or Meeting to be holden by the said Master, Wardens and Society, in the Hall of the said Society; and that all the Powers and Authorities by this Act granted to, or vested in the said Master, Wardens and Society as aforesaid, shall and may from time to time be exercised by the Master, Wardens and Assistants of the Art and Mystery of Apothecaries aforesaid for the time being, or by the major Part of them present, who shall attend at any such Assembly or Meeting to be holden as aforesaid, the Number present at such Assemblies or Meetings not being less than Thirteen, of which the said Master for the time being shall always be one; and all the Orders and Proceedings of the said Master, Wardens and Assistants for the time

being, or of such major Part as aforesaid, shall have the same Force and Effect, as if the same were made or done by the said Master, Wardens and Society of Apothecaries incorporated as aforesaid.

IX. And be it further enacted, That for the Purposes of this Act, so far as the same regards the Examination of Apothecaries, and Assistants to Apothecaries, Twelve Persons properly qualified, as hereinbefore is mentioned, shall be chosen and appointed by the said Master, Wardens and Assistants for the time being (who are hereby authorized and empowered to choose and appoint such Persons, and to remove or displace them from time to time, as they the said Master, Wardens and Assistants for the time being, shall deem advisable), and such Persons, when so chosen and appointed, or any Seven of them, shall be, and be called "The Court of Examiners of the Society of Apothecaries;" and such Court of Examiners, or the major Part of them present at any Meeting, shall have full Power and Authority, and are hereby authorized and empowered to examine all Apothecaries, and Assistants to Apothecaries, throughout *England* and *Wales*, and to grant or refuse such Certificate, as hereinafter is mentioned; and such Court of Examiners, or the major Part of them, shall, and they are hereby required to meet and assemble in some convenient Room in the Hall of the said Society, once at least in every Week, for the Purpose of such Examination, and then and there to examine all Persons applying to be examined, and duly qualified so to be by virtue of this Act.

Court of Examiners chosen by Master, Wardens, &c.

X. And be it further enacted, That at any such Meetings of the said Examiners, a Chairman shall and may be appointed; and when and so often as it shall so happen that there shall be an equal Number of Votes upon any One Question (including the Vote of the said Chairman), then and in such case, it shall and may be lawful to and for the said Chairman to give the casting or decisive Vote.

Chairman appointed.

XI. And be it further enacted, That no Person shall be capable of acting as an Examiner, under and by virtue of this Act, until he shall have taken and subscribed the following Oath:

Oath taken by Examiners.

I *A. B.* do solemnly promise and swear (or, being One of the People called *Quakers*, do solemnly affirm,) That I will faithfully, impartially and honestly, according to the best of my Skill and Knowledge, execute the Trust reposed in me by the Master, Wardens and Society of the Art and Mystery of Apothecaries of the City of *London*, as an Examiner, in the Examination of every Person who shall come before me to be examined, as to his Fitness or Qualification to act as an Apothecary, or Assistant to an Apothecary, as the case may be, and that without Favour, Affection, Prejudice or Malice.

So help me GOD.

Which Oath or Affirmation, the said Master, Wardens or Court of Assistants, or the major Part of them, are hereby authorized and required to administer.

XII. And be it further enacted, That all Persons so to be chosen and appointed Examiners as aforesaid shall continue in Office for the space of One Year from the time of their Appointment (except in case of Death, or being removed or displaced by the said Master, Wardens and Assistants as aforesaid): Provided always, that it shall and may be lawful to and for the said Master, Wardens and Assistants,

Examiners to continue in Office one Year.

Provido.

ants, to choose and appoint any such Person or Persons going out of Office, again to be an Examiner or Examiners as aforesaid, if they the said Master, Wardens and Assistants shall deem it advisable to do.

In case of
Death, &c.
others appointed.

XIII. And be it further enacted, That in case any Person or Persons so to be chosen and appointed, shall happen to die during the time he or they shall continue to be an Examiner or Examiners, or be removed or displaced as aforesaid, then it shall and may be lawful for the said Master, Wardens and Assistants, to choose and appoint any other Person or Persons properly qualified, to be an Examiner or Examiners as aforesaid, in the Room of the Person or Persons so dying, or removed, or displaced as aforesaid, and every Person or Persons so chosen and appointed shall continue in Office for such time and no longer, as the Person or Persons in whose Room or Stead he or they shall be so chosen and appointed would have continued in Office.

Not to practise
as Apothecaries,
&c. without Ex-
amination.

XIV. And, to prevent any Person or Persons from practising as an Apothecary, without being properly qualified to practise as such, be it further enacted, That, from and after the First Day of *August* One thousand eight hundred and fifteen, it shall not be lawful for any Person or Persons (except Persons already in Practice as such) to practise as an Apothecary in any Part of *England or Wales*, unless he or they shall have been examined by the said Court of Examiners, or the major Part of them, and have received a Certificate of his or their being duly qualified to practise as such from the said Court of Examiners or the major Part of them as aforesaid, who are hereby authorized and required to examine all Person and Persons applying to them, for the Purpose of ascertaining the Skill and Abilities of such Person or Persons in the Science and Practice of Medicine, and his or their Fitness and Qualification to practise as an Apothecary; and the said Court of Examiners, or the major Part of them, are hereby empowered either to reject such Person or Persons, or to grant a Certificate of such Examination, and of his or their Qualification to practise as an Apothecary as aforesaid: Provided always, that no Person shall be admitted to such Examination until he shall have attained the full Age of Twenty one Years.

Proviso.

Applicants for
Examination to
produce Testi-
monials.

XV. Provided always, and be it enacted, That no Person shall be admitted to any such Examination for a Certificate to practise as an Apothecary, unless he shall have served an Apprenticeship of not less than Five Years to an Apothecary, and unless he shall produce Testimonials to the Satisfaction of the said Court of Examiners, of a sufficient Medical Education, and of a good moral Conduct.

Persons intend-
ing to qualify, to
give Notice to
Clerk of said
Master, War-
dens, &c.

XVI. And be it further enacted, That every Person intending to qualify himself under the Regulations of this Act to practise as an Apothecary in any Part of *England or Wales*, shall give Notice to the Clerk of the said Master, Wardens and Society of Apothecaries as aforesaid, of his Intention so to do, who shall notify the same to the said Master, Wardens and Society of Apothecaries as aforesaid; and the Person so intending to qualify himself, shall present himself at the Meeting held by the said Court of Examiners next after giving such Notice, and shall undergo such Examination by the said Court of Examiners as aforesaid, or at some other Meeting of the said

appointed and fixed upon by the said Master, Wardens and Society of Apothecaries, or by the said Court of Examiners, or the major Part of them as aforesaid, for that Purpose.

XVII. And be it further enacted, That from and after the First Day of *August* One thousand eight hundred and fifteen, it shall not be lawful for any Person or Persons (except the Persons then acting as Assistants to any Apothecaries as aforesaid, and excepting Persons who have actually served an Apprenticeship of Five Years to an Apothecary) to act as an Assistant to any Apothecary, in compounding or dispensing Medicines, without undergoing an Examination by the said Court of Examiners, or the major Part of them, or by Five Apothecaries so to be appointed as hereinafter is mentioned, and obtaining a Certificate of his or their Qualification to act as such Assistant from the said Court of Examiners, or the major Part of them, or from the said Five Apothecaries, who are hereby authorized and empowered to examine all Persons applying to them for that Purpose, and to grant a Certificate of such Fitness and Qualification.

Assistant to
Apothecaries,
&c. examined.

XVIII. And be it further enacted, That for the Purpose of this Act, it shall and may be lawful to and for the said Master and Wardens for the time being, or to and for the said Court of Examiners, by Writing under their Hands, from time to time to appoint Five Apothecaries in any County or Counties respectively throughout *England* and *Wales*, except within the said City of *London*, the Liberties or Suburbs thereof, or within Thirty Miles of the same, to act for such County or Counties, or any other County or Counties near or adjoining, and to remove or displace them from time to time, as they the said Master and Wardens, or the said Court of Examiners, shall deem advisable; and such Five Apothecaries so to be appointed respectively, as aforesaid, at any Meeting to be held by them as herein-after mentioned, shall have full Power and Authority, and are hereby authorized and empowered to examine all Assistants to Apothecaries throughout the County or Counties in regard of which such Apothecaries shall have been so appointed as aforesaid, and to grant or refuse such Certificate to every such Assistant to Apothecaries, as hereinbefore is authorized in that behalf; and a Meeting of the said Apothecaries for the Purposes aforesaid shall be held monthly in the County Town of some one of the Counties for which they shall have been appointed to act as aforesaid; and that no Act of such Apothecaries shall be or be deemed to be good or valid, unless the same be done at some such Meeting; and that all the Powers and Authorities by this Act granted to or vested in such Five Apothecaries, shall and may from time to time be exercised by the major Part of them, who shall attend at any Meeting to be holden as above directed, the Number of such Apothecaries present at any such Meeting not being less than Three; and all the Orders, Directions and Certificates of the major Part of such Apothecaries present at any such Meeting shall have the same Force and Effect as if the same were made, done or signed by all the said Five Apothecaries for the time being; and at every such Meeting of the said Apothecaries, a Chairman shall and may be appointed, and when and so often as it shall so happen that there shall be an equal Number of Votes upon any one Question (including the Vote of the said Chairman) then and in such case it shall and may be lawful to and for the said Chairman to give the casting or decisive Vote.

Power for Master and Wardens to appoint Five Apothecaries as Examiners for Assistants.

XIX. And

may be lawful for such Person or Persons who shall be so refused, to apply at any future time to be again examined, so that such Second Application by any Person or Persons applying to qualify himself or themselves as an Apothecary, be not within Six Months of such First Examination; and so that such Second Application by any Person or Persons applying to qualify himself or themselves as an Assistant, be not within Three Months of such First Examination; and if on such Re-examination he or they shall appear to the Persons examining, to be then properly qualified, it shall and may be lawful for the said Court of Examiners, or to and for the said Five Apothecaries in any County or Counties as aforesaid, to grant such Person or Persons for applying such Certificate as aforesaid.

XXIII. Provided always, and be it further enacted, That the said Master, Wardens and Society of Apothecaries do make annually, and cause to be printed, an exact List of all and every Person who shall in that Year have obtained a Certificate to practise as an Apothecary, with their respective Residences attached to their respective Names.

List of Apothecaries approved by Court of Examiners printed.

XXIV. And be it further enacted, That all and every Sum or Sums of Money which shall be received or arise from the granting of the Certificates of Examination hereinbefore required, shall belong to and be appropriated and disposed of by the said Master, Wardens and Society of Apothecaries as aforesaid, in such manner as they shall from time to time direct and deem most expedient.

Application of Monies arising from Certificates.

XXV. And be it further enacted, That all Sum and Sums of Money arising from Conviction and Recovery of Penalties for Offences committed against the Authorities and Provisions of this Act, shall be applied and disposed of in manner following; viz. One Half thereof to the Informer or Informers, and One Half thereof to the said Master, Wardens and Society of Apothecaries as aforesaid, to be appropriated and disposed of by them in such manner as they shall deem most expedient.

Application of Monies arising from Penalties.

XXVI. And be it further enacted, That all Penalties and Forfeitures by virtue of this Act imposed (the manner of levying and recovering whereof is not otherwise hereby particularly directed) shall, if such Penalties and Forfeitures shall exceed the Sum of Five Pounds, be recovered by Action or Suit at Law, in the Name of the Master, Wardens and Society of the Art and Mystery of Apothecaries of the City of London, in any of His Majesty's Courts of Record in England or Wales, wherein no Essoin, Protection or Wager at Law, or more than One Imparance shall be allowed; and if such Penalty or Forfeiture shall amount to less than the Sum of Five Pounds, then the same shall be levied and recovered by Distress and Sale of the Goods and Chattels of the Offender, by Warrant under the Hand and Seal of any Justice of the Peace acting for any County, City, Town or Place where the Offence shall be committed (which Warrant such Justice is hereby empowered and required to grant upon the Confession of the Party, or upon the Evidence of any credible Witness upon Oath, and which Oath such Justice is hereby empowered to administer); and the Overplus (if any) of the Money arising by such Distress and Sale shall be returned upon Demand to the Owner of such Goods and Chattels, after deducting the Costs and Charges of making, keeping and selling the Distress; and in

Recovery of Fines and Penalties.

Imprisonment.

case sufficient Distress shall not be found, or such Forfeitures and Penalties shall not be paid forthwith, it shall be lawful for such Justice, and he is hereby authorized and required, by Warrant under his Hand and Seal, to cause the Offender to be committed to the Common Gaol for the County, City, Town or Place, where the Offence shall be committed, there to remain without Bail or Mainprize, for any time not exceeding One Calendar Month, unless such Penalties and Forfeitures, and Costs, shall be sooner fully paid and satisfied.

Distress not unlawful for want of Form.

XXVII. 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 deemed a Trespasser or Trespassers on account of any Defect or want of Form, in the Notice or Information, Summons, Conviction, Warrant or Distress, or other Proceeding 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 done by the Party or Parties so distraining; but the Person or Persons aggrieved by such Irregularity, may recover full Satisfaction for the Special Damage in an Action upon the Case.

Act not to affect Chemists and Druggists.

XXVIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to prejudice, or in any way to affect the Trade or Business of a Chemist and Druggist, in the buying, preparing, compounding, dispensing and vending Drugs, Medicines and Medicinable Compounds, wholesale and retail; but all Persons using or exercising the said Trade or Business, or who shall or may hereafter use or exercise the same, shall and may use, exercise and carry on the same Trade or Business in such manner, and as fully and amply to all Intents and Purposes, as the same Trade or Business was used, exercised or carried on by Chemists and Druggists before the passing of this Act.

General Saving.

XXIX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to lessen, prejudice or defeat, or in any wise to interfere with any of the Rights, Authorities, Privileges and Immunities heretofore vested in and exercised and enjoyed by either of the Two Universities of Oxford or Cambridge, the Royal College of Physicians, the Royal College of Surgeons, or the said Society of Apothecaries respectively, other than and except such as shall or may have been altered, varied or amended in and by this Act, or of any Person or Persons practising as an Apothecary previously to the First Day of August One thousand eight hundred and fifteen; but the said Universities, Royal Colleges and the said Society, and all such Persons as Person shall have, use, exercise and enjoy all such Rights, Authorities, Privileges and Immunities, save and except such as shall be altered, varied or amended in and by this Act, in as ample and beneficial a manner, to all Intents and Purposes, as they might have done before the passing of this Act, had never been passed.

Limitation of Actions.

XXX. Provided always, and be it further enacted, That no Action shall be brought or commenced against any Person or Persons, for any Matter or Thing done or omitted to be done, in or by virtue of this Act, after the first Day of August One thousand eight hundred and fifteen.

Persons, Body or Bodies Politic, Corporate or Collegiate, for any thing done in pursuance of this Act, after Six Calendar Months next after the Fact committed; or in case there shall be a Continuation of Damages, then after Six Calendar Months next after the doing or committing such Damage shall have ceased, and not afterwards; and every such Action or Suit shall be laid and brought in the County where the Matter in Dispute shall arise, and not elsewhere; and the Defendant and Defendants in every such Action or Suit shall on may, at his, her or their Election, plead specially 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 have been so done, or if any such Action or Suit shall have been brought before Twenty one Days' Notice shall have been given, or sufficient Satisfaction made or tendered as aforesaid, 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 upon such Verdict, or if the Plaintiff or Plaintiffs shall become Nonsuit, 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, then the Defendant or Defendants shall have Double Costs, and shall have such Remedy for recovering the same, as any Defendant hath for recovering Costs of Suit in any other cases by Law.

Where laid.

General Issue.

Notice.

Double Costs.

XXXI. 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.

C A P. CXCIV.

An Act for exonerating the Estates and Effects of the late Sir *James Colebrooke*, the late Sir *George Colebrooke*, *Arnold Nesbitt*, Sir *Samuel Fludyer*, *Adam Drummond* and *Moses Franks*, and of their Sureties, from all Claims and Demands whatsoever, in respect of any Contracts entered into with His Majesty's Government. [12th July 1815.]

“ HIS MAJESTY acquitted of all Claims of the Contractors in respect of 2,663l. 17s. 10d. § 1. On Payment of 50,000l. into the Exchequer, Estates of the Contractors exonerated. § 2. In case any of the Parties shall not pay his Proportion, and any other shall pay it, such Person to use The Crown Process with the Assent of the Attorney General for the Recovery. § 3. In case any Purchasers of Sir *George Colebrooke's* Estate shall not pay his Proportion of the 5,710l., Remedy given to any who shall pay against the Defaulter. § 4. Power given to any Person not named in the Act to infit his Estate is not liable. § 5. Public Act. § 6.

C A P.

C A P. CXCVI.

An Act for enabling His Majesty to raise the Sum of Six Millions for the Service of *Great Britain*. [12th July 1815.]

“ TREASURY to cause Exchequer Bills for £6,000,000 to be
“ made out in the manner directed by 48 G. 3. c. 1. § 1, 2. Ex-
“ chequer Bills chargeable on the First Supplies. § 3. Exchequer
“ Bills to bear an Interest not exceeding $3\frac{1}{2}$ per Cent. per Diem. § 4
“ Exchequer Bills to be taken in Payment at the Exchequer
“ after April 5, 1816. § 5. Bank of *England* may advance
“ £.6,000,000 on Credit of Act, notwithstanding 5 & 6 W. & M.
“ c. 20.—§ 6.

LOCAL AND PERSONAL ACTS,

DECLARED PUBLIC,

AND TO BE JUDICIALLY NOTICED.

N. B.—*The Continuance of such of the following ABs as are Temporary will be known (where it is not expressly stated) by referring to the following List, according to the corresponding Letter at the End of the Title.*

- (a) *For 21 Years, &c. [i. e. to the End of the next Session] from a Day named in the AB.*
 (b) *For 21 Years, &c. from the passing of the AB.*
 (c) *For 21 Years, &c. after the End of the Term under former ABs.*

The following are all PUBLIC 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 Public Act, and shall be judicially taken
 “ Notice of as such, by all Judges, Justices and others, without
 “ being specially pleaded.”

Cap. i.

An Act to continue the Term, and to amend and enlarge the Powers of several Acts passed for repairing the Road from Cirencester, in the County of Gloucester, to Birdlip Hill, in the said County. (b) 20 G. 2. c. 22.
 10 G. 3. c. 74.
 35 G. 3. c. 142.
 [23d March 1815.]

[Additional Trustees. Former Tolls to cease, new Tolls granted. Double Tolls on Sunday.]

Cap. ii.

An Act to continue the Term, and amend and enlarge the Powers of several Acts passed for repairing the Road from Cirencester to Saint John's Bridge in the County of Gloucester, and certain other Roads therein mentioned. (b) 13 G. 1. c. 11.
 15 G. 2. c. 15.
 31 G. 2. c. 54.
 70.
 35 G. 3. c. 140.

[Additional Trustees. Former Tolls to cease, new Tolls granted. Double Tolls on Sunday.]

Cap. iii.

An Act to amend the several Acts passed 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; and for raising a further Sum of Money for the Completion of the said Works. [23d March 1815.]

WHEREAS an Act was passed in the Fortieth Year of the Reign of His present Majesty, intituled *An Act for making Wet Docks, Basons, Cuts and other Works, for the greater Accommodation* 39 & 40 G. 3. c. xlvii.

- 44 G. 3. c. ii. *commodation and Security of Shipping, Commerce and Revenue within the Port of London: And Whereas another Act passed in the Forty fourth Year of the Reign of His present Majesty, intituled An Act for raising a further Sum of Money carrying into Execution an Act passed in the Fortieth Year of His present Majesty, 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*
- 44 G. 3. c. 100. *And Whereas another Act was passed in the Forty fourth Year of His said present Majesty's Reign, intituled An Act for providing housing Goods within the Limits of certain Docks made under an Act passed in the Thirty ninth and Fortieth Years 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 to make Regulations relating to the said Docks: And Whereas another Act was passed in the Forty fifth Year of the Reign of His present Majesty, intituled An Act to alter and amend an Act passed in the Fortieth Year of the Reign of His present Majesty 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 for extending the Power and Provisions of the said Act: And Whereas another Act was passed in the Forty sixth Year of His present Majesty's Reign intituled An Act to alter and amend several Acts passed in the Fortieth, Forty fourth and Forty fifth Years of His present Majesty 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 for other the Purposes therein mentioned, and for enlarging the Powers therein granted to The London Dock Company: And Whereas another Act was passed in the Forty seventh Year of His said present Majesty's Reign, intituled An Act to enable The London Dock Company to purchase certain Waterworks in the Parishes of Stratford, Westham, Bow, Bromley, Mile End and Stepney, and other Parishes adjacent, and to amend the several Acts for making Wet Docks and other Works for the Accommodation of Shipping, Commerce and Revenue, within the Port of London: And Whereas another Act was passed in the Forty ninth Year of His said present Majesty's Reign, intituled An Act to alter and amend several Acts passed in the Fortieth, Forty fourth, Forty fifth, Forty sixth and Forty seventh Years of His present Majesty, 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 for other the Purposes therein mentioned relating thereto; and to enlarge the Powers and Authorities by the said Acts granted to The London Dock Company: And Whereas another Act was passed in the Fiftieth Year of His present Majesty's Reign, intituled An Act for raising a further Sum of Money for carrying into Execution the several Acts passed 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 another Act was passed in the Fifty first Year of the Reign of His present Majesty, intituled*
- 45 G. 3. c. lviii.
- 46 G. 3. c. lix.
- 47 G. 3. Sess. 2. c. 5.
- 49 G. 3. c. clvi.
- 50 G. 3. c. cli.
- 51 G. 3. c. clxii.

* *An Act for regulating the Rates and Charges to be received by The*
 * *London Dock Company, upon Wines and Spirits landed and ware-*
 * *housed in the London Docks: And Whereas another Act was passed*
 * *in the Fifty second Year of the Reign of His present Majesty, intituled* 52 G. 3. c. cxiv.
 * *An Act for allowing further Time for the Completion of the Docks,*
 * *Entrances and other Works and Buildings belonging to The London*
 * *Dock Company: And Whereas another Act was passed in the*
 * *Fifty fourth Year of the Reign of His present Majesty, intituled* 54 G. 3. c. xl.
 * *An Act for enlarging and amending the Powers and Provisions of*
 * *the several Acts for making the London Docks: And Whereas it*
 * *is necessary to make more effectual Provision against the Hazard*
 * *and Danger of Fire in the said Docks; and also in relation to*
 * *certain Premises purchased by the said Company for the Use of*
 * *the Officers of Customs and Excise, and for other Purposes in*
 * *relation to the said Docks: And Whereas certain Parts of the*
 * *Entrances to the said Docks and Works cannot be completed*
 * *without further Powers, and an additional Sum of Money raised*
 * *for that Purpose; and it is necessary, for the Security of the said*
 * *Docks and the Completion of the said Entrances and Works, that*
 * *the said Acts should be altered and amended; but the Purposes*
 * *aforsaid cannot be accomplished without the 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 Autho-*
 * *rity of the same, That, for further preventing the Hazard and*
 * *Danger of Fire within the said Docks, and on board Ships and*
 * *other Vessels therein, no Person whatsoever shall, from and after the*
 * *passing of this Act, at any time or times after the Hour of Four in*
 * *the Evening, or before the Hour of Seven in the Morning, between*
 * *the Twenty ninth Day of September, and the Twenty sixth Day of*
 * *March in every Year, or before the Hour of Five in the Morning,*
 * *between the Twenty fifth Day of March and the Thirtieth Day of*
 * *September in every Year, smoak any Tobacco, or other Material*
 * *used for smoaking, either within the said Docks, or on board of any*
 * *Ship or Vessel in or within the said Docks, upon Pain of forfeiting*
 * *for every such Offence any Sum not exceeding Ten Pounds, to be*
 * *recovered and applied as any Penalty, not exceeding that Amount,*
 * *may be recovered and applied under the said recited Act first herein-*
 * *before mentioned or referred to.*

Accidents by
Fire prevented.

Penalty.

* II. And Whereas the Directors of the said Company have found
 * it necessary for and towards the Improvement and Completion of
 * the said Docks and Works, and the Entrances thereto, and for
 * providing Accommodation for the Officers of Customs and Excise
 * attending at the said Docks, to make sundry Contracts for, and
 * divers Purchases of Houses, Lands, Tenements, Buildings and
 * Hereditaments, situate near the said Docks, but the same not
 * being within the Limits prescribed by the said recited Acts, such
 * Contracts and Purchases cannot be made effectual without the
 * Aid of Parliament; Be it therefore further enacted, That all
 * Contracts which have been or shall be made by or on the behalf of
 * the said Company, for the Purchase of all or any of the several
 * Houses, Lands, Tenements and Hereditaments hereinafter men-
 * tioned; that is to say, a Freehold House and Premises with the

Contracts for
certain Premises
confirmed.

Appurtenances, being Number Four, in *Wapping Street*; Four Freehold Houses, with the Appurtenances, being Number One, Two, Three and Four, on the Western Side of *Half Moon Court* in *Wapping*; a Freehold House, with the Appurtenances, being Number Five, on the North Side of *Half Moon Court* aforesaid; a Freehold House with the Appurtenances, being Number Six, in *Half Moon Court* aforesaid; a Freehold House with the Appurtenances being Number Seven, in *Half Moon Court* aforesaid; a Leasehold Public House, with the Appurtenances, called *The Duke of Argyll*, being Number Five, in *Wapping Street*; and a Freehold House Warehouse and Premises, with the Appurtenances, situate at the North West Corner of *Little Hermitage Street* in *Wapping*; also a Leasehold Brewery, with sundry Messuages and other Buildings Wharfs, and other Premises, with the Appurtenances, held by Two several Leases heretofore granted and made by the Governors of *Bridewell Hospital* to Messieurs *Pickard* and *Maitland*, likewise situate in and near *Wapping Street*; all which said Messuages, Hereditaments and Premises, are situate in the Parish of *Saint John of Wapping*, in the said County of *Middlesex*; also Six Freehold Houses, with the Appurtenances, being Numbers One hundred and twenty eight, One hundred and twenty nine, One hundred and thirty, One hundred and thirty one, One hundred and thirty two and One hundred and thirty three, with a Tenement and Sheds behind the same, situate on the North Side of *Pennington Street*, and One Freehold House on the West Side of *Chigwell Hill*, and a Piece or Parcel of Freehold Land, with the several Houses, Sheds and Buildings thereon, abutting South on *Pearl Street*, West on *Silver Street*, and North and East on Premises the Property of *The London Dock Company*: All which said last mentioned Messuages, Hereditaments and Premises, are situate in the Parish of *Saint George Middlesex*, commonly called *Saint George in the East*, in the County of *Middlesex*; and all Bargains, Sales, Feoffments, Releases, Transfers, Leases, Assignments and other Conveyances, which have been or shall be made of or in relation to the same Hereditaments and Premises, or any of them, or any Part or Parts thereof respectively, by or to or in Trust for or to or for the Use or Benefit of the said Company, shall be and the same are hereby declared and enacted to be as good, valid and effectual to all Intents and Purposes, and to have the same Effect, as if such Houses, Buildings, Lands, Tenements and Hereditaments respectively had been within the Limits prescribed by the said recited Acts or any of them; any thing in the said Acts, or any or either of them, or any other Law or Statute whatsoever to the contrary thereof in any wise notwithstanding.

How Debts
proved in cases
of Bankruptcy.

III. And be it further enacted, That in all cases under any Commission or Commissions of Bankrupt awarded or to be awarded against any Person or Persons, who is or are or shall be indebted to the said Company, or against whom the said Company shall or may have any Claims or Demands, it shall and may be lawful to and for any Person or Persons in the Employ of the said Company, who shall from time to time be in that Office, to be appointed by Writing under the Hand of the said Company, or the time being, to appear before the said Company, and be authorized and empowered to do all such things in respect of any

the Commissioners under any Commission of Bankrupt, either personally, or by his or their Affidavit, to be duly sworn and exhibited in the usual manner, in order to prove and establish any such Debt, Claim or Demand, under such Commission; and every such Person or Persons so to be nominated and appointed, shall in all such cases be admitted and allowed to make Proof, or tender a Claim under any such Commission of Bankruptcy, on behalf and for the Benefit of the said Company, in respect of the Debt or Debts or other Demands of the said Company against such Bankrupt or Bankrupts, in like manner as any other Person or Persons being a Creditor or Creditors of such Bankrupt or Bankrupts, in his or their own Right might or could do in respect of his or their Debt or Debts; and any Person or Persons to be nominated or appointed in manner aforesaid, shall have full Power and Authority to appear on behalf of the said Company, at any Meeting of the Creditors of any such Bankrupt or Bankrupts, and to vote thereat, in respect of any Debt or Debts which shall be admitted and allowed to be proved on behalf of the said Company, under any such Commission of Bankrupt as aforesaid, in like manner as any other Creditor or Creditors of such Bankrupt or Bankrupts could or might do in respect of the Debt or Debts by him or them proved under such Commission or Commissions of Bankrupt.

IV. And, in order the better to enable the said Company to complete the said Docks and Works and the Entrances thereto, be it further enacted, That it shall and may be lawful for the said Company, at any Meeting or Meetings to be specially called for that Purpose in the manner directed by the said recited Acts, or any or either of them now in force in that behalf, by such ways and means and upon such Terms as at such Meeting or Meetings so called shall be thought expedient and be directed, to augment the present Capital Stock of the said Company by any further Sum or Sums of Money, not exceeding in the whole the Sum of Three hundred thousand Pounds, in case such Meeting or the Majority of Votes of the Proprietors present and entitled to vote thereat shall declare it to be necessary and expedient so to augment the said Capital Stock; and that all such further and additional Capital Stock, not exceeding the additional and further Sum aforesaid, as shall be so raised, shall be considered as Part of the general Capital Stock of the said Company, and be under and subject to the same Provisions, Regulations, Directions and Management, in all Respects and to all Intents and Purposes, as if the same had been Part of the said original Capital Stock of the said Company (except as to the time or times of making Calls for the said additional Capital Stock, and the Amount of such Calls; which time and times, and the Amount of such Calls respectively, shall from time to time be appointed by the Directors of the said Company or any Thirteen or more of them): Provided always, that no more than Twenty five Pounds *per Centum* of such additional Sum or Sums shall be so called for or appointed to be paid within One Month: Provided also, that all the Regulations, Provisions and Clauses contained in the said first recited Act, in relation to the Calls for the original Capital of the said Company therein mentioned, and to the Recovery thereof, or of any Arrear thereof, and to the Forfeiture of any Sums advanced by reason of any Neglect or Refusal to comply with such Calls, shall

Capital Stock of
Company aug-
mented
300,000l.

Proviso.

Proviso.

be applicable to the Calls for the said further and additional Sum hereby authorized to be raised or borrowed as aforesaid, or such Part or Parts thereof as shall be required to be raised by way of additional Capital Stock as aforesaid, and the Refusal or Neglect to comply with such Calls last mentioned.

Power for Company to borrow Money, with Power to assign Rates as Security.

V. Provided always, and be it further enacted, That in case the Majority of Proprietors present and entitled to vote at any such Meeting or Meetings to be called as aforesaid, shall think it advisable to borrow the said further and additional Sum at Interest, in manner hereinafter mentioned, or shall deem it expedient to raise only a Part of the said further and additional Sum by way of Augmentation of their Capital Stock, and to borrow the Remainder thereof at Interest, then and in either of the said cases, it shall be lawful for the said Company to borrow and take up at Interest, on the Security or Securities hereinafter mentioned, any Sum or Sums of Money, so as the whole Sum to be raised under the Authority of this Act shall not exceed such further and additional Sum as aforesaid, and in order to the raising of the same, or any Part or Parts thereof; in the manner last aforesaid, the said Company, or the Directors of the said Company for the time being, or any Thirteen or more of them, shall and may, at the Costs and Charges of the said Company, assign over the Rates and Duties arising by virtue of the said first recited Act, or a competent Part thereof; and also shall and may, if they shall think it proper, charge and subject all the Lands, Tenements and Hereditaments of or belonging to the said Company, or a competent Part thereof, as a Security or Securities for the Repayment of any such Sum or Sums of Money so to be borrowed, together with Interest, to such Person or Persons, or his, her or their Trustee or Trustees, Nominee or Nominees, Executors or Administrators; and all such Assignments and Securities shall be made and entered, and shall be transferable from time to time in the same manner (*mutatis mutandis*); and the same, and the Monies which may be so borrowed as aforesaid, and the Interest thereof, shall be under and subject to such and the same Provisions, Regulations, Directions and Management in all respects, as are in and by the said first recited Act prescribed and directed, concerning the Assignments and Securities to be made and given for the Monies thereby authorized to be borrowed by the said Company, and concerning such last mentioned Monies and the Interest thereof.

Option to Persons advancing Money to become Proprietors, or be repaid in Money.

VI. Provided always, and be it further enacted, That it shall be lawful to insert in any Securities to be made as aforesaid (if the Majority of the said Proprietors present, and entitled to vote at any such Meeting, shall think fit), an Agreement, by which a Right shall be given to the respective Persons who shall advance and lend the said Money, or any Part thereof, or to the Persons who for the time being shall be entitled thereto, to have an Option of having their several and respective Loans repaid in Money, or of being admitted to have such a Share of the Capital Stock of the said Company, in lieu thereof, at such time or times, and upon such Terms and Conditions as shall be agreed upon by the Directors of the said Company, or any Thirteen or more of them, under the Authority of any such Meeting or Meetings of the said Company as aforesaid, on the One Part, and the Persons from whom such Monies shall be borrowed from time to time on the other Part; so nevertheless that

that the respective Shares of the said Capital Stock, and the time or times, and the Terms or Conditions to be agreed upon as aforesaid, in relation to such Option, shall be expressed in the respective Securities for such Principal Monies, otherwise the Agreement or Agreements for such Option shall be void and have no effect,

VII. And be it further enacted, That it shall be lawful for the said Company to borrow all or any Part of the Sum of Three hundred thousand Pounds mentioned in the said recited Act passed in the Fortieth (a) Year of His present Majesty, in the manner directed by that Act, as well as the said additional and further Sum by this Act authorized to be raised or borrowed as aforesaid; any thing in the Acts of Parliament passed in relation to the said Company, or any of them, to the contrary notwithstanding. (a) [39 & 40 G. 3. c. xlvi. § 22.]

Company not restrained from raising Money in manner by 39 & 40 G. 3. directed.

VIII. And be it further enacted, That none of such Assignments and Securities, to be made by the said Company or by the said Directors, or any Thirteen or more of them, pursuant to any of the Acts of Parliament passed in relation to the said Company, or pursuant to this Act, shall, on account of prior Date or Execution, be entitled to any Priority of Payment or other Preference before any other or others of such Securities of later Date or Execution; except the Preference which from time to time may be agreed to be given in relation to the Option of converting Loans into Capital Stock, under the Authority of this Act, and also except the Security hereby authorized to be given upon the said Lands, Tenements and Hereditaments of the said Company, or such Part thereof as aforesaid in relation to the said further and additional Sum by this Act authorized to be raised or borrowed, or such Part or Parts thereof as shall or may be charged on the said Lands, Tenements or Hereditaments, or any Part thereof as aforesaid.

Preference not given to Securities on account of Priority.

IX. And be it further enacted, That it shall be lawful for the said Company, and they are hereby authorized and required to pay the Interest of the said further and additional Sum, or so much and such Part and Parts thereof as shall be raised by way of Loan, in manner aforesaid (and whether with or without such Option as aforesaid), of the Person or Persons entitled thereto, out of any Monies which shall from time to time be in the Hands or Power of the said Company, applicable to the Purposes of the said recited Acts or of this Act.

Interest paid for Money borrowed.

X. And be it further enacted, That the Interest of the Money which shall be borrowed on Assignment or Mortgage under the Authority of this Act shall, from the time the said Money or any Part thereof shall be advanced, be payable Half yearly to the several Parties entitled thereto, in Preference to any Interest or Dividend due and payable to the said Company, or any of them, and shall from time to time be fully paid and discharged or provided for, before any Interest or Dividends due to the said Company, or any of them, shall be paid.

Interest paid Half yearly.

XI. And be it further enacted, That all the Powers, Authorities, Provisions, Regulations and Privileges, as to voting or otherwise, and all Penalties, Forfeitures, Clauses, Matters and Things contained in the said recited Acts (so far as the same are not hereby varied, altered or repealed), shall extend and be construed to extend to this Act, and to the said Company and the Directors thereof and

Powers of former Acts extended to Act.

others carrying this Act into Execution, and also to all Proprietors or Persons, Bodies Politic or Corporate, Corporations Aggregate or Sole, possessed of any Capital Stock advanced under any of the Provisions of this Act, or lending any Sums of Money to the said Company under the same, their respective Executors, Administrators or Assigns, and also to the Transfer, Assignment or Forfeiture of any such Capital Stock, and to the Securities for any Money so lent; and also as to the prosecuting or defending any Actions or Suits in the Name of or against the Treasurer of the said Company, and shall operate and be in force as to all such additional Capital Stock or Money lent, and the Application of the Money to be raised by virtue of this Act as fully and effectually to all Intents and Purposes as if the same were severally and particularly repeated and re-enacted in the Body of this Act, and made Part thereof.

Public Act.

XII. 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.

Cap. iv.

28 G. 2. c. 57.
20 G. 3. c. 100.
41 G. 3. (U. K.)
c. ix.

An Act for enlarging the Term and Powers of several Acts of His late and present Majesty, for repairing the Roads from *Epsom* through *Ewell* to *Tooting*, and from *Ewell* to *Kingdon upon Thames*, and *Thames Ditton*; and across *Ewell Common Fields*, to the *Ryegate Turnpike Road* on *Borough Heath*, all in the County of *Surry*. (a)

[23d March 1815.]

[Additional Trustees. Former Tolls to cease, new Tolls granted. One Half additional Toll on Sunday.]

Cap. v.

50 G. 3. c. cxlv.

An Act for enlarging the Powers of an Act of His present Majesty, for repairing or rebuilding the Parish Church of *Stockport*, in the County Palatine of *Chester*.

[23d March 1815.]

Cap. vi.

35 G. 3. c. 52.
41 G. 3. (U. K.)
c. lxxviii.
50 G. 3.
c. cxlviii.
53 G. 3. c. xxx.

An Act to enable the Company of Proprietors of the *Wilts* and *Berks* Canal Navigation to raise Money for discharging the Debts of the said Company.

[23d March 1815.]

[100,000l.]

Cap. vii.

An Act for paving the Footways and Crosspaths, and lighting, watching, cleansing, widening and otherwise improving the Streets, Lanes and other Public Passages and Places, in the Town of *Basingstoke*, in the County of *Southampton*. [23d March 1815.]

Cap. viii.

34 G. 3. c. 125.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Burbyford*, in the County of *Durham*, to *Alston*, in the County of *Cumberland*, and from *Alston* aforesaid, by the *Dyke*, to *Burnflossie* in the County of *Cumberland*: (c)

[Additional Trustees. Former Tolls to cease, new Tolls granted. Double Toll on certain days.]

Cap. ix.

An Act for erecting a Shire Hall, Courts of Justice and other Buildings, for Public Purposes; and for providing suitable Accommodations for His Majesty's Justices of Assize, in and for the County of *Hereford*. [23d March 1815.]

WHEREAS the Shire Hall for the County of *Hereford* is locally situate within the City of *Hereford* in the same County; and the Assizes and General Quarter Sessions of the Peace, and the County Courts and other Courts of and for the said County have been there holden; and the said Shire Hall is also the accustomed Place for electing Knights of the Shire, and for holding the other Public Meetings of the said County of *Hereford*: And Whereas at the Assizes and General Gaol Delivery holden in and for the said County of *Hereford*, on *Monday* the Eighth Day of *August* One thousand eight hundred and fourteen, it was presented by the Grand Jury of and for the County of *Hereford*, that the Shire Hall for the said County of *Hereford* is a very inconvenient Building, and ill adapted for the Administration of Justice; and that the said Shire Hall is much out of Repair and in Decay, and insufficient and unfit for the Public Purposes to which the same hath been and ought to be applied, and the Scite thereof, being surrounded by a Public Street in the City of *Hereford*, is too limited and confined to admit of Enlargement, or of any adequate Alteration or Improvement in the present Building, without creating great Inconvenience by obstructing the Highway and Passage in the said Street: And Whereas it is expedient to erect new Courts of Justice, with suitable Conveniences, wherein to hold the Assizes and General Quarter Sessions of the Peace, and the County Courts and other Courts for the said County of *Hereford*, and to transact other Judicial Business; and also to erect a new Shire Hall for the County of *Hereford*, and other proper Buildings for the Purposes of such County: And Whereas a new Gaol for the said County of *Hereford*, was some time since erected; and the Scite or Ground whereupon the old Gaol for the said County formerly stood, and the Buildings and Materials thereupon still remain unsold and undisposed of; and the same Scite or Ground is situate in the said City of *Hereford*, lying in Front next to *Saint Owen Street*, in the Parish of *Saint Peter*, in the said City, and being at a short Distance from the present Shire Hall, is well calculated for such new Erections, with Accommodations thereto, and affords an easy Communication with the present Gaol of the said County of *Hereford*; and it is expedient that the said Scite or Ground should be made use of for the said Purposes, but to adapt the same for such Purposes, and to make convenient Avenues and Approaches thereto, it will be necessary to purchase several Houses, Buildings, Tenements, Gardens and Pieces of Ground adjacent and opposite thereto: And Whereas it is expedient that better Accommodation should be procured for the King's Judges, when holding the Assizes in the said City of *Hereford*; and there appears to be no Mode of procuring permanent and suitable Accommodation for them, but by the Expenditure of a considerable Sum of Money, either in the purchase, repairing or building of some House for that Purpose: And Whereas it is expedient that the Expences of purchasing, repairing, altering or building such Houses, Buildings,

Tene-

Commissioners
appointed.

‘ Tenements, Gardens and Pieces of Ground, as shall be necessary
‘ for the several Purposes aforesaid, and of erecting and making the
‘ said New Courts of Justice, Shire Hall, Lodgings for His Majesty’s
‘ Judges, and other Buildings and Accommodations, and of obtaining
‘ and passing this Act, and also all other Expences attending the Execution
‘ thereof, should be borne and paid by and raised by way of
‘ Rate upon the said County of *Hereford*; and it is expedient that
‘ such Expences should be borne in certain Proportions by and
‘ between the Proprietors and the Occupiers of Lands and Hereditaments
‘ within the said County; but as the several Ends and 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 all Persons who now are or
‘ shall hereafter for the time being be Justices of the Peace for the said
‘ County of *Hereford*, shall be and they are hereby appointed Commissioners
‘ for directing, ordering and managing the erection and building of new Courts
‘ of Justice, with suitable Conveniences, wherein to hold the Assizes and
‘ General Quarter Sessions of the Peace, and the County Courts and other
‘ Courts for the said County of *Hereford*, and to transact other Judicial
‘ Business, and also of a new Shire Hall for the said County of *Hereford*,
‘ and other proper Rooms and Buildings for the Use and Public Purposes
‘ of the said County, and for making, widening, beautifying or improving
‘ the Avenues or Approaches to or surrounding the same respectively,
‘ and also the purchasing, adapting or erecting of any proper and commodious
‘ Messuages or Messuages, with Gardens and other suitable Conveniences
‘ and Accommodations for the lodging of His Majesty’s Judges when
‘ holding Assizes in the said City, and repairing and fitting up the same,
‘ and the Application of the Scite or Ground whereon the old Gaol for the
‘ said County stood, or any proper Part or Parts thereof, and such other
‘ Messuages, Buildings, Land, Ground and Hereditaments, as shall or may
‘ be purchased or acquired under the Powers of this Act, for such Erections
‘ and Buildings, or such other Purposes as aforesaid, and for selling such
‘ Parts of the said Scite, Buildings, Ground and Premises as shall not be
‘ wanted for the Purposes aforesaid, and for raising and defraying the
‘ Expences of such Erections and Buildings as aforesaid, and of all such
‘ purchases, and other Acts to be made and done under the Powers of
‘ this Act, and also the Expences of obtaining and passing the same,
‘ and generally for carrying this Act, and the several Purposes therein
‘ into Execution.

Meetings of
Commissioners.

II. And be it further enacted, That the said Commissioners, any
‘ Five or more of them, shall meet at the County Gaol of the present
‘ Gaol of and for the said County of *Hereford*, or at any other place
‘ locally situate within the Liberties of the County of *Hereford*, on
‘ Monday next after the passing of this Act, and thereafter as often as
‘ may be, between the first day of January and the first day of
‘ August, in every Year, and shall continue to meet until the said
‘ Commissioners shall be dissolved by the said Act.

wards adjourn themselves to meet or otherwise meet according to such Notice as is hereinafter directed to be given, at such time or times, and at such Place or Places within the said County of *Hereford*, as such Commissioners or any Five or more of them, shall think proper and convenient; and if Five Commissioners shall not attend at the time and Place appointed for any such Meeting, then the Commissioners or Commissioner present may make such Adjournment; and if no such Commissioner shall be present, or if at any Meeting an Adjournment be neglected to be made, then the Clerk of the Peace for the said County of *Hereford*, or his Deputy, may revive and continue the Meetings of the said Commissioners, by calling One or more Meetings for that Purpose, and causing such Notice to be given as is hereinafter directed; and every such Meeting so to be called for the Purpose of reviving and continuing the said Meetings, shall and may be adjourned in like manner; and all such Adjournments, and the Revivals and Continuations of the said Meetings, shall be entered by the Clerk of the Peace of the said County, or his Deputy, in a Book to be kept for that Purpose; and notwithstanding any Adjournment of the Meetings of the said Commissioners, it shall be lawful for the said Commissioners, or any Five or more of them, or for the Clerk of the Peace, or his Deputy, under the Direction of the said Commissioners, or any Five or more of them, to convene a Meeting of the said Commissioners, at any time prior in Date to the time for which any Meeting shall have been adjourned; of which Meeting so to be convened, and the Purpose thereof, the like Notice shall be given as is hereinafter directed with respect to other Meetings of the said Commissioners.

III. Provided always, and be it further enacted, That no Orders, Contracts, Sales, Purchases or other Acts or Proceedings of the said Commissioners, or any of them, in the Execution of this Act, shall be valid unless done or executed at a Meeting held in pursuance of this Act; and that previous Notice of all the Meetings to be held in pursuance of this Act (Meetings by Adjournment only excepted) shall be given in the said Newspaper by the said Commissioners, or any Five or more of them, or by the said Clerk of the Peace for the time being, or his Deputy, Eight Days at least before such Meeting, which Notice shall specify the Time and Place of such Meeting, and at all such Meetings the said Commissioners shall pay their own Expences, and at every such Meeting One of the said Commissioners present shall be appointed Chairman, and all the Powers and Authorities by this Act granted to or vested in such Commissioners, shall and may be exercised by the major Part of the Commissioners present (the whole Number present not being less than Five), and the Chairman shall not only have a single Vote, but in case of Equality of Votes upon any Question, shall have the decisive or casting Vote, and all the Orders and Directions of the major Part of such Commissioners present at such Meetings, shall have the same Force and Effect as if the same were done by all such Commissioners for the time being.

IV. And be it further enacted, That Entries shall be made by the Clerk of the Peace, or his Deputy in a Book or Books to be provided for that Purpose, of all the Acts, Orders, Rules, Regulations, Directions, and Proceedings of the said Commissioners relative to the Execution of this Act; and all such Entries shall be deemed Originals, and shall be allowed to be read in Evidence in all Courts and other Places whatsoever, in all Causes, Suits, Actions or Disputes, touching

In what case
Orders not
valid.

Notice given of
Meetings, ex-
cept those by
Adjournment.

Chairman
appointed.

Proceedings
entered.

touching any thing done in pursuance of this Act; and such Book and Books shall be lodged with the Clerk of the Peace for the time being, and shall and may be perused and inspected at all reasonable times, by any Person contributing towards the Expence of carrying this Act into Execution, on Payment to such Clerk of the Peace of One Shilling for each time of Inspection, and One Shilling more for every Hour after the First Hour during which such Inspection shall continue after the First Hour; and when all the Powers and Authorities by this Act granted to or vested in the said Commissioners shall cease, in consequence of the final Execution of such Powers and Authorities, such Book or Books shall be deposited with the Clerk of the Peace for the said County of *Hertsford*, and be by him kept and preserved amongst the Records of the said County.

Committees.

V. And be it further enacted, That the said Commissioners may, if they think fit, nominate and appoint One or more Committee or Committees (consisting of any Number of their own Body) to superintend, regulate and controul such Artificers, Officers and Workmen as shall be employed by the said Commissioners or any of them, and to see to the due Performance of such Contracts and Agreements and Works as may be entered into for the Purpose of carrying this Act into Execution, or any of them; and also to do and execute all such other Business, Service and Commission, as shall be committed or entrusted to its Care, Management, Superintendence or Execution, for the Purposes of this Act; and to nominate and appoint several such Committees (if necessary) for separate Departments of the said Works, or with separate Objects, and to give Instructions to such Committees accordingly; and all Acts, Instructions, Orders and Directions, signed, done or given by the Majority of any such Committee (provided they do not exceed the Limits of the Orders of the Commissioners at large) shall be binding on such Artificers, Officers and Workmen as aforesaid, and all other Persons concerned therein, and good, valid and effectual for the Purposes to which the same shall relate.

Appointment of Officers.

VI. And be it further enacted, That the said Commissioners, at any Meeting to be held in pursuance of this Act (of the special Object of which such Notice as aforesaid shall be given), shall and may from time to time appoint a Treasurer or Treasurers, and such other Officers and Persons as they may think proper for assisting in the Execution of this Act, or for executing any Rules, Orders or Regulations to be made in pursuance of the same, with such Salaries and Allowances, to be paid out of the Monies to be raised by this Act, as shall be thought reasonable by the said Commissioners, or any Five or more of them; and also shall and may take Security from such Treasurers, or other Officers and Persons, for the faithful Execution of their Office respectively, and for duly accounting for all such Sum or Sums of Money as shall be received by such Treasurer or Treasurers, Officers and Persons, and paying the Balances thereof, from time to time as the said Commissioners, or any Five or more of them, shall appoint; and also may from time to time remove such Treasurer or Treasurers, Officers and other Person or Persons, and appoint others in the Room of such of them as shall be so removed or shall die, and may when they the said Commissioners, or any Five or more of them, shall think proper, discontinue any such Treasurer or Treasurers, Officers and Persons so to be appointed as aforesaid.

Security.

VII. And

VII. And be it further enacted, That the said Commissioners may sue and be sued in the Name of the Clerk of the Peace for the time being; and that no Action to be brought or commenced by or against the said Commissioners, or any of them, by virtue of this Act, in the Name of the said Clerk of the Peace, shall abate or be discontinued by the Death or Removal of such Clerk of the Peace, or by the Act of the said Clerk of the Peace, without the Consent of the said Commissioners, or any Five or more of them, but that such Clerk of the Peace shall always be deemed the Plaintiff or Defendant in such Action, as the case may be: Provided always, that every such Clerk of the Peace shall be reimbursed, out of the Monies to be raised by virtue of this Act, all such Costs, Charges, Damages and Expences as he shall be put unto or become chargeable with, by reason of his being made Plaintiff or Defendant as aforesaid.

Commissioners may sue and be sued in Name of Clerk of Peace.

Clerk of Peace indemnified.

VIII. And be it further enacted, That it shall be lawful for the said Commissioners to cause the Scite of the old Gaol of the said County of *Hereford*, and the Buildings belonging thereto (situated as hereinbefore mentioned), or any Part or Parts thereof to be used as the Scite of the new Shire Hall, Courts, Offices, Messuages and other Buildings to be erected and built under the Powers and Authorities of this Act, or any of them, and for such Yards, Gardens and Outlets to the same, as shall be thought commodious and proper, or otherwise to sell and dispose of the said Scite or Ground, or any Part or Parts thereof, for the Purposes of this Act, as they the said Commissioners shall think fit; and for that Purpose, that all and singular the said Scite, Land or Ground whereupon the said old Gaol, and the several Buildings belonging thereto, lately stood, and all the Yards, Courts, Outlets, Ways, Paths, Passages, Waters, Water-courses, Fences, Easements, Commodities, Hereditaments and Appurtenances whatsoever to the same respectively belonging, or at any time holden or occupied therewith, or taken or known as Part, Parcel or Member thereof, and the Fee Simple and Inheritance thereof in Possession, shall (from and immediately after the passing of this Act) be, and the same are hereby vested and settled in and upon and to the Use of the said Commissioners, the Justices of the Peace for the County of *Hereford*, and their Successors for ever, upon Trust, and to the Intent that they do and shall cause or permit the same Premises, every or any Part thereof, to be converted, held, used and disposed of, for the several Purposes of this Act, or any of them, or otherwise as by this Act directed or authorized, in such manner as they the said Commissioners shall think expedient.

Scite of old Gaol, &c. used for new Buildings.

Scite of old Gaol, &c. vested in Commissioners for Act.

