Anno tricesimo

Georgii II. Regis.

An Act for granting to His Majesty several Rates and Duties upon Indentures, Leases, Bonds, and other Deeds; and upon News Papers, Advertisements, and Almanacks; and upon Licences for retailing Wine; and upon Coals exported to Foreign Parts; and for applying, from a certain Time, the Sums of Money arising from the Surplus of the Duties on Licences for retailing Spirituous Liquors; and for raising the Sum of Three Millions, by Annuities, to be charged on the said Rates, Duties, and Sums of Money; and for making perpetual an Act made in the Second Year of the Reign of His present Majesty, intituled, *An Act for the better Regulation of Attornies and Solicitors*; and for enlarging the Time for Filing Affidavits of the Execution of Contracts of Clerks to Attornies

tornies and Solicitors; and also the Time for Payment of the Duties omitted to be paid for the Indentures and Contracts of Clerks and Apprentices.

Most Gracious Sovereign,

Preamble.



WE, Your Majesty's most dutiful and loyal Subjects, the Commons of Great Britain in Parliament assembled, towards raising, by the most easy Means, the necessary Supplies to defray Your Majesty's Publick Expences, have freely and voluntarily resolved to give and grant unto Your Majesty the several Rates and Duties, and Sums of Money, herein after-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 from and after the Fifth Day of July, One thousand seven hundred and fifty seven, there shall be raised, levied, collected, and paid, throughout the Kingdom of Great Britain, unto, and for the Use of, His Majesty, His Heirs, and Successors,

Additional Duties granted to His Majesty, viz.

Upon Indentures, Leases, Bonds, and other Deeds.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which shall be ingrossed, written, or printed, in Great Britain, any Indenture, Lease, Bond, or other Deed, for which a Stamp Duty of Six Pence is payable, by virtue of an Act made in the Twelfth Year of the Reign of Her late Majesty Queen Anne, over and above all other Rates and Duties by the said Act, or by any other Act of Parliament imposed, an additional Stamp Duty of One Shilling.

Upon News Papers.

For and upon every News Paper, or Paper containing Publick News, Intelligence, or Occurrences, printed in Great Britain, to be dispersed and made publick, whether the same be contained in Half a Sheet, or any less Piece of Paper, or in any Paper larger than Half a Sheet, and not exceeding One Whole Sheet, over and above all other Rates and Duties by an Act made in the Tenth Year of the Reign of Her late Majesty

Queen Anne, or by any other Act of Parliament imposed, an additional Duty of One Halfpenny.

For every Advertisement to be contained in the London Gazette, or any other printed Paper in Great Britain, to be dispersed or made publick Weekly, or oftener, over and above all other Rates and Duties by an Act made in the Tenth Year of the Reign of Her late Majesty Queen Anne, or by any other Act of Parliament imposed, an additional Duty of One Shilling; and, Upon Advertisements in News Papers.

For every Advertisement contained in, or published with, any Paper or Pamphlet whatsoever, printed in Great Britain, to be dispersed or made publick Yearly, Monthly, or at any other Interval of Time exceeding One Week, a Duty of Two Shillings. Upon Advertisements in Pamphlets, or periodical Works, &c.

For every Almanack or Calendar for One particular Year, or for any Time less than a Year, printed on One Side only of any One Sheet or Piece of Paper, over and above the Duty charged thereon by an Act made in the Ninth Year of the Reign of Her late Majesty Queen Anne, an additional Duty of One Penny. Upon Sheet Almanacks.

For every other printed Almanack or Calendar for any One particular Year, over and above the Duty charged thereon by the said Act, an additional Duty of Two Pence; and, Upon other Almanacks.

For every Almanack or Calendar made to serve for several Years, the said several additional Duties for every such Year; and, Upon Almanacks to serve for several Years.

For every Piece of Vellum or Parchment, or Sheet or Piece of Paper, on which shall be ingrossed, written, or printed, any Licence for retailing of Wine, to be granted to any Person who shall not take out, either a Licence for retailing of Spirituous Liquors, or a Licence for retailing of Beer, Ale, or other Exciseable Liquors, over and above all other Rates and Duties payable by virtue of any former Act or Acts of Parliament, imposing any Duties on Stampt Vellum, Parchment, and Paper, an additional Duty of Five Pounds. Upon Licences for retailing Wine, where no other Licence is taken out.

For every Piece of Vellum or Parchment, or Sheet or Piece of Paper, on which shall be ingrossed, written, or printed, any Licence for retailing of Wine, to be granted to any Person who shall take out a Licence for retailing Beer, Ale, and other Exciseable Liquors, but shall not take out a Licence for retailing of Spirituous Liquors, over and above all other Rates and Duties payable by virtue of any former Act or Acts of Parliament, imposing any Duties on Stampt Vellum, Parchment, and Paper, an additional Duty of Four Pounds; and, Upon Licences for retailing Wine, where a Licence for Beer only is taken out.

Upon Licences for retailing Wine, where Licence for Spirituous Liquors is taken out.