IX. 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 treat, contract for and agree with the several Owners, Occupiers of and Persons interested in any Messuages, Dwelling Houses, Tenements, Buildings, Gardens, Outlets, Ground, Easements, Lands and Hereditaments whatsoever, which shall or may be conveniently used for any of the Purposes of this Act, or shall be deemed necessary for making, enlarging or otherwise accommodating the new Buildings hereby directed to be built or provided, or widening, beautifying or improving the Avenues and Approaches to the same respectively, or any other of the Purposes of this Act, for the Purchase thereof (to be conveyed to or become otherwise vested in the said Commissioners in manner hereinafter mentioned, for the Purposes of this Act), and likewise with the Owners, Occupiers and Persons

Commissioners to treat for other Premises upon which new Buildings erected.

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interested in any other Messuages, Ground or Buildings whatsoever, for any Loss or Damage which such Owners, Occupiers and Persons interested, or any of them, shall or may sustain by or on account of the Execution of any of the Powers of this Act; and with the Monies to be raised in manner hereinafter directed, to pay for the Purchase of such Houses, Lands, Tenements, Ground and Hereditaments, and for such Losses or Damages such Sum or Sums of Money as shall be agreed upon between such Owners, Occupiers and Persons interested as aforesaid, and the said Commissioners for the time being, or any Three or more of them, or as shall be assessed by Jury in the cases and manner hereinafter mentioned, and also the Costs and Charges attending such Agreements, Purchases or Assessments.

**Bodies Politic,
&c. may treat
for Sale of
Lands.**

X. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole (on behalf of themselves and their Successors), Tenants for Life, or *per autre vie*, or in Fee Tail General or Special, or for Years determinable on any Life or Lives, and any Person or Persons having a Beneficial Estate or Interest for any Term or Terms of Years on behalf of themselves and their Issue, their Executors or Administrators, and also of all Persons seized or entitled in Remainder expectant on their respective Estates and Interests, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees of Lunatics and Idiots, and all other Trustees for and on Behalf of themselves, their Heirs, Executors and Administrators, and also of their *Cestuique* Trusts, Wives, Wards and other Persons in Trust, for or on behalf of whom they may be respectively interested (whether Infants, Issue unborn, Femmes Covert, Lunatics, Idiots, or other Person or Persons whomsoever), and to and for all Femmes Covert, who are or shall be seized or possessed of or in any wife interested in their own Right, or for their separate Use, and to and for all and every other Person or Persons whomsoever, who are or is or shall or may be seized, possessed of, entitled to or any wife interested in any such Houses, Buildings, Gardens, Lands, Tenements, Hereditaments or Premises, as shall or may be deemed necessary for the Purposes of this Act (except Tenants at Rack Rents, or from Year to Year, or at Will), to contract and agree with the said Commissioners, or any Three or more of them, for the Sale of such Houses, Buildings, Gardens, Lands, Tenements, Hereditaments and Premises, every or any Part thereof, and the Fee Simple thereof, or other absolute Interest therein, and all and every or any Estate, Right, Title and Interest whatsoever, at Law or in Equity, of, in or to the same, for the Purposes of this Act; and to convey the same and the Fee Simple or absolute Interest thereof, every or any Part thereof, and every Estate, Right, Title and Interest therein, to the said Commissioners and their Successors, Justices of the Peace for the said County, for ever, or to such Person or Persons in Trust for them, and in such manner as the said Commissioners shall direct, and as Occasion shall require; and all Contracts, Agreements, Sales and Conveyances which shall be so made, shall be valid to all Intents and Purposes; any Law, Statute, Usage or any other Matter or Thing whatsoever to the contrary thereof in any wise notwithstanding.

**If Parties refuse
to treat, Value
settled by Jury.**

XI. And be it further enacted, That if any such Owner, Proprietor, Occupier, Trustee or Trustees, Committee or Committees, Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, or any such other Person or Persons as aforesaid, seized or entitled

entitled to or interested in the Messuages, Dwelling Houses, Tenements, Ground or Hereditaments, specified in the said Schedule to this Act, or any of them, shall neglect or refuse to treat, or shall not agree for the Sale of any of the said Houses, Lands, Tenements, Ground, Premises or Hereditaments, mentioned or specified in the said Schedule, or any Part or Parts thereof, or for his, her or their Interest therein, or by reason of Absence, Incapacity or otherwise, shall be prevented from treating, then and in any such case, it shall be lawful for the said Commissioners, or any Three or more of them (Twenty one Days at the least before any General Quarter Sessions of the Peace to be holden in and for the said County of *Hereford*), to give or cause to be given to such Owners or Persons interested, or his, her or their Husbands, Trustees, Guardians or Committees respectively, or to the principal Officer or Officers of such Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, or to leave or cause to be left at the House of the Tenant in Possession of any such Houses, Lands, Tenements or Hereditaments, Notice in Writing signed by the said Commissioners, or any Three or more of them, describing or denoting the Houses, Lands, Tenements or Hereditaments, so intended to be purchased, and purporting that the Value thereof will be adjusted and settled by a Jury at the said Sessions; and the Justices at their Sessions, upon Proof to them made of such Notice having been so given or left, are hereby authorized and required to charge the Jury which shall attend at such Sessions, or some other Jury of Twelve honest Men, to be then and there impannelled and returned by the Sheriff of the said County, without Fee or Reward; and in Default of the Attendance of a sufficient Number of Jurymen so returned, then such other honest and indifferent Men of the Bye-standers as the said Sheriff shall take, or of others that he can speedily procure, to attend that Service to make up the Number Twelve, and cause them to be sworn well and truly on their Oaths to assess the Value of the Houses, Lands, Tenements or Hereditaments mentioned in or referred to by the said Notice, and the Damages and Recompence to be given for the same, or such Part or Parts thereof as shall be intended to be used for the Purposes of this Act, to the respective Owners, Occupiers and Persons interested, according to their respective Interests therein; which Oath the said Justices are hereby authorized and required to administer to such Jury; and the said Justices, if they shall think fit, shall and may cause the said Jury to view the Place and Places, Matter and Matters in Question; and to which said Jury, the said Commissioners and all Parties interested shall have their lawful Challenges, but shall not challenge the Array; and the said Jury being so charged and sworn as aforesaid, and after proper Evidence upon Oath given concerning the Nature, Quantity and Value of such Houses, Lands, Tenements and Hereditaments, or such Part or Parts thereof as aforesaid, shall by their Verdict assess the Damage and Recompence to be given for the same, to such respective Owners, Occupiers and Persons, according to their respective Interests therein; and the said Justices, or the major Part of them, shall give Judgment for such Purchase Money or Recompence so to be assessed by such Jury; which Verdict of the said Jury, and Judgment of the said Justices upon the same, shall be entered in the Records of the Sessions, and shall finally bind and be conclusive on the said Commissioners and on all Persons and Parties interested in the said Houses,
Lands,

Lands, Tenements and Hereditaments respectively, as fully and extensively, to all Intents and Purposes, as if such Persons and Parties had respectively consented to and joined in the Sale and Conveyance thereof, for the Purposes of this Act.

No Houses
taken, except
those specified
in Schedule.

XII. Provided always, and be it further enacted, That nothing herein contained shall authorize or empower the said Commissioners, or any of them, or any other Person or Persons acting by or under their Authority, to take or use for the Purposes of this Act, any House, Building, Garden, Orchard, Planted Walk or Avenue to a House, without the Consent of the Owners and Proprietors thereof, other than and except the Houses, Lands, Tenements and Hereditaments, mentioned and comprized in the said Schedule to this Act annexed, and intended to be taken and used for the Purposes thereof.

Expences of
Jury, how paid.

XIII. And be it further enacted, That in case any Jury shall give and deliver a Verdict or Assessment for more Money, as the Recompence, Price or Value for any such Houses, Buildings, Ground, Lands or Hereditaments, Easements, Privileges, Loss or Damage as aforesaid, than what shall have been agreed to or offered by or on the Part of the said Commissioners, or any Three or more of them, before the returning or impannelling of the Jury, that then and in such case the Costs and Expences of the Jury and Witnesses, and all other Expences respecting the taking the said Verdict or Inquisition, and the Judgment, Order or Adjudication thereon, shall be borne and paid by the said Commissioners out of the Money to be by them raised by virtue of this Act; but if such Jury shall give and deliver a Verdict or Assessment for no more or for less Money than shall have been agreed to or offered by or on the Part of the said Commissioners, or any Three or more of them, before the taking of such Verdict or Inquisition as aforesaid, as the Recompence, Price or Value for any such Houses, Buildings, Grounds, Lands or Hereditaments, Easements, Privileges, Loss or Damage as aforesaid, that then the full Costs and Expences to be occasioned as aforesaid, and all other the Expences attending the hearing and determining of such Appeal or Difference, shall be borne and paid by the Person or Persons with whom the said Commissioners, or any Three or more of them shall have such Controversy or Dispute; which said Costs and Expences, having been ascertained and settled by the Court of Quarter Sessions before which such Appeal or Matter shall be heard, shall and may be deducted out of the Money so assessed and adjudged, as so much Money advanced towards and in Part of such Recompence, Price or Value; and the Payment or Tender of the Remainder of such Monies shall be deemed and taken, to all Intents and Purposes, to be a Payment and Tender of the whole Sum or Sums so assessed or adjudged; or otherwise such Costs and Expences, in case the same be not paid on demand, may be recovered by the said Commissioners, in the Name, Style or Appellation of "The Justices of the Peace of the County of Hereford," by Action of Debt, in that Name, Style or Appellation, in any of His Majesty's Courts of Record at Westminster, in which Action no Wager of Law, Essoign or Protection, nor more than One Imparance shall be allowed: Provided always, that in all cases where any Person shall, by reason of Absence from the Kingdom of Great Britain, have been prevented from treating, such Costs and Expences shall be borne and paid out of the Money to be raised or received by the said Commissioners under or by virtue of this Act.

Proviso.

XIV. And

XIV. And be it further enacted, That upon Payment or Tender of the Money so agreed, ordered, assessed or adjudged to be paid for the Purchase of such Houses, Buildings, Grounds, Lands or Hereditaments, Easements or Privileges, or for such Recompence as aforesaid (subject to such Deduction for Costs as herein mentioned, or upon Investment or Payment thereof into the Bank of *England*, in manner by this Act directed, as the case may be, the said Houses, Buildings, Grounds, Lands, Tenements, Hereditaments, Easements and Privileges, so purchased, shall vest in the Justices of the Peace for the time being for the said County of *Hereford*, for the Purposes of this Act; and it shall then be lawful for the said Commissioners, or any Five or more of them, their Workmen, Servants or Agents, to enter upon and take Possession of and make use of such Houses, Buildings, Grounds, Lands, Tenements, Hereditaments, Easements and Privileges, and every Part thereof, and also to pull down such Houses and Buildings, or so much of them as it shall be necessary or expedient to pull down; and all such Persons and Parties who were the Owners or Occupiers thereof, shall be divested of all Right and Title in and to the same and every Part thereof.

Upon Payment or Investment of Purchase Money, Commissioners may take Possession.

XV. And be it further enacted, That if any Money shall be agreed, ordered or awarded to be paid for the Purchase of any Messuages, Lands, Tenements or Hereditaments, purchased, taken or used by virtue of the Powers of this Act for the Purposes thereof, and the same shall belong wholly or in Part to any Body Politic, Corporate or Collegiate, or any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee or other Trustee for or on Behalf or in Right of any Infant, Lunatic, Idiot, Feme Covert or other *Cesuique* Trust, or to any Person whose Messuages, Lands, Tenements or Hereditaments shall have been limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed 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 there *ex parte* "The Justices of the Peace for the County of *Hereford*," 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 Messuages, Lands, Tenements, Rights, Hereditaments or Premises, from which such Monies shall have arisen, in the Purchase or Redemption of the Land Tax, or in or towards the Discharge of any Debt or Debts, or other Incumbrances affecting the said Messuages, Lands, Tenements or Hereditaments, or any other Messuages, Lands, Tenements or Hereditaments, standing settled therewith, or holden or liable upon or to the same or the like Title, Uses, Intents or Purposes, or such Part thereof as the said Court shall authorize to be so paid and discharged; and 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 Messuages, Lands, Tenements or Hereditaments, which shall be conveyed and settled, to, for and upon such and the like Uses, Trusts, Intents and Purposes, and in the same manner as the Messuages, Lands, Tenements or Hereditaments,

Application of Money belonging to Corporations, if amounting to 200l.

ments which shall be so purchased, taken or used as aforesaid previously stood settled or limited, or to, for or upon such of them as at the time of making such Conveyance and Settlement shall be existing, undetermined or capable of taking Effect; and in the mean time and until such Purchase shall be made, the said Money, shall be by Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name, in the 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 Produce 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 Messuages, Lands, Tenements and Hereditaments, to be purchased by virtue of this Act, in case such Purchase or Settlement were made.

If less than 200l.
and not less than
20l.

XVI. Provided always, and be it further enacted, That if any Money so agreed, ordered or awarded to be paid for any Messuages, Lands, Tenements or Hereditaments, purchased, taken or used to the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed or be equal to 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 Messuages, Lands, Tenements or Hereditaments, so purchased, taken or used, or of his her or their Guardian or Guardians, Committee or Committees, in case of Infancy, Idiocy or Lunacy (to be signified in Writing under their respective Hands) be paid into the Bank of England, in the Name and with the Privity of the said Accountant General, 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 the said Commissioners, or any Five or more of them (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties) in order that such Principal Money, and the Dividends arising therefrom, may be applied in manner hereinbefore directed, so far as the case be applicable, without obtaining the being required to obtain the Direction or Approbation of the Court of Chancery.

Application if
less than 20l.

XVII. Provided also, and be it further enacted, That where such Money so agreed, ordered or awarded to be paid as next before mentioned, shall be less than Twenty Pounds, then and in every such case the same shall be applied to the Use of the said Person or Persons who would for the time being have been entitled to the Rents and Profits of the Hereditaments so purchased, taken or used, to the Purposes of this Act, in such manner as shall be directed by the said Court of the Peace for the time being, or by any Five or more of them, in case of Infancy, Idiocy or Lunacy, then and in every such case, 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 the said Commissioners, or any Five or more of them (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties) in order that such Principal Money, and the Dividends arising therefrom, may be applied in manner hereinbefore directed, so far as the case be applicable, without obtaining the being required to obtain the Direction or Approbation of the Court of Chancery.

XVIII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be ordered or awarded to be paid for the Purchase of any Houses, Lands, Tenements or Hereditaments to be purchased by virtue of this Act, shall refuse to accept the same, or shall not be able to make out a good Title to the Premises to the Satisfaction of the said Commissioners, the said Justices of the Peace for the time being, or any Five or more of them; or in case such Person or Persons to whom such Sum or Sums of Money shall be so ordered or awarded to be paid as aforesaid cannot be found, or if 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 Commissioners, the Justices of the Peace for the time being for the said County, or any Five or more of them, to order the said Sum or Sums of Money to be ordered or awarded as aforesaid, to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account, to the Credit of the Parties interested in the said Houses, Lands, Tenements or 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, and 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 thereunto, 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 and 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.

Titles not made out, &c.

XIX. And be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the said Court of Chancery, in pursuance of this Act, for the Purchase of any Messuages, Buildings, Lands, Tenements or Hereditaments to be purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Messuages, Buildings, Lands, Tenements or Hereditaments at the time of such Purchase, 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 Messuages, Buildings, Lands, Tenements or Hereditaments, according to such Possession, until the Contrary shall be shewn to the Satisfaction of the said Court of Chancery; and the Dividends or Interest 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 to appear to the said Court that such Possession

Purchase Money paid into Chancery on account of defective Titles, how disposed of.

was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Messuages, Buildings, Lands, Tenements or Hereditaments, or to some Estate or Interest therein.

Court may order reasonable Expences of investing Money in Purchase of other Lands to be paid by Commissioners.

XX. 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 such Messuages, Lands, Tenements or 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 of Chancery, and to be applied in the Purchase of other Messuages, Lands, Tenements or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall and may be lawful to and for the said Court of Chancery 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 Expences of obtaining such Order, to be paid by the said Commissioners, out of the Monies to be assessed and raised upon the said County of *Hereford*, by and under the Authority of this Act, or by the Justices of the Peace for the time being of the said County of *Hereford*, out of the County Rate of the said County, who shall from time to time pay such Sum of Money accordingly, for such Purposes as the said Court shall direct.

Tenants at Will to deliver up Possession on Six Calendar Months Notice.

XXI. And be it further enacted, That every Tenant at Will for one Year, or from Year to Year, and every Person or Persons in Possession of any such Messuages, Lands, Tenements and Hereditaments as shall be purchased by virtue and for the Purposes of this Act, who shall have no greater Interest in the Premises than as Tenant at Will or Lessee for a Year, or from Year to Year, shall deliver up the Possession of such Premises to the said Commissioners, or any Five or more of them, or to such Person or Persons as they or any Five or more of them shall appoint to take Possession of the same, upon having not less than Six Calendar Months Notice to quit such Possession from the said Commissioners, or any Five or more of them, or the Clerk of the Peace for the said County for the time being; and it shall be lawful and sufficient for the said Commissioners, or any Five or more of them, or the Clerk of the Peace, to give such Notice, as well before as after the respective Purchases of the said Messuages, Lands, Tenements and Hereditaments, shall have been completed, or the Purchase Money thereof paid, tendered or invested as hereinbefore mentioned; and such Person or Persons in Possession shall at the End of the said Six Calendar Months, whether such Notice be given with Reference to the time or times of such Tenant's Entrance or Holding, or not, or as soon after as he, she or they shall be required by such Notice, peaceably and quietly deliver up the Possession of the said Premises to the said Commissioners, or any Five or more of them, or to the said Clerk of the Peace, or any Person or Persons authorized by such Commissioners or any Five or more of them to take Possession thereof; they the said Commissioners making such Satisfaction and Compensation to every such Tenant or Lessee, or other Person or Persons in Possession as aforesaid, in case he, she or they shall be required to quit before the Expiration of his, her or their Term in the Premises, as the said Commissioners or any Three or more of them shall deem just and reasonable; and if any Difference or Dispute shall arise touching the Amount of such Satisfaction and Compensation, then and in such case the same shall be set-

Compensation.

tled and ascertained by a Jury, in such and the like manner as the Satisfaction and Compensation to be made by the said Commissioners for the Purchase of any Messuages, Buildings, Lands, Tenements and Hereditaments, are hereinbefore directed to be settled and ascertained in case of any Difference or Dispute about the same; and that in case any such Person or Persons so in Possession as aforesaid shall refuse to give such Possession as aforesaid, it shall be lawful for the said Commissioners or any Three or more of them to issue their Precept or Precepts to the Sheriff of the County of *Hereford*, 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 Sheriff is hereby required to deliver such Possession accordingly of the same Premises, 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 and Chattels, rendering the Overplus (if any) to the Owner or Owners thereof.

XXII. And be it further enacted, That all and every Person or Persons who shall have any Mortgage or Mortgages upon any Messuages, Lands, Tenements and Hereditaments, which shall be purchased by virtue and for the Purposes of this Act, not being in Possession thereof by virtue of such Mortgage or Mortgages, shall (on Notice in Writing from the said Commissioners, or any Three or more of them, 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 not less than Six Calendar Months, to be computed from the Day of giving such Notice, and on Payment of the Principal and Interest so due at the time to be mentioned in such Notice), convey, release, assign and transfer his, her or their Interest in the Premises so purchased, to or in Favour of the said Commissioners, the Justices of the Peace for the time being for the said County; and in case such Mortgagee or Mortgagees shall refuse to convey and assign as aforesaid, on such Payment or Tender thereof, then all Interest on the Principal Money due on every such Mortgage shall thenceforth cease and determine.

XXIII. And be it further enacted, That all Sales, Conveyances and Assurances of any Messuages, Lands, Tenements, Hereditaments and Premises, to be made to the said Commissioners, the Justices of the Peace for the said County of *Hereford*, shall be made in the Form or to the Effect following; *videlicet*,

‘ I *A. B.* of _____ in Consideration of the Sum of _____ paid by the Commissioners acting by virtue of an Act of Parliament, passed in the Fifty fifth Year of the Reign of King *George* the Third, intituled [*here insert the Title of this Act*], do hereby grant and release unto the Commissioners appointed by the said Act, the Justices of the Peace for the time being of the County of *Hereford*, and their Successors for the time being, Justices of the Peace for the said County, All [*here describe the Messuages, Lands, Tenements and Premises to be conveyed*], and all my Estate, Right, Title and Interest of, in and to the same and every Part thereof, To hold to the said Justices of the Peace for the time being for the said County of *Hereford*, and their Successors for the time being, Justices of the Peace for the said County, for ever: In Wit-

ness whereof, I have hereunto set my Hand and Seal, this
Day of _____ in the Year of our Lord

Conveyance
valid, &c.

And every such Sale, Conveyance and Assurance so made, and every Contract and Agreement for such Sale, Conveyance and Assurance, shall be good, valid and effectual, to all Intents and Purposes whatsoever, not only to sell or convey the Estate or Interest of the Person or Persons conveying, but also to sell and to convey all Right, Estate, Interest, Use, Trust, Property, Possibility, Claim and Demand whatsoever, of his, her or their several and respective *Cestuique* Trusts, and all other Persons claiming or to claim by, from or under him, her or them respectively, and of all Persons entitled in Remainder or Reversion expectant upon such Particular or other Estate, and the same shall be deemed and considered to bar the Dower and Dowers of the Wife and Wives of such Person and Persons (if she or they shall be entitled to any Right of Dower), and all Estates Tail, and all Estates in Possession, Reversion, Remainder or Expectancy, and the Issue and Issues of such Person or Persons, and every Person claiming or to claim under them respectively, as effectually as Fines and Common Recoveries would do in cases where a Fine and Common Recovery would acquire the absolute Fee Simple if levied or suffered by the Parties interested, and such Parties had been adult and without Impediment or Disability (any Law, Statute, Usage or Custom to the contrary notwithstanding); and all and every such Bodies Politic, Corporate or Collegiate, Corporation Aggregate or Sole, and all Tenants for Life or *per autre vie*, or in Fee Tail General or Special, or for Years determinable on any Life or Lives, or having a beneficial Estate for Years, and all Feoffees in Trust, Husband, Trustees, Executors, Administrators, Guardians, Committees and all other Persons, shall be and are hereby indemnified for what they shall do or cause to be done by virtue or in pursuance of this Act; and it shall and may be lawful to and for the said Commissioners, the Justices of the Peace for the time being of the said County of *Hereford*, to hold all Lands, Tenements and Hereditaments to be taken, purchased, conveyed to, or otherwise vested in them by virtue of this Act, without incurring or being subject to any of the Penalties or Forfeitures of the Statutes of Mortmain; any Law, Statute or Usage whatsoever to the contrary in any wise notwithstanding.

Bodies Politic,
&c. indemnified

Mortmain.

Old Buildings
taken down and
new Courts
erected, &c.

XXIV. And be it further enacted, That when the said Messuages, Dwelling Houses, Tenements, Buildings, Gardens, Outlets, Grounds, Easements, Lands and Hereditaments, with the Appurtenances, shall so as aforesaid be purchased or become vested in the said Commissioners, the Justices of the Peace for the time being for the said County of *Hereford*, it shall and may be lawful to and for the said Commissioners, or any Five or more of them, to direct or cause the said Messuages, Dwelling Houses, and other Buildings to be taken down, and to sell the Materials thereof either when taken down or standing, or to use the same or any Part thereof in the new Buildings hereinafter mentioned, as to such Commissioners or any Five or more of them shall seem most proper, and to apply the clear Monies arising from such Sale (if any) as the Monies to be raised on the said County of *Hereford* are hereinafter directed to be applied, or in the several Contracts for the Purchase of such Messuages, Dwelling Houses,

Houses, Tenements, Buildings and Hereditaments, or any of them respectively, to agree that the Materials thereof, or any Part thereof, shall be taken down and removed by the Person or Persons respectively agreeing to sell the same, to his, her or their own Use and Benefit; and also to cause to be erected, built and made on the Scite of the said Messuages, Dwelling Houses, Tenements, Buildings, Gardens, Outlets, Ground, Lands and Hereditaments, or so much thereof as shall be necessary, and upon the Scite of the aforesaid old Gaol, and the Buildings and Premises belonging thereto, or any Part thereof, new Courts of Justice, a new Shire Hall, and an Office or Offices for the Use of the Clerk of the Peace, and for keeping of the Rolls, Records, Books and Papers of the said County of *Hereford*, and a House for the Lodging or Accommodation of His Majesty's Judges at the Assizes for the said County of *Hereford*, together with such Buildings, Rooms, Additions, Courts, Yards, Gardens, Outlets, Avenues and other Accommodations to or for the same respectively, and to be completed and fitted up in such manner as the said Commissioners or any Five or more of them shall judge requisite and proper, and also to widen and improve the Avenues and Approaches to the said new Shire Hall, Courts, Offices, Buildings and Premises, by throwing any Part or Parts of the Scites so to be purchased or acquired, into the Public Streets near or surrounding the same or any of them, or any other Application of such Scites, or any Part or Parts thereof; and also to contract and agree with any Person or Persons for executing all or any of the aforesaid Works, or to cause and procure the same to be executed, without entering into such Contract or Contracts, in such manner as the said Commissioners or any Five or more of them shall think proper: Provided always, that all such Buildings, Rooms, Additions, Courts, Yards, Gardens, Outlets, Avenues and other Accommodations as aforesaid, shall be completed within Three Years, to be computed from the passing of this Act.

XXV. And be it further enacted, That such House, Lodgings or Accommodation for the said Judges as aforesaid, either shall and may be erected, built and made upon the Scite of the said old Gaol, and the Buildings and Premises belonging thereto, or any Part thereof, or of any Houses, Buildings or Premises near or adjoining to the same, which shall be purchased and taken down as aforesaid, or by purchasing, repairing, fitting up and adapting any other convenient and suitable Messuage or Dwelling House, or Messuages or Dwelling Houses, Yards, Gardens and Premises, in the said City of *Hereford*, at such a Distance from the said Scite of the said old Gaol, as to the said Commissioners or any Five or more of them shall seem most expedient; all which Messuage or Dwelling Houses or Messuages or Dwelling Houses, Yards, Gardens and Premises, shall and may be purchased, repaired and fitted up under the Provisions and Directions hereinbefore contained.

XXVI. Provided always, and be it further enacted, That it shall be lawful for the said Commissioners of this Act for the time being, to take and receive from the High Sheriff of the said County of *Hereford* for the time being, as a Consideration for providing such Lodgings and Accommodation for His Majesty's Justices of Assize as aforesaid, at each and every Assize holden for the said County, such Sum or Sums of Money as hath or have usually been or shall hereafter be allowed, paid or issued by or out of His Majesty's Exchequer

Provido,

Lodgings for Judges made on Scite of Old Gaol, or near thereto, or by purchasing, &c. any Messuage or Premises at a Distance from Scite.

Commissioners empowered to take Consideration for Judges Lodgings.

to the said Sheriff, for providing such Lodgings and Accommodation.

Courts, &c.
vested in Jus-
tices of County
for Public Pur-
poses.

XXVII. And be it further enacted, That when the said Courts, Shire Hall, Offices and Buildings shall be completely finished and fitted up, the same, and the Ground thereof, and all other the Lands, Hereditaments and Premises whatsoever which shall be respectively purchased by virtue of this Act, shall from thenceforth be vested in and the same are hereby from thenceforth vested in the Justices of the Peace for the time being of the said County of *Hereford*, upon Trust, and to the End, Intent and Purpose that the said Justices of the Peace shall and will from time to time and at all times hereafter appropriate such Part or Parts of the said Buildings as they shall think proper, for the sole Purpose of an Office or Offices for the Use of the Clerk of the Peace for the time being of the said County of *Hereford* and his Deputy and for the safe keeping of the Rolls, Records and Papers of the said County, and peaceably, quietly and freely permit and suffer all the Courts of the Justices of Assize and Nisi Prius, Oyer and Terminer, and General Gaol Delivery, or special Commissions for the said County of *Hereford*, and the General Quarter Sessions of the Peace for the said County of *Hereford*, and the County Courts of the said County of *Hereford* (whether for the Purpose of Elections to be held therein, or for ordinary judicial Proceedings), and all Inquisitions, and Writs of Inquiry, of and for the said County of *Hereford*, and the Hundred Courts and other Courts of the said County of *Hereford*, to be holden in the said Courts of Justice, or one of them, or in the said Shire Hall, as the Occasion may require; and also permit and suffer the other Buildings and Premises to be erected or adapted as aforesaid, and the Appurtenances to be had and used at all such Times for the respective Purposes for which they may be designed and adapted; and also peaceably, quietly and freely permit and suffer the Sheriff and Freeholders for the time being of the said County of *Hereford* to meet and to hold all Public Meetings of such County in the said Shire Hall (when and as often as they shall be there legally convened by the said Sheriff); and also peaceably, quietly and freely permit and suffer the said Courts of Justice, Shire Hall and other Buildings and Premises, to be had, used and enjoyed for such other Public Uses and Purposes as the Justices of the Peace for the time being for the said County of *Hereford*, at the General Quarter Sessions of the Peace for the said County, or the major Part of them, shall from time to time direct, order or appoint, with free Liberty, for all Persons whom it may concern, to act and officiate in and to resort to and attend upon the said Courts and Meetings as they shall have Occasion; and when and as soon as the said Courts, Shire Hall, and other Buildings and Premises shall have been completed, and shall be fit for the Purpose for which the same are hereby directed to be made, the present Shire Hall called 'The Shire Hall,' with the Rooms, Buildings and Appurtenances thereto belonging (which Premises belong to the Corporation of the said City of *Hereford*), shall from thenceforth be discharged of and from all Claims, Rights and Privileges thereto or therein, which have heretofore existed, or been claimed or exercised for or on account of any of the Purposes or Occasions of the said County of *Hereford*; and the said County of *Hereford* shall for ever thereafter be wholly exonerated and discharged from any Liability to maintain or repair the said

faid present Shire Hall, Rooms and Buildings, with the Appurtenances.

XXVIII. And be it further enacted, That when and as soon as the said Courts of Justice, Shire Hall, and other Buildings and Premises to be provided and erected under the Powers and Authorities of this Act, shall have been erected and completed as aforesaid, or made fit for transacting Business, then and from thenceforth the Justices of Assize and Nisi Prius, *Oyer* and *Terminer* and General Gaol Delivery for the said County of *Hereford*, and also the Justices of the Peace for the said County of *Hereford*, at their General Quarter Sessions and at all other times, and the Sheriff of the County of *Hereford* for the time being, as well for the ordinary Purposes of Jurisdiction as for electing Knights of the Shire to serve in Parliament for the said County of *Hereford*, and for electing Coroners for the said County of *Hereford*, and for executing all Writs of Enquiry for the said County of *Hereford*, and all Juries, Officers, Witnesses and others, of or acting for the said County of *Hereford*, shall and may lawfully sit, execute and discharge their several Functions, Commissions, Processes, Duties and Services, in the said Courts of Justice, Shire Hall and other Buildings and Premises so as aforesaid authorized to be erected, made or acquired by this Act, in the same manner and under the same circumstances as hath been used at the old Shire Hall and Courts of Justice in and for the said County; and that, for removing all Doubts and Difficulties which might otherwise arise as to Jurisdiction in or upon the said Courts of Justice, Shire Hall, and other Buildings and Premises to be erected and built, made or acquired by virtue of this Act, all and every the Processes, Rules, Orders, Attachments, Judgments, Executions, Records and Proceedings of the said Courts of Assize and Nisi Prius *Oyer* and *Terminer* and General Gaol Delivery, Quarter Sessions, County and other Courts whatsoever, as and when the said several Courts shall respectively sit or be holden at, in or upon the said Courts of Justice, Shire Hall, and other Buildings and Premises to be erected, built, made and acquired under the Powers of this Act, shall be as binding, valid, legal and effectual, and shall be deemed and considered, and are hereby declared to be as binding, valid, legal and effectual, to all Intents and Purposes whatsoever, as if the said several Courts had not been removed, but had respectively continued to sit and be holden in the said old Shire Hall and Court Houses respectively, or the former Place or Places where the same several Courts respectively have heretofore sitten and been holden; any Law, Statute or Practice to the contrary thereof in any wise notwithstanding.

XXIX. Provided always, and be it further enacted, That it shall be lawful for the said Commissioners or any Five or more of them, at any time or times, to make Sale and dispose of any Part or Parts of the Scite or Scites of the aforesaid old Gaol and the Buildings and Premises belonging thereto (if any) which shall not be wanted for the Purposes of this Act, such Sale to be made by Public Auction or Private Contract and in such Lots, and for such Prices, as to the said Commissioners or any Five or more of them shall seem meet, and upon the Completion of any and every such Sale, it shall be lawful for the said Commissioners or any Five or more of them, by any Deed or Deeds sealed and delivered by them, and to be enrolled with the Clerk of the Peace for the said County of *Hereford*, to grant,

Jurisdiction
given to Courts.

Commissioners
may sell or ex-
change any Part
of Scites of old
Gaol, &c. not
wanted for Pur-
poses of Act.

Monies to arise
by Sales, paid to
Treasurer.

Courts, &c. in-
sured and sup-
ported at Ex-
pence of
County.

12 G. 2. c. 29.

13 G. 2. c. 18.
§ 7.

grant, appoint, convey or otherwise assure the Ground, Scites, Buildings and Premises which shall be so sold as aforesaid with the Appurtenances, unto and to the Use of the Purchaser or respective Purchasers thereof, and his or their Heirs and Assigns, or otherwise to such Uses and in such manner as he or they shall direct or require.

XXX. Provided also, and be it further enacted, That all the Monies to arise and be produced by any such Sales as aforesaid from time to time, shall be from time to time paid to the Treasurer for the time being appointed for the Purposes of this Act, and shall be applied for all or any of the Purposes of this Act, in like manner as is hereinafter provided with respect to other Monies.

XXXI. And be it further enacted, That when the said Courts, Shire Hall, Offices, Buildings and Premises shall be completed, finished and fitted up, the same shall be for ever thereafter insured, supported, repaired, and kept and maintained in Repair, and provided with proper Accommodations and Furniture from time to time as Occasion shall require, at the Expence and Charge of the said County of *Hereford*; and that it shall and may be lawful for the Justices of the Peace for the said County, at any General Quarter Sessions of the said County, or the major Part of them then assembled, from time to time to order the said Courts, Shire Hall, Offices, Buildings and Premises to be insured, supported, repaired and kept and maintained in Repair, and provided with proper Accommodations and Furniture, and be repaired and altered in such manner as they shall think fit; and the said Justices at such Quarter Sessions shall and may from time to time appoint one or more Person or Persons to look after and take Care of the said Courts, Shire Hall, Offices, Buildings and Premises, and the several Apartments thereof, and shall and may order such Salary, or allow such Fees to such Person or Persons, as they the said Justices shall think proper, and also shall and may order the Expence and Charge thereof, and likewise of the Furniture, Insurance and Repairs of the said Courts, Shire Hall, Offices, Buildings and Premises as aforesaid (and also the Insurance of the same whilst building, if they think proper so to insure the same) from time to time to be defrayed and paid by and out of the Monies to be raised by the general Rates and Assessments made and to be made, assessed and levied in the said County by virtue of an Act of Parliament made and passed in the Twelfth Year of the Reign of His late Majesty King *George* the Second, intituled *An Act for the more easy assessing, collecting and levying of County Rates*, and by virtue of an Act made and passed in the Thirteenth Year of the Reign of His said Majesty King *George* the Second, intituled *An Act to continue several Laws therein mentioned; for punishing such Persons as shall wilfully and maliciously pull down or destroy Turnpikes; for repairing Highways, or Locks or other Works erected by Authority of Parliament for making Rivers navigable; for preventing Exactions of the Occupiers of Locks and Weirs upon the River Thames Westward, and for ascertaining the Rates of Water Carriage upon the said River; for preventing frivolous and vexatious Arrests; and for the better securing the lawful Trade of His Majesty's Subjects to and from the East Indies, and for the more effectual preventing all His Majesty's Subjects trading thither under Foreign Commissions; and for limiting the Time for suing forth Writs of Certiorari upon Proceedings before Justices of the Peace, and for regulating the Time and Manner* of

of applying for the same; for the better and more speedy Execution of Process within particular Franchises or Liberties; and for extending the Powers and Authorities of Justices of the Peace of Counties, touching County Rates, to the Justices of the Peace of such Liberties and Franchises as have Commissions of the Peace within themselves, and in such manner as is directed in and by an Act of the Ninth Year of His present Majesty, intituled *An Act to enable the Justices of the Peace in the General Quarter Sessions of their respective Counties and Divisions, to repair the Shire Halls, County Halls, or other Buildings, wherein the Assizes or Grand Sessions are usually held.* 9 G. 3. c. 20.

XXXII. And be it further enacted, That if any Person or Persons shall wilfully and maliciously break, pull down, or in any manner destroy the said Courts, Shire Hall, Offices, Buildings and Premises so to be erected and built, or any of them, or any Part or Parts thereof respectively, or any of the Appurtenances thereunto belonging, such Person or Persons being lawfully convicted thereof, shall be adjudged guilty of Felony, and the Court before whom such Person or Persons shall be tried shall have full Power and Authority either to order such Person or Persons to be transported for the Term of Seven Years, to such Place and in such manner as other Felons are directed to be transported by the Laws and Statutes of this Realm, or to suffer such Corporal Punishment, or such other Punishment by Fine, Imprisonment or otherwise, as the Court before whom such Person or Persons is or are so tried shall think proper to order or inflict; and the Justices of the Peace for the said County of *Hereford*, assembled in their General Quarter Sessions, or at any Adjournment or Adjournments thereof, or the major Part of them, are hereby authorized from time to time to order such Offender or Offenders as aforesaid to be prosecuted by Indictment or Indictments at the Assizes for the County of *Hereford*, and to direct the Expences of such Prosecutions to be paid by the Treasurer or Treasurers of the said County for the time being, out of the Public Stock or general County Rates of and for the said County; and in every such Indictment or Indictments, such Courts, Shire Hall, Offices, Buildings, Premises and Appurtenances, shall respectively be alleged, and described, and deemed and taken to be the Courts, Shire Hall, Offices, Buildings, Premises and Property respectively (as the case may happen) of 'The Justices of the Peace for the County of *Hereford*,' without particularly stating or specifying the Name or Names of all or any of the said Justices.

XXXIII. And be it further enacted, That, from and immediately after the passing of this Act, the said Commissioners or any Five or more of them shall have full Power and Authority, and they are hereby directed and required from time to time to assess and raise within and upon the said County of *Hereford* (except the City of *Hereford* and the Borough of *Leominster*, and the Liberties thereof respectively, or such Parts thereof respectively as have not been usually assessed to the County Rate), such Sum or Sums of Money, not exceeding in the whole the Sum of Thirty three thousand one hundred and fifty Pounds, as shall be requisite and sufficient for purchasing, acquiring, pulling down, rebuilding, repairing and sitting up such Ground, Buildings and Premises as hereinbefore mentioned, and for effecting and carrying into full Execution the several Powers and Purposes of this Act, and discharging the several Costs, Charges and Expences incident

Destroying
Courts, &c.

Transportation,
&c.

Justices of the
Peace to order
Prosecution of
Offenders, &c.

Money for carrying
Act into
Execution, how
raised.

Special Rates.

incident to or attending the same, or to be occasioned thereby, and to that End, Intent and Purpose the said Commissioners or any Five or more of them shall have Power and Authority, and they are hereby directed and required from time to time to cause to be levied and raised such Number of Rates as they shall think fit, of the like nature and upon the like Plan as the ordinary County Rates for the said County of *Hereford*, and to be called 'Special Rates in the Nature of County Rates,' and for that Purpose from time to time to issue their Precept or Warrant to the High Constables of the respective Hundreds or Divisions of the said County of *Hereford*, except as aforesaid, notifying the Sum or Sums of Money which they the said Commissioners, or any Five or more of them shall have rated or assessed upon the said County of *Hereford*, and also notifying in each of such Warrants or Precepts, the Share or Proportion of such Sum or Sums of Money which ought to be raised or levied, upon each of the respective Hundreds in the said County, according to the ancient or usual Scale or Proportion by which the said several Hundreds in the said County have contributed, or been assessed or rated to the County Rates raised for the said County of *Hereford*, and in the manner usually adopted in levying and raising the County Rates, together with the time which the said Commissioners or any Five or more of them shall think proper to appoint for the Payment thereof (and which time it shall and may be lawful for the said Commissioners or any Five or more of them so to appoint), and thereupon it shall and may be lawful for the said respective High Constables, and they are hereby authorized and required to issue Warrants or Notices under their Hands to the respective Churchwardens and Overseers of the Poor of the Parishes, Towns, Liberties, Precincts, Villages, Hamlets and other Places within their respective Hundreds or Divisions, to be delivered to such Churchwardens and Overseers respectively, or to be left at their respective Dwellings, or usual or last Places of Abode, requiring or directing them to raise, collect, levy and pay to such respective High Constables, within the time specified in the said Precept or Warrant which shall have been issued by the said Commissioners or any Five or more of them (such time not being less than by the Laws now in force is allowed for the raising and paying of County Rates in the like case), the Sum or Sums which ought to be paid and contributed by or rated or assessed upon such respective Parishes, Towns, Liberties, Precincts, Villages, Hamlets and Places (Parochial and Extraparochial), according to the Share and Proportion by which they respectively have anciently or usually contributed or paid, or have been rated or assessed towards the County Rates raised or levied within such Hundreds respectively; which Sum or Sums such Churchwardens and Overseers are hereby required to pay to such High Constables respectively, whose Receipts shall be good and sufficient Discharges for the same; and for delivering or leaving such Warrant or Notice as aforesaid to the respective Churchwardens and Overseers, it shall be deemed and considered to be a sufficient Service of such Warrant or Notice, if the same shall have been delivered to or left at the Dwelling or usual or last Place of Abode of One of such Churchwardens or Overseers; and the Churchwarden and Churchwardens, Overseer and Overseers of every Parish, Town, Liberty, Precinct, Village, Hamlet and Place which shall have been so rated or assessed as aforesaid, shall and may and is and are

are hereby authorized and required to raise and levy the Sum or Sums of Money from time to time thereon so rated or assessed, by a Rate or Assessment upon the several Occupiers of Messuages, Lands, Tenements and Property rated or rateable to the Relief of the Poor within such Parish, Town, Liberty, Precinct, Village, Hamlet and Place, rateably and in equal Proportions, according to the Proportions by which such respective Occupiers shall have been rated or assessed in and by the Rate or Assessment for the Relief of the Poor within every such Parish, Town, Liberty, Precinct, Village, Hamlet and Place respectively, which shall have been made next and immediately preceding the Date of such Precept or Warrant made and issued by the said Commissioners, or any Five or more of them, under this Act as aforesaid; and in case any Person or Persons shall (after Demand made, or Notice thereof in Writing left at his, her or their Dwelling or usual or last Place of Abode) neglect or refuse to pay the Sum or Sums of Money so rated or assessed upon him, her or them, it shall and may be lawful for any Justice of the Peace for the said County of *Hereford*, upon Complaint thereof made by any One of such Churchwardens or Overseers by Warrant under his Hand and Seal, to levy the same by Distress and Sale of the Goods and Chattels of the Person or Persons so making Default, not only in the said County of *Hereford*, but in any other County (the Warrant or Warrants for levying the same in the last mentioned case being first indorsed by some Justice of the Peace for the County where any Goods and Chattels of the respective Persons shall be found), rendering the Overplus (if any) after deducting the Charges and Expences of such Distress and Sale, to the Owner or Owners of such Goods and Chattels.

Distress.

Overseers neglecting to raise Money subject to Distress.

XXXIV. And be it further enacted, That in case any Churchwarden or Churchwardens, Overseer or Overseers of the Poor of any Parish, Town, Liberty, Precinct, Village, Hamlet or Place, shall neglect, make Default, or refuse to pay, within the time to be appointed for that Purpose as aforesaid, to the High Constable of the Hundred or Division within which such Parish, Town, Liberty, Precinct, Village, Hamlet or Place doth lie, such Sum or Sums of Money as shall have been demanded or required by the said High Constable as and for the Share or Proportion payable by or from such Parish, Town, Liberty, Precinct, Village, Hamlet or Place, of and towards the Sum or Sums of Money rated or assessed by the said Commissioners, or any Five or more of them, as aforesaid, upon the said County at large, it shall and may be lawful for any Justice of the Peace for the said County of *Hereford*, upon Complaint thereof made by any such High Constable, by Warrant under the Hand and Seal of such Justice, to levy the same, or so much thereof as shall remain unpaid, by Distress and Sale of the Goods and Chattels of the Churchwarden or Churchwardens, Overseer or Overseers of the Poor, so neglecting, making Default or refusing as aforesaid, not only in the said County of *Hereford* but in any other County, City, Town, Borough, Franchise or Place (the Warrant or Warrants for levying the same being in such last mentioned case first indorsed by some Justice of the Peace for the County, or by the Mayor or other Head Officer of the City, Town, Borough or Franchise where any Goods of the respective Defaulters shall be found), rendering the Overplus (if any) after deducting the Charges and Expences of such

such Distress and Sale, to the Owner or Owners of such Goods and Chattels; and in case any such Distress and Sale shall be made, or if any Churchwarden or Churchwardens, Overseer or Overseers shall pay unto any High Constable any Sum or Sums of Money, which shall have been so as aforesaid rated and assessed by the said Commissioners, it shall be lawful for such Churchwarden and Churchwardens, Overseer and Overseers, and he and they is and are hereby authorized and empowered, for the Purpose of re-imbursing himself and themselves all and every such Sum and Sums of Money for which such Distress shall have been taken, or which he or they shall have so paid, to raise and levy the same by a Rate or Assessment, in such and the like manner as he or they is or are hereby authorized and empowered to raise and levy any Sum or Sums of Money which shall have been rated or assessed by the said Commissioners, or the Proportion thereof payable from or by the Parish, Town, Liberty, Precinct, Village, Hamlet or Place of which he or they shall be the Churchwarden or Churchwardens, Overseer or Overseers.

Tenants in Country may deduct Two thirds of Rate out of Rents.

XXXV. Provided always, and be it further enacted, That every Tenant at Rack Rent of any House, Land, Tithe, Tenement or Hereditament in the said County of *Hereford*, who shall pay any Rate or Assessment to be made in pursuance of this Act, shall and may (subject to the Proviso hereinafter contained) deduct Two third Parts thereof out of his, her or their respective Rent or Rents, and shall be acquitted or discharged for so much Money as such Two thirds of such Rate or Assessment, or Rates or Assessments shall from time to time amount unto, as fully and effectually as if the Amount thereof had been actually paid to the Person or Persons to whom such Rent or Rents is or shall be payable, and such Person and Persons is and are hereby required to allow from time to time such Deductions upon the Receipt or Tender of the Residue of such Rent or Rents (notwithstanding any Agreement or Covenant between any Landlord and Tenant to the contrary); but if it shall so happen that any of the said Premises shall be rated, for the Purposes of this Act, at a higher Value than the Sum paid as the Rack Rent for the same, then and in every such case a relative Proportion of the Rate, with Reference to the Excess beyond the Amount of such Rent, shall be paid wholly by the Tenant.

Former Acts extended to Act for raising Rate upon County.

XXXVI. And be it further enacted, That all and every the Clauses, Powers, Directions, Provisoes and Authorities provided or given to Justices of the Peace and others, for making, collecting and levying County Rates or otherwise, contained in and by the said several Acts of Parliament made and passed in the Twelfth and Thirteenth Years of His said late Majesty King *George* the Second, shall (except as far as the same are varied or altered by this Act, or are inconsistent with the Powers and Enactments in this Act contained, or any of them) be and are hereby applied and extended to the said Commissioners the Justices of the Peace for the time being for the said County of *Hereford* hereby appointed, and to all the High Constables, Overseers, Petty Constables and others, for the making, assessing, raising, levying, collecting and recovering and enforcing the Payment of all and every the special Rate and Rates, Assessment and Assessments to be made for the Purposes of this Act as aforesaid upon the said County of *Hereford*, or upon any Parish, Town, Liberty, Precinct, Village, Hamlet and Place, Parochial

chial and Extraparochial therein, and shall extend to and be good, valid and effectual for the carrying of this Act into Execution to all Intents and Purposes, and as fully and effectually as if the said Clauses, Powers, Directions, Provisions and Authorities were specially repeated, inserted and enacted in and by the present Act.

XXXVII. And be it further enacted, That the Monies to be raised and received by the said Commissioners the Justices of the Peace for the time being for the said County of *Hereford*, upon and from the same County, or by any other ways and means by virtue of this Act, shall in the first Place be applied in discharging and paying all the Expences of obtaining and passing this Act, with Interest for all Monies advanced, and afterwards for the several Purposes of this Act, in such manner as the said Commissioners, or any Five or more of them, shall from time to time think fit and direct; and that after all such Costs, Charges and Expences, and the Expences of erecting and making the said Courts of Justice, Shire Hall, Offices, and Buildings and Premises, and of all other Matters and Things by them authorized or directed to be done in and about the Execution of this Act, and all Debts incurred thereby, and all other Monies to be by them expended in pursuance of this Act, shall have been fully paid and satisfied, the Surplus of the Money (if any) raised and levied upon the said County of *Hereford*, or otherwise raised or received by virtue of this Act, shall, by Order of the said Commissioners, or any Five or more of them, be paid into the Public Stock of the said County, and be deemed and taken and shall and may be paid and applied as Part of the Common Stock, to and for such Uses as the County Stock can or may be applied.

Application of
Money re-
ceived.

XXXVIII. And be it further enacted, That the said Commissioners, or any Five or more of them, shall and they are hereby respectively required, between the First Day of *January* and the First Day of *July* in every Year, until the Powers of this Act shall be fully performed and executed, examine, audit and settle the Accounts of Monies received and paid by them respectively from time to time, by virtue and in Execution of this Act, of or by any Person or Persons whomsoever, and such Accounts shall from time to time be stated, examined and settled, and shall also, if required by the said Commissioners, or any Five or more of them, be verified on the Oath of the Person accounting for the same, which Oath the said Commissioners, or any One of them, is hereby authorized and empowered to administer.

Commissioners,
&c. to audit
Accounts.

XXXIX. And, for the more speedily raising a Fund for the Purposes of this Act, be it further enacted, That it shall be lawful for the said Commissioners, or any Five or more of them, at their First or any subsequent Meeting or Meetings to be held in pursuance of this Act, to borrow and take up at Interest, upon the Credit of the Rates and Assessments to be made by virtue of this Act on the said County of *Hereford*, any Sum or Sums of Money, which to them or any Five or more of them shall appear necessary or expedient for the Purposes of this Act, or for carrying the same into Execution; and for securing all and every Sum and Sums of Money so borrowed, the said Commissioners, or any Five or more of them, may and they are hereby empowered from time to time, by any Writing under their Hands, or the Hands of any Five or more of them, in the Form hereinafter contained, to mortgage, demise, grant

Rates mort-
gaged.

or assign the said Rates and Assessments upon the said County of *Hereford*, or any Part or Parts thereof (the Charges of such Mortgages or Securities to be paid thereof), to any Person or Persons as a Security or Securities for the Money which shall be so borrowed, and the Interest thereof; and Copies of all such Mortgages, Demises, Grants or Assignments respectively, shall be entered in a Book or Books to be kept for that Purpose by the Clerk of the Peace, or his Deputy, for each of which Copies he shall be paid the Sum of Two Shillings and Six pence.

Fee.

XL. And be it further enacted, That the Form of every Mortgage to be made by virtue of this Act as a Security for any Sum or Sums of Money to be borrowed on the Credit thereof, shall be in the Words following, or in any other Words to the like Purport or Effect; that is to say,

Form of Mortgage.

‘ BY virtue of an Act passed in the Fifty fifth Year of the Reign of His Majesty King *George* the Third, intituled [*here insert the Title of this Act*] We the undersigned Commissioners appointed by the said Act in Consideration of the Sum of advanced and lent by *A. B.* upon the Credit and for the Purposes of the said Act, do grant, bargain, sell and demise, unto the said *A. B.* his Executors, Administrators and Assigns, such Proportion of the Rates and Monies to be by us raised or rated by virtue of the said Act, as the said Sum of doth or shall bear to the whole Sum which may at any time be borrowed, or become due and owing, or charged upon the Credit of the said Act, to be had and holden from this Day of in the Year of our Lord One thousand eight hundred and until the said Sum of with Interest for the same, after the Rate of per Centum per Annum shall be repaid and satisfied. Witness our Hands the Day of in the Year of our Lord One thousand eight hundred and

Mortgages to be Creditors in equal Degree.

XLI. And be it further enacted, That all Persons to whom such Mortgages, Demises, Grants or Assignments shall be made, shall, in Proportion to the Sum or Sums therein respectively mentioned, be Creditors on the said Rates and Assessments so to be mortgaged as aforesaid, in equal Degree One with another, and shall not have any Preference with respect to the Priority of any such Mortgages, or of the Dates of their said respective Mortgages, but the said Commissioners, or any Five or more of them, as to the Mortgages made by them, shall nevertheless have full Power and Authority to direct in what Order and Course such Mortgages respectively shall be discharged.

Mortgages assigned.

XLII. And be it further enacted, That all and every Person and Persons to whom any such Mortgage or Mortgages shall be made as aforesaid, or who shall be entitled to the Money thereby secured, may from time to time transfer or assign over his, her or their Right, Title and Interest to the Principal and Interest Money thereby secured, to any Person or Persons whomsoever, by Indorsement on the back of such Security, or any Writing to be annexed thereto; in the Words following, or to the like Effect:

Form of Transfer

I do transfer the said Mortgage with Interest to the said Person or Persons

‘ to C. D. his Executors, Administrators and Assigns. Dated the
 ‘ Day of A. B.’

Which Transfer or Assignment shall be produced to the Clerk of the Peace, or his Deputy for the time being, who shall register and enter the same in the said Book or Books to be kept for entering the said original Mortgages, for which he shall be paid Two Shillings and Six pence by the Person requesting the same; and after such Entry thereof made, and not till then, every such Transfer shall entitle such Assignee, his, her or their Executors, Administrators or Assigns, to the Benefit thereof and Payment thereon; and such Assignees may in like manner transfer and assign again from time to time (such Transfer being entered and paid for as aforesaid), and it shall not be in the Power of the Person or Persons who shall have made any such Assignment or Transfer of any such Mortgage or Mortgages as aforesaid, to make void, release or discharge the same, or any Money due thereon; and in case any such original Mortgages, Assignments or Securities shall be lost or destroyed, the Copies or Entries thereof, made as aforesaid, shall be deemed sufficient Evidence to entitle the Person or Persons to whom the Monies due thereon shall respectively belong to the Payment thereof, as fully and effectually as if the said original Mortgages and Assignments respectively were existing; and the Clerk of the Peace, or Person in whose Custody such Copies or Entries shall happen to be, is hereby required to produce the same for the Benefit of such Creditors respectively.

Registered.

Fee.

XLIII. 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 Information, Summons, Conviction, Warrant of Distress, or in the Appointment of the Collector or Collectors, Receiver or Receivers, or of any other Agent or Person levying the same, or in any other Proceeding 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 Irregularities shall and may recover full Satisfaction for the special Damage which he, she or they shall have sustained thereby, with usual Costs in an Action of Trespass, or upon the Case.

Aggrieved by
 Irregularity of
 Distress, to re-
 cover only
 Special Da-
 mages.

XLIV. 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 Justice of the Peace for the said County of *Hereford*, or Place where the Offence shall be committed, either by the Confession of the Party or Parties offending, or by the Oath of any credible Witness or Witnesses (which Oath such Justice is hereby empowered to administer), and in case of Nonpayment thereof forthwith by the Offender or Offenders, be levied and recovered 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 and required to grant for such Purpose), and the Overplus, after such Penalties, Forfeitures and Fines, and the Costs and Charges attending such Distress and Sale

Recovery of
 Penalties.

are recovered and deducted, shall be returned upon Demand to the Owner or Owners of such Goods or Chattels; and in case sufficient Distress cannot be found, or such Penalties or Forfeitures, and all such Costs and Charges shall not be forthwith paid, it shall be lawful for such Justice and he is hereby authorized and required by Warrant under his Hand and Seal, to cause such Offender or Offenders to be committed to the Gaol for the County or Place where the Offence shall be committed, there to remain without Bail or Mainprize for such time as such Justice shall direct, not exceeding Three Calendar Months, nor less than Twenty Days, unless such Penalties, Forfeitures and Fines, and all such Costs and Charges attending the Recovery thereof, shall be sooner paid and satisfied; and such Penalties, Forfeitures and Fines when levied (the Application whereof is not herein particularly directed) shall from time to time be paid to the Treasurer for the time being under this Act, and be applied for the Purposes of this Act.

Application of Penalties.

XLV. And be it further enacted, That all and every the Sum and Sums of Money arising from such Penalties and Forfeitures as shall and may be incurred or levied by virtue of this Act, shall be paid into the Hands of the Treasurer appointed by virtue of this Act, and shall be applied and disposed of to and for the Purposes of this Act, and to and for no other Uses or Purposes whatsoever.

Conviction of Offenders.

XLVI. 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 or Persons shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up according to the following Form, or in any other Form to the same Effect, as the case shall happen; that is to say,

Form of Conviction.

to wit. } ' BE it remembered, That on [Place of Conviction] at [Time of Conviction] of [Name and Style of committing Justice or Justices] for that the said A. B. [Name of Offender] on [Time of committing Offence] at [Place of committing Offence] did [here state the Offence against this Act, according to the Statute made in the Fifty fifth Year of the Reign of His Majesty King George the Third, intituled [here set forth the Title of this Act] and I [or, we] do therefore declare and adjudge that the said A. B. [Name of Offender] has forfeited for the said Offence the Sum of [Fine] or shall be committed to [Place of Imprisonment] for the Space of [Time of Imprisonment]. Given under my Hand and Seal [or, our Hands and Seals] the Day and Year first above written.'

Appeal.

XLVII. Provided always, and be it enacted, That if any Person or Persons shall think himself, herself or themselves aggrieved by any Act, Matter or Thing done in pursuance of this Act, or the Powers hereby given, then and in every such case, he, she or they shall and may appeal to the said Justices of the Peace for the said County of Hereford, at their General Quarter Sessions to be holden next after any such Cause of Appeal shall have arisen, and the said Justices are hereby empowered, that in such Order therein as to them, or the major Part of them, shall seem meet, they shall forthwith

Order shall be final and conclusive, and not removeable by *Certiorari* Certiorari. or otherwise.

XLVIII. And be it further enacted, That in all cases where any Examination, Return or Proceeding is herein directed to be taken, made or done upon Oath, it shall be lawful for any One or more Justice or Justices of the Peace, or any One or more of the said Commissioners, or of the Members of the Committee or Committees, or of the Person or Persons (being respectively a Justice or Justices of the Peace) before whom such Examination, Return or Proceeding is directed to be taken, made or done, to administer such Oath; and that all and every Person and Persons who, upon any Oath to be taken by virtue or under the Authority of this Act, shall wilfully and corruptly swear falsely or take a false Oath, and all and every Person or Persons who in any Examination taken by virtue or under the Authority of this Act shall give false Evidence before any Justice or Justices of the Peace for the said County of *Hereford*, shall and may be respectively prosecuted for the same respectively, and upon Conviction thereof shall be subject to such Punishments and Disqualifications as any Person or Persons can or may be subject to for wilful and corrupt Perjury by any of the Laws or Statutes of this Realm.

XLIX. Provided always, 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, or left at his, her or their last or usual Place or Places of Abode, Fourteen 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 brought, nor if such Tender of Amends shall be made at any time after the Action brought and before the Trial thereof, together with Costs of Suit to the time of such last mentioned Tender, but shall pay 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 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, Orders 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.

L. And be it further enacted, That no Action at Law shall be brought or commenced against any Person or Persons, for any thing done or to be done by virtue of this Act, until after Twenty one Days Notice of an Intention of bringing such Action shall have been given to or left at the usual Place of Abode of the Person or Persons against whom such Action is intended to be brought, thereby setting forth the particular Cause of such Action, or after Tender of sufficient Amends shall have been made to the Party or Parties aggrieved, or

Perjury.

Plaintiffs not to recover without Notice, or after Tender of Amends.

Treble Costs.

Money paid into Court.

Limitation of Actions.

General Issue.

Tender of
Amends.

Treble Costs.

Public Act.

after Three Calendar Months next after the Fact or Cause of Action shall have arisen, and every such Action shall be brought, laid and tried in the County or Place where the Cause of Action shall have arisen, and not elsewhere; and the Defendant and Defendants in such Actions shall and may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be tried thereupon, and that the Act complained of, or the Subject Matter of such Action, was done by virtue and under the Authority of this Act; and if on the Trial of such Action it shall appear to have been so done, or that such Action was brought before the Expiration of such Twenty one Days next after such Notice shall have been given or left as aforesaid, or after sufficient Tender of Amends shall have been made to the Party or Parties aggrieved, or after the End of Three Calendar Months next after the Fact or Cause of such Action shall have arisen, or if such Action shall be brought or laid in any other County than as aforesaid; then and in every of the said cases, the Jury on the Trial of such Action or Actions shall find a Verdict for the Defendant or Defendants therein; and in all cases where a Verdict shall be found for any Defendant or Defendants in such Action or Actions, or the Plaintiff or Plaintiffs therein shall discontinue the same after the Defendant or Defendants shall have appeared thereto, or shall be nonsuited, or if, upon Demurrer, Judgment shall be given against such Plaintiff or Plaintiffs, then and in every such case the Defendant or Defendants in such Action shall have Treble Costs, and shall have such and the like Remedy for recovering the same, as any Defendant or Defendants hath or have for recovering his, her or their Costs in any other case by Law.

LI. 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 referred to by this Act.

TENEMENTS.	OWNERS.	OCCUPIERS.
No. 1. A Messuage and Public House, called The Catherine Wheel, with all the Houses, Outhouses, Buildings, Yards, Stables and Appurtenances thereunto belonging, situate in Saint Owen's Street and Gaol Lane, having Saint Owen's Street on the East and South, Gaol Lane on the West, and Saint Peter's Church on the North and East Parts thereof	James Allen.	{ James Allen and Jas. Bosworth.
No. 2. A Messuage situate in Saint Owen's Street, having the said Street on the South, a Messuage in the Occupation of John Aston on the East, and the Ground belonging to the Old Gaol on the North Sides thereof, with the Yard, Outbuildings and Appurtenances	John Aston.	{ Late in the Occupation of Miss Powell, but now void.

TENEMENTS.	OWNERS.	OCCUPIERS.
No. 3. A Messuage situate in Gaol Lane, having the said Lane on the South West, the Land belonging to the Old Gaol on the North, a House called The Flower Pot on the North West, and No. 4., next mentioned, on the East Sides thereof, with the Yard, Outbuildings and Appurtenances - - -	John Aston.	William Bruton.
No. 4. So much of a Skittle Ground or Garden as lies behind, and of the same Breadth as the Messuage and Premises No. 3., having the same Premises on the West, the Ground belonging to the Old Gaol on the South, the Residue of the said Skittle Ground or Garden on the North, and No. 5., next mentioned, on the East Sides thereof - - -	John Aston.	Wm. Morgan.
No. 5. So much of a Garden as lies behind, and of the same Breadth as the Messuage and Premises No. 3., having the Residue of the said Garden on the North, the Ground belonging to the Old Gaol on the South and East, and the said Skittle Ground and Garden, No. 4., on the West Sides thereof - - -	John Aston.	James Hill.
No. 6. A Messuage situated in Bye Street, having the said Street on the South, a Messuage in the Occupation of Mr. John Thackway on the West, a Messuage in the Occupation of William Symonds Esquire, and a Street or Lane called Gomond's Lane, on the East, and certain Stables, Outhouses and Buildings, belonging to the said William Symonds and Joseph Woodhouse, and J. T. Woodhouse on the North Sides thereof, with the Stable, Coach House, Garden, Outbuildings and Appurtenances - - -	Jos. Woodhouse and J. T. Woodhouse.	Joseph Woodhouse.

All which Premises are situate in the Parish of Saint Peter, in the City of Hereford.

Cap. x.

An Act for repairing the Road from the Town of *Stanhope*, by *Edmondbyers*, in the County of *Durham*, to the *Corbridge* Turnpike Road near *Greenhead*, in the Parish of *Sbotley*, in the County of *Northumberland*. (b) [23d March 1815.]

Cap. xi.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Dunchurch* to *Southam*, in the County of *Warwick*. (c) [23d March 1815.]

[Additional Trustees. Former Tolls to cease, new Tolls granted.]

Cap. xii.

- 43 G. 3. c. cxvii.
repealed. An Act for repairing and improving the Roads leading to and from the City of *Exeter*, and for keeping in Repair *Exe Bridge* and *Countess Wear Bridge*. (b) [23d March 1815.]
[Additional Tolls (in certain cases) on Sunday.]

Cap. xiii.

- An Act for making and maintaining a Road from *Elland Bridge*, in the Parish of *Halifax*, to join the *Dewsbury* and *Elland Turnpike Road*, at or near to a certain Obelisk belonging to Sir *George Armytage* Baronet, in the Parish of *Dewsbury*, all in the West Riding of the County of *York*. (b) [23d March 1815.]
[Double Tolls on Sunday.]

Cap. xiv.

- 29 G. 3. c. 107.
in part and
39 & 40 G. 3.
c. xix. wholly
repealed. An Act for repairing the Road from *Hastingsden*, through *New Church* and *Bacup*, to *Todmorden*, and for making and maintaining several Branches therefrom, all in the County Palatine of *Lancaster*. (a) [23d March 1815.]

Cap. xv.

- 33 G. 3. c. 182. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Odibam* to *Alton*, in the County of *Southampton*. (b) [23d March 1815.]
[Former Tolls to cease, new Tolls granted. Additional Tolls on Sunday.]

Cap. xvi.

- 32 G. 2. c. 37.
20 G. 3. c. 72.
41 G. 3. (U. K.)
c. xci. An Act for continuing the Term and altering and enlarging the Powers of several Acts of His late Majesty King *George the Second*; and of His present Majesty, for repairing and widening the Road from the Town of *Mansfield*, in the County of *Nottingham*, to the Turnpike Road leading from *Derby* to *Chesterfield*, in the County of *Derby*. (a) [23d March 1815.]
[Additional Trustees. Former Tolls to cease, new Tolls granted. Double Tolls on Sunday. See Mistake, as to Tolls, rectified, post. c. lxxxviii.]

Cap. xvii.

- 33 G. 3. c. 185.
repealed. An Act for more effectually repairing and maintaining certain Roads in the County of *Rosburgh*, and other Roads connected therewith, leading into the Counties of *Berwick*, *Northumberland* and *Durham*. (b) [23d March 1815.]

Cap. xviii.

- 51 G. 3. c. cxviii. An Act to amend an Act of His present Majesty, for establishing a Ferry across the River *Thames* at *Waltham*, in the County of *Middlesex*. [2d May 1815.]

Cap. xix.

An Act to continue the Term and alter and amend the Powers of Three Acts of His present Majesty, for repairing the Road from *Lawton*, in the County of *Chester*, to *Burslem* and *Newcastle under Lyme*, in the County of *Stafford*, and other Roads therein mentioned; and also to make a new Road from *Burslem* aforesaid to *Cobridge*, and a Branch therefrom to *Burslem Church*. (b)

3 G. 3. c. 45.
23 G. 3. c. 101.
45 G. 3. c. lxxx.

[2d May 1815.]

[Additional Trustees. Former Tolls repealed, new Tolls granted.]

Cap. xx.

An Act for enlarging the Powers of an Act of His present Majesty, for repairing, enlarging and improving the Parish Church of *Hungerford*, in the Counties of *Berks* and *Wilts*.

51 G. 3. c. cxxx

[2d May 1815.]

Cap. xxi.

An Act to amend an Act of His present Majesty, for building a new Church at *Wakefield*, in the West Riding of the County of *York*.

31 G. 3. c. 74.

[2d May 1815.]

Cap. xxii.

An Act to light, watch, pave, cleanse and improve the Streets, Highways and Places within the Borough of *Preston*, in the County Palatine of *Lancaster*; and to provide Fire Engines and Firemen for the Protection of the said Borough. [2d May 1815.]

Cap. xxiii.

An Act to alter, extend and amend the Powers of Two Acts, passed in the Tenth Year of the Reign of His late Majesty King *George* the Second, and in the Twelfth Year of the Reign of His present Majesty, for better paving, lighting and watching the City of *New Sarum*, in the County of *Wilts*.

10 G. 2. c. 6.
repealed.
12 G. 3. c. 74.
as to repairing
the Footways
repealed.

[2d May 1815.]

[Tolls to be taken on Sunday, and during the *Salisbury Races*.]

Cap. xxiv.

An Act to amend an Act of His present Majesty, for paving and otherwise improving the Town of *Abergavenny*, in the County of *Monmouth*.

34 G. 3. c. 106.

[2d May 1815.]

Cap. xxv.

An Act for amending Two Acts of His present Majesty, for improving certain Plots of Ground belonging to the Right Honourable *Ann* Dowager Baroneſs *Southampton*, and other Persons, in the Parish of *Saint Pancras*, in the County of *Middleſex*. [2d May 1815.]

41 G. 3. c. cxxxi.
43 G. 3.
c. cxxxix.

Cap. xxvi.

An Act for amending and enlarging the Powers of Two Acts of His present Majesty, for paving, lighting, cleansing and improving the Town of *Ipswich*, in the County of *Suffolk*, and removing and preventing Encroachments, Obſtructions and Annoyances therein; and for watching the ſaid Town. [2d May 1815.]

33 G. 3. c. 92.
37 G. 3. c. 44.

Cap. xxvii.

46 G. 3. c. xlii.

An Act for dividing, inclosing and felling the Waste Lands, and Lammas and other Commonable Rights, in the City and County of the City of *Lichfield*; to explain and amend an Act of His present Majesty, for paving, cleansing, lighting, watching and regulating the Streets, Lanes and other Public Places within the City of *Lichfield*, and the Suburbs thereof; and for better supplying the said City with Water. [2d May 1815.]

[*See post. c. xxix.*]*Cap. xxviii.*

An Act for building a Market House in the Borough of *Clifton Dartmouth Hardnefs*, in the County of *Devon*; and for better paving, lighting, widening and improving the Streets and other Public Places within the said Borough. [2d May 1815.]

Cap. xxix.

An Act to rebuild the Bridge in *Bird Street*, otherwise *Bridge Street*, in the City of *Lichfield*. [2d May 1815.]

[For 21 Years, &c. unless 2,500*l.* borrowed sooner paid off. See ante, c. xxvii.]

Cap. xxx.

An Act for rebuilding *Tempsford Bridge* in the County of *Bedford*. [2d May 1815.]

[Tolls granted to continue for 21 Years from Commencement to receive the same, unless Half of Expence of building Bridge and obtaining Act, and Half of Money borrowed with Interest, and of Annuities to be granted, sooner paid, and on Payment of same or on Expiration of said Term, which shall first happen, Tolls to cease.]

*Cap. xxxi.*47 G. 3. Sess. 2.
c. iv.

An Act to alter and amend an Act of the Forty seventh Year of the Reign of His present Majesty, for erecting a County Hall and other Offices for the County of *Pertb*. [2d May 1815.]

Cap. xxxii.

An Act for making and maintaining a Turnpike Road from or near *Mythelm Royd Bridge*, in the West Riding of the County of *York*, to communicate with the Road at or near the Sixth Milestone from *Rochdale* in the County of *Lancaster*. (a) [2d May 1815.]

[*Double Tolls on Sunday.*]*Cap. xxxiii.*34 G. 3. c. 130.
repealed.

An Act for enlarging and altering the Term and Powers of an Act of His present Majesty, for repairing the Road leading from the *Coen Casuffs*, near the Town of *Newcastle upon Tyne*, to the *Town of Bellona*, and from thence to *Whickton Burn*, in the County of *Northumberland*.

Cap. xxxiv.

An Act for more effectually repairing the Road from *Stirling* to *Dumbarton*, and several other Roads in the Counties of *Stirling*, *Dumbarton* and *Perth*. (b) [2d May 1815.] 34 G. 3. c. 129. repealed.

Cap. xxxv.

An Act for more effectually repairing the Road leading from *Royf-ton*, in the County of *Hertford*, to *Wandesford Bridge*, and from the Town of *Huntingdon* to *Somersham* in the County of *Huntingdon*, so far as respects the Middle Division and separate District of the said Roads. [2d May 1815.] 9 Ann. Vol. iv. p. 95.
12 Ann. Stat. 2. Vol. iv. p. 253.
13 G. 1. c. 32.
14 G. 2. c. 13.
5 G. 3. c. 77.
30 G. 3. c. 89. repealed so far as respects the Middle Division and separate District.

Cap. xxxvi.

An Act for enlarging the Term and Powers of Two Acts of King *George* the Second, and Two Acts of His present Majesty, for repairing and widening the Road from *Rochedale* in the County Palatine of *Lancaster*, to *Halifax* and *Ealand*, in the West Riding of the County of *York*. (b) [2d May 1815.] 8 G. 2. c. 7.
27 G. 2. c. 37.
6 G. 3. c. 90.
35 G. 3. c. 160.
[Additional Trustees.]

Cap. xxxvii.

An Act for more effectually repairing the Road leading from *Heron Syke* to *Kirkby* in *Kendal*, and from thence through *Shap* to *Eamont Bridge*, in the County of *Westmorland*; and for making a new Road from the said Road, at a Place called *Far Cross Bank*, near *Kirkby* in *Kendal*, to communicate with the intended Canal from *Lancaster* to *Kirkby* in *Kendal*, and to join the said Road at or near a Place called the *Lound*, near *Kirkby* in *Kendal* aforesaid. (a) [2d May 1815.] 26 G. 2. c. 52.
19 G. 3. c. 108. repealed, and
39 & 40 G. 3. c. xxii. repealed, except as to such Parts as relate to the widening, &c. Road from *Heron Syke* to *Eamont Bridge*.

[Double Tolls on Sunday.]

Cap. xxxviii.

An Act to continue the Term, and alter and enlarge the Powers of Two Acts of His present Majesty, for amending the Road from the Bottom of *Galley Hill* to the Cross in *Clanfield*, in the County of *Oxford*. (b) [2d May 1815.] 11 G. 3. c. 73.
33 G. 3. c. 137.
[Additional Trustees. Former Tolls repealed, new Tolls granted. Double Tolls on Sunday.]

Cap. xxxix.

An Act to amend several Acts of His present Majesty, for making the *Stratford upon Avon* Canal Navigation. [12th May 1815.] 33 G. 3. c. 112.
35 G. 3. c. 72.
39 G. 3. c. 1x.
49 G. 3. c. xlii.

Cap. xl.

An Act for establishing a Navigable Communication between the *Birmingham* Canal Navigations, and the *Worcester* and *Birmingham* Canal, and amending certain Acts passed relative thereto. [12th May 1815.] 8 G. 3. c. 38.
9 G. 3. c. 53.
23 G. 3. c. 92.
24 G. 3. Sess. 2.
31 G. 3. c. 59.

c. 4. 34 G. 3. c. 87. 46 G. 3. c. xcii. 51 G. 3. c. cv.

Cap.

Cap. xli.

- 49 G. 3. c. xxiii. An Act for enabling the *Gloucester* and *Cheltenham* Railway Company to raise a further Sum of * Money for the Completion of their Works. [12th May 1815.]

* [15,000l.]

Cap. xlii.

- 49 G. 3. c. cxxii. An Act to amend and enlarge the Powers and Provisions of an Act of His present Majesty, for erecting a Court House and Prison for the Borough of *Leeds* in the County of *York*, and other Purposes; to provide for the Expence of the Prosecution of Felons in certain Cafes; and to establish a Police and Nightly Watch in the Town, Borough and Neighbourhood of *Leeds* aforesaid. [12th May 1815.]

Cap. xliii.

- An Act for paving the Foot Ways and Cross Paths, and lighting, watching, cleansing and improving the Streets, Lanes and other Public Passages and Places, in the Borough or Town of *Andervor*, in the County of *Southampton*. [12th May 1815.]

Cap. xliv.

- An Act for taking down and rebuilding the Parish Church of *Saint Thomas*, in the Town of *Dudley*, in the County of *Worcester*. [12th May 1815.]

Cap. xlv.

- An Act to enable the Justices of the Peace for the County of *Surry* to provide a proper Place for the depositing and preserving the Public Records of the said County, together with a Residence for the Clerk of the Peace, for the safe Custody of such Records, and convenient Offices for transacting his Business; and also to settle a Table of Fees to be taken by such Clerk of the Peace. [12th May 1815.]

WHEREAS the Rolls and other Public Records of the County of *Surry* are become very voluminous, not only from the Increase of Business of the Court of Quarter Session, but from the Office of the Clerk of the Peace having become, under the Provisions of several Acts of Parliament and the Standing Orders of the House of Commons, the Depository of a great Variety of Public Documents: And Whereas the Consequences of the Destruction of the Public Records of the said County would expose the County at large, and also Parishes and Individuals, to the greatest Injury, by the Destruction of Evidence affecting their Rights, Interests and Estates: And Whereas at the General Quarter Session of the Peace holden in and for the County of *Surry*, the Justices of the Peace then and there assembled did deem it expedient to provide a proper Place for depositing and preserving the Public Records of the said County, together with a Residence for the Clerk of the Peace, for the safe Custody and

' said County should be enabled to Purchase a House or Houses, or
 ' Piece or Parcel of Land, and to erect on such Piece or Parcel of
 ' Land a Record Room, and Residence for the Clerk of the Peace,
 ' for the safe Custody of the said Records, together with necessary
 ' Offices for transacting the Business of such Clerk of the Peace ;'
 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 Author-
 ity of the same, That from and after the passing of this Act, it
 shall and may be lawful to and for the Justices of the Peace for the
 said County of *Surry*, at the General Quarter Session of the Peace,
 to contract and agree, or by the Order of such General Quarter
 Session, to authorize any Three Justices of the Peace to contract
 and agree with any Person or Persons, Body Politic or Corporate,
 for the Purchase of any House or Houses, Piece or Parcel of Land
 within the said County, and to erect and build thereupon a Record
 Room, Residence and Offices for the Clerk of the Peace, or to
 enlarge, alter, fit up and repair any such Building or Buildings, and
 by the Order of such General Quarter Session to direct the Removal
 of the Records of the said County to such Building or Buildings, at
 such time as the said Justices shall think proper ; and the Costs and
 Charges of such Contracts and Purchases, and also of such Erections
 and Buildings, and of the enlarging, altering and fitting up thereof
 respectively, and of any future enlarging, altering or repairing thereof
 respectively, when the same shall appear to the said Justices from time
 to time assembled as aforesaid, to be necessary, shall and may be
 defrayed out of the Rates to be raised upon the said County.

Justices of
 Peace at Quar-
 ter Sessions may
 order providing
 Place for de-
 positing Records
 and Houfe for
 Clerk of Peace.

II. And be it further enacted, That if in any case the Owner or
 Owners of any Houses, Messuages, Tenements, Lands, Grounds or
 Hereditaments, Part only of which Premises shall at any time be
 required by the said Justices to be applied for the Purposes of this
 Act, shall be unwilling to sell or dispose of such Part only of the
 Houses, Lands, Grounds or Hereditaments belonging to the said
 Owner or Owners, as shall be required by the said Justices, it shall
 and may be lawful to and for the said Justices to purchase of and
 from the said Owner or Owners the Whole of the Houses, Lands,
 Grounds or Hereditaments of the said Owner or Owners, and to
 apply so much or such Part thereof as they shall see fit to the Pur-
 poses of this Act, and to sell the remaining Part of such Premises,
 and to apply the Produce thereof to the Purposes of this Act, or to
 pay the same to the Treasurer of the said County, to be added to the
 Rates thereof, and applied as Part thereof.

Justices empow-
 ered to purchase
 the whole of
 Premises and
 to sell Part
 thereof.

III. And be it further enacted, That in all cases of Sales to be
 made pursuant to the Provisions lastly hereinbefore contained, it shall
 and may be lawful for the Clerk of the Peace for the time being of
 the said County, pursuant and in Obedience to any Order for that
 Purpose of the Justices thereof, assembled at any previous General
 Quarter Session, by Deed or Deeds to be sealed and delivered by
 such Clerk of the Peace, to grant, bargain and sell the Heredita-
 ments concerning which such Order shall be made as aforesaid, in
 Fee as shall be expressed in such Order, and for such Security as shall
 be therein expressed ; and the Receipt of the Treasurer for the time
 being of the said County shall effectually discharge the Purchaser or
 Pur-

Clerks of Peace
 by order of
 Justices may sell
 or demise.

Purchasers of such Hereditaments respectively, from so much of the Purchase Monies payable by him, her or them respectively, pursuant to any such Order of Session, as shall in every such Receipt be acknowledged or expressed to be received; and such Purchaser or Purchasers shall not afterwards be answerable or accountable for any Loss, Misapplication or Nonapplication, of such Monies, or any Parts thereof respectively.

Clerk of Peace
to reside.

IV. Provided always, and be it further enacted, That in case any House shall be purchased or erected under the Provisions of this Act, as a Residence for the Clerk of the Peace, such Clerk of the Peace, or his Deputy, shall reside in such House, to take care of and preserve the Records of the said County, and to exhibit the same to such Persons as may have occasion to search the same; and such Clerk of the Peace, or his Deputy, shall not absent himself from such Residence for more than Eighty four Days in any one Year, over and above such Days as such Clerk of the Peace, or his Deputy, shall be attending the Quarter Session of the said County, or shall be otherwise employed in the Execution of his said Office, without a sufficient Cause to be allowed by the said Justices assembled in Quarter Session.

Justices may sue
and be sued in
Name of Clerk
of Peace.

V. And be it further enacted, That the Justices of the Peace of the said County of *Surry* for the time being shall and may sue and be sued in any Court or Courts of Law or Equity, for or in respect of any Claim, Contract, or other Matter or Thing made or done, or to be made or done by them or any of them, under the Authority of this Act, or for or in respect of or concerning any Nuisance, Encroachment or Trespass made, done or committed, or hereafter to be had, made, done or committed by any Person or Persons whomsoever, in or upon the Houses, Lands, Buildings or Hereditaments, to be purchased pursuant to the Directions of this Act, or in or upon any Part or Parts thereof respectively, in the Name of the Clerk of the Peace of the said County for the time being; and in commencing, prosecuting, carrying on and defending any such Suits or Actions, the said Houses, Buildings and Hereditaments shall be deemed and considered in Law to be, and shall be described to be in the Possession of the said Justices for the time being, to all Intents and Purposes whatsoever; and no such Action or Suit to be brought or commenced by or against the said Justices or any of them by virtue of this Act, in the Name of the said Clerk of the Peace, or his Deputy for the time being, shall abate or be discontinued by the Death or Removal of such Clerk of the Peace or his Deputy, or for any Act of the said Clerk of the Peace or his Deputy for the time being, done or omitted to be done, without the Consent of the said Justices of the Peace for the time being; but that such Clerk of the Peace, or his Deputy for the time being, shall always be deemed the Plaintiff or Defendant in all such Suits or Actions (as the case may be); and that in all and every such Action and Suit, Actions and Suits, to be brought and commenced as aforesaid, no Person or Persons whomsoever shall be deemed incompetent to give Evidence by reason of his, her or their paying or contributing to pay, or being liable to pay or contribute towards the Public Stock of the said County, or by reason of his, her or their being charged with or liable to pay any of the Rates within the same County; Provided always, that every Clerk of the Peace or his Deputy, for the time being shall from and to

Proviso.

time forthwith, by Order of the said Justices, or the major Part of them in Session assembled, be re-imbursed and paid by the Treasurer of the said County, out of the Stock and Money to be raised by the Rates of the same County, the full Costs, Damages and Expences *bona fide* expended or incurred for or by reason of his being made a Plaintiff or Defendant as aforesaid.

‘ VI. And Whereas the Expences of purchasing the said Piece or Parcel of Land and Houses, and of building the said Record Room, Residence and Offices pursuant to this Act, may become very burthenfome to the Occupiers of Land and other the Contributors to the Rates of the said County, in case the said Expences should be raised in the manner hereinbefore mentioned;’ Be it therefore enacted, That where it shall appear that the Amount of any Estimate approved by the Justices assembled at any general Quarter Session, for the purchasing, building and fitting up any House or Buildings, under the Powers of this Act, shall exceed One Half of the Amount of the ordinary Annual Assessment for the County Rate for the said County (such ordinary Assessment to be taken on a mean Proportion of the said Rate for the last three Years preceding), that then and in such case it shall and may be lawful for the Justices of the Peace of the said County, so assembled in their Quarter Session as aforesaid, if they shall think fit, from time to time to borrow and take up on Mortgage of the Rates herein mentioned, by Instruments in the Form contained in the Schedule hereunto annexed, or to that or the like Effect, any Sums, not less than One hundred Pounds each, at legal or lower Interest, as to them or the major Part of them (such major Part not being less than Five) as shall appear necessary and expedient for the Purposes aforesaid; and to secure all and every such Sum and Sums of Money so borrowed upon the Credit of the Rates to be raised upon the said County; and the said Justices so assembled as aforesaid, are hereby authorized to treat and agree with any Person or Persons for the Loan of any such Sum or Sums of Money, and by their Order to confirm and establish every such Agreement as aforesaid; and every such Agreement so established by such Order, and signed by the Chairman and Two or more Justices present at the time of making such Order, shall be and the same is hereby declared to be effectual for securing to the Person or Persons so advancing any Sum or Sums of Money, his her or their Executors, Administrators and Assigns, all and every such Sum or Sums of Money, with Interest for the same, on such Terms as in and by such Agreement or Agreements respectively shall be for that Purpose stipulated; and Copies or Extracts of all such Agreements or Securities shall be kept with the Clerk of the Peace of the said County; and all and every Person and Persons to whom any such Security or Securities shall be made, or who shall be entitled to the Money thereby secured, is and are hereby empowered (by indorsing his, her or their Name or Names on the Back of such Security or Securities) to transfer and assign the same, and his, her or their Right to the Principal Money and Interest thereby secured, unto any Person or Persons; and every such Assignee may in like manner transfer the same again, and so *toties quoties*; and the Person or Persons to whom such Security or Securities or any such Assignment thereof shall be made, and his, her or their respective Executors, Administrators and Assigns, shall be Creditors upon the said Rates in an equal Degree one with another, and shall not

Mode of raising Money to pay Expences under Act regulated.

not have any Preference with respect to the Priority of any Monies so advanced ; subject and without Prejudice nevertheless to any Security or Securities which may have been made or granted of or upon such Rates, under the Authority of any Act or Acts of Parliament passed previous to the passing of this Act.

Accounts of
Monies, &c. to
be kept.

VII. And be it further enacted, That the said Justices shall and they are hereby authorized and required, not only to charge the Rates to be raised upon the said County of *Surry*, with the Interest of the Money so borrowed on such Securities, but also with the Payment of a further Sum, equal to the Interest of the Principal Sum so charged ; which said Sums shall be assessed on the said County in such manner as County Rates are directed to be assessed by the Laws now in being, and paid and applied under the Direction of the said Justices, in Discharge of the Interest, and of so many of the Principal Sums on the said Securities, as such Money will extend to discharge in each Year until the whole of the Money for which such Securities shall be made, and the Interest thereof, shall be fully paid and discharged ; and the said Justices are required to fix One or more Day or Days in each Year on which such Payment shall be made, and shall make Orders for Assessments, in due time, so as to provide for the regular Payment thereof ; and they are hereby required to direct the Treasurer of the Public Stock of the said County, for the time being, to keep an exact and regular Account of the Receipts and Payments under the Authority of this Act, in a Book or Books, separate and apart from all other Accounts, and the same to settle and adjust in such manner, that it may be easily seen what Interest is growing due, and what Principal Money has been discharged and what remains due ; and the said Book or Books so adjusted and settled to deliver into Court at every General or Quarter Session to be held for the said County ; and the said Justices are required at every such Sessions, carefully to inspect all such Accounts, and make Orders for carrying the several Purposes of this Act into Execution, in such manner as to them shall seem meet ; and if at any time it shall appear to the said Justices that the said Treasurer has neglected the said Order, and has not duly and without Delay applied the Money in his Hands, to the Purposes hereby directed, such Treasurer shall forfeit Double the Amount of the Money which shall not have been applied to the Purposes of this Act, such Penalties to be added to the Stock or Rates of the said County, and to be sued for by the Clerk of the Peace of the said County for the time being ; and the said Justices so assembled in Session as aforesaid shall direct in what Order such Securities shall be discharged, by drawing Lots or otherwise as they shall think fit, first discharging all Securities which shall bear the highest Interest.

Penalty.

Time for Pay-
ment of Money
borrowed
limited.

VIII. Provided always, and be it further enacted, That the said Justices of the Peace in their Quarter Session shall and they are hereby required to make Provisions by means of the Rates (which they are hereby authorized to make) and by their Orders and Directions (which they are hereby authorized to give) in such manner that the whole Money to be borrowed under the Authority of this Act shall be fully paid and discharged within a time to be limited, not exceeding Ten Years from the time of borrowing the same.

Justices not con-
cerned in Con-
tracts, &c.

IX. Provided always, and be it further enacted, That no Justice of the Peace, who shall, under the Authority of this Act,

Matter or Thing in the Execution hereof, shall be capable of having any beneficial Interest or Concern whatsoever either in his own Name or in the Name of any other Person in Trust for him, in any Contract or Agreement to be made under the Authority of this Act, or shall for any Design or Plan he may deliver or produce, receive any Benefit or Emolument whatsoever.

X. And be it further enacted, That all Fines, Penalties and Forfeitures by this Act imposed, shall be recovered by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record at *Westminster*, wherein no Effoin, Privilege, Protection, Wager of Law, or more than One Imparance shall be allowed; and the Money arising by all such Fines, Penalties and Forfeitures shall belong to the said Treasurer of the said County, and shall be added to and be deemed and applied as Part of the Rates or Stock thereof for the Year wherein the same shall be recovered or levied.

Recovery of Penalties.

XI. And be it further enacted, That if any Action or Suit shall be brought or commenced against any Person or Persons for any thing done in pursuance of this Act, every such Action or Suit shall be brought or commenced within Three Calendar Months next after the Fact committed, and not afterwards, and shall be laid and brought in the County where the Cause of Action 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 at any Trial to be had thereon, and that the same was done in pursuance and by the Authority of this Act; and that if it shall appear to have been so done, or if any Action or Suit shall be brought 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 such case the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become nonsuit, 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 any other cases by Law.

Limitation of Actions.

General Issue.

Treble Costs.

XII. And Whereas Doubts have arisen whether Justices of the Peace, in their respective Quarter Sessions, have Authority to settle, alter or vary the Fees of the Clerks of the Peace of their respective Counties, as they are empowered to do with respect to the Fees of the Clerks of Justices of the Peace, by an Act passed in the Twenty sixth Year of the Reign of His late Majesty King *George the Second*, intituled *An Act for the settling and ascertaining the Fees to be taken by Clerks to Justices of the Peace*; Now, for the removing of such Doubts, be it further enacted, That it shall and may be lawful to and for the Justices of the Peace of the said County of *Surry*, at their General Quarter Session of the Peace, to make and settle a Table of Fees, to be taken by the Clerk of the Peace of the said County for the time being, in the like manner as they are authorized to do with respect to the Fees to be taken by the Clerks to Justices of the Peace; and such Fees, when made, shall be subject to the Approbation of the Justices of the Peace at the then next succeeding Quarter Session, and shall be laid before the Judges of Assize, to be by them ratified and confirmed in the like manner as is required

26 G. 2. c. 14.

Justices of Peace to settle Table of Fees taken by Clerk of Peace.

26 G. 2. c. 14.

required by the said Act made in the Twenty sixth Year aforesaid, with respect to the Table of Fees to be taken by the Clerks to Justices of the Peace; and all and every the Clauses, Provisions, Penalties and Forfeitures in the said Act contained, shall be applied and extended to this present Act.

Expences of Act.

XIII. And be it further enacted, That the Costs, Charges and Expences incident to or attending the obtaining this Act, shall be paid out of the Public Stock of the said County of Surry.

Public Act.

XIV. 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 hereinbefore referred to.

FORM of Mortgage and Charge upon the County Rates, for securing the Money borrowed.

WE, _____ of His Majesty's Justices of the Peace, and Chairman of the Court of Quarter Session for the County of Surry, holden at the _____ Day of _____ other of His Majesty's Justices of the Peace acting for the said County, and assembled in the said Court, in pursuance of the Powers to us given by an Act passed in the Fifty fifth Year of the Reign of His Majesty King George the Third, intituled *An Act [here insert the Title of this Act]* do hereby, in open Court, mortgage and charge all the Rates to be raised within the said County, under the Description of County Rates by the Laws now in being, with the Payment of the Sum of _____ which _____ of _____ hath proposed and agreed to lend, and hath now actually advanced and paid, towards defraying the Expences of purchasing, building, &c. [*as the case shall be*] the _____ for the said County, &c.; and we do hereby confirm and establish the same unto the said _____ his Executors, Administrators and Assigns, for securing the Repayment of the said Sum of _____ and Interest for the same after the Rate of _____ per Centum per Annum; and do order the Treasurer for the said County to pay the Interest of the said Sum of _____ Half yearly, as the same shall become due, until the Principal shall be discharged, pursuant to the Directions of the said Act.

Cap. xlvii.

An Act to enable *The Union Society* for effecting Insurance from Fire, and *The Union Life Office* for effecting Insurances on Lives and Survivorships, and for granting and purchasing Annuities, to sue and be sued in the Name of the Chairman or Secretary for the Time being. [12th May 1815.]

Cap. xlviii.

An Act for making and maintaining a Public Road from or near _____ in the Parish of _____ the County of _____

Cap. xlviii.

An Act for repairing the Road from *Sutton*, in the County of *Surry*, through the Borough of *Reigate*, by *Sidlow Mill* to *Powey Cross*, and several other Roads therein mentioned, in the same County. (b) [12th May 1815.]

28 G. 2. c. 28.
10 G. 3. c. 84.
39 & 40 G. 3.
c. cxii. repealed.

[The 200l. per annum. to be paid by Trustees of 42 G. 3. c. lxxvi. to the Trustees of 10 G. 3. c. 84. to be paid to Trustees of this Act. The 200l. per annum. to be paid by Trustees of 47 G. 3. Sess. 1. c. xxv. to the Trustees of repealed Acts, to be paid to Trustees of this Act. Double Tolls on Sunday.]

Cap. xlix.

An Act for more effectually repairing the Road from *Jefus Lane*, in the Town of *Cambridge* to *Newmarket Heath*, in the County of *Cambridge*. (a) [12th May 1815.]

18 G. 2. c. 23.
3 G. 3. c. 30.
33 G. 3. c. 156.
repealed as to
Road from Cam-
bridge to Newmarket Heath.

[See 53 G. 3. c. xli.]

Cap. l.

An Act for more effectually repairing the Road from *Highgate Gatehouse*, in the County of *Middlesex*, to the Thirteen Mile Stone, near *Gannick Corner*, in the Parish of *South Mims*, in the said County. (a) [12th May 1815.]

10 Ann. Vol. iv.
p. 140.
7 G. 1. Stat. 1.
c. 18. 9 G. 2.
c. 39. 3 G. 3. c. 37.
18 G. 3. c. 84. repealed.

Cap. li.

An Act for amending the Road from *Keighley* to *Bradford*, and for making and maintaining a Branch therefrom, all in the West Riding of the County of *York*. (b) [12th May 1815.]

26 G. 2. c. 83.
17 G. 3. c. 73.
repealed as to
Road from

Keighley, through *Bingley*, to *Bradford* and 35 G. 3. c. 151. wholly repealed.

Cap. lii.

An Act for continuing and amending Three Acts for repairing several Roads in the Counties of *Devon* and *Cornwall*, leading to the Borough of *Launceston*. (a) [12th May 1815.]

33 G. 2. c. 59.
21 G. 3. c. 86.
41 G. 3. (U. K.)
c. x.

[Additional Trustees. Former Tolls to cease, new Tolls granted. Double Tolls on Sunday.]

Cap. liii.

An Act to continue and amend an Act of His present Majesty, for opening and making a new Road from the Turnpike Road at *Craig Evan Leyson*, in the Parish of *Lanvabon*, to the Confines of the Parish of *Tlradrywoduck* near *Abernant*, in the County of *Glamorgan*. (c) [12th May 1815.]

33 G. 3. c. 133.

[Additional Trustees. Former Tolls repealed, new Tolls granted. Extra Toll on Waggon, &c. carrying Timber between 1st Nov. and 1st March. Double Tolls on Sunday.]

Cap. liv.

An Act for continuing and amending an Act of His present Majesty, or repairing the Roads from *Uttoxeter* to *Stoke near Stone*, and from *Millwich* to *Sandon*, in the County of *Stafford*. (b) [12th May 1815.]

35 G. 3. c. 131.

[Additional Trustees. Former Tolls to cease, new Tolls granted. Double Tolls on Sunday.]

Cap. lv.

An Act for making and maintaining a Navigable Canal from the River *Derwent* at *East Cottingwish*, in the East Riding of the County of *York*, to the Turnpike Road leading from the City of *York* to the Town of *Kingston upon Hull*, at a certain Place there called *Street Bridge*, in the Township of *Pocklington*, in the said Riding. [25th May 1815.]

[“*The Pocklington Canal Company*” incorporated. 32,000*l.* and if necessary 10,000*l.* additional.]

Cap. lvi.

53 G. 3. c. cxvii. An Act to alter and amend an Act of the Fifty third Year of the Reign of His present Majesty, for erecting and maintaining a New Gaol for the County and City of *Perth*; and for other Purposes relating thereto. [25th May 1815.]

Cap. lvii.

An Act for enlarging the Churchyard and providing additional Burying Ground for the Parish of *Saint Helen* in *Abingdon*, in the County of *Berks*. [25th May 1815.]

Cap. lviii.

An Act for paving or gravelling, watching and lighting certain Places situate on the West Side of the Turnpike Road in *Kentish Town*, in the Parish of *Saint Pancras*, in the County of *Middlesex*, and for preventing Nuisances and Obstructions therein. [25th May 1815.]

Cap. lix.

29 G. 3. c. 96. repealed, except as relates to repealing Acts thereby repealed. Proviso for 14 G. 3. c. 116. as relates to lighting, &c. *Stoke Newington* which by the said Act is enacted to be perpetual, and is declared by this Act not to be repealed.

An Act to repeal an Act of His present Majesty for repairing the Roads from the *Stones End*, in the Parish of *Saint Leonard Shore-ditch*, to the Northern Road in the Parish of *Enfield*; and from the Place where the Watch House in *Edmonton* formerly stood to the Market Place in *Enfield*; and from *Newington Green* to *Busb Hill*; and for the several other Purposes therein mentioned; and to provide for more effectually repairing the said Roads, and for lighting, watching and watering several Parts thereof. (a) [25th May 1815.]

Cap. lx.

39 & 40 G. 3. c. lxi. repealed as to Roads from *Huffeborough Bridge*, through *Crewkerne* and *Chard*, through *Stoney Lane* to *Axminster*; and from *Chard* to *Honiton* Turnpike Road, in the Parish of *Upottery*, in the County of *Devon*, and for more effectually repairing the Residue of the Roads comprized in the said Act. (b) [25th May 1815.]

[One Half Additional Toll between 1st May and 1st Day of Feb. on Timber or Iron.]

When laid in Cheesbury, Act for the better regulation of the Roads from *Stoke Newington* to *Stoke Newington*, in the County of *Middlesex*, and for other Purposes therein mentioned.

Cap. lxi.

An Act for more effectually repairing the Roads leading into and through the Town of *Rofs*, in the County of *Hereford*, and several Roads communicating therewith. (a) [25th May 1815.]

22 G. 2. c. 26.
13 G. 3. c. 96.
31 G. 3. c. 114.
repealed.

[*Double Tolls on Timber, &c. between 1st Nov. and 30th March. One Half more Tolls on Sundays.*]

Cap. lxii.

An Act for enlarging the Term and Powers of Four Acts of His present Majesty, for repairing several Roads leading from *Fisberton*, *Wilton*, *Heytesbury*, and other Places in the County of *Wills*; and for diverting the Line of Part of the said Roads. (b)

1 G. 3. c. 37.
2 G. 3. c. 51.
20 G. 3. c. 82.
41 G. 3. (U.K.)
c. xiii.

[25th May 1815.]

[*Additional Trustees. Former Tolls repealed, new Tolls granted.*]

Cap. lxiii.

An Act for continuing the Term, and altering and enlarging the Powers of an Act of His present Majesty, for repairing the Roads from *Scaddow Gate*, in the Parish of *Ticknall*, to the *Burton upon Trent* and *Ashby de la Zouch* Turnpike Road, and certain Roads therein mentioned; and to make and maintain other Roads to communicate therewith. (c) [25th May 1815.]

34 G. 3. c. 120.

[*Additional Trustees. Former Tolls repealed, new Tolls granted.*]

Cap. lxiv.

An Act for making further Provision for the Secretary and Usher to the Vice Chancellor of *England*, and for the Clerks in the Office of the Accountant General of the High Court of Chancery, and for providing additional Clerks for the said Office.

[7th June 1815.]

“**W**HEREAS under and by virtue of an Act passed in the Thirty second Year of the Reign of His present Majesty, intituled *An Act to empower the High Court of Chancery to lay out a further Sum of the Suitors’ Money upon proper Securities, and for applying the Interest towards discharging the Expences of the Office of the Accountant General; and for building Offices for the Masters in Ordinary in Chancery, and a Public Office for the Suitors of the said Court, and Offices for the Secretaries of Bankrupts and Lunatics; and for building Repositories for securing the Title Deeds of the Suitors of the said Court, and the Records and Proceedings of the Commissioners of Bankrupts and Lunatics*, and of the several Acts in the said Act mentioned, divers Sums of Money have been, by virtue of the several Orders of the said Court made for that Purpose, taken out of the Common and General Cash belonging to the Suitors of the said Court which lay dead and unemploy’d in the Bank of *England*, and have been placed out in the Name of the Accountant General of the said Court on Government or Parliamentary Securities, have been, in pursuance of the said Act passed in the Thirty second Year of His present Majesty’s Reign, carried to an Account, entitled “*An Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery,*” and out of the Dividends and Interest

32 G. 3. c. 42.

§ 1

'terest of the Securities purchased in pursuance of the said several
 'Acts of Parliament, the several annual Sums and Salaries and the
 'several other Payments thereby directed to be made by Two several
 46 G. 3. c. 128. 'Acts of the Forty sixth Year of the Reign of His present Majesty,
 'one of them intituled *An Act for making Provision for such*
 'Masters in Ordinary of the High Court of Chancery as from Age
 'or Infirmary shall be desirous of resigning their Offices with the Ap-
 'probation of the said Court; and for augmenting the Income of the
 'Masters in Ordinary of the said Court; and the other of such
 46 G. 3. c. 129. 'Acts, intituled *An Act to provide additional Salaries to the present*
 'Clerks in the Office of the Accountant General of the High Court
 'of Chancery, and to provide additional Clerks for the said Office
 'with Salaries; and to make other Payments in respect of the said
 49 G. 3. c. lxix. 'Office; and by an Act of the Forty ninth Year of His present
 'Majesty, intituled *An Act for making Provision for such of the Sub*
 'Registrars or Deputy Registrars of the High Court of Chancery as
 'from Age or Infirmary shall be afflicted with permanent Disability,
 'and be incapacitated for the due Execution of their Office; and for
 'making further Provision for the Two Seniors of the said Registrars,
 'for the Clerks in the Registrar's Office, for the Master of the Report
 'Office, and for providing additional Clerks in the Report Office of
 'the said Court; and for making other Payments and Regulations
 50 G. 3. c. cxliv. 'in respect of the said Offices; and by an Act of the Fiftieth Year
 'of the Reign of His present Majesty, intituled *An Act for building*
 'certain Offices for the Examiners, Curstors, Clerk of The Crown,
 'and Clerks of the Petty Bag of the High Court of Chancery; and
 'for making certain Regulations in the Examiner's Office of the said
 'Court; and for making Provision for such of the Examiners, Deputy
 'Examiners and Clerks, as from Length of Service or from Age or
 'Infirmary, are or shall be incapacitated from the due Execution of
 'their Offices; and for making Provision for other Officers of the said
 'Court; and for making other Payments in respect of the said
 'Offices; have been from time to time made and paid, and the
 'Surplus Interest and annual Produce arising from the said Se-
 'curities beyond what was sufficient to answer the Purposes of
 'the said several Acts, and also the Interest produced from the
 'Securities purchased with such Surplus Interest and annual Pro-
 'duce, have been from time to time in pursuance of the said first
 'and last mentioned Acts laid out in the Purchase of Government
 'or Parliamentary Securities in the Name of the Accountant Ge-
 'neral of the said Court, and placed to the Credit of an Account,
 'entitled "Account of Securities purchased with Surplus Interest
 'arising from Securities carried to an Account of Monies placed
 'out for the Benefit and better Security of the Suitors of the
 50 G. 3. c. cxliv. 'High Court of Chancery:" And Whereas by the said last men-
 57. 'tioned Act, it was, among other things, enacted, that out of the
 'Cash belonging to the Suitors of the said Court of Chancery,
 'which then lay or which should thereafter lie dead and unemployed
 'in the Bank of England, a Sum not exceeding Two hundred
 'thousand Pounds should and might, by virtue of an Order or
 'Orders of the said Court to be made for that Purpose, from time
 'to time be placed out in One entire Sum or in Parcels, in the
 'Name of the Accountant General of the said Court of Chancery,
 'according to the general Rules and Orders of the said Court.