For every Piece of Vellum or Parchment, or Sheet or Piece of Paper, on which shall be ingrossed, written, or printed, any Licence for retailing of Wine, to be granted to any Person who shall also take out a Licence for retailing of Spirituous Liquors, over and above all other Rates and Duties payable by virtue of any former Act or Acts of Parliament, imposing any Duties on Stampt Vellum, Parchment, and Paper, an additional Duty of Forty Shillings.

100 l. Penalty on retailing Wine unlicensed.

And be it further enacted by the Authority aforesaid, That from and after the Fifth Day of July, One thousand seven hundred and fifty seven, no Person whatsoever, unless he be authorized and enabled in the Manner herein after prescribed, shall sell or utter by Retail, that is, by the Pint, Quart, Pottle, or Gallon, or by any other greater or less Retail Measure, or in Bottles, in any less Quantity than shall be equal to the Measure of the Cask or Vessel in which the same shall have been or may lawfully be imported, any Kind of Wine or Wines, or any Liquor called or reputed Wine, upon Pain to forfeit, for every such Offence, the Sum of One hundred Pounds; the One Moiety of every such Penalty to be to the Use of the King, His Heirs, and Successors, and the other Moiety to him or them who will inform for the same; the said Penalty to be recovered in such Manner as the Penalties for Offences committed against any Laws imposing any Duties on Stampt Vellum, Parchment, or Paper, are directed to be recovered.

Application of the Penalty;

and how to be recovered.

Commissioners for Stamps to grant Wine Licences.

And be it further enacted by the Authority aforesaid, That from and after the said Fifth Day of July, One thousand seven hundred and fifty seven, any Two or more of His Majesty's Commissioners appointed for managing the Duties arising by Stamps on Vellum, Parchment, or Paper, and no other Person whatsoever, shall grant Licences under their Hands and Seals, to such Persons as they shall think fit, to sell and utter by Retail, in manner aforesaid, any Kind of Wine or Wines, or Liquor called or reputed Wine whatsoever, in any City, Town, or other Place within Great Britain, for the Space of One Year, from the Date of such Licences.

Licences granted by former Commissioners to be good for the Term they were granted for.

Provided nevertheless, That if before the Fifth Day of July, One thousand seven hundred and fifty seven, the Agents or Commissioners authorized by virtue of the said Act made in the Twelfth Year of the Reign of King Charles the Second, shall have granted a Licence to any Person

son to sell Wine by Retail for the Space of One Year, or for any Term not then expired, the Person so licensed, shall be enabled to sell Wine by Retail, for the Space of One Year from the Date of such Licence, or until the Expiration of the Term for which the Licence shall be so granted; any thing in this Act before contained to the contrary notwithstanding.

New Licences to be taken out every Year, and the Duty paid at the same Time.

And be it further enacted by the Authority aforesaid, That every Person who shall take out such Licence for retailing Wine, as aforesaid, to endure for the Space of One Year, shall take out a fresh Licence Ten Days at the least before the Expiration of that Year for which he shall be so licensed, if he or she shall continue to sell Wine by Retail, and in the same Manner shall renew such Licence from Year to Year, paying down the respective Sums due for such Licences; and so yearly and every Year, as long as he or she shall continue to sell or utter Wine by Retail, in Manner aforesaid.

Licences to be granted to Persons at a Distance, upon Application in their Behalf, and Payment of Duty.

And be it further enacted by the Authority aforesaid, That upon Application made by, or in behalf of, any Person not residing in the Weekly Bills of Mortality, for a Licence to retail Wine, the said Commissioners for the time being, shall deliver or cause to be delivered such Licence, upon Payment of the Duty payable thereupon.

Act 12 *Car.* II.

And whereas by virtue of an Act made in the Twelfth Year of the Reign of King Charles the Second, intituled, An Act for the better ordering the selling of Wines by Retail; and for preventing Abuses in the mingling, corrupting, and viciating of Wines; and for settling and limiting the Prices of the same; His Majesty's Agents for granting Licences to sell and utter Wine by Retail, are enabled to grant such Licences to Persons retailing Wines, on the Terms and for the yearly Rents in the said Act mentioned: And whereas it was provided by the said Act, that the Rents, Revenues, and Sums of Money, thence arising, except what should be allowed for the Salaries or Wages of His Majesty's said Agents, and the Officers and Ministers to be appointed for the better carrying on of the said Service, which was not to exceed Six Pence out of every Pound thereof, should be duly and constantly paid and answered into the Receipt of His Majesty's Exchequer, which Revenue is now vested in His Majesty, His Heirs, and Successors, and is Part of the Revenue established for the better Support of His Majesty's Houshold, and of the Honour and Dignity of the Crown of Great Britain: And whereas His Majesty, for

the Benefit of the Publick, has been graciously pleased to consent to an Abolition of the said Revenue, and to accept in lieu thereof a yearly Income, equal to the Net Produce of the said Revenue arising from Licences to retail Wine; be it further enacted by the Authority aforesaid, That the said Act made in the Twelfth Year of the Reign of King Charles the Second, except so much thereof as relates to the preventing Abuses in the mingling, corrupting, and viciating of Wines, and to settling and limiting the Prices of the same, shall, from and after the said Fifth Day of July, One thousand seven hundred and fifty seven, be repealed, and the yearly Rents and Sums of Money thereby payable by virtue of the said Act on Licences to retail Wine, shall cease and determine.