' such Government and Parliamentary Securities as in and by such
 ' Orders should be directed, to the Intent that the Interest and
 ' Annual Produce arising from the Money so to be placed out might
 ' be applied for the Purposes thereafter mentioned, and that all such
 ' Government or Parliamentary Security or Securities when pur-
 ' chased should be carried to the said Account, entitled "Account
 ' " of Monies placed out for the Benefit and better Security of the
 ' " Suitors of the High Court of Chancery :." And Whereas under
 ' and by virtue of another Act passed in the Fifty third Year of the 53 G. 3. c. 24.
 ' Reign of His present Majesty, intituled *An Act to facilitate the Ad-*
 ' *ministration of Justice*, after making certain Provisions for an addi-
 ' tional Judge to be Assistant to the Lord High Chancellor in the
 ' said Court of Chancery, to be called the Vice Chancellor of *Eng-*
 ' *land*, and certain Rules and Regulations respecting the said Office,
 ' it was, amongst other things, further enacted, That out of the Cash § 8.
 ' belonging to the Suitors of the said Court of Chancery, which
 ' then lay or which should thereafter lie dead and unemployed in
 ' the Bank of *England*, a further Sum not exceeding Sixty thousand
 ' Pounds should and might by virtue of any further Order or Orders
 ' of the said Court to be made for that Purpose, be in like manner
 ' placed out on such Government or Parliamentary Securities as in
 ' and by such Orders should be directed, and the Interest and annual
 ' Produce thereof applied for the Purposes by the said Act directed,
 ' and that all such Government or Parliamentary Security or Secu-
 ' rities, when purchased, should be carried to the said Account, en-
 ' titled "Account of Monies placed out for the Benefit and better § 8.
 ' " Security of the Suitors of the High Court of Chancery ;" and
 ' it was thereby further enacted, that out of the Dividends and In-
 ' terest thereof, and of the other Government or Parliamentary
 ' Securities in the said Act mentioned, there should (amongst other
 ' Payments thereby directed) be paid the several Salaries thereafter
 ' mentioned ; that is to say, to the Secretary to the said Vice Chan-
 ' cellor of *England*, the Net yearly Sum of Two hundred Pounds,
 ' and to the Usher to the said Vice Chancellor the Net yearly Sum
 ' of Eighty Pounds ; and that such Officers respectively should not
 ' take or receive or demand any Fee or Reward whatsoever, over and
 ' above the Salaries thereby directed to be paid to them respectively,
 ' for or in respect of any Business which should be done by them by
 ' virtue of the Powers and Authorities given to them by the said Act :
 ' And Whereas under and by virtue of an Act passed in the Twelfth 12 G. 2. c. 24.
 ' Year of the Reign of His late Majesty King *George* the Second,
 ' intituled *An Act to empower the High Court of Chancery to lay out*
 ' *upon proper Securities any Monies not exceeding a Sum therein*
 ' *limited, out of the Common and General Cash in the Bank of England*
 ' *belonging to the Suitors of the said Court, for the Ease of the said*
 ' *Suitors, by applying the Interest arising therefrom for answering the*
 ' *Charges of the Office of the Accountant General of the said Court ;*
 ' and by another Act passed in the Fourth Year of His present 4 G. 3. c. 32.
 ' Majesty's Reign, intituled *An Act to empower the High Court of*
 ' *Chancery to lay out upon proper Securities a further Sum of Money,*
 ' *not exceeding a Sum therein limited, out of the Common and General*
 ' *Cash in the Bank of England belonging to the Suitors of the said*
 ' *Court, and for applying the Interest arising therefrom towards*
 ' *answering the Charges of the Office of the Accountant General of the*
 ' *said*

9 G. 3. c. 19.

32 G. 3. c. 42.
46 G. 3. c. 129Orders of Court
of Chancery.

5 G. 3. c. liv.

§ 1.

said Court; and by another Act passed in the Ninth Year of the
 Reign of His present Majesty, intituled *An Act to empower the*
High Court of Chancery to lay out upon Government Securities a
further Sum of Money, not exceeding a Sum therein limited, out of
the Common and General Cash in the Bank of England belonging
to the Suitors of the said Court, and to apply the Interest arising there-
from towards answering the Charges of the Office of the Accountant
General of the said Court; and by the above mentioned Acts
 of the Thirty second and Forty sixth Years of the Reign of His
 present Majesty, and of the several Orders of the High Court of
 Chancery made in pursuance of the said several Acts, the present
 Clerks in the Office of the said Accountant General of the High
 Court of Chancery have and receive out of the Interest and Divi-
 dends of the Government or Parliamentary Securities carried to the
 said Account, entitled "Account of Monies placed out for the
 Benefit and better Security of the Suitors of the High Court of
 Chancery," and out of the Interest and Dividends of the Govern-
 ment or Parliamentary Securities carried to the said Account,
 entitled "Account of Securities purchased with Surplus Interest
 arising from Securities carried to an Account of Monies placed
 out for the Benefit and better Security of the Suitors of the
 High Court of Chancery," the several Payments and Sums herein-
 after mentioned; namely, the First Clerk the yearly Sum of Five
 hundred Pounds; the Second Clerk the yearly Sum of Four
 hundred Pounds; the Third Clerk the yearly Sum of Four
 hundred Pounds; the Fourth Clerk the yearly Sum of Four
 hundred Pounds; the Fifth Clerk the yearly Sum of Three hundred
 Pounds; the Sixth Clerk the yearly Sum of Three hundred Pounds;
 the Seventh Clerk the yearly Sum of Three hundred Pounds; the
 Eighth Clerk the yearly Sum of One hundred and eighty Pounds;
 the Ninth Clerk the yearly Sum of One hundred and eighty
 Pounds; the Tenth Clerk the yearly Sum of One hundred and
 eighty Pounds; and the Eleventh Clerk the yearly Sum of One
 hundred and eighty Pounds: And Whereas under and by virtue of
 another Act, passed in the Fifty second Year of the Reign of His
 present Majesty, intituled *An Act for making further Provision*
for the Clerks in the Office of the Accountant General of the Court
of Chancery, after a certain Length of Service, it was, amongst
 other things, enacted, that it should and might be lawful for the
 Lord High Chancellor of Great Britain, or the Lord Keeper, or
 the Lords Commissioners for the Custody of the Great Seal of Great
 Britain for the time being, by any Order or Orders of the High
 Court of Chancery, to be made from time to time on a Petition
 presented to him or them for that Purpose by the Accountant Ge-
 neral, or any of the Clerks in his said Office, to order such an
 Annuity or clear yearly Sum of Money to be paid to any Clerk who
 should have acted in the Capacity of Clerk in the said Office for
 Thirty Years, or who, having acted in the Capacity of Clerk for
 the Space of Fifteen Years, should be rendered incapable of per-
 forming the Duties of a Clerk in the said Office through permanent
 Illness or Insanity, as the said Lord High Chancellor, Lord
 Keeper, or Lords Commissioners should think fit and see Occasion,
 to pay the yearly Salary payable to each Clerk at the same

and Dividends arising from Securities purchased or to be purchased
 in pursuance of the said several Acts, or any of them; in which
 Order or Orders the Cause or Ground of making the same should
 be distinctly stated and specified, and the Annuity or yearly Sum
 mentioned in such Order or Orders should be paid by the Governor
 and Company of the Bank of *England*, out of the Interest and
 Dividends of the said Government or Parliamentary Securities (but
 subject and without Prejudice to the Payment of all Salaries and
 other Sums of Money which by the several Acts thereinbefore
 mentioned or referred to, or any other Act theretofore made and
 passed, are directed and authorized to be paid thereout) Quarterly,
 as therein mentioned, to the Clerk named in such Order, for and
 during the Term of his natural Life: And Whereas the Business
 of the said Office of the Accountant General of the said Court
 of Chancery hath of late Years greatly increased, and is still in-
 creasing, and the present Establishment of Clerks in the said Office
 is inadequate to transact the Business thereof with such Accuracy
 and Dispatch as is necessary for the Public Service; and many of
 the Clerks in the said Office have been very many Years employed
 therein, and their present Salaries are not a sufficient Compensation
 for their Length of Service, considering the Nature and Importance
 of it, and the Attendance, Qualifications and Responsibility ne-
 cessary to enable them to fulfil the Duties of it with Advantage to
 the Public: And Whereas the Salaries so as aforesaid provided to
 the Secretary and Usher to the said Vice Chancellor of *England*
 are not an adequate Compensation to Persons properly qualified to
 fulfil the Duties of the said Offices, and for their Attendance and
 Trouble therein; 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 out of the Interest and
 Dividends arising from Securities purchased in pursuance of the said
 Act of the Thirty second Year of the Reign of His present Majesty, and the several other Acts therein and hereinbefore
 mentioned or referred to, and carried to the said Account entitled
 "Account of Monies placed out for the Benefit and better Security
 of the Suitors of the High Court of Chancery," and also out of
 the Interest and Dividends of Securities purchased and to be purchased
 with the Surplus Interest in pursuance of the said Acts or any of
 them, or in pursuance of this Act, and carried to the said Account,
 entitled "Account of Securities purchased with Surplus Interest
 arising from Securities carried to an Account of Monies placed out
 for the Benefit and better Security of the Suitors of the High
 Court of Chancery," there shall be paid by virtue of any Order
 or Orders of the said Court of Chancery (but subject and without
 Prejudice to the Payment of all Salaries and Sums of Money by any
 Act or Acts of Parliament heretofore passed are directed or authorized
 to be paid thereout), by the Governor and Company of the Bank of
England, by virtue of any Order or Orders of the High Court of
 Chancery to be made for that Purpose, such additional yearly Sums
 or Salaries to be from time to time paid Quarterly free of Taxes to
 the Secretary and Usher to the Vice Chancellor of *England*, and to
 the First Ten Clerks of the said Accountant General for the time
 being,

Additional
Salaries.

being, as hereinafter mentioned; *videlicet*, to the Secretary to the said Vice Chancellor of *England* Three hundred Pounds; to the Usher to the said Vice Chancellor One hundred and twenty Pounds; and to the First Clerk of the said Accountant General One hundred Pounds; to the Second Clerk One hundred Pounds; to the Third Clerk One hundred Pounds; to the Fourth Clerk One hundred Pounds; to the Fifth Clerk Eighty Pounds; to the Sixth Clerk Sixty Pounds; to the Seventh Clerk Forty Pounds; to the Eighth Clerk Seventy Pounds; to the Ninth Clerk Sixty Pounds; and to the Tenth Clerk Thirty Pounds; the First Quarterly Payment thereof to commence and be computed from the Twenty ninth Day of *April* One thousand eight hundred and fifteen: And also such several yearly Sums or Salaries as are hereinafter mentioned, to be from time to time paid Quarterly free of Taxes to Four additional Clerks for the time being; namely, a Twelfth, Thirteenth, Fourteenth and Fifteenth Clerk to be appointed; that is to say, to the Twelfth Clerk One hundred and eighty Pounds; to the Thirteenth Clerk One hundred and eighty Pounds; to the Fourteenth Clerk One hundred and eighty Pounds; and to the Fifteenth Clerk one hundred and eighty Pounds: And also like yearly Sums or Salaries of One hundred and eighty Pounds each to Three more additional Clerks in the said Office, in case it shall at any time hereafter appear necessary to the said Court of Chancery to appoint such Three additional Clerks or either of them, in pursuance of the Clause for that Purpose hereinafter contained; the First Quarterly Payment to such additional Clerks respectively to commence from the Day of the Date of their respective Appointments; and also any further Sum not exceeding Five hundred Pounds in any One Year in Addition to the Provision already made by the before recited Acts for that Purpose to the Accountant General of the said Court for the time being, to defray the additional Expences of Stationery, Coals, Candles and other necessary Expences of the said Office.

Salaries to Four additional Clerks in Accountant General's Office.

Further additional Clerks.

Further Sum to Accountant General.

Three more Clerks appointed to Accountant

II. And be it further enacted, That it shall and may be lawful to and for the said Lord High Chancellor of *Great Britain*, Lord Keeper or Lords Commissioners of the Great Seal of *Great Britain* for the time being, upon the Requisition of the Accountant General for the time being for that Purpose, and upon its being made appear to the Court that additional Assistance is necessary in the said Office for transacting the said Business of the Suitors of the said Court, to appoint not exceeding Three more Persons to be Clerks in the said Office, who shall have and be entitled to the yearly Salaries of One hundred and eighty Pounds each, hereby provided for the additional Clerks in the said Office; to be paid and payable out of the same Funds and in the same manner as is directed and provided by the Clause last hereinbefore contained.

Clerks removed.

III. Provided always, and be it further enacted, That nothing herein contained shall extend or be deemed or taken to prevent or hinder any present or future Clerk in the said Office from being removed or displaced therefrom at any time, in such manner and by such Authority as Clerks in the said Office can now be removed or displaced.

Expences of

IV. And be it, further enacted, That out of the Interest and Dividends of the said Government or Parliamentary Securities purchased and managed by the said Court of Chancery, the said Court

procuring and passing this Act, and the Costs, Charges and Expences of all Proceedings had or to be had in consequence thereof, shall be paid by the Governor and Company of the Bank of *England*, by virtue of an Order or Orders of the High Court of Chancery to be made for that Purpose.

V. And be it further enacted, That the Surplus Interest and annual Produce which shall arise from the Money placed out and to be placed out on Securities pursuant to the several Acts of Parliament hereinbefore mentioned or referred to, or any of them, beyond what shall be sufficient to answer the Purposes of the said Acts, shall from time to time be placed out on Government or Parliamentary Securities, and shall be placed to the Credit of the said Account raised in pursuance of the said Act of the Thirty second Year of the Reign of His present Majesty, entitled "Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery;" and which Fund shall be applied to answer the Demands of the said Suitors of the said Court of Chancery, in case it shall at any time be necessary to call in any of the Money of the said Suitors which hath been or may be placed out on Securities.

Surplus Money placed out to Government Securities.

32 G. 3. c. 42. § 1.

VI. And be it further enacted, That it shall be lawful to and for the Lord High Chancellor of *Great Britain*, or Lord Keeper, or Lords Commissioners for the Custody of the Great Seal of *Great Britain* for the time being, by any Order or Orders of the said Court of Chancery, to change the Security or Securities, or any Part of the Securities purchased or to be purchased pursuant to the several Acts of Parliament hereinbefore mentioned or referred to or pursuant to this Act.

Securities changed.

VII. Provided always, and be it further enacted and declared, That for and notwithstanding any of the Provisions contained in this Act, if at any time hereafter the Whole or any Part of the Money placed out pursuant to the said several Acts of Parliament, or any of them, or to be placed out in pursuance of this Act, shall be wanted to answer any of the Demands of the Suitors of the High Court of Chancery, then and in such case the said Court may and shall direct the Whole or any Part of such Money to be called in, and the Securities in which the same, and the Surplus Interest and Dividends hereinbefore mentioned, shall be placed, to be sold and disposed of in order that the Suitors of the said Court may at all times be paid their respective Demands out of the Common and General Cash belonging to such Suitors.

Money called in when wanted to supply Demands of Suitors.

VIII. Provided always, and be it further enacted, That nothing in this Act contained shall prejudice, delay, hinder or prevent any Reform or Abolition of all or any of the Offices herein mentioned, by any Person or Persons having Authority to reform or abolish the same.

Proviso for Reform of Offices.

IX. 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.

Cap. l xv.

An Act for making and maintaining a Navigable Canal from *Sheffield* to *Tinsley*, in the West Riding of the County of *York*.

[7th June 1815.]

["*The Company of Proprietors of the Sheffield Canal*," incorporated. 80,000*l.* and if necessary 20,000*l.* additional.

Cap.

' eighth Year of the Reign of His present Majesty, intituled *An Act*
 ' *for incorporating the Commissioners appointed for erecting certain*
 ' *Light Houses in the Northern Parts of Great Britain, the said Com-* § 1.
 ' *missioners were incorporated for the better carrying the said several*
 ' *Acts into Execution, and made One Body Politic and Corporate,*
 ' *by the Name of "The Commissioners of the Northern Light*
 ' *Houses:"* And Whereas by another Act, passed in the Forty sixth 46 G. 3. c. 132
 ' Year of the Reign of His present Majesty, intituled *An Act for*
 ' *erecting a Light House on The Bell or Cape Rock on the Eastern*
 ' *Coast of Scotland, and for enabling the Commissioners of the Treasury*
 ' *to advance a certain Sum of Money out of the Consolidated Fund*
 ' *of Great Britain towards that Purpose, Authority was given to* § 1.
 ' *the said Commissioners to erect the said Light House, and to levy*
 ' *certain additional Rates and Duties for the Support of the same:*
 ' *And Whereas by another Act, passed in the Fifty fourth Year of* 54 G. 3. c. 136.
 ' *the Reign of His present Majesty, Power was given to the said* § 1.
 ' *Commissioners to purchase the Island and Light of May in the Frith*
 ' *of Forth; and instead of a Coal Light, to exhibit and maintain on*
 ' *the said Island an Oil Light or other improved Light; and also* § 2.
 ' *to erect and maintain such additional Light House upon such other*
 ' *Parts of the Coasts and Islands of Scotland as they should deem*
 ' *necessary: And Whereas it would tend greatly to the Security of*
 ' *Navigation, and be of great Benefit to the Public, if Powers were*
 ' *given to the said Commissioners to erect and maintain certain*
 ' *Light Houses upon the Isles of Man and Calf of Man; but as*
 ' *these Purposes 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 it shall and may be lawful*
 ' *to and for the said Commissioners of the Northern Light Houses,*
 ' *and they are hereby authorized and empowered to contract and*
 ' *agree with the Owners and other Persons interested, and to purchase*
 ' *and hold to them and their Successors and Assigns, the Lands and*
 ' *Hereditaments necessary for erecting the Light Houses and other*
 ' *Buildings and Conveniences hereinafter mentioned, in such Situations*
 ' *as they shall deem most expedient, without incurring any of the*
 ' *Penalties or Forfeitures of the Statutes of Mortmain, or any other*
 ' *Penalties or Disabilities; and thereupon to erect and maintain One*
 ' *Light House on the Isle of Calf of Man, and another Light House*
 ' *on the Isle of Man, with such other Buildings and Conveniences*
 ' *at each of such Light Houses as to them shall appear necessary; and*
 ' *in such Light Houses to maintain and exhibit such Lights*
 ' *distinguishable from the other Lights on the adjacent Coasts, as shall*
 ' *from time to time to the said Commissioners appear to be proper*
 ' *and necessary.*

Commissioners
 to treat for
 Ground, &c. and
 erect Light
 Houses.

II. And, to enable the said Commissioners to defray the Expence
 of making the said Purchases, of erecting the said Light Houses
 and other Buildings, and maintaining proper Lights in the said Light
 Houses, be it enacted, That so soon as the said Light Houses shall
 be erected, and Lights shall be exhibited therein, it shall and may
 be lawful to the said Commissioners, or such Person or Persons as
 they shall appoint, to demand, collect, receive and take from all and
 every

Duties to be
 collected.

every the Masters and Owners of every Ship or decked Vessel of the United Kingdom of *Great Britain* and *Ireland*, navigated according to Law, which shall sail to or from any Port or Place in *Saint George's Channel* between the Head Lands of *Holyhead* and *Howth-head* both inclusive on the South, and *Port Patrick* and *Donaghadee* both inclusive on the North, or which shall sail to or from any Port or Place in the *Firth of Solway*, whether the said Ship or Vessel shall be loaded or in ballast, or Outward or Homeward bound, or on a Foreign Voyage, or sailing Coastwise, and from the Master or Owner of every Ship or decked Vessel, sailing within the aforesaid Limits (excepting as hereinafter excepted), a Sum not exceeding One Farthing for every Ton of such Ship or Vessel, and for every Foreign Ship or decked Vessel sailing as aforesaid (excepting as hereinafter excepted), a Sum not exceeding One Halfpenny for every Ton of such Ship or Vessel.

Exemption
from Duties.

III. Provided always, and be it enacted, That nothing in this Act duties hereby granted, any Ship or Vessel liable to the Duties granted for the Support of the Light Houses under the Charge of the Commissioners of the Northern Light Houses, by any of the Acts, hereinbefore recited, or any Ship or Vessel belonging to His Majesty, his Heirs or Successors, or employed in the Service of His Majesty's Revenue, or of His Majesty's Postmasters General in *Great Britain* or *Ireland*, or any Ship or Vessel by any of the before recited Acts exempted from the Duties thereby granted.

Power to borrow
Money.

IV. And be it enacted, That in addition to and over and above the Sums of Money which the said Commissioners are by the said recited Acts authorized to borrow on the Credit of the Rates and Duties thereby granted, it shall and may be lawful to and in the Power of the said Commissioners to borrow and take up at Interest, on the Credit of the Rates and Duties by the said recited Acts and by this Act granted, any Sum or Sums of Money not exceeding in the whole the Sum of Ten thousand Pounds for the Purpose of erecting the foresaid Two Light Houses, and for defraying the Expences of this Act.

Application of
Money.

V. And be it enacted, That the said Commissioners shall apply the Produce of the Rates and Duties by the said recited Acts and this Act granted, in making the Purchases aforesaid, in erecting and maintaining the said Light Houses and other Buildings, exhibiting proper Lights therein, in paying the Expences of preparing and passing this Act, and in repaying the Money to be borrowed, and Interest thereof; and the Surplus or Residue of the Rates and Duties by the said recited Acts and this Act granted, which shall remain after answering the Purposes of the said recited Acts and this Act, shall once in every Year be vested in some one or other of the Public Funds; and the same, together with the Interest thereof shall be allowed to accumulate until the Yearly Interest shall amount to a Sum equal to the whole Expence attending the Light Houses under their Charge, when the whole Rates and Duties by the said recited Acts and by this Act granted shall cease and determine.

Powers of
former Acts ex-
tended to Act.

VI. And be it enacted, That the said Commissioners shall have and enjoy all the Powers and Authorities conferred upon them in virtue of the said recited Acts, or any of them, for collecting

pounding for the same, for maintaining and supporting the Light Houses by this Act authorized to be erected, and maintaining the Lights therein, and for the Appointment and Removal of Collectors, Keepers and other Officers, as are contained in the said recited Acts, or any of them.

VII. And be it 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

Cap. lxxviii.

An Act to amend an Act of His present Majesty, for paving, cleaning, lighting, watching and regulating the Streets and Public Places within Part of the Precinct of *Saint Katherine*, in the County of *Middlesex*. 54 G. 3. c. ccxx.
[7th June 1815.]

Cap. lxxix.

An Act for taking down and rebuilding the Parish Church of *Melcombe Regis*, in the County of *Dorset*.
[7th June 1815.]

Cap. lxx.

An Act for establishing a Church or Chapel in *Toxteth Park*, in the Parish of *Walton on the Hill*, in the County of *Lancaster*.
[7th June 1815.]

[*The Church of Saint Michael, Toxteth.*]

Cap. lxxi.

An Act for amending and enlarging the Powers and Provisions of Two Acts of His present Majesty, for widening, altering and rebuilding *Ouse Bridge*, in the City of *York*; and for widening certain Streets and making other Improvements in the said City. 49 G. 3. c. cxxvi.
50 G. 3.
c. lxxvii.
[7th June 1815.]

Cap. lxxii.

An Act to amend an Act of His present Majesty, for erecting a Bridge over the River of *Rofs*, at the Town of *New Rofs*, in the County of *Wexford*. 35 G. 3. (1.)
c. 48.
[7th June 1815.]

[*Tolls increased.*]

Cap. lxxiii.

An Act for erecting and maintaining a Bridewell, Gaol, Court House and Public Offices, for the Burgh of *Paisley* and County of *Renfrew*.
[7th June 1815.]

[*See 46 G. 3. c. cxvi.*]

Cap. lxxiv.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Roads from *Womborne* to *Princes End*, and from *Gospel End* to the Village of *Over Penn*, and thence to the Turnpike Road leading from *Wolverhampton* to *Stourbridge*, and other Roads therein mentioned, in the County of *Stafford*. (c) 33 G. 3. c. 167.
[7th June 1815.]

[*Additional Trustees. Former Tolls to cease, new Tolls granted. Double Tolls on Sunday.*]

Cap.

Cap. lxxv.

An Act for repairing the Road from the Town of *Buckingham*, to the Turnpike Road in the Hamlet of *Old Stratford*, and to be continued from the same Turnpike Road at the Town of *Stony Stratford*, to the Town of *Newport Pagnell*, in the County of *Buck.* (b)
[7th June 1815.]

[Double Tolls on Sunday.]

Cap. lxxvi.

43 G. 3.
c. cxxxii.

An Act for amending and enlarging the Powers of an Act of His present Majesty, for repairing the Road from *Southwark* to *Deptford*, and other Roads therein mentioned; and for lighting, watching and cleansing certain Parts thereof, and other Places in the Parish of *Bermondsey*, in the County of *Surry*. [7th June 1815.]
[This Act relates only to the lighting, &c. as in the Title, and a Rate not exceeding Eighteen pence in the Pound is granted on Houses, &c. and not exceeding Six pence on Land being Meadow, &c.]

Cap. lxxvii.

13 & 14 G. 3.
(1.) c. 60.
15 & 16 G. 3.
(1.) c. 6.

An Act to continue and amend Two Acts of His present Majesty for amending the Road from *Dundalk* to *Dunleer* in the County of *Louth*. (b)
[7th June 1815.]
[Tolls of first mentioned Act to cease, new Tolls granted. Double Tolls on Sunday between Sun-rise and Sun-set.]

Cap. lxxviii.

An Act for establishing and well-governing the Charitable Institution called *The Caledonian Asylum*, for supporting and educating Children of Soldiers, Sailors and Marines, Natives of *Scotland*, and of indigent *Scotch* Parents, resident in *London*, not entitled to Parochial Relief.
[14th June 1815.]

Cap. lxxix.

An Act for defraying the Expence incurred in rebuilding the Parish Church of *Hanworth*, in the County of *Middlesex*.
[14th June 1815.]

Cap. lxxx.

An Act for building a Chapel of Ease in the Town of *Rocbdale*, in the County Palatine of *Lancaster*.
[14th June 1815.]
[*Saint James*.]

Cap. lxxxi.

5 G. 3. (1.) c. An Act to amend several Acts for the Management and Direction of the *Meath* Hospital, or County of *Dublin* Infirmary, and for the better regulating the same.
[14th June 1815.]
13 & 14 G. 3.
(1.) c.
15 & 16 G. 3.
(1.) c.

Cap. lxxxii.

53 G. 3. t. ci. An Act to explain and amend an Act of His present Majesty, for the more equal Assessment of Money presented to be raised by the several Parishes of the County of *York*, and for a new Survey of the said County, and for the better regulating the Survey of the said County.
[14th June 1815.]

Cap. lxxxiii.

An Act to authorize the raising of a further Sum of Money to complete the *Montgomeryshire* Canal, and to extend the Power of deviating from and making certain Alterations in Part of the original Plan; and for explaining and rendering more effectual an Act of the Thirty fourth Year of His present Majesty, for making the said Canal. [40,000*l.*] [22d June 1815.] 34 G. 3. c. 39.
 [Former Rates repealed, new Rates granted.]

Cap. lxxxiv.

An Act to alter and amend Two Acts made in the Thirty second and Thirty seventh Years of His present Majesty, for the Support and Maintenance of *Ramsgate* Harbour, in the County of *Kent*. [22d June 1815.] 32 G. 3. c. 74.
 37 G. 3. c. 86.

[Additional Rates.]

Cap. lxxxv.

An Act for providing a Market for the Borough of *Bodmin*, in the County of *Cornwall*. [22d June 1815.]

Cap. lxxxvi.

An Act for embanking and inclosing Lands in the Parish of *Benington*, in the County of *Lincoln*. [22d June 1815.]

“ Allotments and Compensation for Tithes, § 18. 20. 23.

Cap. lxxxvii.

An Act for more effectually repairing the Roads in and leading through and from the Town of *Warminster*, in the County of *Wilts.* (a) [22d June 1815.] 13 G. 1. c. 16.
 16 G. 2. c. 5.
 5 G. 3. c. 62.
 32 G. 3. c. 141.
 repealed.

[Regulations as to Market and Fair Days; and paving, &c. the Footways in *Warminster*. Compensation to Trustees of this Act from Trustees of *Froome Road* under 50 G. 3. c. lxii. Compensation to Trustees of this Act from Trustees of *Warminster* and *Froome Road* under 52 G. 3. c. lvi.]

Cap. lxxxviii.

An Act to rectify a Mistake (a) in an Act of this Session of Parliament, for continuing and amending several Acts for repairing the Road from *Mansfield*, in the County of *Nottingham*, to the Turnpike Road leading from *Derby* to *Chesterfield*, in the County of *Derby*. [22d June 1815.] Ante, c. xvi.

(a) [As to the Tolls.]

Cap. lxxxix.

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* 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 *White-chapel* Road to *Tilbury Fort*, in the Counties of *Middlesex* and *Essex*; and also for making a new Branch of Road from *King David Lane Shadwell*, to the *Essex* Road at *Mile End*, in the County of *Middlesex*. (b) [22d June 1815.] 42 G. 3. c. ci.
 44 G. 3. c. lxxvii.
 46 G. 3. c. cxxv.
 49 G. 3. c. clxxii.
 51 G. 3. c. xlii.
 Cap.

' the new Pavements in the City and Liberties of Westminster and
 ' Parisbes adjacent, and in the Town and Borough of Southwark ;
 ' and for other Purposes therein mentioned ; and the other, in the
 ' Forty fourth Year of the Reign of His said present Majesty, intitled 44 G. 3. c. xxvii.
 ' into Execution 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 on the Credit of the Orphans' Fund
 ' certain Sums of Money for those Purposes, and also for enlarging
 ' the Powers of the said Acts ; the several Provisions for support-
 ' ing the said Fund have been continued and augmented, and the
 ' whole of the Rates and Charges applicable thereto since the time
 ' of passing the said Act of the Seventh Year of the Reign of His
 ' present Majesty, are continued until the Fifth Day of July which
 ' will be in the Year One thousand eight hundred and thirty seven ;
 ' but the Sum of Ten thousand Pounds *per Annum*, by the said
 ' Acts of the Fifth and Sixth Years of King William and Queen
 ' Mary, and the Twenty first Year of His said late Majesty King
 ' George the Second, charged upon or made payable out of the
 ' Revenues of the said City of London, and certain other of the
 ' Rates and Charges applicable to the said Fund in the same Acts
 ' mentioned, are thereby continued until all the Principal Monies
 ' charged upon the said Fund, with Interest for the same, shall be
 ' paid off and annihilated : And Whereas the Income of the said
 ' Fund has been from time to time applied according to the Direc-
 ' tions of the several Acts of Parliament relating thereto, and thereby
 ' the Capital Debt due to the Orphans of the said City of London
 ' was, on the Fifth Day of January last, reduced to the Sum of
 ' One hundred and sixty two thousand three hundred Pounds ; and
 ' the Capital Debt due to the other Creditors of the City of London,
 ' and charged upon the said Fund before the passing of this Act,
 ' was on the said Fifth Day of January last, reduced to the Sum
 ' of Six hundred and forty six thousand four hundred Pounds, and
 ' it is probable that the whole of the said Debt, due to the said Or-
 ' phans, will be paid off and discharged by the Fifth Day of January
 ' One thousand eight hundred and twenty one, and the whole of the
 ' said Capital Debt by the Fifth Day of July One thousand eight
 ' hundred and thirty four, if no further Charge or Incumbrance be
 ' made on the said Fund : And Whereas the Income of the said Fund
 ' affords a reasonable Probability that the Surplusses thereof will be
 ' sufficient to pay off, by or before the Fifth Day of July One thou-
 ' sand eight hundred and thirty seven, not only the whole of the
 ' Capital Debts and Sums of Money now charged on the said Fund,
 ' but also the further Sum of Seventy thousand Pounds, with Interest
 ' thereon, after the Rate of Five Pounds *per Centum per Annum*,
 ' computed from the said Fifth Day of July One thousand eight
 ' hundred and twenty one, when it is computed that the whole of
 ' the said Capital Debt, due to the said Orphans of the City of Lon-
 ' don, will be paid off and discharged as aforesaid, which may be ap-
 ' plied in Repayment of Part of the Costs and Expences of making
 ' the Improvements, and obtaining the Ground hereinbefore men-
 ' tioned ; but as the Improvements, and Purposes aforesaid cannot
 ' be effected without the Aid and Authority of Parliament ;' May it
 ' please Your Majesty that it may be enacted ; and be it enacted by
 ' 55. GEO. III. 4 G The

Corporation to
enlarge Alder-
gate Street, &c.

Corporation to
make Site for
new Post Office.

Streets, &c.
made according
to Map or Plan,
deposited at
Town Clerk's
Office and Ge-
neral Post Office.

Land and Pre-
mises marked in
Plan used not
withstanding Er-
rors in Schedule.

Corporation,
their Surveyors,

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 Lord Mayor, Aldermen and Commons of the City of *London*, in Common Council assembled, and they are hereby empowered to open and make a spacious and convenient Communication from the Great Northern Roads through *Aldersgate Street* into *Cheapside* in the said City, by altering, widening and improving *Aldersgate Street* aforesaid, from the South Side of the Church of *Saint Botolph to Saint Martin le Grand* aforesaid, and also *Saint Martin le Grand* aforesaid, and enlarging, altering and improving the West End of *Cheapside* aforesaid; and also to alter, widen and improve *Foster Lane* and *Saint Anne's Lane* aforesaid.

II. And be it further enacted, That it shall be lawful for the said Lord Mayor, Aldermen and Commons, in Common Council assembled, and they are hereby empowered to make a convenient Site for a new Post Office, by taking down and laying open all the Houses, Buildings, Lands, Tenements and Hereditaments described in the Schedule to this Act annexed, between *Cheapside* aforesaid and *Newgate Street* in the said City on the South, *Saint Anne's Lane* aforesaid on the North, *Foster Lane* aforesaid on the East, and *Saint Martin le Grand* aforesaid on the West.

III. And Whereas a Map or Plan describing the Lines of the said Streets and Places, and the Houses, Buildings, Lands, Tenements and Hereditaments, Streets and Ways, through and upon which the proposed Alterations and Improvements are to be made or carried by virtue of this Act, which is referred to by the Schedule to this Act annexed, has been made for the Purpose of being deposited for Public Inspection; Be it therefore enacted, That there shall be Two Parts of the said Map or Plan, each of which shall be authenticated by the Signature of the Right Honourable the Speaker of the House of Commons, and severally deposited, One with the Town Clerk of the City of *London*, and the other at the General Post Office in the said City, within Three Calendar Months from the passing of this Act, to the end that all Persons may at all reasonable times have Liberty to inspect the same at their Will and Pleasure, paying the Sum of One Shilling for every such Inspection; and that the said Lord Mayor, Aldermen and Commons, in Common Council assembled, in improving the said Streets or Ways, shall not deviate from the Lines described in the said Map or Plan.

IV. Provided always, and be it further enacted, That it shall be lawful for the said Lord Mayor, Aldermen and Commons, in Common Council assembled, to make the said proposed Alterations and Improvements, and the said Site, into, through, across, over or upon the several Houses, Buildings, Lands, Tenements and Hereditaments, over which the same is or are set out and described in the said Map or Plan as aforesaid, although the Name or Names of the Owners or Occupiers thereof may happen to be omitted or mis-stated in the said Schedule to this Act annexed, in case it shall appear to any Two or more Aldermen of the said City of *London*, and be certified, by Writing under their Hands, that such Error or Omission proceeded from Mistake.

V. And be it further enacted, That, for the Purposes aforesaid, it shall be lawful for the said Lord Mayor, Aldermen and Commons, in

Common Council assembled, and for their Surveyor or Surveyors, Officers and Workmen, from time to time, at all reasonable times in the Day, to enter into and upon the Houses, Buildings, Lands, Tenements and Hereditaments, comprised in and described in the said Map or Plan and Schedule, or any of them, in such manner as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall think necessary and proper, without being deemed a Trespasser or Trespassers, and without being subject or liable to any Fine, Penalty or Punishment, on account of entering or continuing upon any Part or Parts of the said Houses, Buildings, Lands, Tenements and Hereditaments for the Damages that shall be thereby occasioned.

&c. may enter upon Houses, &c.

VI. And be it further enacted, That it shall be lawful for the said Lord Mayor, Aldermen and Commons, in Common Council assembled, and they are hereby empowered in the Name of the Mayor and Commonalty and Citizens of the City of *London* to treat and agree for the Purchase of the Houses, Buildings, Lands, Tenements and Hereditaments described or comprised in the said Map or Plan and Schedule, and of any subsisting Leafes, Terms, Estates and Interests therein, or such of them, or such Part or Parts thereof respectively, as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall think proper.

Common Council to purchase and pull down Houses, &c.

VII. Provided always, and be it further enacted, That if the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall not within the Space of Five Years, to be computed from the passing of this Act, agree for or cause to be valued as hereinafter is mentioned, the Houses, Buildings, Lands, Tenements and Hereditaments, or Parts thereof respectively, which they are hereby empowered to purchase as aforesaid, then and from thenceforth the Powers hereby granted to them for such Purpose, shall cease, determine and be utterly void; any thing herein contained to the contrary in any wise notwithstanding.

Purchasing limited to Five Years.

VIII. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, Tenants in Tail or for Life, Husbands, Guardians, Trustees and Feoffees in Trust for Charitable or 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 or Wards, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons whomsoever, 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 any other Interest therein, and to and for all and every other Persons or Person whomsoever, who are, is or shall be seized or possessed of, or interested in any Houses, Buildings, Lands, Tenements and Hereditaments described or comprised in the said Map or Plan, and Schedule which, or Part of which, by the said Mayor, Aldermen and Commons in Common Council assembled, shall be thought proper to be purchased, to contract for, sell and convey the same, and every or any Part thereof, to the Mayor and Commonalty and Citizens of the City of *London*; and that all Contracts, Agreements, Bargains, Sales, Conveyances and Assurances, Acts and Deeds, which shall be made by such Bodies Politic, Corporate or Collegiate, Trustee or Trustees, or other Person

Bodies Politic, &c. to sell and convey, &c.

XI. And be it further enacted, That if any Body or Bodies Politic, Corporate or Collegiate, Trustee or Trustees, or any other Person or Persons seized or possessed of or interested in any such Houses, Buildings, Lands, Tenements or Hereditaments, or Share or Shares, Estate or Estates, Interest or Interests therein as aforesaid, or any Occupier or Occupiers thereof, sustaining such Loss, Injury or Damage as aforesaid, for and on his, her or their Part or Parts, or for or on the Part of his, her or their *Cestuique* Trusts or Wards, or of any other incapacitated Person or Persons as aforesaid, shall refuse to accept such Purchase Money, Satisfaction, Recompense or other Compensation as shall be offered by the said Lord Mayor, Aldermen and Commons, in Common Council assembled, or any Person or Persons authorized by them on their behalf; or if any Body or Bodies Politic, Corporate or Collegiate, or any Person or Persons seized or possessed of, or interested in any such Houses, Buildings, Lands, Tenements or Hereditaments as aforesaid, shall, (upon Notice in Writing given to the Principal Officer or Officers of such Body or Bodies Politic, Corporate or Collegiate, or to such Trustee or Trustees, Person or Persons 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 such Houses, Buildings, Lands, Tenements or Hereditaments, or affixed upon the same Premises, for the Space of Fourteen Days next after such Notice) neglect or refuse to treat or agree, or shall not agree, or by reason of Absence or Disability, cannot agree with the said Lord Mayor, Aldermen and Commons, in Common Council assembled, or with any Person or Persons authorized by them, for the Sale and Conveyance of such Houses, Buildings, Lands, Tenements or Hereditaments, or their respective Shares, Estates and Interests therein, or cannot be found or known, or shall not produce and evince a clear Title to the Premises they are in Possession of, or to the Interest they shall claim therein, to the Satisfaction of the said Lord Mayor, Aldermen and Commons, in Common Council assembled, or of the Person or Persons so authorized by them, then and in every such case the Court of Mayor and Aldermen of the said City, to be holden in the Outer Chamber of the *Guildhall* of the said City, according to the Custom of the said City, shall, and the said Court are hereby empowered from time to time to issue a Warrant or Warrants, Precept or Precepts, to the Sheriffs of the City of *London*, commanding such Sheriffs to impanel, summon and return a Jury; and such Sheriffs are and each of them is hereby authorized and required accordingly to impanel, summon and return Forty eight substantial and indifferent Persons qualified to serve on Juries; and the Persons so to be impanelled, summoned and returned as aforesaid is hereby required to come and appear before the said Court of Mayor and Aldermen, at such time and Place as in such Warrant or Warrants, Precept or Precepts, shall be directed and appointed; and to attend the said Court from Day to Day, until discharged by the said Court; and out of which such Persons so to be impanelled, summoned and returned a Jury of Twelve Men shall be drawn by some Person to be by the said Court appointed, in such manner as Juries for the Trial of Issues joined in His Majesty's Courts at *Westminster* are directed to be drawn; and in case a sufficient Number of Jurymen shall not appear at the time and Place appointed as aforesaid, some Person to be by

Parties refusing to accept Satisfaction, or to treat, or cannot be found, &c. Court of Mayor and Aldermen to issue Precept for impannelling Jury.

XII. And be it further enacted, That the Court of Mayor and Aldermen, and Juries, shall award all Determinations, Judgments and Verdicts, which they shall make and give in the Execution of the Powers hereby vested in them concerning the Value of Houses, Buildings, Lands, Tenements and Hereditaments, or any Share or Shares, Estate or Estates, Interest or Interests therein, separately and distinctly from the Consideration of any other Loss or Damages to be sustained by any Person or Persons in consequence of the Execution of any of the Powers of this Act, and shall distinguish the Value set upon the Houses, Buildings, Lands, Tenements and Hereditaments, or Share or Shares, Estate or Estates, Interest or Interests therein, and the Money assessed or adjudged for such Loss or Damages as aforesaid, separately and apart from each other.

Verdict of Value of Lands and Damages ascertained respectively.

XIII. And be it further enacted, That every such Jury and Jurymen as aforesaid shall be under and subject to the same Regulations, Pains and Penalties as if such Jury or Jurymen had been returned for the Trial of any Issue joined in any of His Majesty's Courts of Record at *Westminster*; and that all and every Person and Persons, who in any Examination to be taken by virtue of this Act shall wilfully give false Evidence before the said Court of Mayor and Aldermen, or before any such Jury as aforesaid, shall and may be prosecuted for the same, and upon Conviction thereof shall be subject to such Punishments and Disqualifications as any Person or Persons can or may be subject to for wilful and corrupt Perjury by the Laws or Statutes of this Realm.

Jury under same Regulations as in Courts at Westminster. Perjury.

XIV. And be it further enacted, That in case a Verdict shall be given for a greater Sum of Money as a Satisfaction or Recompence for any Houses, Buildings, Lands, Tenements or Hereditaments, or any Share or Shares, Estate or Estates, Interest or Interests therein, or as a Compensation for any Goodwill or Improvement, or any Loss or Damage to be sustained as aforesaid respectively, than shall have been offered by or on the behalf of the said Lord Mayor, Aldermen and Commons, in Common Council assembled, before the summoning of such Jury, or in case a Verdict shall be given for any Sum or Sums of Money as a Compensation for Goodwill, Improvements, Loss or Damage where no Compensation shall have been offered by or on the behalf of the said Lord Mayor, Aldermen and Commons, in Common Council assembled, previously to the summoning of such Jury, or in case by reason of Absence, or other Impediment or Disability, there shall not be found any Person or Persons at Hand who may be legally capacitated to contract with, and make Conveyances to, or receive Compensations from the said Lord Mayor, Aldermen and Commons, in Common Council assembled, when the Dispute is for such Compensation as aforesaid only as hereinbefore is mentioned, then and in every or any such case, all the reasonable Costs, Charges and Expences of causing and procuring such Recompence, Value or Compensation respectively, to be assessed and awarded as aforesaid, and of so assessing and awarding the same, shall be paid and borne by the said Lord Mayor, Aldermen and Commons, in Common Council assembled, out of the Monies to be received by virtue of this Act, but in case any Verdict shall be given for the same Sum of Money as shall have been previously offered by or on behalf of the said Lord Mayor, Aldermen and Commons, in Common Council assembled, or for a less Sum than shall have been so

Expences of Juries provided for.

previously offered, or in case no Compensation shall be given by the Verdict (when the Dispute is for such Compensation as aforesaid only), or in case of such Refusal to treat or convey by any Body or Bodies, or by any Person or Persons whomsoever, who is or are by the Provisions of this Act, or otherwise, legally empowered to treat and convey or receive such Compensation as aforesaid, then and in every or any such case (except where by Reason of Absence or otherwise, any Person shall have been prevented from treating and agreeing as aforesaid, in which case all such Costs, Charges and Expences are to be paid and borne by the said Lord Mayor, Aldermen and Commons, in Common Council assembled, as aforesaid), all the reasonable Costs, Charges and Expences of causing and procuring such Value, Recompence or Compensation to be assessed and awarded as aforesaid, and of so assessing and awarding the same, shall be taxed by the Registrar for the time being of the said Court of Mayor and Aldermen, and shall be borne and paid by the Body or Bodies, or Person or Persons entitled to or claiming such Value, Recompence or Compensation; and the said Lord Mayor, Aldermen and Commons, in Common Council assembled, are hereby authorized and empowered to deduct and retain the said Costs, Charges and Expences, out of the Sum or Sums of Money so to be assessed or awarded as aforesaid, or out of any Part thereof, and the Payment or Tender of the Remainder of all 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 or awarded as aforesaid.

Ten Days' Notice of Injury given, or Jury not allowed to award Compensation for same.

XV. Provided always, That no Jury which shall be summoned by virtue of this Act shall be allowed to assess or award any Sum or Sums of Money to any Body or Bodies, Person or Persons, by way of Compensation for Goodwill or Improvements alleged to be lost, or any Injury or Damage alleged to have been sustained by him or them, in consequence of the Execution of any of the Powers of this Act, unless Notice in Writing, stating the Particulars of every such Claim, and how and in what manner the Amount thereof is made out and computed, shall have been given or left by or on behalf of such Body or Bodies, Person or Persons, at the Comptroller's Office aforesaid, Ten Days at least before the time of the Meeting of such Jury.

Court of Aldermen may fine Sheriffs, &c. not attending.

XVI. And be it further enacted, That the said Court of Mayor and Aldermen shall have Power and Authority, from time to time to impose any reasonable Fine, not exceeding the Sum of Ten Pounds, on such Sheriff or Sheriffs, or their Deputies or Deputy, or Agents respectively, making Default in the Premises, and on any of the Persons summoned and returned on any such Jury or Juries who shall not appear without some reasonable Excuse, or shall refuse to be sworn on the said Jury or Juries, or being so sworn, shall not give his or their Verdict, or otherwise neglect his Duty, and also on any Person and Persons summoned to give Evidence touching any of the Matters aforesaid, who shall not attend, having been paid or tendered a reasonable Sum for his or their Costs and Charges, or shall refuse to be sworn or to affirm, or to give his, her or their Evidence, and on any other Person or Persons who shall in any other manner wilfully neglect his, her or their Duty in the Premises, contrary to the true Intent and Meaning of this Act, and from time to time to levy such Fine or Fines, by Order of the said Court of Mayor and Aldermen, by Distress and Sale of the Offender's Goods, together

the reasonable Charges of every such Distress and Sale, returning the Overplus (if any) to the Owner or Owners, and that a Copy of the Order of the said Court of Mayor and Aldermen, signed by the Clerk of the Peace of the said City of London for the time being, shall be sufficient Authority to the Person or Persons therein to be appointed, and to every other Person acting or aiding and assisting therein, to make such Distress and Sale, and all such Fines shall be paid to the Chamberlain of the said City for the time being, to be applied to the Purposes of this Act.

XVII. And be it further enacted, That all such Verdicts, Judgments, Sentences, Determinations, Orders and other Proceedings of the said Court of Mayor and Aldermen and Juries, as relate to or concern any of the cases before mentioned, and all Receipts which the Cashier or Cashiers of the Bank shall give for any Sum or Sums of Money paid into the Bank in manner hereinafter mentioned, in consequence of any Verdict and Judgment, shall be entered among the Records of the said Court of Mayor and Aldermen; and the said Verdicts, Judgments, Sentences, Decrees and Orders, and other Proceedings, shall be deemed and taken to be Records to all Intents and Purposes whatsoever, and the same, or true Copies thereof, shall be deemed and taken to be good and sufficient Evidence thereof in any Court or Courts of Law or Equity whatsoever, and all Persons shall and may have Recourse to the same (*gratis*) and to take Copies thereof, paying for every Copy not exceeding Six pence for every Seventy two Words, and so proportionably for any greater Number of Words.

Verdicts and Judgments entered among Records.

XVIII. And be it further enacted, That upon Payment of the Sum or Sums of Money agreed to be accepted, or so to be awarded and adjudged as aforesaid, after such Deduction (if any) as aforesaid, to the Body or Bodies, Person or Persons to whom the same shall be agreed to be given or awarded, for the Purchase of the said Houses, Buildings, Lands, Tenements or Hereditaments, or Part or Parts thereof, or for the Purchase of any Share, Estate or Interest therein, such Body or Bodies, Person or Persons, shall make and execute, or procure to be made and executed, good, valid and legal Conveyances, Assignments and Assurances in the Law, to the said Mayor and Commonalty and Citizens, or any Person or Persons in Trust for them, of the said Houses, Buildings, Lands, Tenements and Hereditaments, or of such Share, Estate or Interest, for which such Sum or Sums of Money shall be so agreed to be accepted or shall be awarded, and shall procure all necessary Parties to execute such Conveyances, Assignments and Assurances, and shall do all Acts, Matters and Things necessary and requisite to make a good, clear and perfect Title to the same Premises; and such Conveyances, Assignments and Assurances shall contain all such reasonable and usual Covenants as shall on the Part of the said Mayor and Commonalty and Citizens be required.

Upon Payment of Value assessed Premises conveyed to City.

XIX. Provided always, and be it further enacted, That the Titles to, and the Conveyances, Assignments and Assurances of the several Houses, Buildings, Lands, Tenements and Hereditaments, which stand upon that Part of the Ground which is to form the Scite for a New Post Office, and is not to be used for any other Purposes of this Act, shall previously to the same Conveyances and Assurances being executed unto the said Mayor and Commonalty and Citizens, be

Title, &c. to Site of new Post Office approved of on behalf of Postmaster General.

be laid before, and approved of, by the Postmaster General, if he shall think fit.

Bargains and
Sales to have
Force of Fines
and Recoveries.

XX. And be it further enacted, That the Conveyance of the Estate or Interest of any Feme Covert to the said Mayor and Commonalty and Citizens, 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*, or 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 and suffered thereof in due Form of Law; and further, that all Bargains and Sale whatsoever to be made of any such Houses, Buildings, Lands, Tenements or Hereditaments, or Part or Parts thereof as shall be purchased or taken 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 Bargainor or Bargainors, or any Person or Persons seized of any Estate in Trust for such Bargainor or Bargainors, in any legal Manner or Form whatsoever.

Claims entered
within a limited
time, or barred:

XXI. And be it further enacted, That all and every Persons and Person whomsoever, having or claiming any Right, Title, Interest, Use, Property, Claim or Demand whatsoever, whether in Possession, Reversion, Remainder, Contingency or Expectancy, of, into or out of any Houses, Buildings, Lands, Tenements or Hereditaments, or Part or Parts thereof, which by virtue of and for the Purposes of this Act shall be purchased, and shall be conveyed, or expressed and intended to be conveyed to the said Mayor and Commonalty and Citizens by such Bargain and Sale as aforesaid, shall, within the Space of Five Years to be computed from the Day of the Inrolment of such Bargain and Sale, enter a Memorial of such their Right, Title, Interest, Use, Property, Claim and Demand, in a Book to be for that Purpose prepared and kept by the Town Clerk of the said City of *London* for the time being; which Book the said Town Clerk is hereby required to prepare and keep accordingly, and for which Entry he shall be entitled to such Fee, and no other, as the Register of the County of *Middlesex* is by Law entitled to for the Registry of a Memorial containing the same Number of Words; and all and every Persons and Person whomsoever not entering such Right, Title, Interest, Use, Trust, Property, Claim or Demand within such time, and in such manner as aforesaid, or having so entered the same, and not prosecuting such their Right, Claim or Demand with Effect, within the Space of Five Years, to be computed from the time of such Entry, shall be for ever barred of all Right, Title, Use, Trust, Equity, Property, Claim and Demand whatsoever, whether in Possession, Reversion, Remainder, Contingency or Expectancy, into, upon or out of the said Premises and every Part thereof, and the said Mayor and Commonalty and Citizens, and those claiming by, from or under them, shall be, and they are hereby quieted in the Possession of all such Houses, Buildings, Lands, Tenements and Hereditaments, or Part or Parts thereof; any Law, Statute, Usage, Custom or Thing to the contrary notwithstanding. Pro-

XXII. Provided always, and be it further enacted, That any Person or Persons barred of any Right, Title, Estate, Interest, Use, Trust, Property, Claim or Demand whatsoever, in, to or out of the said Houses, Buildings, Lands, Tenements or Hereditaments, or Part or Parts thereof, purchased, or taken by virtue of this Act, shall be at Liberty to bring any Action or Actions of Debt, or for Money had and received to his, her or their Use, against any Person or Persons, or the legal Representatives of any Person or Persons, who shall have received all or any Part of the Purchase Money arising from such Sale of the said Houses, Buildings, Lands, Tenements and Hereditaments aforesaid, or Part or Parts thereof, and that in every or any such case the respective Plaintiffs on Proof of such Title as would have enabled them to recover the said Houses, Buildings, Lands, Tenements or Hereditaments, or any Part or Parts thereof, or any Estate or Interest in the same, shall recover the said Purchase Money, or so much thereof as shall be equivalent to their Interest in the said Premises, together with such Interest or Mesne Profits as shall be equivalent to the Mesne Profits of the Premises which they would have been entitled to recover in case this Act had not been made.

But may recover Purchase Monies, &c. from Parties receiving same.

XXIII. And be it further enacted, That upon Payment of such Sum or Sums of Money as shall have been contracted and agreed, or shall have been assessed and awarded by any Jury or Juries, in manner aforesaid, to be paid for the Purchase or for the Value of any such Houses, Buildings, Lands, Tenements or Hereditaments, or Part or Parts thereof, or any Share or Shares, Estate or Estates, Interest or Interests therein as aforesaid, to the Proprietor or Proprietors of such Houses, Buildings, Lands, Tenements or Hereditaments, or Share or Shares, Estate or Estates, Interest or Interests therein, or such other Body or Bodies, Person or Persons as shall be interested in or entitled to receive the same, at any time after the same shall be so agreed for, assessed or awarded; or if the Body or Bodies, Person or Persons so entitled or interested, or any of them, cannot be found, or shall not be known, or shall refuse to receive the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Lord Mayor, Aldermen and Commons, in Common Council assembled, or shall refuse to execute a Conveyance or Conveyances thereof, then, upon Payment of the said Sum or Sums of Money into the Bank of *England*, as hereinafter directed and required (in case the same shall be requisite), for the Use of such Person or Persons, or of the unknown Person or Persons, so interested or entitled as aforesaid, it shall be lawful for the said Mayor and Commonalty and Citizens, and their Agents, Servants and Workmen, to enter into and upon such Houses, Buildings, Lands, Tenements and Hereditaments, Parts, Shares, Estates and Interests, and the Fee Simple and Inheritance thereof, together with the yearly Profits thereof, and all the Estate, Right, Title, Interest, Use, Trust, Property, Claim and Demand, in Law and Equity, of the Body or Bodies, Person or Persons, or unknown Person or Persons, to whose Credit such Money shall be paid, in, to and out of the Houses, Buildings, Lands, Tenements, Hereditaments and Premises to be purchased as aforesaid, shall vest in the said Mayor and Commonalty and Citizens, and they shall be deemed in Law to be in the actual Seisin or Possession thereof to all Intents and Purposes whatsoever, as fully and effectually as if every Body or Per-

Upon Payment of Money, Premises to vest in City.

fon having any Estate in the Premises had actually conveyed the same by Lease and Release, Bargain and Sale enrolled, Feoffment with Livery of Seisin, Fine, Common Recovery, or any other Conveyance or Assurance whatsoever; and such Payment shall not only bar all Right, Title, Interest, Claim and Demand of the Body or Bodies, Person or Persons, or unknown Person or Persons, of, in or to the same Premises to whose Credit such Tender, Payment or Investiture shall have been made, but also shall extend to and be deemed and construed to bar the Dower and Dowery of the Wife and Wives of such Person or Persons, and all Estates Tail, and other Estates in Possession, Reversion, Remainder, Expectancy or Contingency, and the Issue and Issues of such Person and Persons, and every other Person whomsoever.

Application of
Compensation
when amount-
ing to 200l.

XXIV. And be it further enacted, That if there shall be any Money to be paid for any Houses, Buildings, Lands, Tenements or Hereditaments, or Part or Parts thereof, or Share or Shares, Estate or Estates, Interest or Interests therein, purchased by virtue of the Powers of this Act, which shall belong to any Lunatic, Idiot, Feme Covert or *Cestuique* Trust, or to any Person whose Houses, Buildings, Lands, Tenements or Hereditaments, are limited in strict or other Settlement, or to any Body Politic, Corporate or Collegiate, Person or Persons under any Disability or Incapacity whatsoever, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds, with all convenient Speed 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 there, *ex parte* the said Mayor and Commonalty and Citizens of the City of *London*, 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 Body or Bodies, Person or Persons who would have been entitled to the Rents and Profits of the said Houses, Buildings, Lands, Tenements and Hereditaments, in the Purchase or Redemption of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid affecting the same Houses, Buildings, Lands, Tenements or Hereditaments, or Part or Parts thereof, or affecting other Lands, Tenements or 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, Tenements or Hereditaments, which shall be conveyed and settled to, for and upon such and the like Uses, Trusts, Intents and Purposes, and in the same manner as the Houses, Buildings, Lands, Tenements and Hereditaments, or Part or Parts thereof, which shall be so purchased, taken or 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 Purchase of *Three Pounds per Centum Consolidated*, or *Three Pounds per Centum Reduced Bank Annuities*; and in the mean time, and until

until the Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall, from time to time, be paid by Order of the said Court to the Body or Bodies, Person or Persons who would, for the time being, have been entitled to the Rents and Profits of the said Lands, Tenements and Hereditaments so hereby directed to be purchased, in case such Purchase and Settlement were made.

XXV. Provided always, and be it enacted, That if there should be any Money to be paid for any Houses, Buildings, Lands, Tenements or Hereditaments, or Part or Parts thereof, or Share or Shares, Estate or Estates, Interest or Interests therein, purchased as aforesaid, belonging to any Corporation, or any Person or Persons under any Disability or Incapacity as aforesaid, which shall be less than the Sum of Two hundred Pounds, and which shall exceed or be equal to the Sum of Twenty Pounds, then and in all such cases the same shall, at the Option of the Body or Bodies, Person or Persons for the time being entitled to the Rents and Profits of the Houses, Buildings, Lands, Tenements or Hereditaments, or Parts, Shares, Estates or Interests, so purchased, taken or used, or of his, her or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid in the Name and with the Privity 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 Body or Bodies, Person or Persons making such Option; and be approved of by the said Lord Mayor for the time being (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money, and the Dividends arising thereon, may be applied in any manner hereinbefore directed, so far as the case be applicable, without obtaining or being required to obtain the Direction and Approbation of the Court of Chancery.

XXVI. Provided also, and be it enacted, That where such Money so to be paid as aforesaid shall be less than Twenty Pounds, then and in all such cases the same shall be applied to the Use of the Body or Bodies, Person or Persons who would for the time being have been entitled to the Rents and Profits of the Houses, Buildings, Lands, Tenements and Hereditaments, Parts, Shares, Estates and Interests so purchased, taken or used as aforesaid, in such manner as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall think fit, or in case of Infancy or Lunacy, then such Money shall be paid to his, her or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

XXVII. And be it further enacted, That in case the Body or Bodies, Person or Persons, to whom any Sum or Sums of Money shall be awarded for the Purchase of any Houses, Buildings, Lands, Tenements or Hereditaments, or any Parts, Shares, Estates or Interests therein to be purchased 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 Lord Mayor, Aldermen and Commons, in Common Council assembled, or in case such Person or Persons

Application where Compensation less than 200l. and exceed 20l.

Application where Money is less than 20l.

In case Titles deficient, Money paid into Bank.

Persons to whom such Sum and Sums shall be so awarded as aforesaid, cannot be found, or if the Person or Persons entitled to such Houses, Buildings, Lands, Tenements or Hereditaments, Parts, Shares, Estates or Interests, be not known or discovered, then and in every such case it shall be lawful for the said Lord Mayor, Aldermen and Commons, in Common Council assembled, 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 Privity of the Accountant General of the Court of Chancery, to be placed to his Account, to the Credit of the Party or Parties interested in the said Houses, Buildings, Lands, Tenements or Hereditaments (describing such Houses, Buildings, Lands, Tenements or Hereditaments), or if such Party or Parties shall not be known, then to the Credit of the then unknown Person or Persons interested in the said Houses, Buildings, Lands, Tenements or Hereditaments (describing the same Houses, Buildings, Lands, Tenements or Hereditaments), subject to the Order, Controul and Disposition of the said Court of Chancery, which said Court of Chancery, on the Application of any Body or Bodies, Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall, 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, and to order Distribution thereof or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest, of the Body or Bodies, Person or Persons making Claim thereunto, 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 and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what 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.

In case of
Doubt upon
Title, Interest of
Money paid into
Bank shall be
paid to Person
who was in Pos-
session of Pre-
mises when
bought.

XXVIII. Provided always, and be it enacted, That where any Question shall arise touching the Title of any Body or Bodies, Person or Persons to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, in pursuance of this Act, for the Purchase of any Houses, Buildings, Lands, Tenements or Hereditaments, or Part or Parts thereof, or of any Estate, Right, Title or Interest, in any Houses, Buildings, Lands, Tenements or Hereditaments, to be purchased or taken in pursuance of this Act, or of any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Body or Bodies, Person or Persons who shall have been in the Possession of such Houses, Buildings, Lands, Tenements or Hereditaments, at the time of such Purchase, and all Body or Bodies, Person or Persons claiming under such Body or Bodies, Person or Persons, or under the Possession of such Body or Bodies, Person or Persons, shall be deemed and taken to have been lawfully entitled to such Houses, Buildings, Lands, Tenements or Hereditaments, according to such Possession, until the contrary shall be shewn, to the Satisfaction of the said Court of Chancery, and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities,

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, and that some other Person or Persons was or were lawfully entitled to such Houses, Buildings, Lands, Tenements or Hereditaments, or Part or Parts thereof, or to some Estate or Interest therein.

XXIX. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Body or Bodies, Trustee or Trustees, or other Person or Persons entitled to any Houses, Buildings, Lands, Tenements or Hereditaments, or Part or Parts thereof, to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, and to be applied in the Purchase of other Lands, Tenements or Hereditaments to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court of Chancery 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, to be paid by the said Lord Mayor, Aldermen and Commons, out of the Monies to be received by virtue of this Act, who shall from time to time pay such Sums of Money for such Purposes as the said Court shall direct.

Court of Chancery may order Expences of Purchases to be paid.

XXX. And be it further enacted, That all and every Person or Persons who shall have any Mortgage or Mortgages on such Houses, Buildings, Lands, Tenements or Hereditaments, as shall be purchased or taken by virtue of this Act or any Parts or Shares thereof, not being in Possession thereof by virtue of such Mortgage or Mortgages, shall on the Tender of the Principal and Interest due thereon, together with the Amount of Six Calendar Months' Interest on the said Principal Money, by the said Lord Mayor, Aldermen and Commons, in Common Council assembled, or by such Person or Persons as they shall appoint, immediately convey, assign and transfer such Mortgage or Mortgages to the said Mayor and Commonalty and Citizens, or such Person or Persons as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall appoint; or in case such Mortgagee or Mortgagees shall have Notice in Writing from the said Lord Mayor, Aldermen and Commons, in Common Council assembled, or 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 Mortgage or Mortgages at the End or Expiration of Six Calendar Months to be computed from the Day of giving such Notice, that then, at the End of the said Six Calendar 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 Mayor and Commonalty and Citizens, or such Person or Persons as shall be appointed as aforesaid 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 all Interest on every such Mortgage shall from thence cease and determine: 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 said Houses, Buildings, Lands, Tenements or Hereditaments, or the Part or Parts thereof

Mortgagees on Tender of Principal and Interest to convey.

Proviso.

thereof which shall be taken for the Purposes of this Act, such Value to be ascertained in manner hereinbefore directed, then the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall not be liable to pay the Mortgagee or Mortgagees more than the real Value of such Premises, to be determined as aforesaid.

Upon Payment
of Principal and
Interest into
Bank, Premises
to vest in City.

XXXI. Provided always, and be it further enacted, That in case any such Mortgagee shall refuse or neglect to convey or assign as aforesaid, then, upon Payment of the Principal Money and Interest due on any such Mortgage as aforesaid into the Bank, at the End of Six Calendar Months from the Day of giving such Notice as aforesaid, for the Use of the Mortgagee or Mortgagees, the Cashier or Cashiers shall give a Receipt or Receipts for the said Money, in like manner as hereinbefore directed in case of other Payments into the Bank, and thereupon all the Estate, Right, Title, Interest, Use, Trust, Property, Claim and Demand whatsoever, of the said Mortgagee or Mortgagees, and of all and every Persons or Person in Trust for him, her or them, shall vest in the Mayor and Commonalty and Citizens, 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: Provided also, that if the Money and Interest due in respect of any Mortgage or Mortgages of the said Houses, Buildings, Lands, Tenements and Hereditaments, or Part or Parts thereof which shall be purchased or taken by virtue of this Act, shall amount to more than the Value of the Premises charged therewith, or of such of them or such Part or Parts thereof as shall be purchased or taken by virtue of this Act, such Mortgagee or Mortgagees shall upon Payment or Tender of the Sum to be ascertained, as the Value of the Houses, Buildings, Lands, Tenements and Hereditaments, or Part or Parts thereof, to be purchased or taken as aforesaid, forthwith convey, assign and transfer his, her or their Interest, in such Houses, Buildings, Lands, Tenements and Hereditaments, or Part or Parts thereof, to the said Mayor and Commonalty and Citizens, or to such Person or Persons as shall be appointed as aforesaid, and in Default of so doing, and on Payment of such Money into the Bank of *England*, for the Use of the Mortgagee or Mortgagees, the Cashier or Cashiers of the Bank shall give such Receipt or Receipts as above mentioned, and thereupon all the Estate, Right, Title, Interest, 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 in the said Houses, Buildings, Lands, Tenements and Hereditaments, or Part or Parts thereof, the Value whereof shall have been so ascertained and paid into the Bank as aforesaid, shall vest in the said Mayor and Commonalty and Citizens, and they shall be deemed to be in the actual Possession of the said Premises to all Intents and Purposes whatsoever, and such Sums of Money shall be deducted from the Amount of the Principal and Interest due to such Mortgagee or Mortgagees.

Proviso.

Mortgagors to
convey, or be
foreclosed.

XXXII. And be it further enacted, That if the Money and Interest due in respect of any Mortgage or Mortgages of the said Houses, Buildings, Lands, Tenements and Hereditaments, or Part or Parts thereof, which shall be purchased or taken by virtue of this Act, shall amount to more than the Value of the Premises charged therewith, or of such of them, or such Part or Parts thereof as shall be purchased or taken by virtue of this Act, the Mortgagee or

or Mortgageors, or other the Person or Persons entitled to the Redemption thereof, shall, upon Payment or Tender of the Sum to be awarded or assessed, as the Value of the Houses, Buildings, Lands, Tenements and Hereditaments, or Part or Parts thereof, to be purchased or taken as aforesaid, to such Mortgagee or Mortgagees, or into the Bank as aforesaid, forthwith, without any Consideration, convey, assign or release, his, her or their Right, Equity of Redemption and Interest, in such Houses, Buildings, Lands, Tenements and Hereditaments, or Part or Parts thereof, to the said Mayor and Commonalty and Citizens, or to such Person or Persons as shall be appointed as aforesaid; and in Default of so doing shall be and are hereby barred and foreclosed from all Right or Equity of Redemption of and in the same Premises; and all the Estate, Right, Title, Interest, Property, Claim and Demand of him, her or them, and every Person and Persons in Trust for him, her and them, in the same Premises, shall vest in the said Mayor and Commonalty and Citizens, and they shall be deemed to be in the actual Possession thereof to all Intents and Purposes whatsoever.

XXXIII. And be it further enacted, That all and every Body and Bodies, Person and Persons, in the actual Possession of any Houses, Buildings, Lands, Tenements and Hereditaments, or any Part thereof, to be purchased or taken by virtue of this Act, as Owner, Leaseholder, Tenant at Will or Lessee for a Year, or for any shorter Term or otherwise, shall, at the Expiration of Six Calendar Months from and after the next Quarter Day after Notice in Writing from the said Lord Mayor, Aldermen and Commons, in Common Council assembled, or their Agent, duly authorized, shall have been left at or affixed upon the same Premises, 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 Lord Mayor, Aldermen and Commons, in Common Council assembled, or the Person or Persons authorized by them to take Possession thereof; and that in case any such Body or Bodies, Person or Persons, shall refuse to give up such Possession as aforesaid, then it shall be lawful for the said Court of Mayor and Aldermen to issue their Precept or Precepts to the Sheriffs of the said City of London, to deliver Possession of the Premises to such Person or Persons as shall in such Precept or Precepts be nominated to receive the same; and the said Sheriffs are hereby required to deliver such Possession accordingly of the said Premises, and to levy such Costs as shall accrue from the issuing of such Precept or Precepts on the Person or Persons so refusing to give up such Possession as aforesaid by Distress and Sale of his, her or their Goods.

XXXIV. Provided always, and be it further enacted, That in case any Tenant at Will or Lessee for a Year of any such Houses, Buildings, Lands, Tenements, Hereditaments and Premises, or any Part or Parts thereof, shall, by virtue of this Act, deliver up the Possession of the same before the Expiration of the time for which he would otherwise have been authorized to keep Possession thereof, then and in every or any such case, such Sum or Sums of Money shall be paid to such Tenant at Will or Lessee for a Year, in Satisfaction and Compensation for delivering up the Possession of the same Premises as shall be agreed upon between such Tenant at Will or Lessee for a Year, and the said Lord Mayor, Aldermen and Commons, in Com-

Possession delivered up on Six Months' Notice.

Tenants at Will, &c. quitting before obliged by Law, to have Compensation.

mon Council assembled; and in case such Tenant at Will or Lessee for a Year, and the said Lord Mayor, Aldermen and Commons in Common Council assembled, shall not agree as to the Amount or Value of such Satisfaction or Compensation, then the same shall be ascertained and settled by the Verdict of a Jury, in manner hereinbefore directed for ascertaining and settling the Value or Recompence for Houses, Buildings, Lands, Hereditaments and Premises to be purchased or taken for the Purposes of this Act: Provided always, that in case any Tenant at Will or Lessee for a Year, who shall be entitled to Compensation and Satisfaction by virtue of this Act, shall be desirous of delivering up the Possession of the Premises in his or her Possession, at the Expiration of Six Calendar Months next after the next Quarter Day after such Notice shall have been left at or affixed upon the same Premises for that Purpose as aforesaid, notwithstanding he or she may not be then required so to do, then and in every such case the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall immediately after the Expiration of the said Six Calendar Months, or so soon after as the Sum or Sums of Money to be paid for Satisfaction and Compensation to such Tenant at Will or Lessee for a Year respectively, shall be agreed upon or awarded, cause Possession to be taken of the same Premises, and the Sum or Sums of Money so to be agreed upon or awarded for Compensation as aforesaid, to be thereupon paid.

Proviso.

Occupiers to have Satisfaction paid to them on Execution of Conveyances within Seven Months after Notice to quit.

XXXV. Provided always, and be it further enacted, That if any Person or Persons in the actual Occupation of any Houses, Buildings, Lands, Tenements or Hereditaments, or any Part thereof, having a greater Interest therein than a Tenancy at Will, or Lease for a Year, shall within the Space of Two Calendar Months next after Notice to deliver Possession of the same Premises shall have been left or affixed in pursuance of this Act, deliver a full and perfect Abstract of his, her or their Title to the same Premises, or to his, her or their Estate or Interest therein, and shall, within the Space of Three Calendar Months next after the Delivery of such Abstract, supply all Defects (if any) which shall be found therein, and of which due Notice shall be given, and deduce a clear Title to the same Premises, or such Estate or Interest therein, to the Satisfaction of the said Lord Mayor, Aldermen and Commons, in Common Council assembled, then and in every such case the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall on or before the Expiration of Seven Calendar Months next after such Notice shall have been left or affixed as aforesaid, or so soon thereafter as the Sum or Sums of Money, Satisfaction or Recompence to be paid to such Person or Persons for the same Premises shall have been agreed upon or awarded as aforesaid, cause proper Conveyances, or Assignments and Assurances of the same Premises respectively to be prepared, and on the Execution thereof, and of all Acts necessary for perfecting the same, by the necessary Parties, shall cause the Sum or Sums of Money, Satisfaction or Recompence to be agreed or awarded to be paid for the same Premises, or such Estate or Interest therein, to be paid in such manner as is directed by this Act: Pro-

Proviso.

vided always, that no wilful or essential Delay shall be made by or on the part of the said Lord Mayor, Aldermen and Commons, in executing the same, and that the said Lord Mayor, Aldermen and Commons, shall cause the same to be done in the most speedy manner for the

the same, to be awarded as aforesaid, or in preparing such Conveyances, Assignments and Assurances as aforesaid.

XXXVI. Provided always, and be it further enacted, That all Sums of Money or other Consideration, Recompence or Satisfaction to be paid pursuant to any such Agreement or Verdict as aforesaid, shall be paid or tendered to the Party or Parties entitled to the same, or into the Bank of *England* as herein mentioned, before the said Lord Mayor, Aldermen and Commons, in Common Council assembled, or any Person or Persons authorized by them, shall proceed to take Possession, or pull down any House or Houses, or other Erections or Buildings comprized in or affected by such Agreement or Verdict respectively, or to use the Ground, or any other Land, Tenement or Hereditament, or Part thereof, for any of the Purposes of this Act, unless Leave shall be given for that Purpose in Writing, by the Owners and Occupiers of such Houses, Erections, Buildings, Land, Tenement or Hereditament.

Money paid before any Use made of Premises.

XXXVII. And be it further enacted, That the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall, and they are hereby authorized and required to pull down, or cause to be pulled down, all Houses and other Erections and Buildings which shall be purchased or taken by virtue of this Act, or such of them, or such Part thereof, as they shall think proper to be pulled down, and to level and clear the Ground whereon the same shall stand, and all other the Ground to be purchased, or taken by virtue of this Act, in such manner as they shall think proper, and to sell, or cause to be sold, the Materials of Houses and other Buildings to be taken down and removed pursuant to this Act, and the Monies to be produced by the Sale thereof (after deducting the Expences of pulling down such Houses and Buildings, and of such Sale or Sales), and also the Rents and Profits of the said Houses, Buildings, Lands, Tenements and Hereditaments, to be purchased or taken by virtue of this Act, until the same shall be pulled down or cleared, shall be applied and disposed of for or towards the Purposes of this Act or any of them.

Power to clear Ground and sell Old Materials.

XXXVIII. And be it further enacted, That it shall be lawful for the said Lord Mayor, Aldermen and Commons, in Common Council assembled, to take or use for the Purposes of this Act the Burial Ground of *Saint Leonard, Foster Lane*, and to lay open Part thereof into the Street or Way called *Foster Lane* aforesaid, and the same shall at all times thereafter form Part of the said Street, and be used by the Public accordingly, and the Residue of the said Burial Ground and Soil thereof, and the Fee Simple and Inheritance of the same, shall be and are hereby vested in the said Mayor and Commonalty and Citizens, and their Successors, for the Purposes of this Act, and shall be accordingly conveyed by them in manner hereinafter mentioned.

Burial Ground of Saint Leonard, Foster Lane, taken.

XXXIX. And be it further enacted, That the said Lord Mayor, Aldermen and Commons, in Common Council assembled, do and shall, and they are hereby empowered and required out of the Monies to be received for the Purposes of this Act, to purchase a fit and convenient Piece or Parcel of Ground, equal in Quantity to and within the Distance of a Quarter of a Mile from the said Burial Ground of *Saint Leonard, Foster Lane*, to be appropriated and used as and for a Burial Ground for the Parishioners of the said Parish of *Saint Leonard, Foster Lane*, and to procure the same to be con-

Corporation to purchase new Burial Ground for Saint Leonard, Foster Lane.

secrated

secrated and settled for that Purpose in such manner as the Dean and Chapter of the Collegiate Church of *Saint Peter, Westminster*, or such Person as they shall appoint, shall direct, and to cause such new Burial Ground to be inclosed on such Sides thereof as shall be necessary with an Iron Railing and a proper Gate to be erected as an Entrance thereto, with a Lock and other necessary Fastenings, and such new Burial Ground, and the Soil thereof, and the Freehold and Inheritance of the same, in Fee Simple, shall be vested in the same manner, and shall be subject to the same peculiar Jurisdiction and Visitations as the present Burial Ground of *Saint Leonard, Foster Lane*.

Proviso for present Burial Ground.

XL. Provided also, and be it further enacted, That the said present Burial Ground of *Saint Leonard, Foster Lane*, shall not be taken or applied for the Purposes of this Act until such new Burial Ground shall have been conveyed and effectually secured and procured to be consecrated and inclosed as aforesaid.

Graves, &c. disturbed as little as possible.

XLI. And be it further enacted, That the Graves in the said present Burial Ground of *Saint Leonard* aforesaid shall be as little disturbed, and as little Damage shall be done to the Grave Stones therein as reasonably may be.

Regulations as to removing Bodies.

XLII. And be it further enacted, That whenever it shall be necessary, in pursuance and Execution of this Act, to open and disturb any Grave or Graves, or any Burial Vault or Vaults in the said Burial Ground of *Saint Leonard* aforesaid, it shall be lawful for the Heirs, Executors, Administrators, Relations or Friends, of any Person or Persons who shall have been interred or deposited in such Grave or Graves, Vault or Vaults, with the Consent of the Rector and Churchwardens of the said Parish, or the major Part of them, to remove and carry away the Remains of any such Person or Persons, and place the same in such new Burial Ground as aforesaid, or in any Church or consecrated Ground in such manner as the Dean and Chapter of *Westminster* or such Person as they shall appoint shall direct; and that the Expences of such removing, carrying away and placing (not exceeding in any one case the Sum of Ten Pounds) shall be paid by the said Lord Mayor, Aldermen and Commons, in Common Council assembled, out of the Monies to be received by virtue of this Act; and that the Remains of such Person or Persons as shall have been interred or deposited in the Graves or Vaults so to be opened and disturbed as aforesaid, which shall not be removed and carried away as aforesaid, shall, (except such Vaults or Graves shall be finally closed up) at the Expence of the said Lord Mayor, Aldermen and Commons, in Common Council assembled, to be paid out of the Monies to be received by virtue of this Act, be removed from such Graves or Vaults into, and be interred in such New Burial Ground as aforesaid, in such manner as the said Dean and Chapter for the time being, or such Person as they shall appoint, shall direct.

Regulations as to removing Grave Stones.

XLIII. And be it further enacted, That it shall be lawful for the Heirs, Executors, Administrators, Relations or Friends of any Person or Persons whose Grave Stones are laid in the said Burial Ground of *Saint Leonard*, to remove and carry away the same at his, her or their own Expence, and put or place the same in the said new Burial Ground, or in any other Church or consecrated Ground, at his, her or their own Will and Pleasure, and that such Grave Stones

the City of *London*, in Common Council assembled, to be paid out of the Monies to be received by virtue of this Act, be removed from the said Burial Ground of *Saint Leonard* into, and be put up and laid in such new Burial Ground as aforesaid in such manner as the said Dean and Chapter of *Westminster*, or such Person as they shall appoint, shall direct.

XLIV. And be it further enacted, That it shall be lawful for the said Lord Mayor, Aldermen and Commons, in Common Council assembled, to alter, divert, stop up or enclose, such Streets, Courts, Alleys, Ways or Passages, and void Ground, situated between the North Side of *Cheapside*, and *Newgate Street* aforesaid on the South, the South Side of *Saint Anne's Lane* aforesaid on the North, the West Side of *Foster Lane* aforesaid on the East, and the West Side of *Saint Martin le Grand* aforesaid, on the West, which now are or heretofore were used as Streets, Ways and Passages, or such Part or Parts thereof respectively, as to the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall be thought proper to be altered, diverted, stopped up or enclosed for the Purposes of this Act; and the Ground or Soil of such Streets, Courts, Alleys, Ways, Passages and void Ground, or Parts thereof respectively, as shall be stopped up and enclosed, and the Fee Simple and Inheritance thereof shall be and is hereby vested in the said Mayor and Commonalty and Citizens, and their Successors, for the Purposes of this Act, and shall be accordingly conveyed by them in manner hereinafter mentioned.

Power to stop up Streets and Ways.

XLV. And be it further enacted, That it shall be lawful for the said Lord Mayor, Aldermen and Commons, in Common Council assembled, and they are hereby authorized and empowered, during the making of the said Alterations and Improvements, to stop up or cause to be stopped up, all or any Part of the Carriage Ways of Streets, and other Places, which they shall think necessary, and for that Purpose to put up, or cause to be put up, sufficient Palisadoes, Bars, Posts and other Erections, and to make such Orders for regulating the Passage of all Carts, Carriages and Horses, as to them shall seem proper.

Power to stop up Ways during Execution of Act.

XLVI. Provided always, and be it further enacted, That no Street, the Carriage Pavement of which shall be of sufficient Width for Two Coaches or other Carriages to pass each other, and which shall not be intended to be ultimately stopped up for the Purposes of this Act, shall at any time be wholly stopped up, but that sufficient Room shall be left at all times for the free Passage of Carts, Carriages and Foot Passengers.

No Street quite temporarily stopped up.

XLVII. And be it further enacted, That it shall be lawful for the said Lord Mayor, Aldermen and Commons, in Common Council assembled, and they are hereby authorized and empowered, to raise or lower the Ground of the Streets and Ways to be made, widened, enlarged and improved as aforesaid, or any Part thereof respectively, as they shall judge necessary.

Streets raised or lowered.

XLVIII. Provided always, and be it further enacted, That in widening, improving and enlarging the said Streets, Ways and Places in pursuance of this Act, the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall, out of the Monies to be received by virtue of this Act, in a substantial and workmanlike manner, fill in all and every the Vaults, Cellars and open Places over which it may be necessary to new pave (except such as may be used again as Cellars, Vaults or Arcas) with good sound hard Brick

Pavements how laid and made.

Rubbish, to be well rammed down every Three or Four Inches thick, to prevent the Ground from giving way; and out of such Monies so to be received well and effectually pave over all the Ground of the said Streets or Ways so widened, enlarged and improved as aforesaid, with the Materials of the present Pavement as far as they will extend, and with a sufficient Quantity of new Materials of like Quality and Dimensions, to supply the Deficiency; and shall and will in like manner, out of such Monies so to be received, relay and repair all and every Part of the Streets, Ways and Passages, which they shall disturb or alter in carrying the Purposes of this Act into Execution: Provided nevertheless, that nothing herein contained shall extend or be construed to extend, to charge the said Lord Mayor, Aldermen and Commons, or the said Monies to be received by virtue of this Act, with repairing or making good such Pavement in future, but that from and after the same shall be so paved, relaid and repaired as aforesaid, the same shall for ever thereafter be kept in Repair by and at the Expence of the respective Wards to which the same shall respectively belong, and that the Right and Property of all Pavements, Stones and Bricks, so to be laid as aforesaid, shall belong to and be the Property of the said respective Wards, in the same manner as Things of a like Description in other Parts of the said Wards respectively are now vested by Law.

Provis^o,

Sewers and
Drains arched
over, or filled
up.

Drains or Sewers
made, &c.

Ground laid into
Street to form
Part thereof.

XLIX. And be it further enacted, That it shall be lawful for the said Lord Mayor, Aldermen and Commons, in Common Council assembled, and they are hereby authorized and empowered to cause all Sewers and Drains which shall lie and be in or near such Streets or Ways to be altered, widened, enlarged or improved, or stopped up, or inclosed as aforesaid respectively, or any Part thereof respectively, to be arched over or filled up as shall appear necessary for completing the Purposes of this Act, so as the same shall not in any wise obstruct, injure or prejudice any Public Sewer or Drain whatsoever, or any Private Drain, without making another Drain or Sewer in lieu thereof equally serviceable and convenient to the Individual or Neighbourhood: Provided always, that at the time of filling any Sewer or Drain as aforesaid, the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall make, erect and build other good and sufficient Sewers and Drains, of convenient Depth and Width, to the Satisfaction of the Commissioners of Sewers appointed or to be appointed under or by virtue of any Act or Acts of Parliament relative to Sewers in the said City of London, and when the same shall be so made and completed, the said respective Sewers and Drains shall be under the Jurisdiction, Care, Management and Direction of such Commissioners.

L. And be it further enacted, That when the said Streets or Ways shall be altered, widened, enlarged and improved, in pursuance of this Act, all the Ground and Hereditaments which shall be laid open into the said Streets or Ways, and paved as aforesaid, shall form Part of the said Streets or Ways respectively, and shall be used by the Public accordingly; and the sole Power and Authority of paving, repairing, cleansing, lighting and watching the same, shall be under the Care, Management, Controul and Jurisdiction of the same Commissioners, Trustees, and other Persons, as the other Streets and Ways in the Wards in which the same respectively shall be situate.

LI. And be it further enacted, That in case any Ground or Hereditaments situated in *Paternoster Row*, the West End of *Cheapside*, or the South Side of *Newgate Street* aforesaid, and also any Ground or Hereditaments, situated between *Saint Martin le Grand* and the intended Post Office, and southward of the Site of the intended Post Office, which shall be purchased and cleared by virtue of this Act, shall not be laid into and form Part of the said Streets or Ways when widened and improved as aforesaid, then and in such case it shall be lawful for the said Mayor and Commonalty and Citizens of the said City of *London*, and they are hereby authorized and required, as soon as conveniently may be after the Houses and Buildings on such Ground and Hereditaments shall be pulled down, by an Indenture orIndentures under the Common Seal of the said City, to demise and lease all such Ground and Hereditaments, either altogether or in Parcels, to any Person or Persons who shall erect and build, or covenant and agree to erect and build thereon, or on any Part or Parts thereof, Houses, Erections and Buildings, of such Rate or Class, or respective Rates or Classes of Buildings, upon such Plan and Elevation, or respective Plans and Elevations, of such Height or respective Heights, and with such Stories, as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall think proper, for any Term or Number of Years, to determine at or before the Expiration of Ninety nine Years from and after the passing of this Act, so as there be reserved in every such Demise or Lease such yearly Rent or Rents, to be incident to the immediate Reversion of the Premises therein comprized, as to the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall appear reasonable, and so that in every such Demise or Lease there be contained a Covenant for the Payment of the Rent thereby to be reserved, and such other Covenants on the Part of the Tenant or Lessee therein to be named, as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall reasonably advise or require; and also a Clause in the Nature of a Condition of Re-entry on Nonpayment of the Rent thereby to be reserved, or on Nonperformance of the Covenants therein to be contained on the Part of the Tenant or Lessee, to be observed and performed; and that every such Tenant or Lessee shall give such good and sufficient Security for the erecting, finishing and completing of every House, Erection and Building, which he shall covenant or agree to erect within the time in which he shall have contracted to finish the same, as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall order and direct.

Corporation empowered to grant Building Leases of Ground at West End of Cheapside, and between St. Martin le Grand and intended Post Office.

Tenants, &c. to give Security.

LII. And be it further enacted, That as soon as conveniently may be after the Houses, Erections and Buildings to be erected and built as hereinbefore is mentioned, or any of them, shall be finished and completed, the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall, and they are hereby authorized to sell and dispose of, or cause to be sold and disposed of, the Ground Rents to be reserved by the Lease or Demise, or Leases or Demises, in pursuance of or in Consideration of which the same Houses respectively shall have been erected and built, and also the Reversion and Inheritance in Fee Simple in Possession (subject to such Lease or Demise, or Leases or Demises) of the Pieces or Parcels of Ground therein demised, and such Houses and other Buildings thereon, either altogether or in Parcels, by Public Auction or Private Contract, for such

Corporation to sell Ground Rents and Reversions of Houses comprized in Leases.

such Price or Prices, or Sum or Sums of Money as they the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall think reasonable; and the said Mayor and Commonalty, and Citizens shall, and they are hereby empowered and required at the Request, Cofts and Charges of the Purchaser or Purchasers of the same Premises respectively, upon Payment of the Sum or Sums of Money agreed to be given for the same respectively, to the Chamberlain for the time being of the City of *London*, to convey and assure the Piece or Parcel of Ground, or Pieces or Parcels of Ground, so purchased by such Purchaser or Purchasers respectively, together with the Houses, Erections and Buildings then erected and built thereon respectively, and the Fee Simple and Inheritance thereof with the Appurtenances, to such Purchaser or Purchasers respectively, his, her or their Heirs and Assigns respectively, or as he or they respectively shall in that behalf order or direct, free from all Incumbrances whatsoever (except the Building Lease or Building Leases to be granted thereof by virtue of this Act), and that upon and after the Payment of the Purchase Monies of the said Premises respectively into the Chamber of the said City, the Receipt or Receipts in Writing of the Chamberlain of the said City shall be a sufficient and effectual Discharge, or sufficient and effectual Discharges, to such Purchaser or Purchasers for the Purchase Monies in such Receipt or Receipts expressed or acknowledged to be received, and that the Purchaser or Purchasers to whom the same respectively shall be given, shall not afterwards be answerable or accountable for the Misapplication or Nonapplication, or be in any wise obliged or concerned to see to the Application of the Money in such Receipt or Receipts expressed or acknowledged to be received.

Purchase Monies and Rents to form Part of Fund.

LIII. And be it further enacted, That all and every the Sum and Sums of Money which shall be received by the said Chamberlain from the said Sales hereinbefore directed to be made, and also the Rents (if any) which shall be received from the said Pieces or Parcels of Ground so to be demised as aforesaid, or any of them, until the same shall be sold, shall (after Payment of the Cofts and Expences of the said Sale or Sales, which are hereby directed to be paid thereout) be applied in Aid of and in the same manner as the other Monies to be received by virtue of this Act,

Residue of Ground not laid into Streets conveyed to Postmaster General.

LIV. And be it further enacted, That the said Mayor and Commonalty and Citizens, and their Successors, shall, and they are hereby empowered and required, at the Option of the Postmaster General for the time being, either from time to time, as and when any Lands, Grounds and Hereditaments which are not to be demised and sold as aforesaid, or to form Part of the said Streets or Ways, shall become vested in the said Mayor and Commonalty and Citizens of the City of *London*, and their Successors, by virtue of this Act, and the Houses and Buildings thereon shall have been taken down, or after all and singular the Lands, Ground and Hereditaments to be purchased by virtue of this Act, shall be vested in the said Mayor and Commonalty and Citizens, and the Houses and Buildings thereon shall have been taken down as aforesaid, to grant, convey and assure all the Ground and Hereditaments to be vested in the said Mayor and Commonalty and Citizens, by virtue of this Act as aforesaid, which shall not be to be demised and sold, or form Part of the said Streets to be altered and widened and enlarged as aforesaid, unto His Majesty's Postmaster

Postmaster General for the time being, and his Successors for ever (who shall be, and is hereby for that Purpose made a Body Corporate, and shall have a Seal), but nevertheless in Trust for His Majesty, his Heirs and Successors for ever, and upon no other Use, Trust, Intent or Purpose whatsoever, at such time or times, by such Deeds, Conveyances and Assurances, and in such manner as by the Postmaster General for the time being shall be reasonably devised or advised and required, the necessary Charges and Expences of such Deeds, Conveyances and Assurances to be defrayed out of the Money to be advanced for the Purposes of this Act.

LV. And be it further enacted, That there shall be advanced and paid from and out of the Revenue of the Post Office, such Sum or Sums of Money not exceeding the Sum of Two hundred and forty thousand Pounds of lawful Money of *Great Britain*, as shall be necessary for answering and satisfying all the Purposes of this Act, and all the Costs, Charges and Expences incident to or incurred in or about the obtaining and passing of this Act, or in any wise relating thereto, and of carrying the same into Execution, or in any wise relating thereto, the said Sum or Sums of Money as and when the same shall be wanted to be paid into the Chamber of *London*, by the Receiver General of the said Revenue by virtue of the Warrants of the Postmaster General, such Warrants to be authorized by Writing under the Hands of Three or more of the Lords Commissioners of His Majesty's Treasury.

Money not ex-
ceeding
240,000*l.* ad-
vanced for Pur-
poses of Act.

LVI. And be it further enacted, That the Sum or Sums of Money to be paid from time to time into the Chamber of *London*, as aforesaid, shall be applied and disposed of by the said Lord Mayor, Aldermen and Commons, in Common Council assembled, for or towards the Purposes aforesaid, and that no Part thereof shall be applied to or for any other Use, Intent or Purpose whatsoever.

Money applied
accordingly.

LVII. And be it further enacted, That if any Monies received by virtue of this Act shall be misapplied or converted to any other Use than the Purposes aforesaid, by the said Lord Mayor, Aldermen and Commons, in Common Council assembled, or by the Mayor and Commonalty and Citizens for the time being, or any of their Officers, or any other Person or Persons acting under Colour of any Warrant, Power or Authority, by, from or under them respectively, then and in such case the said Mayor and Commonalty, and Citizens, and their Successors, shall be answerable for the same out of the Revenue of the said Corporation, in any Action or Actions to be brought by the Postmaster General for the time being, or any of the Creditors of the said Mayor and Commonalty and Citizens, or their Successors, claiming under or by virtue of this Act, or by the Executors, Administrators and Assigns of any such Creditors, which said Sum and Sums of Money so recovered shall be applied to the same Uses as the Monies so misapplied or converted should or might have been applied to if such Misapplication had not happened, except that the Costs of Suit shall be deducted and retained thereout in the first Place for the Benefit of him, her or them so suing.

Corporation
answerable in
case of Misap-
plication.

LVIII. And be it further enacted, That from time to time there shall be provided and kept, by the Chamberlain of the said City for the time being, One or more Book or Books, in which all the Sum or Sums of Money which shall be received by virtue of this Act, shall from time to time, as the same shall be paid, be entered and set down, and

Chamberlain to
keep Accounts
of Receipts and
Disbursements.

and wherein also all the Monies to be paid and disbursed out of the Sum or Sums of Money to be received shall from time to time be entered and set down; and such Entry shall express the time when, the Occasion for which, and the Names of the Persons to whom the same respectively shall be paid.

Chamberlain of London to lay Account before Parliament yearly.

LIX. And be it further enacted, That the Chamberlain of the said City of London shall yearly lay before each House of Parliament a true Account of the Receipts and Application of the Sum or Sums of Money which shall be received by virtue of this Act, and a Copy of every such Account shall be delivered by the said Chamberlain at the Office of the Secretary of the General Post Office.

Part of Money paid into Chamber repaid out of Orphan's Fund with Interest.

LX. And be it further enacted, That a Sum of Money equal to One third Part of the Sum or Sums of Money to be paid into the Chamber of London as aforesaid for the Purposes of this Act, shall be repaid by and out of and charged upon the said Fund called *The Orphan's Fund*, over and above the several Sums of Money heretofore charged, and now remaining due thereon, together with Interest for the same in the mean time, after the Rate of Five Pounds *per Centum per Annum*, to commence and be computed from the Fifth Day of July One thousand eight hundred and twenty one, and to be payable Half yearly.

Corporation to execute Bonds for Annuities to secure Money.

LXI. And be it further enacted, That, for securing the Repayment of the said Sum of Money and Interest, the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall, and they are hereby required at any time or times, after any Sum or Sums of Money shall be received by virtue of this Act, at the Request of the Postmaster General for the time being, to cause One or more Bond or Bonds, at the Option of the said Postmaster General, under the Common Seal of the said City, to be executed for Payment of an Annuity or Annuities, equal to the Amount of such Interest as aforesaid, on One equal Third Part of the Sum or Sums of Money which shall have been received as aforesaid (no such Annuity being less than Five Pounds) to commence from the said Fifth Day of July One thousand eight hundred and twenty one, and to be payable Half yearly, and to continue until Redemption thereof by Payment of the Principal Sum or Sums to the Amount of the Interest on which respectively after the Rate aforesaid, the same Annuity or Annuities respectively shall be equal, and the necessary Charges and Expences of such Bond, Bonds or Securities, shall be defrayed out of the Monies to be received by virtue of this Act.

Bonds assignable by Indorsement, and executed to Chamberlain, and assigned by him, and numbered.

LXII. And be it further enacted, That the said Bond or Bonds shall be assignable by Indorsement, and the Annuity or Annuities thereby respectively secured, shall be made payable to the Chamberlain of the said City, who shall forthwith indorse and deliver the same to the said Postmaster General for the time being, who is hereby required to give a Receipt or Receipts for the same, and in case more than One such Bond shall be executed as aforesaid, the same Bonds shall be numbered in Arithmetical Progression.

Bonds delivered to Receiver General of Post Office, and lodged in Bank.

LXIII. And be it further enacted, That the said Bond or Bonds shall be delivered by the said Postmaster General to the Receiver General of the Revenue of the Post Office for the time being, and he is hereby required to give a Receipt or Receipts for the same respectively, and forthwith as and when the same shall be received to lodge the same in the Bank of England in the Name and to the Account

count of the Receiver General of the Post Office for the time being, to be delivered to him or to his Order in Writing, for the Purpose of receiving the Annuity or Annuities thereby secured, or the Principal Monies to be paid for the Redemption thereof respectively, and to be delivered to him for any other Purpose, by Warrant of the Postmaster General, authorized in Writing under the Hands of Three or more of the Lords Commissioners of His Majesty's Treasury; and the said Receiver General for the time being shall accordingly from time to time, receive the said Annuity or Annuities, as and when the same shall become due, and also receive the Principal Monies to be paid for the Redemption thereof respectively when the same shall be payable; and he is hereby required forthwith to pay all the Sums of Money to be received from time to time in respect of such Annuity or Annuities or Principal Monies into the Bank of *England*, "To the Account of the Public Monies of the Receiver General of the Post Office:" Provided always, that it shall be lawful for the said Receiver General for the time being, in pursuance of any Warrant or Warrants of the Postmaster General for the time being, authorized by Writing under the Hands of Three or more of the Lords Commissioners of His Majesty's Treasury, from time to time, and at any time or times, to take the said Bond or Bonds out of the Bank of *England*, and to sell, dispose of and convert the same into Money, in such manner as shall be thought most advantageous; and the Sum or Sums of Money to be produced by such Sale, Disposition or Conversion, shall be forthwith paid by the said Receiver General into the said Bank of *England* to the Account aforesaid; and all Sums of Money paid into the Bank of *England*, as aforesaid, shall be applied in the same manner as, and shall be considered Part of the Revenue of His Majesty's Post Office.

Proviso.

LXIV. And be it further enacted, That the said Fund called *The Orphan's Fund*, shall be, and the same is hereby charged and made chargeable with the Annuities which shall be payable by virtue of this Act, subject nevertheless and without Prejudice to the Payment of Interest on the Principal Debts remaining due to the Creditors of the said City, and to the Payment of the several Annuities which are or shall be payable in respect of the several Principal Sums borrowed and raised upon the Credit of the said Fund, by virtue of any Act or Acts of Parliament already passed and now in force.

Orphan's Fund charged with Annuities.

LXV. And be it further enacted, That, from and after the said Fifth Day of *July* One thousand eight hundred and twenty one, out of the future Surplusses of the said Orphan's Fund (after reserving so much Money as will be sufficient to satisfy the Interest payable from time to time to the Creditors of the said City, and also to satisfy the Annuitants and yearly Interest payable from time to time in respect of the several Principal Sums raised by virtue of or under the Authority of the several Acts of Parliament already passed for that Purpose, and now in force) the Annuity or Annuities charged by virtue of this Act, shall be paid from time to time as the same shall grow due, before any Part of such Surplusses shall be applied in Redemption of the Annuities, and the Payment of the Principal Sums already charged and then remaining secured upon the said Fund, and that the Residue of such Surplusses after such Payment as by this or by any other Act or Acts of Parliament already passed and now in Force, are or shall be directed to be made out of the same, shall be paid

Future Surplusses of Fund how applied.

paid and satisfied, shall from time to time, by Order of the Court of Mayor and Aldermen of the said City of London (which Order the said Court are hereby authorized and directed to make), or by the Chamberlain of the said City for the time being, be applied towards the Redemption of all and singular the Annuities by this Act charged on the said Fund in such Order and Course as the said Court of Mayor and Aldermen shall think fit.

Upon Notice of Redemption of Annuities, and Tender of Monies, Annuities to cease.

LXVI. And be it further enacted, That the Court of Mayor and Aldermen of the said City of London shall give or cause to be given Notice in the *London Gazette* of the Intention to redeem any Annuity or Annuities which shall be granted by virtue of this Act, and shall annex to such Notice a Copy of this present Clause, and at the End of Six Calendar Months next after such Notice, upon Payment or Tender of the respective Sum or Sums for which such Annuity or respective Annuities shall have been granted, together with a proportionate Part of the same Annuity or Annuities respectively up to the Days of such Payment or Tender, to or for the Person or Persons then entitled thereto, at the Office of the Chamberlain of the said City for the time being in the Guildhall of the same City, the Annuity or Annuities payable to such Person or Persons respectively shall cease and determine: Provided nevertheless, that such Person or Persons, at any time after such Notice shall have been given as aforesaid, and before the End of the said Six Calendar Months, shall, at the Expiration of Ten Days next after a Declaration in Writing of his, her or their Intention to receive the same shall have been delivered at the said Office (such Declaration being delivered between the Hours of Ten in the Morning and Two in the Afternoon), be paid at the said Office the Sum or Sums for which such Annuity or Annuities respectively shall have been granted, together with a proportionate Part of the same Annuity or Annuities respectively, up to the Day expressed in such Declaration for receiving the same, and such Annuity or Annuities respectively shall, upon the Day specified in such Declaration for Payment, cease and determine.

Proviso.

Surplus of Monies how applied.

LXVII. And be it further enacted, That in case, after all the Sum or Sums of Money to be received by virtue of this Act shall have been paid, and the Repayment of One third Part of the Monies advanced out of the Revenue of the Post Office shall have been secured by a Bond or Bonds as aforesaid, any Surplus shall remain of the Sum or Sums of Money to be received by virtue of this Act, after effecting all the Purposes hereinbefore mentioned, then Two equal Third Parts of such Surplus shall be paid to the said Receiver General of the Revenue of the Post Office for the time being, to be paid and applied in the same manner as the Revenue of the said Post Office is applicable, and the remaining One equal Third Part of such Surplus shall be applied towards the Increase of and is hereby declared to be Part of the said Fund called *The Orphan's Fund*, and shall be applied accordingly.

If Surplusses of Orphan's Fund insufficient for Annuities, Deficiencies paid out of Chamber of London.

LXVIII. Provided always, and be it further enacted, That if the Surplusses of the said Fund charged with the Annuity or Annuities which shall be payable by virtue of this Act, shall at any time hereafter prove insufficient to pay the same, then and in every such case, and so often as the same shall happen, the Sum which shall be wanting to complete the Payment of such Annuity or Annuities shall be advanced and paid out of the Chamber of the said City and

and be made good and supplied out of the future Surplusses of the said Fund.

LXIX. And be it further enacted, That the Chamberlain of the said City for the time being shall enter in a Book or Books, to be kept for that Purpose, the Bond or Bonds, and Annuity or Annuities, to be granted in pursuance of this Act, and all Assignments and Transfers thereof, expressing in Words at Length the Names, Surnames, Additions, Places of Abode, and other Descriptions of such Person or Persons as shall from time to time be entitled to such Bond or Bonds, to which Book and Books all and every Person and Persons entitled to or interested in such Annuity or Annuities, shall at all reasonable times in the Day-time have Access, with free Liberty to inspect the same, without Fee or Reward.

Securities entered in Books.

LXX. Provided always, and be it further enacted, That nothing in this Act contained shall extend to lessen or affect the Security of any of the present Creditors of the said Mayor, and Commonalty and Citizens, further or otherwise than is herein expressly directed and enacted.

Act not to affect any of City's present Creditors.

LXXI. And Whereas the greater Part of the said Liberty of *Saint Martin le Grand* will be laid into the said Streets or Ways, and cleared for the Site of the said New Post Office: And Whereas great Impediments to the Police of the City of *London* have been occasioned, and other Inconveniences arisen, in consequence of the said Liberty not being within the Jurisdiction of the Magistrates of the said City, and it is therefore expedient that it should become Part of the said City; Be it therefore further enacted, That, from and after the Twenty fifth Day of *December* next after the passing of this Act, the said Liberty of *Saint Martin le Grand*, or the Place now called the said Liberty, and the Houses, Hereditaments and Ground comprized therein, shall be and be deemed to be within and to form Part of the said City of *London*, to all Intents, Effects, Constructions and Purposes whatsoever.

Liberty of Saint Martin le Grand to form Part of City.

LXXII. Provided always, nevertheless, and be it further enacted, That nothing in this Act contained, shall extend to prevent any of the present or future Inhabitants of the said Liberty of *Saint Martin le Grand*, who shall not be free of the City of *London*, from keeping Shops or otherwise carrying on their respective Trades or Businesses in the said Liberty, in the same manner as if the same had not been made a Part of the said City, without being liable to be sued for any Breach of the Custom of *London*, or to any Penalty, Hindrance or Disturbance whatsoever.

Persons not free of City may keep Shops in Saint Martin le Grand.

LXXIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to destroy, or in any wise affect the Court of Error or Appeal, commonly called the Court of *Saint Martin le Grand*.

Court of Saint Martin le Grand not destroyed.