Recited Act in Part repealed;

and the Commission for granting Licences by virtue thereof to cease.

Provided also, and be it further enacted by the Authority aforesaid, That from and after the said Fifth Day of July, One thousand seven hundred and fifty seven, the Commission whereby Agents and Commissioners are appointed by virtue of the said Act for granting Licences to retail Wine, shall cease and determine.

Privileges of the Universities reserved to them.

Provided always, That this Act, or any thing herein contained, shall not in any wise be prejudicial to the Privileges of the Two Universities in that Part of Great Britain called England, or either of them, nor to the Chancellors or Scholars of the same, or their Successors, but that they may use and enjoy such Privileges as they have heretofore lawfully used and enjoyed; any thing herein contained to the contrary notwithstanding.

Privileges of the *Vintners* Company of *London*, reserved to them.

Provided also, That this Act, or any thing therein contained, shall not extend to be prejudicial to the Master, Wardens, Freemen, and Commonalty of the Vintners of the City of London, or to any other City or Town Corporate, but that they may use and enjoy such Liberties and Privileges, as they have heretofore lawfully used and enjoyed.

Exemption from the Duty not to extend to Persons purchasing their Freedom in the said Company.

Provided nevertheless, That no Person, who, from and after the said Fifth Day of July, One thousand seven hundred and fifty seven, shall be admitted to the Freedom of the said Company of Vintners of the City of London, by Redemption only, shall be exempted from the Obligation of taking out a Licence for selling or uttering Wine by Retail, or from the Payment of the Duties hereby granted on Licences to retail Wine; but that the Freemen only of the said Company, who have been already admitted to their Freedom, or who from

and after the said Fifth Day of July, One thousand seven hundred and fifty seven, shall be admitted to their Freedom in Right of Patrimony or Apprenticeship, shall be entitled to such Exemption.

Power of the Corporation of St *Albans* to grant Licences, reserved to them.

Provided also, and be it enacted by the Authority aforesaid, That this Act, or any thing herein contained, shall not in any wise extend to debar or hinder the Mayor and Burgesses of the Borough of Saint Albans in the County of Hertford, or their Successors, from enjoying, using, and exercising, all such Liberties, Powers, and Authorities, to them heretofore granted by several Letters Patents, under the Great Seal of England, by Queen Elizabeth and King James the First, for the erecting, appointing, and licensing of Three several Wine Taverns, within the Borough aforesaid, for and towards the Maintenance of the Free School there; but that the same Liberties, Powers, and Authorities, shall be and are hereby established and confirmed, and shall remain and continue in and to the said Mayor and Burgesses, and their Successors, to and for the Charitable Use aforesaid, and according to the Tenor of the Letters Patents aforesaid, as though this Act had never been made; any thing in this Act contained to the contrary in any wise notwithstanding.

7002 *l.* 14 *s.* 3 *d.* to be paid annually, as an Equivalent to His Majesty, out of the Duties on Licences for Wine.

Provided always, and be it enacted by the Authority aforesaid, That from and after the said Fifth Day of July, One thousand seven hundred and fifty seven, there shall be paid to His Majesty, His Heirs, and Successors, out of the Monies which shall arise from the new Duties on Licences to retail Wine, by Four quarterly Payments, on the Tenth Day of October, the Fifth Day of January, the Fifth Day of April, and the Fifth Day of July yearly, in every Year, the Sum of Seven thousand and two Pounds, Fourteen Shillings, and Three Pence, which appears to have been the Net annual Produce of the former Duties on Licences for retailing Wine, at a Medium of Six Years, ending the Fifth Day of January, One thousand seven hundred and fifty seven.

His Majesty impowered to grant Pensions to the late Commissioners, out of the Duties on Wine Licences.

Provided nevertheless, and be it enacted by the Authority aforesaid, That out of the several Duties before-mentioned, payable by virtue of this Act for Licences to retail Wine, His Majesty, His Heirs, and Successors, be, and He or They is and are hereby impowered to grant, by Warrant or Warrants under His or Their Sign Manual, during Pleasure, to the several Agents or Commissioners for managing the Duties on Wine Licences granted by the said Act made in the Twelfth Year of the Reign of King Charles the Second, and their

their Officers, or to such of the said Agents or Officers as his Majesty, his Heirs, and Successors, shall think proper Objects of his or Their Royal Bounty, such yearly Allowances as his Majesty, his Heirs, and Successors, shall judge fit, so as no Allowance to any such Agent or Commissioner shall exceed Five hundred Pounds by the Year, and so as no such Allowance to be made to any other such Officer, shall exceed the present annual Amount of the Salaries and Wages due and payable to such Officers respectively.

Pensions not to exceed a certain Sum.

And whereas the Duties on Licences for retailing Wine, granted by this Act, are subjected to the Payment of the yearly Sum of Seven thousand and two Pounds, Fourteen Shillings, and Three Pence, as an Equivalent for a Revenue vested in his Majesty, his Heirs, and Successors, by virtue of an Act of the Parliament of England, made before the Union of the Two Kingdoms of England and Scotland: And whereas his Majesty is by this Act impowered to grant, during Pleasure, out of the Produce of the Duties for retailing Wine hereby granted, to the Agents and Officers employed in the Collection of the Revenue hereby repealed, certain yearly Allowances, which may amount to the Sum of Three thousand three hundred and ten Pounds: And whereas that Part of Great Britain called Scotland was not subject to the Payment of any Part of the Revenue arising from Wine Licences so vested in his Majesty, his Heirs, and Successors, as aforesaid, it having been agreed by the Fourteenth Article of the Treaty of Union, that the Kingdom of Scotland should not be charged with any other Duties laid on by the Parliament of England before the Union, except those consented to by the said Treaty, and ought not to be subject to any Part of the Duties granted by this present Act, applicable as an Equivalent to the said former Revenue, or in Consequence thereof, but to such a Proportion only of the Duties granted by this present Act as is applicable to the publick Service; be it provided and enacted by the Authority aforesaid, That in all Cases where a Duty of Five Pounds is herein before directed to be paid on a Licence for retailing Wine, a Duty of Three Pounds, Six Shillings, and Eight Pence, and no more, shall be paid for a Licence to retail Wine in that Part of Great Britain called Scotland, and that in all Cases where a Duty of Four Pounds is herein before directed to be paid for such Licence, a Duty of Two Pounds, Thirteen Shillings, and Four Pence, and no more, shall be paid for a Licence

Proportional Duties payable in *Scotland*, for Licences to retail Wine.

cence to retail Wine in that Part of Great Britain called Scotland; and that in all Cases where a Duty of Two Pounds is herein before directed to be paid for every such Licence, a Duty of One Pound, Six Shillings, and Eight Pence, and no more, shall be paid for a Licence to retail Wine in that Part of Great Britain called Scotland; any thing in this Act contained to the contrary thereof in any wise notwithstanding.

Commissioners for the Stamps impowered to levy the Duties, Forfeitures, and Arrears, due on Wine Licences before 5 *July*, 1757.

Provided also, and be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Commissioners for managing the Duties on Stamped Vellum, Parchment, and Paper, to collect and recover, or cause to be collected or recovered, for the Use of His Majesty, his Heirs, and Successors, all such Arrears of Rents for Licences to retail Wine, or of Forfeitures for retailing Wine without Licence, which shall have been incurred at any Time before the said Fifth Day of July, One thousand seven hundred and fifty seven; for which Purpose, as well as for the better enabling them to execute the Trusts hereby in them reposed, all the Books, Registers, Papers, Instruments, or other Writings belonging to the said Agents appointed by virtue of the said Act made in the Twelfth Year of the Reign of King Charles the Second, for granting Licences to retail Wine, shall, as soon as conveniently may be, be transferred to the Custody of the said Commissioners for managing the Duties on Stamped Vellum, Parchment, and Paper.

Books and Papers of the late Commissioners to be transferred to them for that Purpose.

The new additional Duties put also under their Management;

And be it further enacted by the Authority aforesaid, That for the better and more effectual levying, collecting, and paying all the said additional and new Duties herein before granted, the same shall be under the Government, Care, and Management, of the Commissioners for the time being appointed to manage the Duties charged on Stamped Vellum, Parchment, and Paper; who, or the major Part of them, are hereby required and empowered to employ the necessary Officers under them for that Purpose; and to cause such new Stamps to be provided to denote the said several Duties, as shall be requisite in that Behalf, and to do all other Things necessary to be done for putting this Act in Execution with relation to the said several Rates and Duties herein before granted, in the like, and in as full and ample Manner, as they, or the major Part of them, are authorized to put in Execution any former Law concerning Stamped Vellum, Parchment, or Paper.

for which they are to appoint proper Officers,

and provide new Stamps.

Provided

One new Stamp to be provided to denote the several Duties on Vellum, Paper, &c.

Provided always, and be it further enacted by the Authority aforesaid, That to prevent the Multiplication of Stamps upon such Pieces of Vellum or Parchment, or Sheets or Pieces of Paper, on which several Duties are by several Acts of Parliament imposed, it shall and may be lawful for the said Commissioners, instead of the distinct Stamps directed to be provided to denote the several Duties on the Vellum, Parchment, or Paper, charged therewith, to cause One new Stamp to be provided, to denote the said several Duties on every Piece of Vellum or Parchment, or Sheet or Piece of Paper, charged with the said several Duties.

Indentures, Leases, Bonds, &c. charged with a Duty of 1 s. to be brought to the Office to be stampt.

And be it further enacted by the Authority aforesaid, That all Vellum, Parchment, and Paper, upon which any Indenture, Lease, Bond, or other Deed, by this Act charged with a Duty of One Shilling, shall, from and after the said Fifth Day of July, One thousand seven hundred and fifty seven, be ingrossed, written, or printed, shall be brought to the Head Office for stamping or marking Vellum, Parchment, and Paper; and

Office to stamp any Quantities brought, on Payment of the Duties.

the said Commissioners by themselves, or by their Officers employed under them, shall forthwith, upon Demand to them made by any Person or Persons, from time to time, stamp or mark any Quantities or Parcels of Vellum, Parchment, or Paper, to be used for the Purpose of ingrossing, writing, or printing, such Indentures, Leases, Bonds, and other Deeds, he or they paying to the Receiver General of the Stamp Duties for the time being, or his Deputy or Clerk, the several Duties payable for the same by virtue of this Act; which Stamp or Mark to be put thereupon in pursuance of this Act, shall be a sufficient Discharge for the Duty hereby payable for the Vellum, Parchment, or Paper, so stamped or marked.