LXXIV. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend, to destroy or affect the Right or Claim of the Dean and Chapter of the Collegiate Church of *Saint Peter, Westminster*, to any Escheats, Fines or Amerciaments, to which they would have been by Law entitled in case this Act had not been made.

Right of Dean and Chapter of Westminster to Escheats and Fines preserved.

LXXV. And be it further enacted, That the whole of the Place now called the said Liberty of *Saint Martin le Grand*, and the Houses, Hereditaments and Ground comprized therein, and also so

Liberty of Saint Martin le Grand and new Post Office in Ward of Aldersgate within.

many

many and such Parts of the Houses, Hereditaments and Ground comprized in the Schedule to this Act annexed, as are within the said Ward of *Farringdon within*, and situated between the North Side of *Cheapside* and of *Newgate Street* aforesaid, the South Side of the said Place now called the Liberty of *Saint Martin le Grand*, the West Side of *Foster Lane* aforesaid, and the East Side of the said Street called *Saint Martin le Grand* aforesaid, shall, from and after the said Twenty fifth of *December* next after the passing of this Act, be and be deemed to be within, and to form Part of the Ward of *Aldersgate within*, to all Intents, Effects, Constructions and Purposes whatsoever.

9 G. 3. c. 13.

LXXXVI. And Whereas an Act was passed in the Ninth Year of the Reign of His present Majesty, intituled *An Act for the better paving, cleansing, lighting and watching the Liberty of Saint Martin le Grand, within the City and Liberty of Westminster, in the County of Middlesex, and for preventing Obstructions and Annoyances therein;* Be it further enacted, That the said last recited Act, and every Clause, Matter and Thing therein contained from and after the Twenty fifth Day of *December* next after the passing of this Act, except so far as relates to any Rates in Arrear, shall be and the same is hereby repealed; and the said Place now called the said Liberty shall from thenceforth (except as is herein otherwise provided) be paved, cleansed, lighted and watched by the same Commissioners, Trustees and other Persons, and in the same manner as the other Parts of the said Ward of *Aldersgate within*.

repealed.
Liberty how
paved, &c.

Arrears and
Balances of
Rates in Saint
Martin le Grand,
at Christmas
next, paid to
Commissioners
of Sewers.

9 G. 3. c. 13.

LXXXVII. And be it further enacted, That all the Rates and Duties payable in the said Liberty of *Saint Martin le Grand* which shall on the Twenty fifth Day of *December* next after the passing of this Act, remain in Arrear or unpaid, or remain in the Hands of any Treasurer, Collector or other Person, shall be forthwith paid over to the Collectors of the Rates for paving, cleansing and lighting, in the said Ward of *Aldersgate within*, to be applied in like manner as such last mentioned Rates are applicable; and in case any Person shall refuse to pay any such Rates or Duties in Arrear to any such Collector or Collectors, the Payment of the same shall and may be levied and enforced by such Collector or Collectors in the like manner, to all Intents and Purposes, as the same might have been levied and enforced by the Collectors thereof in the said Liberty in case this Act had not been made; and in case any such Treasurer, Collector or other Persons, in whose Hands any such Rates shall remain, shall refuse to account for and pay the same, then and in every such case such Treasurer, Collector or other Person, shall and may be compelled to account for and pay the same, in the same manner, and with the same Penalties and Punishment, as might have been put in Force for the like Purpose by the Commissioners appointed by virtue of the said Act of the Ninth Year of the Reign of His present Majesty, or otherwise, under the same Act in case the same had not been repealed; and no Security given by any such Treasurer or Collector shall be in any wise prejudiced or affected by this Act, but the Commissioners, Person or Persons, to whom the same respectively shall have been given, shall enforce by means thereof any Payment or Payments to be made as aforesaid in such manner as the said Commissioners of Sewers of the City of *London* and Liberties thereof shall direct.

LXXXVIII. And

LXXVIII. And be it further enacted; That, from and after the said Twenty fifth Day of *December* next after the passing of this Act, all the Houses and other Hereditaments now situated in the said Liberty of *Saint Martin le Grand*, and in that Part of the Ward of *Farringdon within* which shall become united to the Ward of *Aldersgate within* by virtue of this Act, and the Inhabitants thereof shall be subject (except so far as is hereby otherwise provided for) to the Rates and Assessments for Land Tax and paving, cleansing and watching Rates, and all other Taxes and Rates whatsoever, which shall be assessed upon and directed to be paid by or in respect of the Ward of *Aldersgate within*, under the like Penalties and in like manner as the other Parts of the same Ward; and the said Inhabitants, and all Persons committing Offences in the said Places hereby united with the said Ward of *Aldersgate within* respectively, shall be under and subject to the same Regulations, Laws, Jurisdictions, Penalties and Forfeitures, as if they were Inhabitants of, or the like Offences were committed in, the said other Parts of the said Ward.

LXXIX. And be it further enacted, That the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall, in the Order and Appointment of the Number of Watchmen and Beadles to be kept in each and every Ward in the said City after the Twenty fifth Day of *December* next after the passing of this Act, and the Rates or Sums to be assessed and raised for that Purpose, and other Regulations relating thereto, to be made by them in this present Year, and every subsequent Year, in pursuance of an Act passed in the Tenth Year of the Reign of His late Majesty King *George the Second*, intituled *An Act for the better regulating the Nightly Watch and Beadles within the City of London and Liberties thereof, and for making more effectual the Laws now in being for paving and cleansing the Streets and Sewers in and about the said City*, shall take into Consideration the Alterations to be made in the said Wards of *Aldersgate within* and *Farringdon within* by virtue of this Act, and make such Order and Appointment accordingly.

LXXX. And Whereas the Assessment or Rates for paving, cleansing and lighting made in the City of *London*, do not commence until the Twenty fifth Day of *March* in every Year; Be it therefore further enacted, That there shall be paid and made for the Quarter of a Year from the Twenty fifth Day of *December* to the Twenty fifth Day of *March* next after the passing of this Act to the Collectors of the paving, cleansing and lighting Rates in the Ward of *Aldersgate within*, by each and every of the Inhabitants of the said Place now called the Liberty of *Saint Martin le Grand*, who shall be assessed to, and pay, or ought to pay, a Rate or Rates on the said Twenty fifth Day of *December* next, by virtue of the said Act of the Ninth Year of the Reign of His present Majesty, such Rate, Assessment or Payment as shall be equal together with the Rate or Assessment for watching, to be paid by virtue of this Act by such Inhabitants for the same Quarter of a Year, to the Rate or Rates which shall have been payable by the same Inhabitants respectively, to the Collectors of the said Liberty for the Quarter of a Year from the Twenty ninth Day of *September* to the Twenty fifth Day of *December* next after the passing of this Act, and that such Rate, Assessment or Payment, shall in all respects be considered a Rate or Assessment for paving, cleansing and lighting, in the

Places united with Aldersgate within subject to like Rates, &c. as other Part of Ward.

In future Orders of Court of Common Council respecting Watch, Alterations made by Act considered.
10 G. 2. c. 22.

Rate payable to Commissioners of Sewers in Liberty, from Dec. 25, 1815, to March 25, 1816.

9 G. 3. c. 13.

the City of *London*, and shall be recovered and applied in the same manner to all Intents and Purposes as the paving, cleansing and lighting Rates shall be recoverable and applicable in the other Parts of the said Ward of *Aldersgate within*; and, for ascertaining the Amount of the Rates which ought to be paid in such Quarter of a Year as aforesaid, the Commissioners acting under the said Act of the Ninth Year of the Reign of His present Majesty, shall on or before the Twenty fifth Day of *December* next transmit or cause to be delivered to the said Commissioners of Sewers, a Copy of the last Assessments and Rates made in the said Liberty to the Twenty fifth Day of *December* next, and the Alderman of the Ward of *Aldersgate within* shall transmit, or cause to be delivered, to the said Commissioners a Copy of the Assessments for the Watch Rate made on the Inhabitants of the said Place now called the said Liberty, to be made as aforesaid within Thirty Days after the Twenty fifth Day of *December* next.

Consolidated
Rate paid in
Farringdon
within up to 25th
March 1816.

LXXXI. And be it further enacted, That the Inhabitants of such Part of the Ward of *Farringdon within* as shall be united to the Ward of *Aldersgate within*, shall pay and be liable and compelled to pay, the Rates or Assessments for paving, cleansing and lighting, assessed upon them respectively, up to the Twenty fifth Day of *March* next after the passing of this Act to the Collectors of the same Rates in the Ward of *Farringdon within*, in the same manner to all Intents and Purposes as if this Act had not been made, and the said Wards had not been altered by virtue of this Act.

Alterations in
Wards consider-
ed in Assessment
of consolidated
Rate.

LXXXII. And be it further enacted, That the said Commissioners of Sewers of the City of *London* and Liberties thereof, in ordering and directing the Rates or Assessments for paving, cleansing and lighting to be laid and assessed in each and every of the said Wards after the Twenty fifth Day of *March* next after the passing of this Act, shall take into their Consideration the Alterations made in the said Wards of *Aldersgate within* and *Farringdon within* by virtue of this Act.

Assessments of
Land Tax not
altered until
25th March
next.

LXXXIII. Provided always, and be it further enacted, That nothing in this Act contained shall in any wise annul, alter or affect the Assessments of Land Tax to the Twenty fifth Day of *March* next after the passing of this Act, but that the same and all Arrears thereof up to the same Twenty fifth Day of *March*, shall be paid and collected in the said Liberty of *Saint Martin le Grand*, and in the said Wards of *Aldersgate within* and *Farringdon within*, in respect of the Houses and Buildings now situated within the same Places respectively, in the same manner to all Intents and Purposes as if this Act had not been made.

Commissioners
of Land Tax to
fix new Propor-
tions after 25th
March next.

LXXXIV. And be it further enacted, That the Commissioners of Land Tax for the City of *London* shall, and they are hereby authorized and required, on or before the Twenty fifth Day of *March* next after the passing of this Act, in ascertaining and setting down the several Proportions of Land Tax which ought to be charged upon every Ward or Division respectively of the said City of *London*, from such Twenty fifth Day of *March*, shall take into their Consideration the Alterations made in the Wards of *Aldersgate within* and *Farringdon within* respectively by virtue of this Act, and shall accordingly charge the said Ward of *Aldersgate within* with the Proportions which should have been charged upon that Ward if it had not been altered by virtue of this Act.

Martin le Grand, and also with a proportionable Part of the Proportion which would have been charged upon the Ward of *Farringdon within*, if this Act had not been made, in addition to the Proportion which would have been so charged upon the same Ward of *Aldersgate within*, and at all times thereafter the enlarged Proportion to be charged upon the Ward of *Aldersgate within*, and the reduced Proportion to be charged upon the said Ward of *Farringdon within* shall be equal to the Proportions which would have been charged upon the said Liberty and upon the said Two Wards respectively, in case this Act had not been made: Provided nevertheless, that the Amount of the several Proportions to be charged upon the said Two Wards respectively shall not at any time exceed the Amount of the Proportions which might have been charged upon the said Liberty and the said Two Wards, if this Act had not been made.

Proviso.

LXXXV. And Whereas by reason of pulling down the Houses and Buildings aforesaid, in pursuance of this Act, there may be Deficiencies in the Produce of the watching, paving, cleansing and lighting Rates, and the Land Tax within the Wards of *Aldersgate within*, *Aldersgate without* and *Farringdon within*, and the said Liberty of *Saint Martin le Grand*, until the same shall become Part of the said Ward of *Aldersgate within*; Be it therefore further enacted, That after the Occupier or Occupiers of any of the Houses and Buildings in the said Wards and Liberty respectively to be taken down for the Purposes of this Act, shall have quitted the Possession thereof, in pursuance of any Notice or Notices to be left at or affixed upon the same Premises as aforesaid, and until the said New Post Office shall be completed and the whole of the Houses and Buildings intended to be built in the said Ward respectively, as the same shall then be altered by virtue of this Act, on such Parts of the Sites of the Houses and Buildings to be taken down as shall not be laid into the said Streets or Ways, or form Part of the Site of the said new Post Office, shall be completed and occupied, the said Mayor, Aldermen and Commons, in Common Council assembled, shall, out of the Monies to be received by virtue of this Act, pay and make good all such Sum and Sums of Money, as shall from time to time be deficient in respect of the Produce of the Assessment, for watching and paving, cleansing and lighting Rates, and Land Tax within the said Wards respectively, and in the said Liberty, until the same shall become Part of the said Ward as aforesaid, by reason or means of the Alterations arising from the Want of Occupiers in, or the taking down of the said several Houses and Buildings respectively, to be computed according to the Produce of such several or the like Rates and Assessments, as near as the nature of the case will admit in such Wards and Liberty respectively, from the Twenty fifth Day of *March* One thousand eight hundred and fourteen, to the Twenty fifth Day of *March* One thousand eight hundred and fifteen, and the same shall be accordingly paid to the several Collectors of the said Rates and Taxes.

Compensation
for Deficiencies
in Ward Rates
and Land Tax
during Execu-
tion of Act.

LXXXVI. And be it further enacted, That from and after the said new Post Office shall be completed, and the whole of the Houses and Buildings intended to be built on such Part of the Sites of the Houses and Buildings to be taken down in the said Ward of *Aldersgate within* by virtue of this Act shall be completed and occupied, such

Perpetual Com-
pensation for
Deficiencies of
Ward Rates and
Land Tax in
Aldersgate
such within.

such Sum and Sums of Money shall, from time to time, and at all times, be paid out of the said Revenue of His Majesty's Post Office towards the Assessments of the Watch Rate and paving, cleansing and lighting Rates and Land Tax within the Ward of *Aldersgate within*, which will be then enlarged by virtue of this Act, as would for the time being have been payable in respect of the said new Post Office, in case the same had continued Private Property, and had been assessed as to the said Rates, at the fair Rent or Value at which the same shall be assessed or rated, not exceeding the yearly Sum of Four thousand two hundred Pounds of like lawful Money of *Great Britain*, and had been assessed as to the said Land Tax at the fair Rent or Value at which the same shall be assessed or rated, not exceeding the yearly Sum of Three thousand seven hundred and fifty Pounds of like lawful Money, the same respectively to be paid accordingly to the several Collectors of the said Rates and Tax, at the same times and in the same manner as such Assessments respectively would have been payable.

Compensation
for Deficiencies
in Land Tax
and Ward Rates
of Farringdon
within.

LXXXVII. And be it further enacted, That after the Whole of the Houses and Buildings intended to be built on such Part of the Sites of the said Houses and Buildings to be taken down in the said Ward of *Farringdon within* (which will then be altered by virtue of this Act), as shall not be laid into the said Streets or Ways, shall be completed and occupied, such Sum and Sums of Money shall from time to time, and at all times, be paid out of the said Revenue of His Majesty's Post Office towards the Assessments of the Watch Rate, and paving, cleansing and lighting Rates, and Land Tax, within the Ward of *Farringdon within*, as would for the time being have been payable, in respect of the said Houses and Hereditaments which shall be pulled down and the Sites thereof laid into the said Streets or Ways in the said Ward, in case the same had continued standing, and had been assessed as to the said Rates at the yearly Rent or Value of Eight hundred Pounds, and as to the said Land Tax at the yearly Rent or Value of Seven hundred Pounds of lawful Money of *Great Britain*, the same to be paid accordingly to the Collector or Collectors of the said Tax, at the same times, and in the same manner, as such Assessments respectively would have been payable.

Compensation
for Deficiencies
in Parochial
Rates in Saint
Anne, &c.

LXXXVIII. And Whereas by reason of pulling down the Houses and Buildings aforesaid, and making the Alterations aforesaid, in pursuance of this Act, there may be Deficiencies in the Produce of the Church Rates and Poor's Rates in the respective United Parishes of *Saint Anne within Aldersgate* and *Saint John Zachary, Saint Leonard Foster Lane* and *Christ Church*, and *Saint Vedast alias Foster* and *Saint Michael le Querne*; Be it therefore further enacted, That after the Occupier or Occupiers of any of the said Houses and Buildings in any of the said United Parishes respectively, to be taken down for the Purposes of this Act, shall have quitted the Possession thereof in pursuance of any Notice or Notices to be left at or affixed upon the same Premises as aforesaid, and until the whole of the Houses and Buildings intended to be built on such Part of the Sites of the said Houses and Buildings, in the said United Parishes respectively, to be taken down as aforesaid, as shall not be laid into the said Streets or Ways, or form Part of the Site of the said new Post Office, shall be completed and occupied, the said

faid Mayor, Aldermen and Commons, in Common Council assembled, shall, out of the faid Monies to be received by virtue of this A&T, pay and make good all fuch Sum and Sums of Money as shall from time to time be deficient in respect to the Produce of the Assessments for Church and Poor's Rates within fuch United Parishes respectively, by reason or means of the Alterations arising from the want of Occupiers in or the taking down of the faid several Houses and Buildings situated in fuch United Parishes respectively, according to the Produce of fuch several Rates and Assessments respectively in fuch United Parishes respectively, from the faid Twenty fifth Day of *March* One thousand eight hundred and fourteen to the faid Twenty fifth Day of *March* One thousand eight hundred and fifteen, and the same shall be accordingly paid to the several Collectors of the faid Rates; and that from and after the whole of the faid Houses and Buildings intended to be erected in every of the faid United Parishes respectively as aforesaid shall have been completed and occupied, fuch respective Sums of Money shall be paid, out of the faid Revenue of His Majesty's Post Office, towards the faid Church and Poor's Rates, in the faid United Parishes respectively, as would for the time being have been payable, in respect of the same Houses and Hereditaments, in case the same had continued Private Property, and had been assessed at the respective yearly Rents or Values, not exceeding in all the faid Parishes the Sum of Five thousand Pounds *per Annum*, and not exceeding in each and every fuch United Parishes respectively fuch yearly Sum as the faid Lord Mayor, Aldermen and Commons, in Common Council assembled, shall, within the Space of Three Years next after the passing of this A&T, by a Deed or Writing under their Common Seal, declare to be the respective yearly Rate or Sum at which fuch Assessments shall be made in fuch United Parishes respectively; and that they the faid Lord Mayor, Aldermen and Commons, in Common Council assembled, shall take into their Consideration in determining the yearly Rate or Sum at which fuch Assessments should be made in fuch United Parishes respectively, the proportionate Amount of the respective Assessments of the faid Houses and Buildings in the faid Parishes respectively from the faid Twenty fifth Day of *March* One thousand eight hundred and fourteen to the faid Twenty fifth Day of *March* One thousand eight hundred and fifteen, the same Sums respectively to be assessed or rated in the faid United Parishes respectively to be paid to the several Collectors of the faid Rates, at the same times, and in the same manner, as the Assessments made on fuch Houses, Buildings and Hereditaments would have been payable.

‘ LXXXIX. And Whereas by reason of pulling down the Houses and Buildings aforesaid, and making the Alterations aforesaid in pursuance of this A&T, there may be Deficiencies in the Produce of the Church Rates and Poor's Rates in the faid Parish of *Saint Botolph without Aldersgate*;’ Be it therefore further enacted, That after the Occupier or Occupiers of any of the faid Houses and Buildings in the faid Parish, to be taken down for the Purposes of this A&T, shall have quitted the Possession thereof, in pursuance of any Notice or Notices to be left at or affixed upon the same Premises as aforesaid, and until all the Houses and Buildings intended to be erected and built on fuch Part of the Site of the Houses and Buildings to be taken down in the faid Parish as shall not be laid

Compensation
for Deficiencies
in Parochial
Rates in Saint
Botolph without
Aldersgate.

into the said Streets or Ways shall be completed and occupied, the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall, out of the Monies to be received by virtue of this Act, pay and make good all such Sum and Sums of Money as shall from time to time be deficient, in respect to the Produce of the Assessments for Church and Poor's Rates within the said Parish, by reason or means of the Alterations arising from the Want of Occupiers in or taking down of the said several Houses and Buildings situated in the said Parish, according to the Produce of such several Rates and Assessments respectively in such Parish, from the said Twenty fifth Day of *March* One thousand eight hundred and fourteen, to the said Twenty fifth Day of *March* One thousand eight hundred and fifteen; and the same shall be accordingly paid to the several Collectors of the said Rates.

XC. And, for indemnifying the Rectors and Vicar of the respective Churches of the several United Parishes of *Saint Anne within Aldersgate* and *Saint John Zachary, Saint Leonard Fester Lane and Christ Church*, and *Saint Vedast alias Foster*, and *Saint Michael le Querne*, wherein respectively several of the said Houses, Buildings, Lands, Tenements and Hereditaments, to be purchased as aforesaid, are respectively situate, and their respective Successors for the time being, against such Loss as might otherwise accrue to them respectively by reason of taking down the said Houses and Buildings, be it enacted, That after the Occupier or Occupiers of any of the said Houses and Buildings in the same United Parishes respectively to be taken down for the Purposes of this Act, shall have quitted the Possession thereof in pursuance of this Act as aforesaid, or in pursuance of any Notice or Notices to be left or affixed upon the same Premises as aforesaid, and until the whole of the Houses and Buildings intended to be built on such Parts of the Sites of the said Houses and Buildings in such United Parishes respectively to be taken down as aforesaid, as shall not be laid into the said Streets or Ways, or form Part of the Site of the said new Post Office, except such Houses and Buildings as may be erected between *Saint Martin le Grand* aforesaid, and the Street described in the Map or Plan hereinbefore referred to on the West Side of the said Site of the said new Post Office, shall be completed and occupied, the Tithes or yearly Sums of Money, or customary Payments in lieu of Tithes, charged respectively on such Houses or Buildings as shall be quitted as aforesaid for the Purposes of this Act, and all Arrears and growing Payments thereof, or annual Sums of Money, equal to the Loss in Tithes or Sums of Money or customary Payments in lieu of Tithes, which the said Rectors and Vicar of the said United Parishes respectively may sustain by the Want of Occupiers in or taking down of such Houses and Buildings respectively, shall be paid out of the Monies to be received by virtue of this Act, and also by way of Compensation for the Loss which the said Rectors and Vicar respectively may sustain in Surplice Fees, such further annual Sum for every House in the same Parishes respectively, which shall for the time being have been quitted by the Occupier or Occupiers thereof, for the Purposes of this Act as aforesaid, exceeding in Number the House or Houses (if any) which shall for the time being have been built and occupied in the same Parishes respectively, on Parts of the Sites aforesaid, as is hereinafter mentioned, that is to say, in the said Parishes of *Saint Anne* &c.

Compensation
for Tithes until
Buildings taken
down in Saint
Anne, &c.

Aldersgate and *Saint John Zachary*, the annual Sum of Twelve Shillings and Six pence for every House, in the said Parishes of *Saint Leonard Foster Lane* and *Christ Church*, the annual Sum of Seven Shillings for every House, and in the said Parishes of *Saint Vedast alias Foster* and *Saint Michael le Querne*, the annual Sum of Fourteen Shillings for every House, shall be paid and payable out of the Monies to be received by virtue of this Act, to the respective Rectors or Vicar of the said United Parishes respectively, and their respective Successors for the time being, clear of all Taxes and Deductions, at the Four most usual Feasts or Days of Payment in every Year; that is to say, the Twenty fifth Day of *March*, the Twenty fourth Day of *June*, the Twenty ninth Day of *September* and the Twenty fifth Day of *December*, by equal Payments in every Year, the first Payment thereof respectively to be made on such of the said Feast Days as shall first and next happen after the Occupier or Occupiers of any of such Houses or Buildings in such United Parishes respectively, or any Part or Parts thereof, shall have quitted the same as aforesaid, together with all Arrears.

XCI. And, for indemnifying the Rector of the United Parishes of *Saint Anne within Aldersgate* and *Saint John Zachary*, the Rector and Vicar of the said United Parishes of *Saint Leonard Foster Lane*, and *Christ Church*, and the Rector of the said United Parishes of *Saint Vedast alias Foster*, and *Saint Michael le Querne* and their respective Successors for the time being, against such Loss as might otherwise accrue to him or them in respect of Tithes and Surplice Fees, by reason of taking down the said Houses and Buildings in the said United Parishes, and the Alterations intended by this Act to be made, be it further enacted, That immediately after the whole of the Houses and Buildings intended to be built on such Part of the Sites of the Houses and Buildings in the said United Parishes respectively, to be taken down for the Purposes of this Act, as shall not be laid into the said Streets or Ways, or form Part of the Site of the said New Post Office (except such Houses and Buildings as may be erected between *Saint Martin le Grand* aforesaid, and the Street described in the said Map or Plan on the West Side of the said Site), shall have been completed and occupied, there shall be paid or delivered in every Year unto the said Rectors and Vicar of the said United Parishes respectively, and their respective Successors for ever, at the Option of such Rectors and Vicars respectively, either the Sum of Money, or the Quantity of Wheat, or the Price thereof hereinafter mentioned; that is to say, to the said Rector of the said United Parishes of *Saint Anne* and *Saint John Zachary*, the Sum of One hundred and five Pounds of lawful Money of *Great Britain*, or Two hundred Bushels of good, clean, wholesome, marketable *English* Wheat, of the best Sort, or the Average Price thereof, for the time being, according to the *London Gazette*, published next preceding the Day on which Payment or Delivery shall become due respectively; to the said Rector and Vicar of the said United Parishes of *Saint Leonard Foster Lane* and *Christ Church*, the Sum of Ninety Pounds of like lawful Money, or One hundred and Seventy two Bushels of such Wheat as aforesaid, or the Average Price thereof as aforesaid; and to the Rector of the said United Parishes of *Saint Vedast alias Foster* and *Saint Michael le Querne*, the Sum of Forty five Pounds of like lawful Money, or Eighty six Bushels of such

Compensation to
Rectors and
Vicar.

Wheat as aforesaid, or the Price thereof as aforesaid; the said Sums of Money, Bushels of Wheat or Prices thereof respectively, to be paid or delivered to the said Rectors and Vicar respectively, and their respective Successors for ever thereafter, at the Guildhall of the said City, for and in lieu of all Tithes and Surplice Fees, which may cease to become payable to them respectively by reason of the Alterations to be made in pursuance of this Act, clear of all Taxes and Deductions, at the Four most usual Feasts or Days of Payment in every Year; that is to say, on the Twenty fifth Day of *March*, the Twenty fourth Day of *June*, the Twenty ninth Day of *September* and the Twenty fifth Day of *December*; the first Payment or Delivery thereof respectively to be made on such of the said Quarter Days as shall first and next happen after all the whole of the said Houses or Buildings in such United Parishes respectively (except as aforesaid) shall have been completed and occupied as aforesaid; and which Sums of Money, or Bushels of Wheat, or Prices thereof, shall be charged and chargeable upon and paid or provided out of the said Revenue of His Majesty's Post Office.

Houses rebuilt
liable to Tithes.

XCII. Provided always, and be it further enacted, That the said Yearly Sums in lieu of Tithes hereinbefore provided and directed to be granted to the said Rectors and Vicar of the said United Parishes of *Saint Anne within Aldersgate* and *Saint John Zachary, Saint Leonard Foster Lane* and *Christ Church*, and *Saint Vedast alias Foster* and *Saint Michael le Querne*, and their respective Successors, are hereby provided for them respectively, in respect only of such Houses and Buildings in the same United Parishes respectively, the Sites whereof shall form Part of the Site of the said new Post Office, or be laid into the said Streets or Ways, and that when and so soon as any Houses and Buildings shall be erected on any Ground purchased or taken by virtue of this Act in the said United Parishes respectively, the same shall become liable to the Payment of Tithes, or customary Payments in lieu of Tithes, and the Arrears thereof (if any) which shall not be otherwise paid by virtue of this Act, in the same manner as if they had been erected and built before the passing of this Act, or this Act had not been made.

If Houses built
between Saint
Martin le Grand
and new Post
Office, Com-
pensation to
Rectors and
Vicar of Saint
Anne, &c. di-
minished.

XCIII. Provided always, and be it further enacted, That in case any Houses shall be erected between *Saint Martin le Grand* and the said Street described in the said Map or Plan on the West Side of the said intended Site of the said new Post Office as aforesaid, then and in such case, the Annual Sums of Money, or Bushels of Wheat, or Prices thereof, made payable out of and charged upon the said Revenue of His Majesty's Post Office by virtue of this Act, to the Rector of the said United Parishes of *Saint Anne within Aldersgate* and *Saint John Zachary*, and the Rector and Vicar of the said United Parishes of *Saint Leonard Foster Lane* and *Christ Church* (in which such Houses will be situate, and become liable to the Payment of Tithes, or customary Payments in lieu of Tithes), shall be and are hereby respectively diminished after the Rate of the Annual Sum of One Pound and One Shilling, or Two Bushels of Wheat, or the Price thereof as aforesaid, for or in respect of every House to be erected, as lastly hereinbefore is mentioned, which shall for the time being, have been completed and occupied in such United Parishes respectively.

XCIV. And, for indemnifying the Dean and Chapter

minster, Impropriators of the Rectory and Tithes of the Parish of *Saint Botolph without Aldersgate*, their Successors, Lessees, Tenants and Assigns, against such Losses as might otherwise accrue to them by reason of taking down the Houses and Buildings in the said Parish, be it further enacted, That immediately after the Tenants of the Houses and Buildings in the said Parish, or any or either of them, to be taken down for the Purposes of this Act, shall have quitted Possession of the said Houses and Buildings, and until all the Houses and Buildings intended to be erected on such Part of the Site thereof respectively, as shall be situated on the West Side of *Aldersgate Street* aforesaid, when altered and improved in pursuance of this Act shall be completed and occupied, the Tithes paid or payable respectively on such Houses and Buildings in the said Parish as shall be pulled down by virtue of this Act, according to the last Assessment to the Twenty fifth Day of *March* last, until Houses and Buildings to be erected on such Part of the Site thereof as aforesaid shall be rebuilt and occupied as aforesaid, and all Arrears and growing Payments thereof, or an annual Sum equal to the Losses which the said Dean and Chapter, their Successors, Lessees or Assigns, may from time to time sustain by the taking down of such Houses and Buildings, shall be paid and payable out of the Monies to be received by virtue of this Act, until all the same Houses and Buildings in the said Parish, or the Site of the same, shall be conveyed to His Majesty's Postmaster General for the time being, or laid into the said Street or Way in pursuance of this Act, and from and after such Conveyance shall be made and executed as aforesaid, the same shall be paid and payable out of the said Revenue of His Majesty's Post Office to the said Dean and Chapter of *Westminster*, their Successors, Lessees or Assigns, clear of all Taxes and Deductions, at the Four most usual Feasts or Days of Payment in the Year; that is to say, on the Twenty fifth Day of *March*, the Twenty fourth Day of *June*, the Twenty ninth Day of *September* and the Twenty fifth Day of *December*, by equal Payments in every Year, the First Payment thereof to be made on such of the said Feasts or Days as shall first and next happen after such Tenants so quitting Possession of such Houses or Buildings, or any Part thereof, together with all Arrears, and from and after any Houses and Buildings shall be erected upon any Part of the Site of the Houses and Buildings or their Appurtenances, so to be pulled down within the said Parish, shall be occupied, the same newly erected Houses, Erections and Buildings, and the Owners and Occupiers thereof, shall be charged and chargeable with the Payment of Tithes and all other Payments and Duties to the said Dean and Chapter of *Westminster*, their Successors, Lessees, Tenants and Assigns of the said Rectory, in the same manner and at the same Rates and Proportions, and with the like Remedies for Recovery in respect thereof, as all and every such new Houses, Erections and Buildings, and the Owners and Occupiers thereof, would have been liable to in case the same had been erected and built before the passing of and otherwise than in pursuance of this Act, and this Act had not been made.

XCIV. Provided always, and be it further enacted, That in case any One or more of the said present Houses and Buildings at the West End of *Maggie Court*, within the said Rectory and Parish of *Saint Botolph without Aldersgate*, shall in pursuance of this Act be pulled down,

Compensation to Impropriators of *Saint Botolph Aldersgate*.

Compensation to Impropriators of Houses in *Maggie Court*, purchased for Burial Ground.

down, and the Site of such House or Houses, or any Part of them, or either of them, or the Appurtenances thereof, shall be appropriated and used as the Whole or any Part of the Burial Ground hereinbefore directed to be purchased, that then, from and immediately after the Tenants of the said Houses, Buildings and Premises, shall have so quitted as aforesaid, a perpetual Annuity or Annual Sum of Three Pounds of lawful Money of *Great Britain* shall be paid and payable, out of the said Revenue of His Majesty's Post Office, to the said Dean and Chapter of *Westminster*, their Successors, Lessees, Tenants or Assigns, clear of all Taxes and Deductions, at the Four most usual Feasts or Days of Payment, in the Year; that is to say, the Twenty fifth Day of *March*, the Twenty fourth Day of *June*, the Twenty ninth Day of *September* and the Twenty fifth Day of *December*, by equal Payments in every Year; the First Payment thereof to be made on such of the said Feasts or Days as shall first and next happen after such Tenants shall have so quitted Possession, unless and until the said Mayor, and Commonalty and Citizens, or their Successors, shall charge the same upon any Part of the Ground in the said Parish of *Saint Botolph* which shall be purchased or taken by this Act, and upon and out of such House or Houses or other Buildings as shall be erected thereon, which they are hereby authorized and required to do to the Satisfaction of the said Dean and Chapter of *Westminster*, their Successors, Tenants and Assigns, Impropiators for the time being of the said Rectory and the Tithes thereof.

Compensation to
Parish Clerks.

XCVI. And, for indemnifying the Parish Clerks of the several United Parishes of *Saint Anne within Aldersgate* and *Saint John Zachary*, *Saint Leonard Foster Lane* and *Christ Church*, and *Saint Vedast alias Foster* and *Saint Michael le Querne*, and their respective Successors for the time being, against such Loss as might otherwise accrue to them respectively by reason of taking down the said Houses and Buildings, be it enacted, That after the Occupier or Occupiers of any of the said Houses and Buildings in the same United Parishes respectively, to be taken down for the Purposes of this Act, shall have quitted the Possession thereof for the Purposes of this Act, or in pursuance of any Notice or Notices to be left or affixed upon the same Premises as aforesaid, and until the whole of the Houses and Buildings intended to be built on such Part of the Sites of the said Houses and Buildings as shall not be laid into the said Streets or Ways, or form Part of the Site of the said new Post Office, shall be completed and occupied, the Annual Sum of Five Shillings for every House in the same Parishes respectively, which shall for the time being have been quitted by the Occupier or Occupiers thereof as aforesaid, exceeding in Number the House or Houses (if any) which shall for the time being have been built and occupied in the same Parishes respectively on Parts of the Sites aforesaid, shall be paid and payable out of the Monies to be received by virtue of this Act to the respective Clerks of the said Parishes respectively, and their respective Successors for the time being, clear of all Taxes and Deductions, at the Four most usual Feasts or Days of Payment, in every Year; that is to say, the Twenty fifth Day of *March*, the Twenty fourth Day of *June*, the Twenty ninth Day of *September* and the Twenty fifth Day of *December*, by equal Payments

such of the said Feast Days as shall first and next happen after the Occupier or Occupiers of any of the Houses, Buildings or Tenements, in such United Parishes respectively shall have quitted the same as aforesaid, together with all Arrears; and from and after the whole of the Houses and Buildings intended to be built on such Part of the Sites of the Houses and Buildings in the said United Parishes respectively to be taken down for the Purposes of this Act, as shall not be laid into the said Streets or Ways, or form Part of the Site of the said New Post Office, shall have been completed and occupied, there shall be paid unto the said Parish Clerks respectively, and their respective Successors, the perpetual Annual Sums hereinafter mentioned; that is to say, a perpetual Sum of Fifteen Pounds to the Clerk of the United Parishes of *Saint Anne within Aldersgate* and *Saint John Zachary*, and his Successors for the time being; a perpetual Sum of Ten Pounds to each of the Two Clerks of the United Parishes of *Saint Leonard Foster Lane* and *Christ Church*, and their respective Successors for the time being; and a perpetual Sum of Five Pounds to the Clerk of the United Parishes of *Saint Vedast alias Foster* and *Saint Michael le Querne*, and his Successors for the time being; the said perpetual Annual Sums to be paid and payable for ever thereafter, at the Guildhall of the said City, out of the said Revenue of His Majesty's Post Office, clear of all Taxes and Deductions, at the Four most usual Feasts or Days of Payment in every Year, the First Payment thereof to be made on such of the said Feast Days as shall first and next happen after the whole of the said last mentioned Houses and Buildings in such Parishes respectively shall have been completed and occupied as aforesaid.

XCVII. Provided nevertheless, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to vary or alter the Rights of the said Rectors, Vicar and Impropriators of the Rectory and Parish Clerks of the said Parishes of *Saint Anne within Aldersgate* and *Saint John Zachary*, *Saint Leonard Foster Lane* and *Christ Church*, and *Saint Vedast alias Foster* and *Saint Michael le Querne*, and *Saint Botolph without Aldersgate* respectively, within the same Parishes respectively, or to subject the Inhabitants thereof respectively to any other Claim or Demands of the said Rectors, Vicar or Impropriators and Parish Clerks respectively, than they respectively were heretofore lawfully subject unto.

XCVIII. And be it further enacted, That it shall and may be lawful to and for the said Lord Mayor, Aldermen and Commons, in Common Council assembled, from time to time to appoint One or more Committee or Committees to manage and transact all or any of the Matters or Purposes which they the said Lord Mayor, Aldermen and Commons, in Common Council assembled, are hereby required to do, execute or perform, which Committee or Committees so to be appointed shall have such or so many of the Powers and Authorities by this Act given to the said Lord Mayor, Aldermen and Commons, in Common Council assembled, as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall think fit or proper to delegate to such Committee or Committees.

XCIX. Provided nevertheless, and be it further enacted, That if any Person, being a Member of any such Committee, shall be directly or indirectly interested or concerned in any Contract which shall be made

Provido that Rectors, &c. shall not have greater Claims within Parishes.

Mayor, &c. empowered to appoint Committees.

Persons interested not eligible on Committees.

Penalty.

Persons not free
of City may be
employed by
Committees.

Directions for
giving Notices of
Contracts.

Officers ap-
pointed.

made or entered into by or on behalf of such Committee for or concerning any of the Works to be performed or done in pursuance of this Act, or for or concerning any Materials to be used or employed therein, every such Contract shall be void, and the Person who being a Member of such Committee shall be so interested or concerned, shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds 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, Bill, Plaint or Information, to be commenced within Six Calendar Months next after the Offence committed, in which Action or Suit respectively no Protection, Essoin or Wager of Law, or more than One Imparance shall be allowed.

C. And be it further enacted, That the Committee or Committees so to be appointed shall and may, and they are hereby authorized and empowered from time to time to employ any fit Person or Persons, whether free of the said City or not, in or about any of the Works, Matters or Things which they shall cause to be performed or done by virtue or in pursuance of this Act, and to contract for the doing and Performance of such Works, Matters and Things, or any of them, with any Person or Persons, in such manner as the said Committee or Committees shall think fit, and that no Person or Persons who shall be so employed or contracted with, in, about or for any of the Purposes of this Act, nor any Person or Persons to be set to work by or under them or any of them, shall for any Act done or to be done in or about the Premises, be subject or liable to be sued for any Breach of the Custom of *London*, or for any Penalty inflicted by any Bye-Law of the said City.

CI. Provided always, and be it further enacted, That previous to the making of any such Contract, Notice shall be given in some of the Daily Newspapers, that such Committee intend to make such Contract, and that all Persons willing to engage therein, may make Proposals to the said Committee at a certain Time and Place in every such Notice to be specified, and all Contracts made or to be made in consequence of such Notice, shall specify the several Works to be done, and the Price or Prices to be paid for the same, and the time or times when the said Works are to be completed, together with the Penalty to be incurred in case of the Nonperformance thereof, and the same shall be signed by the Clerk for the time being of such Committee, as also by the Person or Persons contracting to perform such Works respectively, and shall be entered in a Book or Books to be kept for that Purpose by such Committee.

CII. Provided always, and be it further enacted, That it shall be lawful for the said Lord Mayor, Aldermen and Commons, in Common Council assembled, or such Committee or Committees as shall or may be appointed as hereinbefore is directed, and they are hereby authorized and empowered respectively from time to time to nominate and appoint such and so many Clerks and other Officers under them, as shall be necessary to be employed in or about the Execution of any of the Purposes aforesaid, and out of the Monies to be raised by virtue or in pursuance of this Act, to make such Allowances to the said Clerks and Officers respectively, for their Care and Pains in the Execution of their respective Offices, as they shall think reasonable; any thing hereinbefore contained to the contrary in any Act or Statute in that behalf made notwithstanding.

And

CIII. And be it further enacted, That all and every Officer and Officers, and other Persons whomsoever, concerned or to be concerned in the Receipt of the Money by this Act appropriated to the Purposes aforesaid, before he or they shall be permitted to take upon him or them the Execution of any of the said Offices, shall be bound with sufficient Securities to the said Mayor and Commonalty and Citizens, for the just and faithful Execution of such Office or Employment, in such reasonable Sum or Sums as by the Court of Mayor and Aldermen of the said City shall be thought fit, having regard to the Trusts reposed or to be reposed in such Officer or Officers.

Officers concerned in Receipt of Money to give Security.

CIV. And be it further enacted, That if any Chamberlain of the said City of *London*, or other Officer or Person aforesaid, shall, after Receipt of any of the Monies aforesaid, divert or misapply the same or any Part thereof, contrary to the true Intent and Meaning of this Act, then such Chamberlain or other Officer, or Person or Persons aforesaid, so misapplying the said Money, shall forfeit Treble the Sum so misapplied, with full Costs of Suit, which said Forfeitures shall be recovered by the Postmaster General for the time being, or any of the Creditors of the said Mayor and Commonalty and Citizens, or their Successors, claiming under or by virtue of this Act, or the Executors, Administrators or Assigns of any such Creditors who shall sue for the same by any Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record, wherein no Effoin, Protection or Wager of Law shall be allowed.

Officers misapplying any of said Monies.

Penalty.

CV. And be it further enacted, That if any Person or Persons shall assault, interrupt, hinder or disturb any Person or Persons whomsoever, employed by the said Lord Mayor, Aldermen and Commons, in Common Council assembled, in the Execution of any Part of this Act, every such Person shall, for any such Offence, forfeit and pay any Sum not exceeding Twenty Pounds.

Assaulting Officers, &c. Penalty.

CVI. And be it further enacted, That if any Person or Persons shall wilfully break down, deface or damage any of the Bars, Posts, Rails, Sheds, Carts, Engines, Materials for paving, Implements, Utensils or other Things whatsoever, which shall be the Property of or used by or under the Orders or Direction of the said Lord Mayor, Aldermen and Commons, in Common Council assembled, in making and completing, or for the Purposes of the said Alterations and Improvements, it shall be lawful for any Person or Persons whomsoever, who shall see such Offence committed, to apprehend, and 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 cause him, her or them to be conveyed before some Alderman of the City of *London*, and such Alderman 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 all or any of the Offences aforesaid, either by his, her or their own Confession, or upon such Evidence as aforesaid, he, she or they so convicted shall forfeit and pay for every such Offence to the said Mayor and Commonalty and Citizens to be applied for the Purposes of this Act a Sum not exceeding Ten Pounds, and shall also make Satisfaction to the said Mayor and Commonalty and Citizens, or to such Person or Persons as they shall appoint to receive the same, for the

Securing Offenders.

Penalty.

Imprisonment.

Penalties and Forfeitures how recovered and applied.

Imprisonment.

Informers may have Part of Penalties.

the Damage so by him, her or them done as aforesaid, and in case such Offender or Offenders shall not upon Conviction pay such Forfeitures, and make Satisfaction as aforesaid, such Alderman is hereby required to commit him, her or them, to any Gaol or Prison in the said City of *London*, there to be kept to hard Labour for any Space of time not exceeding Three Calendar Months, and such Offender or Offenders shall not be discharged before the Expiration of the time for which he, she or they shall have been so committed, unless such Penalty or Forfeiture and Satisfaction shall be sooner paid.

CVII. And be it further enacted, That all Penalties, Forfeitures and Fines hereby inflicted or authorized to be imposed (if the manner of levying and recovering the same is not herein otherwise directed) shall, upon due Proof of the Offences respectively, before any One or more Aldermen of the City of *London*, or Justices of the Peace for the County, City or Place wherein the Offenders shall be or reside, or the Offences shall be committed, either by Confession of the Party or Parties offending, or by the Oath of One or more Witnesses or Witnessess, be levied by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant under the Hands and Seals of such Aldermen or Justices, which Warrant such Aldermen or Justices are hereby empowered to grant for those Purposes; 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, to 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 applied for the Purposes of this Act; and in case sufficient Distress cannot be found, and such Penalties and Forfeitures shall not be forthwith paid, it shall be lawful for any such Aldermen or Justices of the Peace as aforesaid, and they are hereby authorized and required, by Warrant or Warrants under their Hands and Seals, to cause such Offender or Offenders to be committed to the Common Gaol of the said City or County wherein the Offence shall be committed, there to remain without Bail or Mainprize, for any Term not exceeding Three Calendar Months, unless such Penalties, Forfeitures and Fines, and all reasonable Charges shall be sooner paid or satisfied.

CVIII. Provided nevertheless, and be it further enacted, That it shall be lawful for the said Alderman or Aldermen, or Justice or Justices, from time to time, if they shall see Cause, to adjudge that the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall pay and apply such Part of the said Penalties and Forfeitures, or any of them, as the said Alderman or Aldermen, or Justice or Justices shall think fit, to and for the Use of the Informer or Informers, or any Person or Persons (not being a Witness or Witnessess) taking, seizing or assisting therein, or any of them; any thing herein contained to the contrary notwithstanding.

CIX. And, for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That all and every the Alderman or Aldermen, Justice or 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,

BE it remembered, That on the Day of
 in the Year of our Lord A. B.
 is convicted before C. D. One [*or, Two, as the case may be*] of the Form of Conviction.
 Aldermen of the City of London, [*or, Justices of the Peace for the*
 County or City of *as the case may be*
 [*Specifying the Offence and Time and Place when and where the*
same was committed, as the case may be] contrary to the Form of
 the Statute, made in the Fifty fifth Year of His Majesty King
 George the Third, intituled [*Here set forth the Title of this Act,*]
 and I [*or, We*] do adjudge that he hath therefore forfeited the
 Sum of [*Here insert the Penalty*], or, shall
 be committed to (*Place of Imprisonment*) for the Space of (*Time of*
Imprisonment). Given under my Hand and Seal [*or, Hands and*
 Seals] the Day and Year first above written.'

CX. And be it further enacted, That when any Distress shall be made by virtue of this Act, the Distress itself shall not be deemed unlawful, nor 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 or Warrant of Distress, or in the Appointment of the Collector or Collectors, Surveyor or Surveyors, or in any Proceeding relating thereto, nor shall the said Party or Parties be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall happen to be done in making the said Distress, but the Party or Parties 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 Trespas or on the Case, at the Election of the Party or Parties so aggrieved. Distress not unlawful for Want of Form.

CXI. And be it further enacted, That if any Person or Persons shall think himself, herself or themselves aggrieved by any thing done in pursuance of this Act, and for which no particular Mode of Relief hath been already appointed, such Person or Persons may appeal to the Justices of the Peace, at their Quarter Sessions to be holden for the said City of London, within Three Calendar Months next after such Cause of Complaint shall arise, unless the same shall arise within Ten Days preceding such Sessions, in which case such Appeal may be brought at the Second Sessions after such case shall arise; and the said Justices are hereby authorized and required to take Cognizance thereof, and to hear and determine such Complaint or Complaints; and shall and may, if they see Cause by order of such Session, mitigate at their Discretion all or any Part of the Penalties or Forfeitures laid upon or incurred by the Party or Parties complaining, or vacate or set aside the Conviction or Convictions, and set the Parties at Liberty, or otherwise may ratify or confirm the same with such Costs as to them in their Discretion shall seem reasonable; and to levy by their Order or Warrant such Costs so awarded by Distress and Sale of the Goods and Chattels of the Person or Persons who shall refuse to pay the same; and for want of sufficient Distress, to commit such Person or Persons to some Common Gaol in or for the said City of London, for any time not exceeding Three Calendar Months, or until Payment of such Costs: Provided always, that the Person or Persons so appealing as aforesaid shall, and he, she or they are hereby required to give Notice in Appeal.
Penalties mitigated.
Distress.
Imprisonment.
Proviso.
 Writing

Recognizance.

Writing of such his, her or their Intention of bringing or prosecuting such Appeal Fourteen Days before the said Quarter Sessions, and shall, before such Notice given, enter into a Recognizance before One or more Alderman or Aldermen of the City of London in the Sum of Twenty Pounds, with Two sufficient Sureties in the Sum of Ten Pounds each, with Condition to prosecute such Appeal, and to pay all Costs in case such Appeal shall be determined against the Party or Parties so appealing.

Proceedings not
qualified for
Want of Form.

CXII. And be it further enacted, That no Proceedings to be had touching the Conviction of any Offender or Offenders against this Act, or any Order made, or any other Matter or Thing to be done or transacted in or relating to the Execution of this Act, shall be vacated or quashed for Want of Form only, or be removed or removable by *Certiorari*, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster* (except as hereinbefore is mentioned); any Law or Statute to the contrary notwithstanding.

Certiorari.

Limitation of
Actions.

CXIII. Provided always, and be it further enacted, That no Action or Suit shall be commenced or brought for any thing done in pursuance of this Act, until Fourteen Days Notice shall have been given, or after a sufficient Satisfaction or Tender thereof shall have been made to the Party aggrieved, or after Three Calendar Months next after the Fact committed; and every Action or Suit shall be laid, brought and tried in the County or City where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in every such Action or Suit, may at his, her or their Election plead specially on the General Issue, and give this Act or 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 to be so done, or if such Action or Suit shall be brought before Fourteen Days' Notice thereof shall be given as aforesaid, or after 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 City or County 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 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.

General Issue.

Treble Costs.

Public Act.

CXIV. 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.

No. on Houses and Buildings in the plan.	Situation.	Freeholders.	Leaseholders.	Occupiers.
2	Paternoster Row	Peter Stephens	Vaughan Griffiths -	Arch. Hamilton and others.
1	Ditto - -	Ditto - -	John Souter -	
			Vaughan Griffiths -	Vaughan Griffiths.
3	Cheapside	Malcolm Dunnett	Malcolm Dunnett -	Malcolm Dunnett.
		Parish of St. Michael le Quern		
2	Ditto - -	The Bishop of London	Malcolm Dunnett -	Lawrence Ingram.
1	Ditto - -	Ditto - -	Charles Kinder	Charles Kinder.
57	Newgate Street	Ditto - -	Elizabeth Matthews	Elizabeth Matthews.
56	Ditto - -	Ditto - -	Frederick Cole	Frederick Cole.
55	Ditto - -	Ditto - -	Thomas Harris	Thomas Harris.
54	Ditto - -	Ditto - -	Captain Dowbiggen	Empty.
		Corporation of London	Henry Pritchard	Henry Pritchard
148	Cheapside	The Governors of Christ's Hospital	Ellis Shipley Lobb	Ellis Shipley Lobb.
			John Kynaston	
157	Ditto - -	Ditto - -	Thomas Brown	T. Brown. } Part of a
61 a	Newgate Street - Horse Shoe Tavern, Horse Shoe Passage	Gilbert Burr	Charles Rogers	C. Rogers. } Warehouse.
			John Epps -	John Epps.
		William Sowerby	Henry Baker	Henry Baker.
61 b	Newgate Street	Gilbert Burr	William Bradley	William Bradley.
		Sarah Mitchell		
		William Bannister		
62	Ditto - -	Bishop of London	Charles Gatfield	Charles Gatfield.
63	Ditto - -	Ditto - -	William Matthew	William Matthew.
64 } 65 }	Ditto - -	Dean and Chapter of Westminster	Benjamin Stephens -	Benj. Stephens and Son.
34	St. Martin le Grand	Ditto - -	Samuel Smith	Samuel Smith.
1	Round Court -	Ditto - -	William Newman	William Newman.
2	Ditto - -	Ditto - -	Caleb Welch Collins	Empty.
3 } 4 }	Ditto - -	Ditto - -	Caleb Welch Collins	Ann Lewis.
5 }	Ditto - -	Ditto - -	Charles Gatfield	Charles Gatfield.
6	Ditto - -	Ditto - -	Ditto - -	James Bill.
			John Leonard	Elizabeth Stephens.
7	Ditto - -	Ditto - -	Thomas and Charles Jones	Thomas and Charles Jones.
			Samuel Smith	
8	Ditto - -	Ditto - -	Mary Hood	Mary Hood.
			Samuel Smith	
	St. Leonard's Church Yard, Foffer Lane	Ditto		
9	Round Court -	Ditto - -	George Whitfield	Empty.
			John Williams	
10	Ditto - -	Ditto - -	The Rector & Churchwardens of Saint Leonard	Thomas Hacon.
11	Ditto - -	Ditto - -	Ditto - -	Wm. John Millward.
12	Ditto - -	Ditto - -	Ditto - -	Sarah Watkins.
				Elizabeth Bateman.