Commissioners to take Care that all Parts be sufficiently furnished with Stamps.

And be it further enacted by the Authority aforesaid, That the said Commissioners for the time being, shall take Care that the several Parts of the Kingdom of Great Britain, shall, from time to time, be sufficiently furnished with Vellum, Parchment, and Paper, stamped and marked as by this Act is directed, to the End that the Subjects of his Majesty, his Heirs, and Successors, may have it in their Election, either to buy the same of the Officers and Persons to be employed by the said Commissioners at the usual and most common Rates above the said Duties, or to bring their own Vellum, Parchment, or Paper, to be stamped and marked as aforesaid.

And be it further enacted by the Authority aforesaid, That the Price of such Stamped Vellum, Parchment, or Paper, shall be yearly set, and such Price marked, and such Allowance made on present Payment of the said Duties, for any Quantity of the said Vellum, Parchment, or Paper, so to be sold, in such Manner as by any former Law relating to Stamped Vellum, Parchment, or Paper, is directed. Prices of Stamps to be set yearly, and marked; and the usual Allowance made for prompt Payment.

And be it further enacted by the Authority aforesaid, That such Stamps as the said Commissioners are hereby directed and authorized to provide and use, shall and may be altered and renewed, in such Manner, as any other Stamps on Vellum, Parchment, or Paper, are, by any former Law relating to Stamped Vellum, Parchment, or Paper, directed to be altered and renewed; and that all Persons who shall have in their Custody or Possession, any Vellum, Parchment, or Paper, marked with the Stamp or Mark which shall be so altered or renewed, or on which, being already stamped with a Stamp denoting any former Duty, a new Stamp is hereby directed to be impressed, shall have the like Remedy and Allowance as by any former Law relating to Stamped Vellum, Parchment, or Paper, is in like Cases directed. Stamps may be altered and renewed. Usual Allowance to be made on cancelling the Old Stamps.

And be it further enacted by the Authority aforesaid, That the several Duties herein before granted, shall be paid, from time to time, into the Hands of the Receiver General, for the time being, of the Duties on Stamped Vellum, Parchment, and Paper; who shall keep a separate and distinct Account of the several Rates and Duties, and pay the same (the necessary Charges of raising, paying, and accounting for the same, being deducted) into the Receipt of the Exchequer, for the Purposes herein after expressed, at such Time, and in such Manner, as any former Duties on Stamped Vellum, Parchment, or Paper, are directed to be paid; and that in the Office of the Auditor of the said Receipt, shall be provided and kept a Book or Books, in which all the Monies arising from the said several Rates and Duties, and paid into the said Receipt as aforesaid, shall be entered separate and apart from all other Monies paid and payable to His Majesty, His Heirs, or Successors, upon any Account whatsoever; and the said Money so paid into the said Receipt of Exchequer as aforesaid, subject to the Payment herein before directed to be made thereon, shall be Part of the Fund established by this Act, for the several Purposes in this Act mentioned. Duties to be paid to the Receiver General of the Stamps; and to be kept separately, and paid by him into the Exchequer. Auditor to keep Books for entering the said Monies. These Duties to be Part of a Fund.

Commissioners and other Officers to obey the Orders of the Treasury.

And be it further enacted by the Authority aforesaid, That the said Commissioners, and all other Officers who shall be employed in the Collection or Management of the said several Duties herein before granted, shall, in the Execution of their Offices, observe and perform such Rules and Orders, as they respectively shall, from time to time, receive from the Commissioners of the Treasury, or the Treasurer of the Exchequer for the time being; and that no Fee or Reward shall be taken or demanded by any such Commissioners or Officers from any of His Majesty's Subjects, for any Matter or Thing to be done in pursuance of this Act; and in case any Officer employed in the Execution of this Act, in relation to the said Duties, shall refuse or neglect to do or perform any Matter or Thing by this Act required to be done or performed by him, whereby any of his Majesty's Subjects shall or may sustain any Damage whatsoever, such Officer so offending, shall be liable, by any Action to be founded on this Statute, to answer to the Party grieved all such Damage, with Treble Costs of Suit.

No Fee to be taken by them.

Officers to answer all Damages occasioned by Neglect of Duty.

Commissioners and Officers liable to Penalties, &c. for Breach of Trust, or Misapplication of Monies.

And be it further enacted by the Authority aforesaid, That the said Commissioners, and their Officers, shall be subject to such Penalties and Forfeitures for any Breach of the Trust in them reposed, or for diverting or misapplying the Money received in pursuance of this Act, as by any former Law relating to Stamped Vellum, Parchment, or Paper, are inflicted; and that all Powers, Provisions, Articles, Clauses, Distribution of Penalties and Forfeitures, and all other Matters and Things prescribed or appointed by any former Act or Acts of Parliament relating to the Duties on Vellum, Parchment, and Paper, on which any Indenture, Lease, Bond, or other Deed, shall be ingrossed, written, or printed, or to the Rates and Duties on News Papers, and Advertisements, and Almanacks, and not hereby altered, shall be in full Force and Effect, with relation to the additional Duties hereby imposed, and shall be applied and put in Execution for the raising, levying, collecting, and securing, the said additional and new Rates and Duties hereby imposed, according to the true Intent and Meaning of this Act, as fully, to all Intents and Purposes, as if the same had severally and respectively been hereby enacted, with relation to the said additional and new Rates and Duties hereby imposed.

Powers, &c. of former Acts relating to Stamps, extended to this Act.

And, for preventing a Diminution of the Revenue arising from the Duties payable on Almanacks, by subjecting the Venders of unstamped Almanacks to the same Penalties as by an Act made in the Sixteenth Year of His present Majesty's Reign, are inflicted on

the Venders of unstamped News Papers; be it enacted by the Authority aforesaid, That every Person who, from and after the said Fifth Day of July, One thousand seven hundred and fifty seven, shall sell, utter, or expose to Sale, any Almanack, liable to any Duty by this or any former Act imposed, such Almanack not being stamped or marked as by this or any former Act is directed, every Person so offending, shall, for every such Offence, be liable to the same Punishment as is inflicted on any Hawker of unstamped News Papers by the said Act made in the Sixteenth Year of the Reign of his present Majesty; and every Justice of the Peace shall have the like Power to convict such Offender, as by the said Act is granted, with relation to the Conviction of Offenders against the said Act; and every Person who shall apprehend such Offender, shall be intitled to the like Reward, as by the said Act is granted for the Apprehension of Offenders against the said Act.

Hawkers of unstamped Almanacks, their Punishment,

Conviction,

and Reward for apprehending them.

And be it further enacted by the Authority aforesaid, That if any Person, from and after the said Fifth Day of July, One thousand seven hundred and fifty seven, shall counterfeit or forge, or procure to be counterfeited or forged, any Seal, Stamp, or Mark, to resemble any Seal, Stamp, or Mark, directed or allowed to be used by this or any other Act of Parliament for the Purpose of denoting the Duties by this or any other Act of Parliament granted, or shall counterfeit or resemble the Impression of the same, with an Intent to defraud his Majesty, his Heirs and Successors, of any of the said Duties; or shall utter, vend, or sell, any Vellum, Parchment, or Paper, liable to any Stamp-duty, with such counterfeit Stamp or Mark, knowing the same to be counterfeit; or shall privately and fraudulently use any Seal, Stamp, or Mark, directed or allowed to be used by this or any other Act of Parliament relating to the Stamp duties, with Intent to defraud his Majesty, his Heirs and Successors, of any of the said Duties; every Person so offending, and being thereof lawfully convicted, shall be adjudged a Felon, and shall suffer Death as in Cases of Felony, without Benefit of Clergy.

Penalty of counterfeiting or forging the Seals or Stamps, &c. Death.

And whereas the Duties upon Coals exported to Foreign Parts in British Vessels, are less than the Duties payable on Coals carried Coastwise, to be used in this Kingdom, whereby Foreigners may be supplied therewith at a less Expence than the Subjects of this Realm, to the great Prejudice of the Trade and Manufactures of this Kingdom; and an additional Duty on Coals so exported will be a proper Aid to be granted to his Majesty, for the Purposes of this Act; be it enacted by the Authority aforesaid,

Additional Duty on Coals shipped for Foreign Parts, not belonging to the *British* Dominions.

aforesaid, That from and after the said Fifth Day of July, One thousand seven hundred and fifty seven, there shall be raised, levied, collected, and paid, to His Majesty, His Heirs, and Successors, for every Chaldron of Coals, Newcastle Measure, which shall be shipt for Exportation to any Part beyond the Seas, except to Ireland, the Isle of Man, or His Majesty's Plantations, an additional Duty of Four Shillings, and after the same Rate, for any greater or less Quantity, over and above the present Duties now payable for the same; which said additional Duty hereby granted, shall be raised, levied, collected, and paid, in the same Manner, and under such Penalties and Forfeitures, and by such Rules, Ways, and Methods, as the former Duties payable to His Majesty upon the Exportation of Coals, are raised, levied, collected, and paid, as fully, and to all Intents and Purposes, as if the several Clauses, Powers, Directions, Penalties, and Forfeitures, relating thereto, were particularly repeated, and again enacted in the Body of this present Act.

Book to be kept by the Auditor for entering the said Duties separately.

And be it further enacted by the Authority aforesaid, That in the Office of the Auditor of the Receipt of the Exchequer, a Book or Books shall be provided and kept, in which all the Monies arising from the said additional Duty, and paid into the said Receipt, shall be entered separate and apart from all other Monies paid or payable to His Majesty, His Heirs, and Successors, upon any Account whatsoever; and the said Money so arising from the said additional Duty, and paid into the said Receipt of Exchequer, shall be Part of the Fund established for the several Purposes herein after mentioned.

The said Duties to be Part of a Fund.

Recital of Clauses in Two Acts of 16 *Geo.* II.