No. on Plans an Buildings in the plan.	Situation.	Freeholders.	Leaseholders.	Occupiers.
13	Round Court -	Dean and Chapter of Westminster	William Abud -	— M'Lellam.
14	Ditto - -		Ditto - -	Elizabeth Flanders.
15	Ditto - -	Ditto - -	John Currell -	Ann Read.
16	Ditto - -	Ditto - -	William Abud -	John Powell.
			John Powell -	
17	Ditto - -	Ditto - -	Michael Sheeres -	Michael Sheeres.
			— Wilton	
35	St. Martin le Grand	Ditto - -	William Jeffery -	William Jeffery.
			E. and P. Coxo -	
			J. and C. Delafons — Buchenough	
1	New Rents -	Ditto - -	George Longstaff Edw. and Peter Coxo	George Longstaff.
2	Ditto - -	Ditto - -	Ditto - -	Thomas Caney.
3	Ditto - -	Ditto - -	Hugh Thorp Kernot Edw. and Peter Coxo	Joseph Cohen.
4	Ditto - -	Ditto - -	Ditto - -	Hugh Thorp Kernot
5	Ditto - -	Ditto - -	Ditto - -	Empty.
6	Ditto - -	Ditto - -	Ditto - -	Edward Young.
7	Ditto - -	Ditto - -	George Whitfield	Empty.
8	Ditto - -	Ditto - -	William Rogers -	Herbert Fox.
			Geary Salte -	
9	Ditto - -	Ditto - -	Ditto - -	Aaron Cohen.
10	Ditto - -	Ditto - -	Ditto - -	Peter Smith.
11	Ditto - -	Ditto - -	Ditto - -	Samuel Williams.
12	Ditto - -	Ditto - -	Ditto - -	Hugh Price.
13	Ditto - -	Ditto - -	Ditto - -	John Cannon.
37	Eagle & Child Ale- house, St. Martin le Grand	Ditto - -	Messieurs Dickenfon and Co. -	Joseph Mortimer.
			Geary Salte -	Rob. Bennet Thompson.
38	Ditto - -	Ditto - -	Rob. Bennet Thompson -	William Freeman.
			Robert Holmes -	
39	Ditto - -	Ditto - -	William Freeman -	George Lee and Son.
			Geary Salte -	
40	Ditto - -	Ditto - -	Edw. and Peter Cove -	James Bullions.
			George Lee and Son -	
41	Ditto - -	Ditto - -	James Bullions -	Thomas Smith.
			Edw. and Peter Coxo Goodwin, Skinner, and Co. -	
42	Ditto - -	Ditto - -	Joseph Ventom -	John Lewis.
			John Lewis -	
43	The George Ale- house - -	Ditto - -	William Purfer -	Chester Foulham.
			Barclay and Perkins -	
44	St. Martin le Grand	Ditto - -	Joseph and Edward Goodwin -	Joseph and Edward Goodwin.
			The Executors of the late James Wyatt, Esq. -	
45	Ditto - -	Ditto - -	Richard Knight and William Smith -	Richard Knight. William Smith.
			John Hillman -	
46	Ditto - -	Ditto - -	John Roberts -	John Roberts.
			— Marriott	
47	Ditto - -	Ditto - -	Mary Ford Stephen Stephens	Mary Ford

No. on Houses and Buildings in the plan.	Situation.	Freeholders.	Leaseholders.	Occupiers.
1	Dean's Court -	Dean and Chapter of Westminister.	Robert Coleman John Grant James Beveridge Henry Watts	Robert Coleman.
2	Ditto - -	Ditto - -	John Grant James Beveridge	Henry Watts.
3	Ditto - -	Ditto - -	Thomas Rumball	William Barret.
4	Ditto - -	Ditto - -	Philip Hitter William Abud	Philip Hitter.
5 a	Ditto - -	Ditto - -	George Hitter William Abud	George Hitter.
5 b	Ditto - -	Ditto - -	John Marfton William Abud	Robert Ward.
6	Ditto - -	Ditto - -	Alex. Ruffel and Son	Alexander Ruffel and Son.
7	Ditto - -	Ditto - -	William Abud	John Godfrey Warner.
8	Ditto - -	Ditto - -	Ditto - -	Robert Fish.
9	Ditto - -	Ditto - -	Henry Rider Thomas Chanlefs	Henry Rider.
10	Ditto - -	Ditto - -	Samuel Evans William Abud	Samuel Evans. John Martin.
1	Little Dean's Court	Ditto - -	William Abud	Empty.
2	Ditto - -	Ditto - -	Ditto - -	Hannah Leak.
3	Ditto - -	Ditto - -	Ditto - -	Edward Wikey.
4	Ditto - -	Ditto - -	Ditto - -	James Bird.
5	Ditto - -	Ditto - -	Ditto - -	James Robinfon.
6	Ditto - -	Ditto - -	Ditto - -	William Baker.
50	St. Martin le Grand	Ditto - -	Richard Gould Eliza Frances Simmons Robert Fifer	Nathan Israel.
51	Ditto - -	Ditto - -	Eliza Frances Simmons Robert Fifer	Martha Hearn.
52	Ditto - -	Parish of St. Ann and Agnes	David Bligh	David Eligh.
53	Ditto - -	Ditto - -	William Shepherd	William Shepherd and Son.
54	Ditto - -	Ditto - -	Henry Budd John Whitburn	Henry Budd.
55	The Bell Alehoufe	Ditto - -	Henry Meux	Eliz. Sarah Langton.
56	St. Martin le Grand	Ditto - -	John Bailey	John Bailey.
57	Ditto - -	Ditto - -	William Matthews	William Matthews.
58	Ditto - -	Ditto - -	Mary de Grave	Mary de Grave.
10	St. Ann's Lane	Ditto - -	John Connop	John Connop.
11	Ditto - -	Ditto - -	Henry Stobart	Henry Stobart.
12	Ditto - -	Ditto - -	Benjamin Sims	Benjamin Sims.
13	White Swan Public Houfe	Ditto - -	Calvert and Co.	Thomas Croxall.
14	St. Ann's Lane	Dean and Chapter of Saint Paul's & Minor Canons	John Diggins	John Diggins.
15	Ditto - -	Ditto - -	Ditto - - Elizabeth Prickett Thomas, John, and Benjamin Towles George Cromwell	Thomas, John, and Benjamin Towles. George Cromwell.
16	Ditto - -	Ditto - -	John Diggins Thomas Smith Charles Drake	Charles Drake.
17	Ditto - -	Ditto - -	Barber - -	John Biden.
18	Ditto - -	Ditto - -	James Payne - -	James Payne.
17	Fofler Lane	Ditto - -	Rev. John Moore	John Biden.
18	Ditto - -	Ditto - -	Meriton	John Biden.

No. on Hours and Situations in the plan.	Situation.	Freeholders.	Leaseholders.	Occupiers.
20	Foster Lane	Goldsmith's Com- pany -	Thomas Sawyer	Thomas Sawyer.
1	Bell Square		John Hall	John Hall.
2	Ditto	Ditto	Sawyer and Hall	Henry Mills.
3	Ditto			Hannah Sherborn.
4	Ditto	Rev. John Davies	George Darling Warne	James Sharp.
5	Ditto	Ditto	Edmund Warne	Robert Fisher.
6	Ditto	Parish of St. Ann and Agnes	Robert Fisher	John Theobalds.
7	Ditto	Ditto	John Whitburn	John Theobalds.
	Ditto	Ditto	Ditto	James Leverton.
9	Ditto	Ditto	Samuel Bellingham	Samuel Bellingham.
10	Ditto	Ditto	Henry Stobart	Cornelius Rich.
11	Ditto	Ditto	Cornelius Rich	James Sweetman.
12	Ditto	Ditto	Executors of the late William Nunn.	Alice Latham.
21	Foster Lane	Augustus Brown	— Humphreys	John Allen.
22	Ditto	Francis and Eliz. Piercy	— Brooks	William Brown.
23	Ditto	Augustus Brown	William Brown	William Blundstone.
24	Ditto	Ditto	William Blundstone	Thomas Brind.
	White Hart Ale- house	Dean and Chapter of Westminster	William Whitehorn	Augustus Brown. Isaac Kellett.
			William Abud	William Whitehorn.
28	Foster Lane	Ditto	William Anderson	William Anderson.
1 a	George Street	Ditto	William Abud	Sufannah Jaques.
1 b	Ditto	Ditto	William Billinghurst	John Jaques.
	Blue Anchor Ale- house	Ditto	John Jaques	William King.
4	George Street	Ditto	William King	George Oakly.
5	Ditto	Ditto	Thomas Wick	James Williams.
6	Ditto	Ditto	George Oakly	Thomas Habgood.
7	Ditto	Ditto	Thomas Wick	John Herbert.
8	Ditto	Ditto	William Guthrie	George Elles.
9	Ditto	Ditto	John Hillman	William Davies.
10	Ditto	Ditto	Thomas Habgood	George Archer.
11	Ditto	Ditto	William Abud	William Edwards.
1	Mould Maker's Row	Ditto	John Herbert	John Mariton.
2	Ditto	Ditto	William Abud	Mary Gurney.
3	Ditto	Ditto	Thomas Habgood	William Garland.
4	Ditto	Ditto	John Herbert	Mary Medcalf.
5	Ditto	Ditto	George Elles	Frederick Otto.
6	Ditto	Ditto	Thomas Habgood	Thomas Code.
8	Ditto	Ditto	John Herbert	Richard Bagwell.
			William Abud	John Mayne.
			George Elles	John Mayne.
			Thomas Habgood	
			John Herbert	
			William Abud	
			Thomas Habgood	
			John Herbert	
			George Elles	
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			William Abud	
			Thomas Habgood	
			John Herbert	
			George Elles	
			Thomas Habgood	

No. on Houses and Buildings in the plan.	Situation.	Freeholders.	Leaseholders.	Occupiers.
10 a	Mould Maker's Row	Dean and Chapter of Westminster	William Piper	William Piper.
10 b	Ditto	Ditto	John Hillman	Ditto.
11	Ditto	Ditto	William Guthrie John Hillman	George Clarke.
12	Ditto	Ditto	Abraham Beard John Grant	Abraham Beard.
13	Ditto	Ditto	Joseph Page	Joseph Page.
29	Foster Lane	Ditto	John Hillman	Hillman and Bacon.
30	Ditto	Ditto	Ditto	John Hillman. James Crookey. John Holme.
31	Ditto	Ditto	Ditto	
34	Ditto	Ditto	Ambrose Welchman Clement Pool John Stirtevant	Ambrose Welchman.
35	Ditto	Henry Hoare	William and James Lowndes and Co.	William and James Lowndes and Co.
36	Ditto		John Kesterton	Dennis Gardner.
37	Ditto	Charles Corbould		Charles Corbould.
38	Ditto		Henry Evans	James and Card.
39	Ditto		John Land	Thomas Duplock.
40 } 41 } &c. }	Ditto	Samuel Wright Richard and Geo. Knight, Grocers' Company	R. and G. Knight	Richard and George Knight.
176 } 177 }	Aldersgate Street	Dean and Chapter of Westminster	William Lloyd Robert Fisher	William Lloyd.
178	Ditto	Governors of Christ's Hospital	Lawrence Dorgan	Lawrence Dorgan.
179	Ditto	Ditto	William Bother William Bruce John Chettle John Newberry Joseph Bryant	William Bother, John Silvanus.
1	Magpie Court	Ditto	John Chettle John Chettle	Thomas Crew. Hucan Hewett.
2	Ditto	Ditto	Ditto	
3	Ditto	Ditto	Ditto	
a	Ditto	Ditto	John Hume William Matthews	John Hume.
4	Ditto	Ditto	John Hume John Chettle	Thomas Williams.
5	Ditto	Ditto	John Chettle	William Hart.
6	Ditto	Ditto	Ditto	Richard Ellis.
1	Upper Magpie Court	Ditto	William Matthew	John Hawkins.
2	Ditto	Ditto	Ditto	Thomas Lewis.
3	Ditto	Ditto	Ditto	James Pratt.
4	Ditto	Ditto	Ditto	John Statham.
5	Ditto	Ditto	Ditto	Samuel Knight.
	The Nag's Head Public House	Ditto	Thomas Burleigh	Henry Twelvetree.
1	Saint Martin le Grand	Corporation of London	Thomas Reynolds John Wood	James Waugh.
2	Ditto	Ditto	Thomas Reynolds	Thomas Reynolds.
3	Ditto	Christ's Hospital	John Norminton William Todd	John Norminton.
4	Ditto	Ditto	William Todd	William Todd.
1	Bull and Mouth Street	Corporation of London	Jof. and Charles Delafons	Jof. and Charles Delafons.
27	Ditto	Governors of Christ's Hospital	Sarah Goddard Barber	Sarah Goddard.
5 } 6 }	St. Martin le Grand	Ditto	John Long Henry King	Henry King.
8	Ditto	Ditto	Robert Bedford John Long	Robert Bedford.

Cap. xcii.

An Act for draining and improving certain Fen Lands, low Grounds and Marshes, and other Lands and Grounds lying in the Parishes of *Wormegay, Shouldbam, Marbam, Middleton, Pentney, East Winch* and *West Bilney*, in the County of *Norfolk*.

[28th June 1815.]

Cap. xciii.

An Act to enable the Mayor and Commonalty and Citizens of the City of *London*, to provide convenient Courts of Justice in and for the said City.

[28th June 1815.]

WHEREAS the Sittings of His Majesty's Courts of *King's Bench* and *Common Pleas*, in and for the City of *London*, are now held in certain Apartments in the *Guildhall* of the said City, which are inconvenient for those Purposes: And Whereas the Court of Requests in and for the said City is now held in *Guildhall Chapel*, formerly called *The Chapel of Saint Mary Magdalen*, or *All Saints*, situate on the East Side of *Guildhall Yard*, in the said City, and adjoining on the North West Corner thereof to the *Guildhall* aforesaid: And Whereas it is expedient that convenient Buildings should be provided for the Sittings of the said Courts of *King's Bench* and *Common Pleas*, in and for the said City, and for a Court of Requests for the said City, and Part of the Sites of *Guildhall Chapel* aforesaid and *Blackwell Hall*, on the East Side of *Guildhall Yard* aforesaid, will be a convenient Situation for the Erection of such Buildings: And Whereas the said Chapel is much decayed, and Divine Service hath not been performed therein for many Years: And Whereas *Blackwell Hall* aforesaid is a Market for Cloths, and hath been regulated by the several Acts of Parliament hereinafter mentioned; that is to say, an Act made and passed in the Fourth and Fifth Years of the Reign of King *Philip and Queen Mary*, intituled *An Act touching the making of Woolling Cloths*; another Act made and passed in the Thirty ninth Year of the Reign of Queen *Elizabeth*, intituled *An Act against the deceitful stretching and tentering of Northern Cloths*; another Act made and passed in the Eighth and Ninth Years of the Reign of King *William and Queen Mary*, intituled *An Act to restore the Market at Blackwell Hall to the Clothiers, and for regulating the Façors there*; and another Act made and passed in the First Year of the Reign of His Majesty King *George* the First, intituled *An Act to make an Act of the Tenth Year of Her late Majesty*, intituled *An Act for regulating, improving and encouraging of the Woollen Manufecture of mixed or medley Broad Cloth, and for the better Payment of the Poor employed therein, more effectual for the Benefit of Trade in general; and also to render more effectual an Act of the Seventh Year of Her said Majesty's Reign, intituled An Act for the better ascertaining the Lengths and Breadth of Woollen Cloths made in the County of York*: And Whereas the said Market at *Blackwell Hall* hath been entirely discontinued for many Years, and the Warehouses and Buildings belonging thereto are falling into Decay: And Whereas *Guildhall Chapel* and *Blackwell Hall* aforesaid, or such Parts thereof as belong to the Mayor and Citizens

4 & 5 P. & M.
c. 5. § 26.39 Eliz. c. 20.
§ 12.8 & 9 W. 3.
c. 9.1 G. 1. Stat. 2.
c. 15.

monalty and Citizens of the said City, together with all other the
 Markets, Lands and Hereditaments of the said Mayor and Com-
 monalty and Citizens, are charged with the Payment of certain large
 Annual Sums of Money towards the Fund called *The Orphans'*
Fund, for Payment of the Orphans and other Creditors of the City
 of London, by the several Acts of Parliament hereinafter mentioned;
 that is to say, an Act made in the Fifth Year of the Reign of King
 William and Queen Mary, intituled *An Act for the Relief of the* 5 & 6 W. & M.
Orphans and other Creditors of the City of London; another Act c. 10.
 made in the Seventh Year of His present Majesty's Reign, intituled 7 G. 3. c. 37.
An Act for completing the Bridge cross the River Thames, from
Black Friars in the City of London to the opposite Side in the County
of Surry, and the Avenues thereto on the London Side; for redeem-
ing the Tolls on the said Bridge and on London Bridge; for rebuild-
ing the Gaol of Newgate in the said City; for repairing the Royal
Exchange within the same; for embanking Part of the North Side
of the said River within certain Limits, and for further continuing
towards those Purposes the Imposition of Six pence per Chaldron or
Ton of Coals or Culm imported into the Port of the said City, esta-
blished by an Act of the Fifth and Sixth Years of the Reign of King
William and Queen Mary, and also for carrying on the new Pavement-
ments in the City and Liberties of Westminster and Parishes adjacent,
and in the Town and Borough of Southwark; and for other Pur-
poses therein mentioned; Ten other Acts made in the Eighteenth 18 G. 3. c. 48.
Year of His present Majesty's Reign, intituled An Act for empower-
ing the Mayor, Aldermen and Commons of the City of London, in
Common Council assembled, to raise upon the Credit of the Surplusses
to arise out of a certain Fund, commonly called The Orphans' Fund,
the Sum of Forty thousand Pounds towards the discharging the
Debt incurred in rebuilding the Gaol of Newgate and a Sessions
House adjoining, and for completing the said Gaol, and building an 18 G. 3. c. 49.
Infirmery thereto; and other the Purposes therein mentioned; An
Act for applying the Sum of One thousand Pounds, to arise out of
the Surplusses of a certain Fund, commonly called The Orphans'
Fund, for the Purpose of opening Communications between Wapping
Street and Ratcliff Highway, and between Old Gravel Lane and
Virginia Street, within the Parishes of Saint George and Saint 18 G. 3. c. 50.
John of Wapping, in the County of Middlesex; An Act for
applying the Sum of One Thousand Five Hundred Pounds, to arise
out of the Surplus of a certain Fund, commonly called The Orphans'
Fund, for the Purpose of widening certain Avenues leading into
Goodman's Fields, in the County of Middlesex; An Act for ap- 18 G. 3. c. 51.
plying the Sum of Four Thousand Pounds, to arise out of the
Surplusses of a certain Fund commonly called The Orphans' Fund,
towards completing the Paving of the Town and Borough of South-
wark, and certain Parts adjacent, in the County of Surry; An Act 18 G. 3. c. 67.
for authorizing the Justices of the Peace for the County of Middlesex
to sell the present Session House for the said County, and for enabling
them to build another Session House in a more convenient Situation,
and to keep the same in Repair, and for applying the Sum of Eleven
thousand Pounds (to be borrowed upon the Credit of the Surplusses
of a certain Fund, commonly called The Orphans' Fund) towards
defraying the Expence of building the said Session House; An Act 18 G. 3. c. 71.
for empowering the Mayor, Aldermen and Commons of the City ' of

- of London, in Common Council assembled, to make a Street or Opening from Moorfields, opposite Chiswell Street, towards the East, into Bishopsgate Street, and also from the East End of Chiswell Street, Westward into Barbican, and to raise upon the Credit of the Surplusses to arise out of a certain Fund, commonly called The Orphans' Fund, the Sum of Sixteen thousand five hundred Pounds for such Purpose; An Act for erecting a Building for holding the Courts, and exercising the Jurisdiction of the Dean and Chapter of the Collegiate Church of Saint Peter in Westminster, within the City and Liberty of Westminster, and for holding the Quarter Sessions of the Peace, and transacting the other Public Business of the said City and Liberty, and for appropriating Part of the Surplusses of The Orphans' Fund towards defraying the Expence thereof; An Act for paving the High Street, or Road leading from Aldersgate Bars, in the Parish of Saint Botolph without Aldersgate, London, to the Turnpike near the End of Goswell Street, in the County of Middlesex, and for applying the Sum of Five thousand Pounds to be raised upon the Credit of the Surplusses to arise out of a certain Fund, commonly called The Orphans' Fund, for such Purpose; An Act for applying the Sum of Nine thousand Pounds, to arise out of the Surplusses of a certain Fund, commonly called The Orphans' Fund, for the Purpose of making a Passage for Carriages from Spital Fields to Bishopsgate Street, in the County of Middlesex; and An Act for widening and improving a certain Avenue, called Dirty Lane, and Part of Brick Lane, leading from Whitechapel to Spital Fields, in the County of Middlesex, and for paving Dirty Lane, and also the East Side of Petticoat Lane, from Whitechapel High Street to Wentworth Street, the said Avenue called Wentworth Street, from thence in one continued Line through Old Montague Street, Chapel Street and Prince's Row, to Baker's Row, inclusive, and the several Streets and Passages leading into the same, and for removing all Obstructions and Incroachments therefrom, and preventing the like for the future; Two other Acts, made in the Thirty fifth Year of His present Majesty's Reign, intituled An Act for widening and improving the Entrance into the City of London, near Temple Bar, for making a more commodious Street or Passage at Snow Hill, and for raising on the Credit of The Orphans' Fund a Sum of Money for those Purposes; and An Act for repairing the Common Sewer in New Bridge Street, Black Friars, in the City of London, or making a new Sewer instead of the defective Part or Parts thereof, and for maintaining and cleansing the same; another Act made in the Thirty ninth and Fortieth Year of His present Majesty's Reign, intituled An Act for raising a further Sum of Money for carrying into Execution Two several Acts passed in the Thirty fifth and Thirty eighth Years of the Reign of His present Majesty, for widening and improving the Entrance into the City of London near Temple Bar, for making a more commodious Street or Passage at Snow Hill, and for raising on the Credit of The Orphans' Fund a Sum of Money for those Purposes, and for explaining and amending the said Acts; another Act, made in the Forty fourth Year of the Reign of His present Majesty, intituled An Act for raising an additional Sum of Money for carrying into Execution several Acts for widening the Entrance into the City of London near Temple Bar, for making a more commodious
- 18 G. 3. c. 72.]
- 18 G. 3. c. 73.
- 18 G. 3. c. 78.
- 18 G. 3. c. 80
- 35 G. 3. c. 126.
- 35 G. 3. c. 131.
- 39 & 40 G. 3. c. xlii.
- 44 G. 3. c. xxvii.

modious Street at Snow Hill, and for raising on the Credit of The Orphans' Fund certain Sums of Money for those Purposes, and also for enlarging the Powers of the said AEs; another Act, made and passed in the Fifty first Year of the Reign of His present Majesty, intituled An Act for raising an additional Sum of Money for carrying into Execution the several AEs 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 AEs; and Three other Acts, made and passed in the Fifty second Year of His present Majesty, intituled An Act for increasing the Fund for watching, lighting, cleansing, watering and repairing Black Friars Bridge; An Act for building a new Prison in the City of London, for removing thereto Prisoners confined under Civil Process in the Gaol of Newgate and the Two Compters of the said City, and also the Prison of Ludgate, and for converting the Building now containing the said Two Compters and Ludgate into a Gaol for Criminals in the said Two Compters, and into a House of Correction for the said City of London; and An Act for enabling the Mayor and Commonalty and Citizens of the City of London, to improve and grant Building Leases of the Ground in Moorfields; also to sell all the Ground comprized in such Leases when improved, and to apply the Produce thereof towards increasing The Orphans' Fund: And Whereas the said Mayor and Commonalty and Citizens are desirous to be empowered to purchase such Parts of Guildhall Chapel and Blackwell Hall aforesaid as do not now belong to them, and to erect and provide convenient Buildings for the Sittings of the Courts of King's Bench and Common Pleas in and for the said City of London, and for a Court of Requests for the said City, upon Part of the Scites of Guildhall Chapel and Blackwell Hall aforesaid, and to be empowered, for defraying Part of the Costs and Expences thereof, to grant Building Leases of any Part or Parts of the said Scites which may not be required for the aforesaid Purposes; to sell the Ground Rents to be reserved by such Leases and the Reversion and Inheritance in Fee Simple of the Premises to be therein respectively comprized, freed and discharged from the said Annual Payments towards the said Fund, called The Orphans' Fund: But inasmuch as the same cannot be done without the Aid and Authority of Parliament; May it 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 Acts of the Fourth and Fifth Years of the Reign of King Philip and Queen Mary (a), the Thirty ninth Year of the Reign of Queen Elizabeth (a), the Eighth and Ninth Years of the Reign of King William and Queen Mary, and the First Year of the Reign of King George the First, shall, so far only as relates to the said Market of Blackwell Hall, and the Scite thereof, but not further or otherwise be, and the same are, hereby repealed; and the said Market, and the Office of Keeper thereof, and the Tolls and Profits of the same, and all the Public and Common

51 G. 3. c. cciii.

52 G. 3.

c. clxxxiii.

52 G. 3. c. ccix.

52 G. 3. c. ccx.

4 & 5 W. & M.
c. 5. § 26.

39 Eliz. c. 20.

§ 12.

8 & 9 W. 3. c. 9.

1 G. 1. Stat. 2.

c. 15.

Market, &c. to
cease.

(a) [Wholly repealed, 49 G. 3. c. 109. § 1.]

4 K 4.

Uses.

Uses and Purposes to which the Scite of the said Market, or any Part thereof, is now subject by virtue of the said Acts of Parliament, or by Law, Prescription or Usage, or otherwise howsoever, shall cease, determine and be utterly void to all Intents and Purposes whatsoever.

Corporation empowered to purchase Blackwell Hall.

II. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen and Commons, in Common Council assembled, and they are hereby empowered, in the Name of the Mayor and Commonalty and Citizens of the City of London, to treat and agree for the Purchase of *Guildball Chapel* and *Blackwell Hall* aforesaid, and the Warehouses, Buildings and Hereditaments thereunto belonging, and of any subsisting Leases, Terms, Estates and Interests therein or Charges thereupon, or such Parts thereof respectively (not belonging to the said Mayor and Commonalty and Citizens) as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall think proper.

Bodies Politic, &c. empowered to sell and convey, &c.

III. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, Tenants in Tail or for Life, Husbands, Guardians, Trustees, Feoffees in Trust for Charitable or 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 or Wards, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons whomsoever; 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 Interest therein, and to and for all and every other Person or Persons whomsoever who are or shall be seized, or possessed of or interested in *Guildball Chapel* or *Blackwell Hall* aforesaid, or any Part or Parts thereof, or any Term, Estate, Rent Charge or Interest therein, which, or Part of which, by the said Mayor, Aldermen and Commons, in Common Council assembled, shall be thought proper to be purchased, to contract for, sell and convey the same, and every or any Part thereof, to the Mayor and Commonalty and Citizens of the City of London, and that all Contracts, Agreements, Bargains, Sales, Conveyances and Assurances, Acts and Deeds, which shall be made by such Bodies Politic, Corporate or Collegiate, Trustee or Trustees, or other Person or Persons as aforesaid, shall be valid and effectual in the Law to all Intents and Purposes whatsoever; and all Bodies Politic, Corporate or Collegiate, and all Persons whomsoever, so contracting or conveying, as aforesaid, are hereby indemnified for or in respect of any such Sale which he, she or they, or any of them, shall respectively make by virtue or in pursuance of this Act.

Satisfaction made and accepted.

IV. And be it further enacted, That all and every Body or Bodies Politic, Corporate or Collegiate, Trustee or Trustees, and other Person or Persons hereinbefore capacitated to contract for, sell and convey *Guildball Chapel* and *Blackwell Hall*, or such Part or Parts thereof, or any such Tenements, Rents, Estates or Interests therein as aforesaid, and any other Owner or Owners thereof, may accept and receive such Satisfaction or Reconceit for the Value thereof as shall be agreed upon between them respectively and the said Lord Mayor, Aldermen and Commons, in Common Council assembled.

V. And be it further enacted, That the Conveyances of the Estate or Interest of any Feme Covert to the said Mayor and Commonalty and Citizens 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 to be enrolled in the Court of Hustings of the City of London or 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 and suffered thereof in due Form of Law; and further, that all Bargains and Sales whatsoever to be made of *Guildball Chapel* or *Blackwell Hall* aforesaid, or any Part or Parts thereof, or any Terms, Estate, Rent or Interest therein which shall be purchased or taken by virtue of and for the Purposes of this Act, and enrolled as aforesaid, shall have the like Force, Effect and Operation in the Law to all Intents and Purposes as any Fine or Fines, Recovery or Recoveries whatsoever would have had if levied or suffered by the Bargainor or Bargainors, or any Person or Persons seized of any Estate in Trust for such Bargainor or Bargainors in any legal Manner or Form whatsoever.

Bargains and Sales to have Force of Fines and Recoveries.

VI. And be it further enacted, That if there shall be any Money to be paid for any Hereditaments or Premises, purchased by virtue of the Powers of this Act, which shall belong to any Lunatic, Idiot, Feme Covert or *Cestuique* Trusts, or to any Person whose Hereditaments are limited in strict or other Settlement, or to any Body Politic, Corporate or Collegiate, Person or Persons under any Disability or Incapacity whatsoever, such Money shall in case the same shall amount to the Sum of Two hundred Pounds, with all convenient Speed 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 there *ex parte* the said Mayor and Commonalty and Citizens of the City of London, 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, Body or Bodies, who would have been entitled to the Rents and Profits of the said Premises, in the Purchase or Redemption of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid affecting the same Hereditaments, or Part or Parts thereof, or affecting other Lands, Tenements or 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, Tenements or Hereditaments, which shall be conveyed and settled to, for and upon such and the like Uses, Trusts, Intents and Purposes, and in the same manner as the Lands, Tenements and Hereditaments, which shall be so purchased, taken or 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

Application of Compensation, when amounting to 200l.

his

his Name in the Purchase of Three Pounds *per Centum* Consolidated; or Three Pounds *per Centum* Reduced Bank Annuities, and in the mean time and until the Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and Annual Produce 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, Body or Bodies, who would for the time being have been entitled to the Rents and Profits of the said Lands, Tenements and Hereditaments, so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application where Compensation less than 200l. and exceed 20l.

VII. Provided always, and be it enacted, That if there shall be any Money to be paid for any Hereditaments or Premises belonging to any Corporation or any Person or Persons under any Disability or Incapacity as aforesaid, which shall be less than the Sum of Two hundred Pounds, and which shall exceed or be equal to the Sum of Twenty Pounds, then and in all such cases the same shall, at the Option of the Person or Persons, Body or Bodies, for the time being, entitled to the Rents and Profits of the Houses, Buildings, Lands, Tenements or Hereditaments so purchased, taken or used, or of his, her or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands to be paid in the Name and with the Privity 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, Body or Bodies making such Option and be approved of by the said Lord Mayor for the time being (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money and the Dividends arising thereon may be applied in any manner hereinbefore directed so far as the case be applicable, without obtaining or being required to obtain the Direction and Approbation of the Court of Chancery.

Application where Money less than, 20l.

VIII. Provided also, and be it enacted, That where such Money so to be paid as aforesaid, 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, Body or Bodies, who would for the time being have been entitled to the Rents and Profits of the Premises so purchased as aforesaid, in such manner as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall think fit; or in case of Infancy or Lunacy, then such Money shall be paid to his, her or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Court of Chancery may order reasonable Expenses of Purchases to be paid.

IX. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Body or Bodies, Trustee or Trustees, or other Person or Persons entitled to any Hereditaments or Premises to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Bank of England, in the Name and with the Privity of the Accountant General of the Court of Chancery, and to be applied in the Purchase of other Lands, Tenements or Hereditaments to be sold to the like Use in pursuance of this Act, it shall be lawful for the said Court

Court of Chancery 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 it reasonable, to be paid by the said Lord Mayor, Aldermen and Commons, who shall from time to time pay such Sums of Money for such Purposes as the said Court shall direct.

X. And be it further enacted, That it shall be lawful for the Lord Mayor, Aldermen and Commons of the City of *London*, in Common Council assembled, by themselves, their Deputies, Agents, Officers, Servants and Workmen, to pull down, or cause to be pulled down, *Guildhall Chapel* aforesaid, and *Blackwell Hall* aforesaid, or the Warehouses and Buildings thereunto belonging (or such Parts thereof as belong to the said Mayor and Commonalty and Citizens, or shall be purchased as aforesaid), or such Part thereof respectively, as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall think necessary or proper to be pulled down.

Common Council empowered to pull down Guildhall Chapel and Blackwell Hall.

XI. And be it further enacted, That it shall be lawful for the said Lord Mayor, Aldermen and Commons, in Common Council assembled, by themselves, their Deputies, Agents, Officers, Servants and Workmen, to erect, finish and complete on the East Side of *Guildhall Yard* aforesaid on such Part of the Sites of *Guildhall Chapel* and *Blackwell Hall* aforesaid belonging to the said Mayor and Commonalty and Citizens, or to be purchased as aforesaid, as they shall judge most convenient, proper Buildings and Apartments for the Sittings of His Majesty's Courts of *King's Bench* and *Common Pleas* in and for the said City of *London*, and for a Court of Requests in and for the said City, with necessary and convenient Rooms and Offices thereto respectively, according to such Plan and in such manner as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall judge proper; and also to erect such other Buildings for transacting any Public Business of the said City of *London*, and to make such Avenues, Ways or Streets, in, upon or over the said Sites, or any Part thereof, as to them the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall seem expedient.

Common Council empowered to build new Courts of Justice &c. on Sites of Guildhall Chapel and Blackwell Hall.

XII. And be it further enacted, That the Two Monuments or Tombs erected or placed on or against the Walls in *Guildhall Chapel* aforesaid, shall be removed from the said Chapel into and be placed and fixed in the Parish Church of *Saint Lawrence Jewry*, in the said City of *London*, at the Expence of the said Mayor and Commonalty and Citizens, in such manner as the Lord Bishop of *London* for the time being, or such Person as he shall appoint for that Purpose, shall direct, and that the Sum of Twenty Pounds shall be paid by the said Mayor and Commonalty and Citizens to and accepted by the Churchwardens of the said Parish of *Saint Lawrence Jewry*, as and for the Fees or Dues for putting up the said Monuments or Tombs in the said Church.

Two Monuments in Guildhall Chapel removed to Church of St. Lawrence Jewry.

XIII. Provided always, and be it further enacted, That the Stone Pavement or Floor extending all over the internal Part of *Guildhall Chapel* aforesaid, and the Grave Stones contained therein or forming Parts thereof, and also such Parts of the Walls of the said Chapel or the Foundations thereof as lie below the Level of the said Pavement, shall not, nor shall any of them, or any Part thereof respectively, be

Pavement and Walls of Guildhall Chapel not disturbed.

be taken away or removed for the Purpose of digging Foundations or making Drains or Sewers, or any other Cause or Thing whatsoever, it being hereby expressly declared, that the Graves and Vaults under the Pavement of the said Chapel shall not be opened or disturbed, and that all the Works by this Act authorized to be done upon the Site of the said Chapel shall be executed upon, over or above the said Pavement.

Corporation empowered to grant Building Leases of any Part of Residue of Sites.

XIV. And be it further enacted, That it shall and may be lawful to and for the said Mayor and Commonalty and Citizens of the said City of London, and they are hereby authorized and required at any time or times after the passing of this Act, by an Indenture or Indentures under their Common Seal, to demise and lease any Part or Parts of the Sites of *Guildhall Chapel* and *Blackwell Hall* aforesaid, now belonging to the said Mayor and Commonalty and Citizens, or to be purchased as aforesaid, which shall not be required for the Purposes aforesaid, or any of them, and which the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall think proper to be sold (freed and discharged from the said Annual Sums of Money payable thereout towards the Orphans' Fund aforesaid), either altogether or in Parcels, to any Person or Persons who shall erect and build, or covenant and agree to erect and build on the same, such Houses, Erections and Buildings, of such Rate or Rates, or respective Rates or Classes of Buildings, upon such Plan and Elevation, or respective Plans and Elevations, of such Height or respective Heights, and with such Stories, and to lay out and appropriate such Part of the Premises to be comprised in any such Demise or Lease, as and for a Yard or Yards, Garden or Gardens, to any House or Houses, or other Buildings, or for a Way or Ways, Sewer or Sewers, for the Convenience of the Lessee or Lessees, or other Tenants or Occupiers of the same Premises, as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall fix and agree upon, and shall be mentioned in such Demise or Lease respectively, for any Term or Number of Years, to determine within Ninety nine Years from and after the passing of this Act, so as there be reserved in every such Demise or Lease such Yearly Rent or Rents to be incident to the immediate Reversion of the Premises therein comprised as to the said Mayor, Aldermen and Commons, in Common Council assembled, shall appear reasonable, so that in every such Demise or Lease there be contained a Covenant for the Payment of the Rent thereby to be reserved, and such other Covenants on the Part of the Tenant or Lessee therein to be named, as the said Mayor, Aldermen and Commons, in Common Council assembled, or their Counsel in the Law shall reasonably advise or require; and also a Clause in the nature of a Condition of Re-entry on Nonpayment of the Rent thereby to be reserved by the Space of Thirty one Days, or on Nonperformance of the Covenants therein to be contained on the Part of the Tenant or Lessee, and the Tenant or Lessee shall give such good and sufficient Security for the erecting, finishing and completing of every House, Erection and Building which he shall covenant or agree to erect within the time in which he shall have contracted to finish the same, as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall order and direct.

Corporation empowered when Houses are built

XV. And be it further enacted, That it shall and may be lawful to and for the said Mayor and Commonalty and Citizens of the said City of London, and they are hereby authorized and required at any time or times after the passing of this Act, by an Indenture or Indentures under their Common Seal, to demise and lease any Part or Parts of the Sites of *Guildhall Chapel* and *Blackwell Hall* aforesaid, now belonging to the said Mayor and Commonalty and Citizens, or to be purchased as aforesaid, which shall not be required for the Purposes aforesaid, or any of them, and which the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall think proper to be sold (freed and discharged from the said Annual Sums of Money payable thereout towards the Orphans' Fund aforesaid), either altogether or in Parcels, to any Person or Persons who shall erect and build, or covenant and agree to erect and build on the same, such Houses, Erections and Buildings, of such Rate or Rates, or respective Rates or Classes of Buildings, upon such Plan and Elevation, or respective Plans and Elevations, of such Height or respective Heights, and with such Stories, and to lay out and appropriate such Part of the Premises to be comprised in any such Demise or Lease, as and for a Yard or Yards, Garden or Gardens, to any House or Houses, or other Buildings, or for a Way or Ways, Sewer or Sewers, for the Convenience of the Lessee or Lessees, or other Tenants or Occupiers of the same Premises, as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall fix and agree upon, and shall be mentioned in such Demise or Lease respectively, for any Term or Number of Years, to determine within Ninety nine Years from and after the passing of this Act, so as there be reserved in every such Demise or Lease such Yearly Rent or Rents to be incident to the immediate Reversion of the Premises therein comprised as to the said Mayor, Aldermen and Commons, in Common Council assembled, shall appear reasonable, so that in every such Demise or Lease there be contained a Covenant for the Payment of the Rent thereby to be reserved, and such other Covenants on the Part of the Tenant or Lessee therein to be named, as the said Mayor, Aldermen and Commons, in Common Council assembled, or their Counsel in the Law shall reasonably advise or require; and also a Clause in the nature of a Condition of Re-entry on Nonpayment of the Rent thereby to be reserved by the Space of Thirty one Days, or on Nonperformance of the Covenants therein to be contained on the Part of the Tenant or Lessee, and the Tenant or Lessee shall give such good and sufficient Security for the erecting, finishing and completing of every House, Erection and Building which he shall covenant or agree to erect within the time in which he shall have contracted to finish the same, as the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall order and direct.

built as lastly hereinbefore is mentioned, or any of them, shall be finished and completed, the said Lord Mayor, Aldermen and Commons, in Common Council assembled, shall, and they are hereby authorized to sell and dispose of, or cause to be sold and disposed of, the Ground Rents to be reserved by the Lease or Demise, or Leases or Demises, in pursuance of or in consideration of which the same Houses respectively shall have been erected and built, and also the Reversion and Inheritance thereof, in Fee Simple in Possession (subject to such Lease or Demise, or Leases or Demises), of the Pieces or Parcels of Ground therein demised, and such Houses and other Buildings thereon, either altogether or in Parcels, by Public Auction or Private Contract, to any Person or Persons, for such Price or Prices, or Sum or Sums of Money, as they the said Mayor, Aldermen and Commons, in Common Council assembled, shall think reasonable; and the said Mayor and Commonalty and Citizens shall, and they are hereby empowered and required, at the Request, Costs and Charges of the Purchaser or Purchasers of the same Premises respectively, upon Payment of the Sum or Sums of Money agreed to be given for the same respectively to the Chamberlain for the time being of the said City of London, to convey and assure the Piece or Parcel of Ground, or Pieces or Parcels of Ground, so purchased by such Purchaser or Purchasers respectively, together with the Houses, Erections and Buildings then erected and built thereon respectively, and the Fee Simple and Inheritance thereof, with the Appurtenances, to the Purchaser or Purchasers respectively, his or their Heirs and Assigns respectively, as he or they respectively shall in that behalf order or direct, free from the Annual Sums payable towards the Orphans' Fund aforesaid, and all other Incumbrances whatsoever (except the Building Lease or Leases to be granted by virtue of this Act); and that upon and after Payment of the Purchase Monies of the said Premises respectively into the Chamber of the said City, the Receipt or Receipts in Writing of the Chamberlain of the said City for the time being, or his known Deputy or Clerk, shall be sufficient and effectual Discharge, or sufficient and effectual Discharges, to such Purchaser or Purchasers for the Purchase Monies in such Receipt or Receipts expressed or acknowledged to be received, and that the Purchaser or Purchasers, to whom the same respectively shall be given, shall not afterwards be answerable or accountable for the Misapplication or Nonapplication, or in any wise obliged to see to the Application of the Money in such Receipt or Receipts respectively acknowledged to be received.

to sell Ground Rents and Reversions.

XVI. And be it further enacted, That the said Lord Mayor, Aldermen and Commons in Common Council assembled, shall and may use such of the old Materials of *Guildhall Chapel*, and of the Warehouses and Buildings of *Blackwell Hall*, or such Part thereof as aforesaid, to be pulled down as aforesaid, in and about the Erection of such New Buildings as aforesaid, or shall and may sell, or cause to be sold, all or any Part of such Materials as to them shall seem meet.

Common Council empowered to use, &c. old Materials.

XVII. And be it further enacted, That all and every the Sum and Sums of Money which shall be received by the said Chamberlain for the Sales hereinbefore directed to be made, and also the Rents (if any) which shall be received from the said Pieces or Parcels of Ground so to be demised as aforesaid, or any of them, until the same shall be sold; and also all the Sum and Sums of Money (if any)

Money arising from the Sales, &c. applied towards Expences of new Buildings.

any) to arise from the Sale of old Materials as aforesaid, shall be applied in or towards the Erection and Completion of such Buildings, Apartments and Offices as hereinbefore are mentioned, or in or towards re-imbursing the said Mayor and Commonalty and Citizens the Sum or Sums of Money which they shall have expended in erecting, finishing and completing the same Buildings, Apartments and Offices.

Mayor, &c. empowered to appoint Committees.

XVIII. And be it further enacted, That it shall and may be lawful to and for the said Mayor, Aldermen and Commons, in Common Council assembled, from time to time to appoint One or more Committee or Committees to manage and transact all or any of the Matters or Purposes which they the said Mayor, Aldermen and Commons, in Common Council assembled, are hereby required to do, execute or perform, which Committee or Committees, so to be appointed, shall have such or so much of the Powers and Authorities by this Act given to the said Mayor, Aldermen and Commons, in Common Council assembled, as the said Mayor, Aldermen and Commons, in Common Council assembled, shall think fit or proper to delegate to such Committee or Committees.

Public Act.

XIX. 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 other Persons without the same being specially pleaded.

Cap. xciv.

An Act for taking down and rebuilding the Whole or Part of a certain Bridge across the River *Isis*, in or near the City of *Oxford*, called *Folly Bridge* otherwise *Friar's Bridge*; and for widening the same Bridge and improving the Approaches thereto.

[28th June 1815.]

[For 21 Years, &c. unless the 16,500*l.* to be raised, sooner paid off.]

Cap. xcv.

11 G. 3. c. 70.
34 G. 3. c. 132.

An Act to continue the Term and amend and enlarge the Powers of Two Acts passed for repairing the Road from *Reading* to *Speenhamland* and *Puntyfield*, in the County of *Berks*, and other Roads in the said County. (a)

[28th June 1815.]

[Additional Trustees. Former Tolls repealed, new Tolls granted. Double Tolls on Sunday.]

Cap. xcvi.

An Act for building a new Church, and also a Workhouse, in the Parish of *Bathwick*, in the County of *Somerset*.

[29th June 1815.]

[*Saint Mary's in Bathwick.*]

Cap. xcvii.

An Act for improving the Harbour of *Dundee*, in the County of *Forfar*. (b)

[4th July 1815.]

Cap. xcviiii.

52 G. 3. c. cciz.

An Act to amend an Act of His present Majesty, for building a new Prison in the City of *London*, and for removing thereto Prisoners

soners confined under Civil Process in the Gaol of *Newgate* and the Two *Compters* of the said City, and also the Prison of *Ludgate*.
[4th July 1815.]

Cap. xcix.

An Act to repeal the Acts now in force relating to Bread to be sold in the City of *London* and Liberties thereof, and within the Weekly Bills of Mortality and Ten Miles of the *Royal Exchange*; and to prevent the Adulteration of Meal, Flour and Bread; and to regulate the Weights of Bread within the same Limits.

[12th July 1815.]

WHEREAS an Act was passed in the Thirty first Year of the Reign of His late Majesty King *George* the Second, intituled *An Act for the due making of Bread, and to regulate the Price and Affize thereof; and to punish Persons who shall adulterate Meal, Flour or Bread*: And Whereas an Act was passed in the Thirty second Year of the Reign of His said late Majesty King *George* the Second, intituled *An Act to continue so much of an Act made in the Nineteenth Year of the Reign of His present Majesty, as relates to the further Punishment of Persons going armed or disguised in Defiance of the Laws of Customs or Excise and to the Relief of the Officers of the Customs in Informations upon Seizures; and to appropriate certain Penalties mentioned in an Act, made in the last Session of Parliament, for the due making of Bread, and to regulate the Price and Affize thereof and to punish Persons who shall adulterate Meal, Flour or Bread*: And Whereas an Act was passed in the Third Year of the Reign of His present Majesty King *George* the Third, intituled, *An Act for explaining and amending an Act made in the Thirty first Year of the Reign of His late Majesty King George the Second, intituled An Act for the due making of Bread, and to regulate the Price and Affize thereof, and to punish Persons who shall adulterate Meal, Flour or Bread*: And Whereas an Act was passed in the Thirtieth Year of the Reign of His said present Majesty, intituled *An Act for better regulating the Affize and making of Bread*: And Whereas an Act was passed in the Thirty third Year of the Reign of His said present Majesty, intituled *An Act to amend an Act made in the Thirty first Year of the Reign of His said late Majesty King George the Second, intituled An Act for the due making of Bread, and to regulate the Price and Affize thereof; and to punish Persons who shall adulterate Meal, Flour or Bread with respect to the Time within which certain Prosecutions directed by the said Act are to be brought*: And Whereas an Act was passed in the Thirty fourth Year of the Reign of His said present Majesty, intituled *An Act for the better Observation of the Lord's Day, by Persons exercising the Trade of Bakers*: And Whereas an Act was passed in the Thirty sixth Year of the Reign of His said present Majesty, intituled *An Act to permit Bakers to make and sell certain Sorts of Bread*: And Whereas an Act was passed in the Thirty seventh Year of the Reign of His said present Majesty, intituled *An Act to amend and render more effectual an Act made in the Thirty first Year of the Reign of His late Majesty King George the Second, intituled An Act for the due making of Bread, and to regulate the Price and Affize thereof; and to punish Persons who shall adulterate Meal, Flour or Bread, so far as the same relates to the Affize and making*

31 G. 2. c. 29.
32 G. 2. c. 18.
§ 2.
3 G. 3. c. 11.
13 G. 3. c. 62.
33 G. 3. c. 37.
34 G. 3. c. 61.
36 G. 3. c. 22.
37 G. 3. c. 98.

38 G. 3. c. lv.

‘ making of Bread to be sold in the City of London and the Liberties thereof, and within the Weekly Bills of Mortality, and within Ten Miles of the Royal Exchange: And Whereas an Act was passed in the Thirty eighth Year of the Reign of His said present Majesty, intituled *An Act for amending an Act made in the last Session of Parliament, intituled An Act to amend and render more effectual an Act, made in the Thirty first Year of the Reign of His late Majesty King George the Second, intituled An Act for the due making of Bread, and to regulate the Price and Assize thereof; and to punish Persons who shall adulterate Meal, Flour or Bread, so far as the same relates to the Assize and making of Bread to be sold in the City of London and the Liberties thereof, and within the Weekly Bills of Mortality, and within Ten Miles of the Royal Exchange:* And

39 & 40 G. 3. c. 74.

Whereas an Act was passed in the Thirty ninth and Fortieth Year of the Reign of His said present Majesty, intituled *An Act for amending several Acts for regulating the Price and Assize of Bread:*

41 G. 3. (U. K.) c. 12.

And Whereas an Act was passed in the Forty first Year of the Reign of His present Majesty, intituled *An Act to amend an Act made in the Thirty sixth Year of the Reign of His present Majesty, intituled An Act to permit Bakers to make and sell certain Sorts of Bread:* And Whereas an Act was passed in the Forty fifth Year

45 G. 3. c. xxiii.

of the Reign of His said present Majesty, intituled *An Act for amending an Act passed in the Thirty seventh Year of His present Majesty, to amend and render more effectual an Act made in the Thirty first Year of His late Majesty, for the due making of Bread, and to regulate the Price and Assize thereof, and to punish Persons who shall adulterate Meal, Flour or Bread, so far as the same relates to the Assize and making of Bread to be sold in the City of London and the Liberties thereof, and within the Weekly Bills of Mortality and Ten Miles of the Royal Exchange:* And Whereas an Act was passed in the Forty eighth Year of the Reign of His said present

48 G. 3. c. lxx.

Majesty, intituled *An Act to alter and amend an Act of the Thirty first Year of His late Majesty, for the due making of Bread, and to regulate the Price and Assize thereof; and to punish Persons who shall adulterate Meal, Flour or Bread, so far as the same relates to the weighing of Bread to be baked and sold within the Weekly Bills of Mortality and within Ten Miles of the Royal Exchange:* And Whereas it is deemed expedient that the said several recited Acts, so far as the same relate to the City of London and the Liberties thereof, and the Towns and Places within the Bills of Mortality, and within Ten Miles from the Royal Exchange in the said City of London, should be repealed; and that there shall no longer be an Assize of Bread, or any Regulations respecting the Price of the same, within the said Limits; and that the Provisions for punishing Persons who shall adulterate Meal, Flour or Bread, or who shall sell Bread deficient in its due Weight, should be consolidated and amended; but inasmuch as the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament; May it 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 several recited Acts of the Thirty first and Thirty second Years of the Reign of His said late Majesty

repealed as to
within Ten
Miles of the
Royal Exchange.

Majesty King *George* the Second, and the Third, Thirteenth, Thirty third, Thirty fourth, Thirty sixth, Thirty seventh, Thirty eighth, Thirty ninth and Fortieth, Forty first, Forty fifth and Forty eighth Years of the Reign of His said present Majesty, and all and every other Acts or Act of Parliament (if any (a)) relating to the making and selling of Bread, or the Assize and Price thereof, or the Punishment of Persons who shall adulterate Meal, Flour or Bread, or who shall sell Bread deficient in its due Weight, shall, so far as respects the City of *London*, and the Liberties thereof, and the Divisions, Towns and Places within the Weekly Bills of Mortality, and within the Distance of Ten Miles from the *Royal Exchange*, and the Bread and Meal Flour made, sold and being therein, be and the same are hereby repealed; and there shall be no longer any Assize of Bread within the same City, Liberties, Divisions, Towns and Places, or any Regulations respecting the Price thereof. (a) [See 38 G. 3. c. 62.]

Assize of Bread abolished.

II. And be it further enacted, That it shall be lawful for any Person or Persons whomsoever in the said City of *London* and Liberties thereof, and within the Weekly Bills of Mortality, and within Ten Miles of the *Royal Exchange* in the said City, to make, bake, sell and expose for Sale, any Bread made of Flour or Meal of Wheat, Barley, Rye, Oats, Buck Wheat, Indian Corn, Pease, Beans, Rice, and every other Kind of Grain whatsoever, and Potatoes, or any of them, and with any Common Salt, pure Water, Eggs, Milk, Yeast, Barm, Leaven and Potatoe Yeast, and mixed in such Proportions as the Makers or Sellers of such Bread shall think fit; any Law, Usage or Custom to the contrary thereof in any wise notwithstanding.