And whereas by an Act made in the Sixteenth Year of the Reign of His present Majesty, intituled, An Act for repealing certain Duties on Spirituous Liquors, and on Licences for retailing the same; and for laying other Duties on Spirituous Liquors, and on Licences to retail the said Liquors; the Sum of Twenty Shillings yearly is directed to be paid by every Person retailing such Liquors (except as is therein excepted) to be granted in the Manner mentioned in the said Act: And whereas by an Act made in the same Session of Parliament, intituled, An Act for repealing the several Rates and Duties upon Victuallers and Retailers of Beer and Ale, within the Cities of *London* and *Westminster*, and the Weekly Bills of Mortality; and for transferring the Exchequer Bills unsatisfied thereupon, to the Duties for Licences to sell Spirituous Liquors and Strong Waters by Retail; and also for enabling His Majesty to raise a certain Sum of Money,

for the Service of the Year One thousand seven hundred and forty three, to be further charged on the said Duties for Licences; it was amongst other Things enacted, That from and after the Twenty fourth Day of June, One thousand seven hundred and forty three, the several Rates and Duties imposed by an Act made in the Twelfth Year of the Reign of His late Majesty King George the First, upon all Victuallers and Retailers of Beer and Ale, within the Cities of London and Westminster, and the Weekly Bills of Mortality, should cease and determine, and be no longer paid; and it was thereby also enacted, That from and after the said Twenty fourth Day of June, the Principal Sum of Four hundred and eighty one thousand four hundred Pounds, in Exchequer Bills, Part of the Sum of Five hundred thousand Pounds, advanced by the Governor and Company of the Bank of England, at an Interest after the Rate of Three Pounds per Centum per Annum, which Exchequer Bills had been made forth in pursuance of the said Act made in the Twelfth Year of the Reign of His said late Majesty, and then remained unsatisfied and undischarged, together with the Interest thereupon, and the Charges of circulating the same, should be transferred from the said Rates and Duties then charged with the same, and be charged, together with the Sum of Five hundred eighteen thousand six hundred Pounds directed to be raised by the afore recited Act made in the Sixteenth Year of His present Majesty's Reign, upon the Duties granted by the said other Act of Parliament made in the Sixteenth Year of His present Majesty's Reign: And whereas by an Act made in the Nineteenth Year of the Reign of His present Majesty, intituled, An Act for 19 Geo. II. establishing an Agreement with the Governor and Company of the Bank of *England*, for cancelling certain Exchequer Bills upon the Terms therein mentioned; and for obliging them to advance the Sum of One Million upon the Credit of the Land Tax, and Malt Duties, granted to His Majesty, for the Service of the Year One thousand seven hundred and forty six; reciting, that in pursuance of the said recited Act made in the Sixteenth Year of His present Majesty's Reign, the said Sum of Four hundred eighty one thousand four hundred Pounds, in Exchequer Bills, as also the said further Sum of Five hundred eighteen thousand six hundred Pounds, amounting together to the Principal Sum of One Million, were charged upon the said Duties arising from Licences, as aforesaid, at an Interest after the Rate of Three Pounds per Centum per Annum; and that the said Exchequer Bills, by paying off Part of the said Principal Sums, did then

amount to no more than the Principal Sum of Nine hundred eighty six thousand eight hundred Pounds; and also reciting, that the said Governor and Company of the Bank of England were willing and contented that the said Sum of Nine hundred eighty six thousand eight hundred Pounds, in Exchequer Bills, remaining unsatisfied on the said Duties payable for Licences to sell Spirituous Liquors by Retail, might be cancelled and discharged, and in lieu thereof to accept of an Annuity of Thirty nine thousand four hundred and seventy two Pounds, being the Interest on the said Sum, at the Rate of Four Pounds per Centum per Annum, to be charged on the same Securities; and further reciting, that the said Governor and Company were also willing, upon the Terms by them proposed, to advance and pay into the Receipt of His Majesty's Exchequer, for the Service of the Year One thousand seven hundred and forty six, the Sum of One Million, upon the Credit of the Rates and Duties and Assessments arising by the Malt and Land Tax, granted for the Service of the said Year, at Four Pounds per Centum per Annum, for Exchequer Bills to be issued for that Purpose, It was thereby enacted, That all the said Exchequer Bills charged upon the said Duties, should be discharged, cancelled, and made void, and the Interest thereof, together with the Charges of circulating the same, should be fully cleared and paid off; and that in lieu of the said Principal Sum of Nine hundred eighty six thousand eight hundred Pounds, in Exchequer Bills, the said Governor and Company should be intitled to have and receive at his Majesty's Exchequer, One Annuity or yearly Sum of Thirty nine thousand four hundred and seventy two Pounds, being after the Rate of Four Pounds per Centum per Annum, and upon the said Principal Sum to be paid in the Manner mentioned in the said Act, till the Redemption thereof by Parliament, with such Provisions for making good the Deficiencies of the said Rates and Duties, as are in the said Act contained: And whereas by another Act made in the Twentieth Year of the Reign of His present Majesty, intituled, An Act for granting a Duty to His Majesty to be paid by Distillers, upon Licences taken out by them for retailing Spirituous Liquors; the several Distillers within the Cities of London and Westminster, Borough of Southwark, or Weekly Bills of Mortality, are permitted to take out yearly Licences for retailing Spirituous Liquors, upon Payment of Five Pounds for every such Licence; And whereas by an Act made in the Twenty fourth Year of the Reign of His present Majesty, intituled, An Act for granting to His present

20 *Geo.* II.

and 24 *Geo.* II.