Bread made of proper Materials, and sold at Prices Bakers may think proper.

III. And be it further enacted, That no Person or Persons making, or who shall make Bread for Sale within the said City of *London*, or the Liberties thereof, or the Weekly Bills of Mortality, or within Ten Miles of the *Royal Exchange*, nor any Journeyman or other Servant of any such Person or Persons as last mentioned, shall at any time or times, in the making of Bread for Sale, put any Alum or Preparation or Mixture in which Alum shall be an Ingredient, or any other Preparation or Mixture in lieu of Alum, into the Dough of such Bread, or in any wise use or cause to be used any Alum or any other unwholesome Mixture, Ingredient or Thing whatsoever, in the making of such Bread, on any Account, or under any Colour or Pretence whatsoever; upon Pain that every such Person, whether Master or Journeyman, or other Person, who shall knowingly offend in the Premises, and shall be convicted of any such Offence, either by his, her or their own Confession, or by the Oath of One or more Witnesses or Witnesses, shall, on every such Conviction, forfeit and pay any Sum of Money not exceeding Twenty Pounds, or shall, by Warrant under the Hand and Seal or Hands and Seals of the Magistrate or Magistrates, Justice or Justices, before whom such Offender shall be convicted, be apprehended and committed to the House of Correction, or some Prison of the City, County, Borough or Place where the Offence shall have been committed, or the Offender or Offenders shall be apprehended, there to remain and be kept to hard Labour for any time not exceeding Six Calendar Months from the time of such Commitment, as any such Magistrate or Magistrates, Justice or Justices, shall think fit and order; and it shall be lawful for the Magistrate or Magistrates, Justice or Justices, before whom any such Offender shall be convicted, and he and they is

Bakers not to use Alum, &c. in making of Bread for Sale;

Penalty.

Imprisonment.

and are hereby required to cause the Offender's Name, Place of Abode and Offence, to be published in some Newspaper which shall be printed or published in or near the City of *London*, or the Liberty of *Westminster*, and to defray the Expences of publishing the same out of the Money to be forfeited as last mentioned, if any shall be so forfeited and shall be paid or recovered.

Adulterating
Corn, &c. whe-
ther at time of
grinding, &c. or
selling Meal, &c.
of one Sort of
Grain for an-
other Sort.

Penalty.

Loaves made of
Meal of any
other Grain than
Wheat, marked
with letter M.

Penalty.

Magistrates, or
Peace Officers
by their War-
rants, may
search Bakers
Premises, and if
any adulterated
Flour, &c. found,
it may be seized
and disposed of.

IV. And be it further enacted, That no Person shall knowingly put into any Corn, Meal or Flour, which shall be ground, dressed, bolted or manufactured for Sale in the said City of *London* or Liberties thereof, or within the said Weekly Bills of Mortality, or within Ten Miles from the said *Royal Exchange*, either at the time of grinding, dressing, bolting or in any wise manufacturing the same, or at any other time or times, any Ingredient, Mixture or thing whatsoever; or shall knowingly sell, offer or expose to or for Sale, any Meal or Flour of one Sort of Grain as or for the Meal or Flour of any other Sort of Grain, or any thing as or for or mixed with the Meal or Flour of any Grain, which shall not be the real and genuine Meal or Flour of the Grain the same shall import to be and ought to be; upon Pain that every Person who shall offend in the Premises, and shall be thereof convicted in manner hereinafter prescribed, shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds, as the Magistrate or Magistrates, Justice or Justices, before whom any such Offender or Offenders shall be convicted, shall think fit or order.

V. And be it further enacted, That every Loaf of every Sort of Bread, made of the Meal or Flour of any other Grain than Wheat, which shall be made for Sale, or be sold, carried out, offered or exposed in any wise to or for Sale within the said City or the Liberty thereof, or within the Weekly Bills of Mortality, or within Ten Miles of the *Royal Exchange*, shall be marked with a large Roman M; and that every Person who shall make for Sale, sell, offer or expose to or for Sale, any Loaf of any such Sort of Bread which shall be made of the Meal or Flour of any other Grain than Wheat, which shall not be marked as hereinbefore directed, shall for every time he, she or they shall so offend in the Premises, and be thereof convicted in manner hereafter directed, forfeit and pay a Sum not exceeding Forty Shillings for every Loaf of such Bread which shall not be so marked as hereinbefore is directed, as the Justice or Justices before whom any such Person shall be convicted, shall from time to time adjudge.

VI. And be it also enacted, That it shall be lawful for any Magistrate or Magistrates, Justice or Justices of the Peace, within the Limits of their respective Jurisdictions, and also for any Peace Officer or Peace Officers, authorized by Warrant under the Hand and Seal or Hands and Seals of any such Magistrate or Magistrates, Justice or Justices (and which Warrant any such Magistrate or Magistrates, Justice or Justices, is and are hereby empowered to grant) at reasonable times, in the Day-time, to enter into any House, Mill, Shop, Stall, Bakehouse, Boltinghouse, Pastry Warehouse, Outhouse or Ground, of or belonging to any Miller, Mealman or Baker, or other Person who shall grind Grain, or dress or bolt Meal or Flour, or make Bread for Reward or Sale within the said City or Liberties, or Weekly Bills of Mortality, or within Ten Miles of the *Royal Exchange*, and to take with him or them to his or their Assistance One or more Master Miller, Mealman or Baker, or Millers, Mealmen or Bakers,

Bakers, and to search or examine whether any Mixture, Ingredient or Thing, not the genuine Produce of the Grain such Meal or Flour shall import or ought to be, shall have been mixed up with or put into any Meal or Flour in the Possession of such Miller, Mealman or Baker, either in the grinding of any Grain at the Mill, or in the dressing, bolting or manufacturing thereof, whereby the Purity of any Meal or Flour is or shall be in any wise adulterated, or whether any Alum or other Ingredient shall have been mixed up with or put into any Dough or Bread in the Possession of any such Baker or other Person, whereby any such Dough or Bread is or shall be in any wise adulterated; and also to search for Alum or any other Ingredient which may be intended to be used in or for any such Adulteration or Mixture; and if on any such Search it shall appear that any such Meal, Flour, Dough or Bread, so found, shall have been so adulterated by the Person in whose Possession it shall then be, or any Alum or other Ingredient shall be found, which shall seem to have been deposited there in order to be used in the Adulteration of Meal, Flour or Bread; then and in every such case, it shall be lawful for every such Magistrate or Magistrates, Justice or Justices of the Peace, or Officer or Officers authorized as aforesaid, respectively within the Limits of their respective Jurisdictions, to seize and take any Meal, Flour, Dough or Bread, which shall be found in any such Search, and deemed to have been adulterated, and all Alum and other Ingredients and Mixtures which shall be found and deemed to have been used or intended to be used in or for any such Adulteration as aforesaid; and such Part thereof as shall be seized by any Peace Officer or Officers authorized as aforesaid, shall, with all convenient Speed after Seizure, be carried to some Magistrate or Magistrates, Justice or Justices of the Peace, within the Limits of whose Jurisdiction the same shall have been so seized; and if any Magistrate or Magistrates, Justice or Justices, who shall make any such Seizure in pursuance of this Act, or to whom any thing so seized under the Authority of this Act shall be brought, shall adjudge that any such Meal, Flour, Dough or Bread so seized, shall have been adulterated by any unwholesome or improper Mixture or Ingredient put therein, or shall adjudge that any Alum or other Ingredient or Mixture so found as aforesaid shall have been deposited or kept where so found, for the Purpose of adulterating Meal, Flour or Bread; then and in any such case, every such Magistrate or Magistrates, Justice or Justices of the Peace, is and are hereby required, within the Limits of their respective Jurisdictions, to dispose of the same, as he or they in his or their Discretion shall from time to time think proper.

VII. And be it further enacted, That every Miller, Mealman or Baker, within the said City or Liberties, or the Weekly Bills of Mortality, or within Ten Miles of the *Royal Exchange*, in whose House, Mill, Shop, Stall, Bakehouse, Boltinghouse, Paltry Warehouse, Out-house, Ground or Possession, any Alum or other Ingredient or Mixture shall be found, which shall after due Examination be adjudged by any Magistrate or Magistrates, Justice or Justices of the Peace, to have been deposited there for the Purpose of being used in adulterating Meal, Flour or Bread, shall, on being convicted of any such Offence, either by his, her or their own Confession, or by the Oath of One or more credible Witness or Witnesses, forfeit and pay on every such Conviction any Sum of Money not exceeding Twenty

Bakers in whose Premises shall be found any Ingredients for adulterating Flour, &c.

Penalty.

Pounds, or shall, by Warrant under the Hand and Seal or Hands and Seals of the Magistrate or Magistrates, Justice or Justices before whom such Offender shall be convicted, be apprehended and committed to the House of Correction, or some Prison of the City, County or Place, where the Offence shall have been committed, or the Offender or Offenders shall be apprehended, there to remain and be kept to hard Labour for any time not exceeding Six Calendar Months from the time of such Commitment, as any such Magistrate or Magistrates, Justice or Justices, shall think fit and order (unless the Party or Parties charged with any such Offence shall make it appear to the Satisfaction of the Magistrate or Magistrates, Justice or Justices, who shall find or seize any such Alum or other Ingredient or Mixture, or before whom the same shall be brought, that such Alum or other Ingredient or Mixture was not nor were brought or lodged where the same was or were found or seized, with any Design or Intent to have been put into any Meal, Flour or Bread, or to have adulterated therewith the Purity of any Meal, Flour or Bread, but that the same was or were in the Place or Places in which the same shall have been so found or seized as aforesaid, for some other lawful Purpose); and it shall be lawful for the Magistrate or Magistrates, Justice or Justices, before whom any such Offender shall be convicted, and he and they is and are hereby required to cause the Offender's Name, Place of Abode and Offence, to be published in some Newspaper which shall be printed or published in or near the City of London, and to defray the Expence of publishing the same out of the Money to be forfeited as last mentioned, if any shall be so forfeited, and shall be paid or recovered.

Obstructing any Search or the Seizure of any Flour, &c. or Ingredient to adulterate it.

Penalty.

If any Baker shall make it appear that any Offence for which he shall have paid Penalty, shall have been occasioned by the wilful Default of a Servant, Magistrate may order Servant to make Recompence, &c.

VIII. And be it further enacted, That if any Person or Persons shall wilfully obstruct or hinder any such Search as hereinbefore is authorized to be made, or the Seizure of any Meal, Flour, Dough or Bread, or of any Alum or other Ingredient or Mixture which shall be found on any such Search, and deemed to have been lodged with an Intent to adulterate the Purity or Wholesomeness of any Meal, Flour, Dough or Bread, or shall wilfully oppose or resist any such Search being made, or the carrying away any such Alum or other Ingredient or Mixture as aforesaid, or any Meal, Flour, Dough or Bread, which shall be seized as being adulterated, or as not being made pursuant to this Act, he, she or they so doing or offending in any of the cases last aforesaid, shall, for every such Offence, on being convicted thereof, forfeit and pay such Sum not exceeding Ten Pounds, as the Magistrate or Magistrates, Justice or Justices, before whom such Offender or Offenders shall be convicted, shall think fit and order: Provided also, that if any Person making or who shall make Bread for Sale within the City of London, or the Liberties thereof, or the Weekly Bills of Mortality, or within Ten Miles of the Royal Exchange, shall at any time make Complaint to any Magistrate or Magistrates, Justice or Justices of the Peace within his or their Jurisdiction, and make appear to him or them by the Oath of any credible Witness, that any Offence which such Person shall have been charged with, and for which he or she shall have incurred and paid any Penalty under this Act, shall have been occasioned by or through the wilful Act, Neglect or Default of any Journeyman or other Servant employed by or under such Person so making Complaint, then and in any such case any such Magistrate or Magistrate, Justice

Justice or Justices, may and is or are hereby required to issue out his or their Warrant under his or their Hand and Seal or respective Hands and Seals, for bringing any such Journeyman or Servant before any such Magistrate or Magistrates, Justice or Justices, or any Magistrate or Justice of the Peace acting in and for the City, County, Division or Place where the Offender can be found; and on any such Journeyman or Servant being thereupon apprehended and brought before any such Magistrate or Magistrates, Justice or Justices, he or they, within his or their respective Jurisdiction, is and are hereby authorized and required to examine into the Matter of such Complaint, and on Proof thereof upon Oath to the Satisfaction of any such Magistrate or Magistrates, Justice or Justices of the Peace, who shall hear such Complaint, then any such Magistrate or Magistrates, Justice or Justices, is and are hereby directed and authorized, by any Order under his or their respective Hand or Hands to adjudge and order what reasonable Sum of Money shall be paid by any such Journeyman or Servant to his Master or Mistress as or by way of Recompence to him or her for the Money he or she shall have paid by reason of the wilful Act, Neglect or Default of any such Journeyman or Servant; and if any such Journeyman or Servant shall neglect or refuse, on his Conviction, to make immediate Payment of the Sum of Money which any such Magistrate or Magistrates, Justice or Justices, shall order him to pay by reason of such his said wilful Neglect or Default, then any such Magistrate or Magistrates, Justice or Justices, within his or their respective Jurisdiction, is or are hereby authorized and required, by Warrant under his or their Hand and Seal or Hands and Seals, to cause such Journeyman or Servant to be apprehended and committed to the House of Correction, or some other Prison of the City, County, Division or Place in which such Journeyman or Servant shall be apprehended or convicted, to be there kept to hard Labour for any time not exceeding Six Months from the time of such Commitment, as to such Magistrate or Magistrates, Justice or Justices, shall seem reasonable, unless Payment shall be made of the Money ordered, after such Commitment, and before the Expiration of the said Term of Six Months.

Imprisonment.

IX. And be it further enacted, That the several Loaves hereafter mentioned, of every Sort of Bread which shall be made for Sale, within the said Cities or Liberties, and the Weekly Bills of Mortality, and within Ten Miles of the *Royal Exchange*, shall always weigh, in Avoirdupois Weight, as follows: that is to say, every Peck Loaf shall weigh Seventeen Pounds Six Ounces; every Half Peck, Eight Pounds Eleven Ounces; every Quarter Peck Loaf, Four Pounds Five Ounces and Half an Ounce; every Half quarter of a Peck Loaf Two Pounds Two Ounces and Three Quarters of an Ounce; and every Pound Loaf, Sixteen Ounces; and that every Baker and Seller of Bread shall cause to be fixed in some convenient Place of his or her Shop, a Beam and Scales with proper Weights; and that any Person or Persons who may purchase any Bread of any such Baker or Seller of Bread, may, if he, she or they shall think proper, require the same to be weighed in his, her or their Presence.

Weight of the several Sorts of Loaves of Bread.

Scales and Weights to be kept to weigh Bread if required. Neglecting.

X. And be it further enacted, That any Baker or Seller of Bread within the City of *London* and Liberties thereof, and within the Weekly Bills of Mortality and Ten Miles of the *Royal Exchange*,

who shall neglect to fix such Beam and Scales in some convenient Part of his or her Shop; or to provide and keep for Use proper Weights, or whose Weights shall be deficient in their due Weight; or who shall refuse to weigh any Bread purchased in his, her or their Shop, in the Presence of the Party or Parties requiring the same; he, she or they shall, for every such Offence, forfeit and pay a Sum not exceeding Forty Shillings, as the Magistrate or Magistrates, Justice or Justices, before whom such Offender shall be convicted, shall think fit.

Penalty.

Short Weight.

XI. And be it further enacted, That every Baker or Seller of Bread within the City of *London* and the Liberties thereof, within the Weekly Bills of Mortality, and within Ten Miles of the *Royal Exchange*, who shall sell or offer for Sale any Bread in his, her or their Shop, or who shall deliver any Bread to any Customer or Customers, deficient in its due Weight according to the Weight of the several Loaves as are hereinbefore directed respectively to weigh, shall, for every such Offence, forfeit and pay a Sum not exceeding Ten Shillings for every Ounce deficient in Weight, and so in Proportion for any Quantity less than an Ounce, as the Justice or Justices before whom such Offender shall be convicted, shall think fit: Provided always, that no Baker or Seller of Bread shall be liable for any Deficiency in the Weight of any Bread, unless the same shall be weighed, and the Deficiency of the Weight thereof ascertained, within Twenty four Hours next following the time of the same having been baked; and that nothing in this Act contained shall be construed to extend or to include such Bread as is usually made and sold under the Denomination of French or Fancy Bread or Rolls.

Penalty.

Proviso.

Proviso for
French Bread.

Bakers shall not
bake Bread or
Rolls on Sun-
days; nor sell
Bread, nor bake
Meat, Pies, &c.
except from
Nine till Two on
Sundays.

XII. Provided always, and be it further enacted, That no Master, Mistress, Journeyman or other Person respectively exercised or employed in the Trade or Calling of a Baker within the City of *London* or Liberties thereof, or within the Weekly Bills of Mortality, or Ten Miles of the *Royal Exchange*, shall on the Lord's Day or on any Part thereof, make or bake any Bread, Rolls or Cakes, of any Sort or Kind; or shall, on any Part of the said Day, excepting between the Hours of Nine of the Clock in the Forenoon and Two of the Clock in the Afternoon (a), on any Pretence whatsoever, sell or expose to Sale, or permit or suffer to be sold or exposed to Sale any Bread, Rolls or Cakes of any Sort or Kind; or bake or deliver, or permit or suffer to be baked or delivered any Meat, Pudding, Pie, Tart or Victuals, except as hereinafter is excepted; or in any other manner exercise the Trade or Calling of a Baker, or be engaged or employed in the Business or Occupation thereof; save and except so far as may be necessary in setting and superintending the Sponge to prepare the Bread or Dough for the following Day's baking; and every Person offending against the last mentioned Regulations, or any One or more of them, or making any Sale or Delivery hereby allowed between the Hours aforesaid, otherwise than within the Bakehouse or Shop, and being thereof convicted before any Justice of the Peace of the City, County or Place, where the Offence shall be committed, within Six Days from the Commission thereof, either upon the View of such Justice, or on Confession by the Party, or Proof by One or more Witnesses or Witnesses upon Oath, shall, for every such Offence, forfeit and pay a Sum not exceeding

Forfeiture, Penalty and Punishment hereinafter mentioned; that is to say, for the First Offence the Penalty of Ten Shillings, for the Second Offence the Penalty of Twenty Shillings, and for the Third and every subsequent Offence respectively the Penalty of Forty Shillings, and shall moreover upon every such Conviction bear and pay the Costs and Expences of the Prosecution; such Costs and Expences to be assessed, settled and ascertained by the Justice convicting; and the Amount thereof, together with such Part of the Penalty as such Justice shall think proper to be allowed to the Prosecutor or Prosecutors for loss of Time in instituting and following up the Prosecution, at a Rate not exceeding Three Shillings *per Diem*, and to be paid to the Prosecutor or Prosecutors for his, her and their own Use and Benefit; and the Residue of such Penalty to be paid to such Justice, and within Seven Days after his Receipt thereof to be transmitted by him to the Churchwardens or Overseers of the Parish or Parishes where the Offence shall be committed, to be applied for the Benefit of the Poor thereof; and in case the whole Amount of the Penalty and of the Costs and Expences aforesaid, be not paid within Fourteen Days after Conviction of the Offender or Offenders, such Justice shall and may by Warrant under his Hand and Seal, direct the same to be raised and levied by Distress and Sale of the Goods and Chattels of the Offender or Offenders, and in Default or Insufficiency of such Distress, commit the Offender or Offenders to the House of Correction, on a First Offence for the Space of Seven Days, for a Second Offence for the Space of Fourteen Days, and on a Third or any subsequent Offence for the Space of One Month, unless the whole of the Penalty, Costs and Expences be sooner paid and discharged: Provided nevertheless, that it shall be lawful for every Master or Mistress Baker, residing within the Limits aforesaid, to deliver to his or her Customers on the Lord's Day, any Bakings until Half an Hour past Two of the Clock in the Afternoon of that Day (a), without incurring or being liable to any of the Penalties in this Act contained.

(a) [See 34 G. 3. c. 61. § 2.]

XIII. Provided always, and be it further enacted, That no Person who shall follow or be concerned in the Business of a Miller, Mealman or Baker, shall be capable of acting, or shall be allowed to act as a Justice of the Peace under this Act, or in putting in Execution any of the Powers in or by this Act granted; and if any Miller, Mealman or Baker, shall presume so to do, he or they so offending in the Premises, shall, for every such Offence, forfeit and pay the Sum of Fifty Pounds to any Person or Persons who will inform or sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, Bill, Plaint or Information, wherein no Essoin, Wager of Law, or more than One Imparance shall be allowed.

XIV. And, for the better and more easy Recovery of the several Penalties and Forfeitures to be incurred by Disobedience to this Act, and the Powers herein contained, be it further enacted, That it shall be lawful for the Mayor of the said City of *London* for the time being, or any Alderman of the said City, within the said City or the Liberties thereof, and to and for any other of His Majesty's Justices of the Peace, or any One of them, within their respective Counties, Divisions, Cities, Towns Corporate, Liberties or Jurisdictions,

Penalties.

Recovery and Application thereof.

Distress.

Bakings may be delivered till Half-past Two on Sunday.

No Miller, &c. to act as a Justice in the Execution of Act.

Penalty.

All Offences against this Act may be heard and determined in a summary Way by Magistrates within their respective Jurisdictions.

Oath.

dictions, within the Weekly Bills of Mortality, or Ten Miles of the *Royal Exchange*, to hear and determine, in a summary Way, all Offences committed against the true Intent and Meaning of this Act, and for that Purpose to summon before them, or any of them, within their respective Jurisdctions, any Party or Parties accused of being an Offender or Offenders against the true Intent and Meaning of this Act, and in case the Party accused shall not appear on such Summons, or offer some reasonable Excuse for his Default, then, upon Oath by any credible Witness, of any Offence committed contrary to the true Intent and Meaning of this Act, any such Magistrate or Magistrates, Justice or Justices, shall issue his or their Warrant or Warrants for apprehending the Offender or Offenders within the Jurisdiction of any such Magistrate or Magistrates, Justice or Justices; and upon the Appearance of the Party or Parties accused, or in case he, she or they shall not appear, on Notice being given to or left for him, her or them at his, her or their usual Place of Abode, or if he or they cannot be apprehended on a Warrant granted against him, her or them as hereinbefore is directed, then and in any such case any such Magistrate or Magistrates, Justice or Justices, is and are hereby authorized and required to proceed to make Inquiry touching the Matters complained of, and to examine any Witness or Witnesses who shall be offered on either Side, on Oath as aforesaid, and which Oath every such Magistrate or Magistrates, Justice or Justices, is and are hereby authorized, empowered and required to administer; and after hearing the Parties who shall appear, and the Witnesses who shall be offered on either Side, such Magistrate or Magistrates, Justice or Justices, shall convict or acquit the Party or Parties accused; and if the Penalty or Money forfeited on any such Conviction shall not be paid within the Space of Twenty four Hours after any such Conviction, every such Magistrate or Magistrates, Justice or Justices, shall thereupon issue a Warrant or Warrants under his Hand and Seal, or their Hands and Seals respectively, directed to any Peace Officer or Officers within their respective Jurisdctions, and thereby require him or them to make Distress of the Goods or Chattels of the Offender or Offenders within such their respective Jurisdctions, to satisfy such Penalty or Money forfeited and the Costs of the Prosecution and Distress; and if any Offender should convey away his Goods out of the Jurisdiction of any such Magistrate or Magistrates, Justice or Justices, before whom he was convicted, or so much thereof that the Penalty or Money forfeited cannot be levied, then some Magistrate or Justice within whose Jurisdiction the Offender shall have removed his Goods, shall back the Warrant granted by any such Magistrate or Justice, Magistrates or Justices as aforesaid, and thereupon the Penalty forfeited shall be levied on the Offender's Goods and Chattels by Distress and Sale thereof; and if within Five Days from the Distress being taken, the Penalty or Money forfeited and Costs shall not be paid, the Goods seized shall be appraised and sold, rendering the Overplus (if any) after deducting the Penalty or Forfeiture, and the Costs and Charges of the Prosecution, Distress and Sale, to the Owner or Owners thereof, which Charges shall be ascertained by the Magistrate or Magistrates, Justice or Justices, before whom any such Offender or Offenders shall have been so convicted, or by the Magistrate or Justice who backed the Warrant, if

either

Penalties may be
levied by Distress
and Sale.

Distress.

either of them shall continue alive, and if not by some other Magistrate or Justice of the City, County, Division or Place, in which the Offender shall have been convicted, on Application for that Purpose to be made to any such Justice; and for want of such Distress, then every such Magistrate or Justice, within whose respective Jurisdiction any such Offender or Offenders shall reside or be, shall, on the Application of any Prosecutor or Prosecutors, and Proof on Oath made of the Conviction and Nonpayment of the Penalty and Charges, by Warrant under his Hand and Seal, commit every such Offender or Offenders to the Common Gaol or House of Correction of the City, County, Division or Place, where such Offender or Offenders shall be found, there to remain for the Space of One Calendar Month from the time of such Commitment; unless after such Commitment Payment shall be made of the said Penalty or Forfeiture, and Costs and Charges, before the Expiration of the said One Calendar Month; and all such Penalties and Forfeitures when recovered shall be paid to the Informer.

XV. And be it further enacted, That if it shall be made out by the Oath of any credible Person or Persons, to the Satisfaction of any Magistrate or Magistrates, Justice or Justices, that any one within the Jurisdiction of any such Magistrate or Magistrates, Justice or Justices, is likely to give or offer material Evidence on behalf of the Prosecutor of any Offender or Offenders against the true Intent and Meaning of this Act, or on behalf of the Person or Persons accused, and will not voluntarily appear before such Magistrate or Magistrates, Justice or Justices, to be examined, and give his, her or their Evidence concerning the Premises, every such Magistrate or Magistrates, Justice or Justices, is and are hereby authorized and required to issue his or their Summons to convene every such Witness and Witnesses before any such Magistrate or Magistrates, Justice or Justices, at such reasonable times as in such Summons shall be fixed, and if any Person so summoned shall neglect or refuse to appear at the time by such Summons appointed, and no just Excuse shall be offered for such Neglect or Refusal, then (after Proof upon Oath of such Summons having been duly served upon the Party or Parties so summoned) every such Magistrate and Magistrates, Justice and Justices, is and are hereby authorized and required to issue his or their Warrant under his Hand and Seal or their Hands and Seals, to bring every such Witness or Witnesses before any such Magistrate or Magistrates, Justice or Justices; and on the Appearance of any such Witness before any such Magistrate or Magistrates, Justice or Justices, every such Magistrate or Magistrates, Justice or Justices, is and are hereby authorized and empowered to examine upon Oath every such Witness; and if any such Witness, on his or her Appearance, or on being brought before any such Magistrate or Magistrates, Justice or Justices, shall refuse to be examined on Oath concerning the Premises, without offering any just Excuse for such Refusal, any such Magistrate or Magistrates, Justice or Justices, within the Limits of his or their Jurisdiction, may, by Warrant under his Hand and Seal, or their Hands and Seals, commit any Person or Persons, so refusing to be examined, to the Public Prison of the City, County, Division, Liberty or Place, in which the Person or Persons so refusing to be examined shall be, there to remain for any time not exceeding Fourteen Days, as any such Magistrate or Magistrates, Justice or Justices, shall direct.

For want of Distress, the Offenders to be committed for One Month, unless Payment be sooner made.

Power to summon material Evidences, and to compel Appearance.

Witnesses to be examined on Oath;

and on Refusal may be committed for any Time not exceeding 14 Days.

XVI. And

Perjury.

XVI. And be it further enacted, That if any Person who shall take any Oath by this Act directed to be taken, or be examined on Oath by virtue or in Execution of this Act, shall wilfully forswear himself or herself, or shall at any time afterwards wilfully break any such Oath, every such Person shall be subject and liable to be prosecuted as for Perjury, by Indictment or Information, according to due Course of Law; and if convicted, shall be subject and liable to the Pains and Penalties which Persons convicted of wilful and corrupt Perjury are subject and liable to.

Conviction to be drawn up in the following Form.

XVII. And be it further enacted, That the Magistrate or Magistrates, Justice or Justices, before whom any Person shall be convicted in manner prescribed by this Act, shall cause every such Conviction to be drawn up in the Form or to the Effect following; that is to say,

‘ } BE it remembered, That on this
 ‘ to wit. } Day of in the
 ‘ Year of the Reign of A. B. is
 ‘ convicted before Majesty’s Justices of the Peace
 ‘ for the said County of [or, for the
 ‘ Division of the said County of
 ‘ or, for the City, Liberty or Town of
 ‘ as the case shall happen to be], for and
 ‘ do adjudge him, her or them [as the same
 ‘ may be], to pay and forfeit for the same, the Sum of
 ‘ Given under the Day and
 ‘ Year aforesaid.’

Certiorari, &c.

XVIII. And be it further enacted, That no Certiorari, Letters of Advocation or of Suspension, shall be granted to remove any Conviction or other Proceedings had thereon in pursuance of this Act.

Persons aggrieved by the Judgment of any Magistrate or Justice may appeal to the next General Quarter Sessions, &c.

XIX. Provided always, and it is hereby further enacted, That if any Person convicted of any Offence punishable by this Act, shall think him, her or themselves aggrieved by the Judgment of the Magistrate or Magistrates, Justice or Justices, before whom he, she or they shall have been convicted, such Person shall have Liberty from time to time to appeal to the Justices at the next General or General Quarter Sessions of the Peace which shall be held for the City, County, Division, Liberty, Town or Place, where such Judgment shall have been given, and that the Execution of such Judgment shall in such case be suspended; the Person so convicted entering into a

Recognizance.

Recognizance at the time of such Conviction, or within Twenty four Hours after the same shall be made, with Two sufficient Sureties, in Double the Sum which such Person shall have been adjudged to pay or forfeit, upon Condition to prosecute such Appeal with Effect, and to be forthcoming to abide the Judgment and Determination of the Justices at their said next General or General Quarter Sessions, which Recognizance the Magistrate or Magistrates, Justice or Justices, before whom such Conviction shall be had, is and are hereby empowered and required to take; and the Justices in the said General or General Quarter Sessions are hereby authorized and required to hear and finally determine the Matter of every such Appeal, and to award such Costs as to them shall appear just and reasonable to be paid by either Party; and if upon hearing the said Appeal, the

If the former Judgment be affirmed the Appellant to pay

confirmed, such Appellant or Appellants shall immediately, or within Twenty four Hours afterwards, pay down the Sum he, she or they shall have been adjudged to forfeit, together with such Costs as the said Justices in their said General or General Quarter Sessions shall award to be paid to the Prosecutor or Informer, for defraying the Expences sustained by reason of any such Appeal; and in Default of the Appellants paying the same, any Two Justices or any One Magistrate or Justice of the Peace, having Jurisdiction in the Place into which any such Appellant or Appellants shall escape, or where he, she or they shall reside, shall and may, by Warrant under their Hands and Seals or his Hand and Seal, commit every such Appellant or Appellants to the Common Gaol of the City, County, Division or Place, where he, she or they shall be apprehended, until he, she or they shall make Payment of such Penalty, and of the Costs and Charges which shall be adjudged on the Conviction, or shall compound in respect thereof with the Informer, and pay the Composition Money agreed on to the Informer; but if the Appellant or Appellants in any such Appeal shall make good his, her or their Appeal, and be discharged of the said Conviction, reasonable Costs shall be awarded to the Appellant or Appellants against such Informer or Informers, who would (in case of such Conviction) have been entitled to the Penalty to have been recovered as aforesaid; and which Costs shall and may be recovered by the Appellant or Appellants against any such Informer or Informers, in like manner as Costs given at any General or General Quarter Sessions are recoverable.

XX. Provided also, and be it further enacted, That if any such Conviction shall happen to be made within Six Days before any General or General Quarter Sessions of the Peace shall be held for the City, County, Division, Town Corporate, Borough or Place where such Conviction shall have been made, then the Party or Parties who shall think him, her or themselves aggrieved by any such Conviction, shall and may, on entering into a Recognizance in manner and for the Purposes before directed, be at Liberty to appeal either to the then next or next following General or General Quarter Sessions of the Peace which shall be held for any such County, Division, City, Town Corporate, Borough, Liberty or Place where any such Conviction shall have been made.

XXI. And be it further enacted, That every Action or Suit which shall be brought or commenced against any Magistrate or Magistrates, Justice or Justices, or any Peace Officer or Officers, for any Matter or Thing done or committed by virtue of or under this Act, shall be commenced within Six Calendar Months next after the Fact committed, and not afterwards, and shall be laid or brought in the City, County or Place, where the Matter in dispute shall arise, and not elsewhere; and that the Statute made in the Twenty fourth Year of the Reign of King George the Second, intituled *An Act for rendering Justices of the Peace more safe in the Execution of their Office, and for indemnifying Constables and others acting in Obedience to their Warrants*, so far as the said Act relates to the rendering the Justices more safe in the Execution of their Office, shall extend and be construed to extend to the Magistrate and Magistrates, Justice and Justices of the Peace, acting under the Authority or in pursuance of this Act; and that no Action or Suit shall be had or commenced against, nor shall any Writ be sued out or Copy of any

down the Forfeiture and Costs;

and on Default to be committed.

If Judgment be reverted, and Appellant discharged, Costs to be awarded against the Informer.

If Conviction shall happen to be within Six Days of the Sessions, Appeal may then be made to the Sessions following.

Limitation of Actions.

24 G. 2. c. 44-extended to Magistrates, &c. acting under Authority of Act.

Notices.

any Writ be served upon any Peace Officer or Officers for any thing done in the Execution of this Act, until Seven Days after a Notice in Writing shall have been given to or left for him or them at his or their usual Place of Abode, by the Attorney for the Party intending to commence such Action, which Notice in Writing shall contain the Name and Place of Abode of the Person intending to bring such Action, and also of his Attorney, and likewise the Cause of Action or Complaint; and any Peace Officer or Officers shall be at Liberty, and may, by virtue of this Act, at any time within Seven Days after any such Notice shall have been given to or left for him, tender or cause to be tendered any Sum or Sums of Money as Amends for the Injury complained of, to the Party complaining or to the Attorney named in such Notice; and if the same is not accepted of, the Defendant or Defendants in any such Action or Actions may plead such Tender in Bar of such Action or Actions, together with the General Issue, or any other Plea, with Leave of the Court in which the Action shall be commenced; and if upon Issue joined on such Tender, the Jury shall find the Amends tendered to have been sufficient, they shall find a Verdict for the Defendant or Defendants; and in every such case, or if the Plaintiff shall become Nonfuit, or discontinue his Action, or if Judgment shall be given for the Defendant or Defendants upon Demurrer, or if any Action or Suit shall be brought after the time limited by this Act 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 a Verdict for the Defendant or Defendants, and the Defendant or Defendants shall be entitled to his or their Costs; but if the Jury shall find that no such Tender was made, or that the Amends tendered were not sufficient, or shall find against the Defendant or Defendants, or any Plea or Pleas by him or them pleaded, they shall then give a Verdict for the Plaintiff, and such Damages as they shall think proper, and the Plaintiff shall thereupon recover his Costs against every such Defendant or Defendants.

General Issue.

Defendant recovering to be allowed his Costs.

Plaintiff recovering entitled to Damages and Costs.

XXII. And be it further enacted, That if any Action or Suit shall be commenced against any other Person or Persons than a Justice or other Peace Officer, for any thing done in pursuance of this Act, the Defendant or Defendants in any such Action or Suit 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 so to have been done, or if a Verdict shall be recorded for the Defendant or Defendants, or if the Plaintiff shall be nonsuited or discontinue his Action after the Defendant or Defendants shall have appeared, or if Judgment shall be given upon a Verdict or Demurrer, against the Plaintiff or Plaintiffs, the Defendant or Defendants in every such Action shall and may recover Treble Costs, and have the like Remedy for the same as any Defendant or Defendants hath or have in other cases by Law, for the Recovery of his, her or their Costs.

General Issue.

Treble Costs.

Limitation of Actions.

Persons convicted under this Act not liable to

XXIII. Provided also, and be it likewise enacted, That no Person shall be convicted of any Offence under this Act, unless the Information in order for such Conviction shall be exhibited within Fourteen Days after the Offence committed, except in cases of Perjury; and that no Person who shall be prosecuted to Conviction for any Offence done

done or committed against this Act, shall be liable to be prosecuted for the same Offence under any other Law. other Prosecutions.

XXIV. And be it also enacted, That all Penalties and Forfeitures by this Act inflicted, and the Application of which is not hereinbefore directed, shall, when recovered or paid, go and be disposed of in manner following; that is to say, One Moiety thereof, where any Offender or Offenders shall be convicted either by his, her or their Confession, or by the Oath of One or more credible Witnesses or Witnesses, shall go and be paid to the Person or Persons who shall inform against and prosecute to Conviction any such Offender or Offenders; and the other Moiety thereof, or in case there be no such Person informing, then the whole thereof shall go and be paid or applied to or for the Use of the Poor of the Parish wherein such Offence shall be committed, or the Party convicted, as the Justice or Justices before whom such Offender or Offenders shall be convicted, shall in his or their Discretion think fit. Application of Penalties.

XXV. Provided always, and be it further enacted, That this Act, or any thing herein contained shall not extend, or be construed to extend, in any way to affect, lessen or infringe upon the Rights and Privileges of the City of *London*; or of the Worshipful Company of Bakers of the said City; or of the Wardmote Inquests of the said City; or of the City or Liberties of *Westminster*; or Borough of *Southwark*; or any Right or Custom of any Lord or Lords of any Leets; or the Rights of any Clerk or Clerks of the Market in any Place, which may be exercised and enjoyed by them, or any of them, by virtue of any Charters, Bye-Laws, Prescriptions, Usages, Customs, Privileges, Grants or Acts of Parliament (except so far as relates to the Assize of Bread, and the Regulations of the Price and Weight thereof); but that all such Rights and Privileges shall be held, exercised and enjoyed by the Parties respectively entitled thereto, as fully and amply, to all Intents and Purposes, as the same were held, exercised and enjoyed before the passing of this Act; any thing herein contained to the contrary notwithstanding. Proviso for Rights and Privileges of City of London, &c.

XXVI. And be it further enacted, That this Act shall commence and take Effect from and immediately after the First Day of *September* One thousand eight hundred and fifteen. Commencement of Act.

XXVII. 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.

Cap. c.

An Act for draining and allotting *Otmoor*, in the County of *Oxford*.
[12th July 1815.]

“ Allotment and Compensation for Tithes, § 35.”

PRIVATE ACTS,

PRINTED BY THE KING'S PRINTER,

AND WHEREOF THE PRINTED COPIES MAY BE GIVEN IN
EVIDENCE.

N. B. To each of these Acts is annexed a Clause in the Form following :

“ And be it further enacted, That this Act shall be printed by the several Printers to The King's Most Excellent Majesty, duly authorized to print the Statutes of the United Kingdom, and that a Copy thereof, so printed by any of them, shall be admitted as Evidence thereof, by all Judges, Justices and others.”

Cap. 1.

An Act for inclosing Lands in the Parish of *Agmondesham* otherwise *Amerfbam*, in the Counties of *Buckingham* and *Hertford*.
[23d March 1815.]

Cap. 2.

An Act for inclosing Lands within the Parish of *Headon cum Upton*, in the County of *Nottingham*. [23d March 1815.]
“ Allotments and Compensations for Tithes, § 26.

Cap. 3.

An Act for allotting Lands in the Parish of *Heydon*, in the County of *Essex*. [23d March 1815.]

Cap. 4.

An Act for inclosing Lands in the Parish of *Smallburgh*, in the County of *Norfolk*. [23d March 1815.]

Cap. 5.

An Act for inclosing Lands within the Tything of *Hawley*, in the Parish of *Tately*, in the County of *Southampton*. [23d March 1815.]

Cap. 6.

An Act for inclosing Lands in the Manor and Township of *Warco*, in the County of *Westmerland*. [23d March 1815.]
“ Allotments and Compensations for Tithes, § 26.”

Cap. 7.

An Act for inclosing Lands in the Parishes of *Stoke next Nayland*, *Nayland*, *Wiston* otherwise *Wiffington*, *Affington* and *Polstead*, in the County of *Suffolk*. [2d May 1815.]

“ Vicar of *Wiston* otherwise *Wiffington* not to grant Leases of Lands
 “ unless Consent of His Majesty, his Heirs and Successors as Patrons
 “ of the said Vicarage, § 34.

Cap. 8.

An Act for inclosing Lands in the Parish of *Dundry*, in the County of *Somerset*. [2d May 1815.]

Cap. 9.

An Act for inclosing Lands within the Parish of *Manby*, in the County of *Lincoln*. [2d May 1815.]

“ Allotments and Compensations for Tithes, § 24.

Cap. 10.

An Act for inclosing divers Tracts or Parcels of Moor, Common or Waste Grounds, within the Manor and Township of *Caton*, in the Parish of *Lancaster*, in the County Palatine of *Lancaster*. [2d May 1815.]

Cap. 11.

An Act for inclosing Lands in the Parish of *Redgrave*, and Hamlet of *Botefdale*, in the County of *Suffolk*. [2d May 1815.]

Cap. 12.

An Act for inclosing Lands in the Parishes of *Rickinghall Superior*, *Rickinghall Inferior* and *Hinderley*, in the County of *Suffolk*. [2d May 1815.]

Cap. 13.

An Act for inclosing Lands in the Parish of *Weston Market*, in the County of *Suffolk*. [2d May 1815.]

Cap. 14.

An Act for vesting Part of the Residuary Estate of *Hannah Silcock* Widow deceased, in Trustees upon Trust to sell and dispose of the same, and to lay out the Money arising therefrom in the Purchase of other Hereditaments to be settled in lieu thereof to the same Uses. [12th May 1815.]

Cap. 15.

An Act for vesting the Fee Simple of certain Pieces or Parcels of Ground, Messuages and other Hereditaments, situate in the Parish of *Saint Mary le Strand* otherwise *Strand* otherwise *Savoy*, formerly the Estate of *James Joye* Esquire deceased, in Trustees, upon the Trusts in an Indenture of Release of the Twentieth Day of *December* One thousand seven hundred and thirty five declared concerning the same Hereditaments. [12th May 1815.]

Cap.

Cap. 16.

An Act for inclosing divers Tracts or Parcels of Moor, Common or Waste Grounds, within the Parish of *Burton in Kendal*, in the several Counties of *Westmorland* and *Lancaster*, and for converting the same into Stinted Pasture. [12th May 1815.]

“ Allotments and Compensation for Tithes, § 29. 31, 32. 35.

Cap. 17.

An Act for dividing and allotting certain Lands and Grounds within the several Tithings of *Bourton, Easton, Horton, Nursted and Week*, in the Parish of *Bishops Cannings*, in the County of *Wilts*. [12th May 1815.]

Cap. 18.

An Act for inclosing Lands within the Manor and Township of *Shipley*, in the Parish of *Bradford*, in the West Riding of the County of *York*. [12th May 1815.]

Cap. 19.

An Act for inclosing, and exonerating from Tithes, Lands in the Parish of *Grafsby*, in the County of *Lincoln*. [12th May 1815.]

Cap. 20.

An Act for inclosing, and exonerating from Tithes, Lands in the Parish of *Brodsworth*, in the County of *York*. [12th May 1815.]

“ Allotment to His Majesty, § 21. Allotments and Compensations for Tithes, § 24. Extract of Award containing Description of Allotment to His Majesty, his Heirs or Successors, to be sent to Clerk of the Council of His Majesty's Duchy of *Lancaster*, § 47.

Cap. 21.

An Act for inclosing Lands in the Parish of *Dewlish*, in the County of *Dorset*. [12th May 1815.]

Cap. 22.

An Act for inclosing Lands in the Manor and Parish of *Melfonby*, in the County of *York*. [12th May 1815.]

Cap. 23.

An Act for inclosing Lands in the Townships of *Brampton, Wath upon Dearne* and *Swinton*, in the West Riding of the County of *York*. [12th May 1815.]

Cap. 24.

An Act for inclosing Lands in the Parish of *Nelson* otherwise *Neighton*, in the County of *Norfolk*. [12th May 1815.]

Cap. 25.

An Act for inclosing Lands in the Parish of *Catcombe*, in the County of *Dorset*. [12th May 1815.]

Cap.

Cap. 26.

An Act for inclosing Lands in the Parishes of *South Runton* and *Holme* otherwise *Runton Holme*, in the County of *Norfolk*.
[12th May 1815.]

Cap. 27.

An Act for inclosing Lands in the Township of *Appletreewick*, in the Parish of *Burnsal*, in the West Riding of the County of *York*.
[12th May 1815.]

“ Allotments and Compensations for Tithes, § 18. 31.

Cap. 28.

An Act for inclosing Lands in the Parishes of *Hilperton* and *Trowbridge*, in the County of *Wilts*.
[12th May 1815.]

Cap. 29.

An Act for inclosing Lands in the Parish of *Miserden* otherwise *Miserdine*, in the County of *Gloucester*.
[12th May 1815.]

Cap. 30.

An Act for inclosing the *Marsh Common* otherwise *Salt Marsh*, in the Parish of *Almondsbury*, in the County of *Gloucester*.
[12th May 1815.]

34 G. 3. c. 108.
repealed.

Cap. 31.

An Act for inclosing *Horwich Moor*, in the Parish of *Dean*, in the County Palatine of *Lancaster*.
[25th May 1815.]

Cap. 32.

An Act for inclosing Lands within the Township of *Stansfield*, in the Parish of *Halifax*, in the County of *York*. [25th May 1815.]
“ Allotments and Compensations for Tithes, § 26. Vicar of *Halifax* not to lease Lands without Consent of His Majesty, his Heirs and Successors as Patrons of the said Vicarage, and of the Archbishop of *York* for the time being, § 29. His Majesty's Right to Tithes not affected, § 53.

Cap. 33.

An Act for inclosing Lands in the Manor or Lordship of *Witherslack*, in the County of *Westmorland*.
[25th May 1815.]

Cap. 34.

An Act for inclosing Lands in the Township of *Rumworth*, and Parish of *Dean*, in the County Palatine of *Lancaster*.
[25th May 1815.]

Cap. 35.

An Act for inclosing *Wiseewood Common*, in the Parish of *Ecclesfield*, in the County of *York*.
[25th May 1815.]

Cap. 36.

An Act for inclosing Lands in the Manor of *Thornhill*, in the Parish of *Thornhill*, in the West Riding of the County of *York*.
[25th May 1815.]

“ Allotments and Compensations for Tithes, § 27.

Cap. 37.

An Act for inclosing Lands in the Parishes of *Llangeinwen* and *Llanbedr Newborough*, in the County of *Anglesey*.
[25th May 1815.]

“ Commissioners of His Majesty's Woods, Forests and Land Revenues, or Surveyor General of His Majesty's Land Revenues, to appoint Assistant Commissioner, § 5. Allotment to His Majesty, § 28. Commissioner to make Extract of Award containing Description of Allotment to His Majesty, and Map of such Allotment, and transmit same to Commissioners of His Majesty's Woods, &c. or Surveyor General of His Majesty's Land Revenue, § 49. His Majesty's Allotment may be sold before or after Execution of Award, § 50. Proviso for His Majesty's Right to Mines, &c. § 53.

Cap. 38.

An Act to carry into Effect the Contracts made for the Sale of certain Parts of the Estates of the Most Noble *Henry Pelham Duke of Newcastle*, situate in the Parish of *Saint Clement Danes*, in the County of *Middlesex*, and to supply the Defects occasioned by the Loss of the Conveyances thereof to the Purchasers.
[7th June 1815.]

Cap. 39.

An Act for vesting Part of the settled Estates, in the County of *Somerset*, of Sir *Henry Strachey* Baronet, in Trustees upon Trustee to be sold, and for investing the Purchase Monies in the Purchase of Estates to be settled to the former Uses; and for enabling the Trustees to concur in making a Partition of such of the same Estates as are now held by Sir *Henry Strachey* and other Persons in undivided Shares.
[7th June 1815.]

Cap. 40.

An Act for inclosing Lands within the Township of *Sutton*, in the Parish of *Kiddwick*, in the West Riding of the County of *York*.
[7th June 1815.]

Cap. 41.

An Act for inclosing Lands in the Township of *Hutton Roof*, in the Parish of *Kirkby Lonsdale*, in the County of *Westmorland*.
[7th June 1815.]

Cap. 42.

An Act for inclosing Lands in the Parish of *Breadfall*, in the County of *Derby*.
[7th June 1815.]

“ Allotments and Compensations for Tithes, § 26, 27, 28, 29.

Cap. 43.

An Act for inclosing Lands in the Manor of *Hartlebury*, in the Parish of *Hartlebury*, in the County of *Worcester*.

[7th June 1815.]

Cap. 44.

An Act for inclosing Lands in *Brampton*, in the County of *Derby*.

[7th June 1815.]

Cap. 45.

An Act for inclosing Lands in the Parish of *Hindringham*, in the County of *Norfolk*.

[7th June 1815.]

Cap. 46.

An Act for inclosing Lands in the Manors of *Aston Rogers* and *Conund*, in the County of *Salop*.

[7th June 1815.]

“ Allotments and Compensations for Tithes, § 23.

Cap. 47.

An Act for inclosing Lands in the Township of *Marcham*, in the Parish of *Marcham*, in the County of *Berks*.

[7th June 1815.]

“ Allotments and Compensations for Tithes, § 23. 26.

Cap. 48.

An Act for explaining and amending an Act of His present Majesty, ^{54 G. 3. c. cix.} for inclosing Lands in the Manors of *Great Chelworth* and *Little Chelworth*, in the Parishes of *Cricklade Saint Sampson* and *Cricklade Saint Mary*, in the County of *Wilts*.

[7th June 1815.]

Cap. 49.

An Act for inclosing the Open and Common Fields, Meadows, Commonable Lands and Waste Grounds within the Parish of *Witlefen*, in the County of *Middlesex*.

[7th June 1815.]

“ Allotments and Compensation for Tithes, § 44. 49.

Cap. 50.

An Act for inclosing Lands in the Parish of *Upton Lovell*, in the County of *Wilts*.

[14th June 1815.]

Cap. 51.

An Act for inclosing Lands in the Parishes of *Stoke* otherwise *Stoke Ferry*, *Wretton*, *Wereham* and Hamlet of *Winnold*, in the County of *Norfolk*.

[14th June 1815.]

Cap. 52.

An Act for amending an Act of His present Majesty for inclosing and exonerating from Tithes, Lands in the Lordship of *North Kelsey*, in the County of *Lincoln*.

^{53 G. 3. c. cxix.}

[14th June 1815.]

Cap. 53.

An Act for empowering the Trustees under the Will of *Jamz Milnes* Esquire deceased, to effect a Partition of the Estates whereof undivided Shares were devised by such Will.

[22d June 1815.]

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An Act to enable the Devises in Trust and Executors named in the Will of *William Nunn* Esquire deceased, to grant Leases of his Residuary Leasehold Estates.

[22d June 1815.]

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An Act for dividing and allotting the Common or Commonry of the Lomonds of *Falkland*, in the Parishes of *Falkland* and *Strathmiglo* in the County of *Fife*.

[28th June 1815.]

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See 43 G. 3.
c. 156.
46 G. 3. c. 79.

An Act for enabling the Sale of all or any Part of the Stocks already transferred in Redemption of Part of the Annuity of Six thousand eight hundred and seventy Pounds, payable out of the Consolidated Fund, in lieu of the Duties of Prifage and Butlerage of Wines, granted by *King Charles* the Second to *Henry* first Duke of *Grafton*, and the Heirs Male of his Body, and the Stocks which shall be transferred in Redemption of the Remainder of the same Annuity, and investing the Money arising from any such Sale in the Purchase of Manors, Lands and Hereditaments, and for other Purposes.

[4th July 1815.]

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See 47 G. 3.
Sess. 2. c. cxiv.

An Act for vesting the Glebe Lands belonging to the Rectory of *Burslem*, in the County of *Stafford*, in Trustees for Sale; and for applying the net Monies thence arising, in providing a Parsonage House for the said Rectory, and in the Purchase of other Estates to be settled and annexed thereto.

[4th July 1815.]

Cap. 58.

An Act for vesting certain Hereditaments devised by the Will of *Thomas Skip Dyot Bucknall* Esquire deceased, called *The Dyot Estate*, in Trustees, 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.

[4th July 1815.]

Cap. 59.

An Act for uniting the Vicarage and Rectory of *Bishopstone*, in the County of *Wilts*, and within the Diocese of *Salisbury*, into one Rectory, with Cure of Souls.

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See 47 G. 3.
Sess. 2. c. lxi.

An Act for exonerating certain Tithes in the Manor of *Shirecoats*, in the Parish of *Workshop*, in the County of *Nottingham*, from the Payment of Four several Annuities, and from the Repairs of the Chapel of *Shirecoats*; and for charging Freehold Lands and the Tithes thereof within the same Manor with the future Payment of the said Annuities, and with the said Repairs.

[6th July 1815.]

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4 M 3

[12th July 1815.]

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c. cxliii.

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[12th July 1815.]

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[12th July 1815.]

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53 G. 3. c. 158.

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