Majesty an additional Duty upon Spirituous Liquors, and upon Licences for retailing of the same; and for repealing the Act made in the Twentieth Year of His present Majesty's Reign, intituled, *An Act for granting a Duty to His Majesty to be paid by Distillers, upon Licences to be taken out by them for retailing Spirituous Liquors*; and for the more effectual restraining the retailing of distilled Spirituous Liquors; and for allowing a Drawback upon the Exportation of *British* made Spirits; and that the Parish of Saint *Mary le Bon* in the County of *Middlesex* shall be under the Inspection of the Head Office of Excise; It is enacted, That from and after the Twenty fourth Day of June, One thousand seven hundred and fifty one, the said Duty of Five Pounds payable by every Distiller for a Licence to sell Spirituous Liquors by Retail, shall cease, determine, and be no longer paid; and that in lieu of the said Duty, an additional Duty of Twenty Shillings per Annum, should be paid for every Licence to be taken out for retailing Spirituous Liquors: And whereas the said last-mentioned Duty, not being by the said last-mentioned Act appropriated, is subject to the Disposition of Parliament: And whereas the said several Duties of Twenty Shillings, and Twenty Shillings, for yearly Licences, to retail Spirituous Liquors, have not been paid into the Receipt of His Majesty's Exchequer, distinctly, and apart from each other, but an Account thereof hath been kept as if the same were consolidated, and the Surplus of the said Duties so united, after reserving sufficient to pay the Annuity due to the Bank of England on the Credit of the First of the said Duties, which is now, in Consequence of an Act made in the Twenty third Year of the Reign of his present Majesty for reducing the Rates of Interest of the several Annuities therein mentioned, reduced to the yearly Sum of Thirty four thousand five hundred and thirty eight Pounds, and will in Consequence of the said Act be from and after the Fifth Day of January, One thousand seven hundred and fifty eight, reduced to Twenty nine thousand six hundred and four Pounds, hath, from time to time, been disposed of by Parliament for the Publick Service: And whereas the Revenue arising from the said several Duties so united, will be more than sufficient to pay the said Annuity, and the Security of the Governor and Company of the Bank of England, for the Payment thereof will be enlarged, by charging the said Annuity, as well on the said Duty granted by the Act made in the Twenty fourth Year of his present Majesty's Reign, as on the said former Duty granted by an Act made in the Sixteenth Year of his present Majesty's Reign, and it will

will be for the Publick Service, to grant the Surplus of the said Duties so united, for the Purposes of this Act, in Addition to the several Rates and Duties hereby imposed; be it further enacted by the Authority aforesaid, That from and after the Tenth Day of October, One thousand seven hundred and fifty six, the Surplus or Remainder of the Monies arisen, or which shall, from time to time, arise, by the said several Rates and Duties on Licences for retailing Spirituous Liquors, after paying and reserving, from time to time, at the Receipt of His Majesty's Exchequer, Money sufficient to satisfy and pay the said Annuity due and payable to the Governor and Company of the Bank of England, as aforesaid, shall, at the said Receipt of Exchequer, be kept distinctly and apart from all other Branches of the Publick Revenue; and the same shall be, and is hereby declared to be, an additional Fund and Security for Payment of the several Annuities granted by this Act, in the Manner hereinafter mentioned; and for no other Use or Purpose whatsoever.

Surplus of the former Duties on Licences for retailing Spirituous Liquors, to be kept apart,

and to go towards paying the Annuities granted by this Act.

And be it further enacted by the Authority aforesaid, That the several Annuities which by this Act shall be granted and made payable, with respect of the Principal Sum of Three Millions, to be raised in Manner and Form as is hereafter directed, shall be charged and chargeable upon and payable out of the several additional and new Rates and Duties by this Act imposed on Stampt Vellum, Parchment, and Paper, whereon the said Indentures, Leases, Bonds, or other Deeds, shall be ingrossed, written, or printed; and also upon and out of the said additional and new Duties on News Papers, Advertisements, Almanacks; and also upon and out of the said Duty on Licences for retailing Wine; and also upon and out of the Surplus of the Duties upon Licences for retailing Spirituous Liquors; and also upon and out of the said additional Duty on Coals exported to Foreign Parts; and the said several additional and new Rates and Duties, and the said Surplus, are hereby appropriated for that Purpose accordingly.

The additional Duties, and Surplus aforesaid, appropriated to the Payment of the Annuities granted by this Act.

And whereas several Persons have subscribed towards the said Sum of Three Millions for the Purchase of Annuities, after the Rate of Three Pounds per Centum per Annum, transferrable at the Bank of England, and redeemable by Parliament; and also of Annuities for Lives, payable for every One hundred Pounds contributed, after the Rate of One Pound, Two Shillings, and Six Pence per Centum per Annum; and the said

Subscribers by Contributors have, in pursuance of the Resolutions of the Commons of Great Britain in Parliament assembled, deposited with, and paid to, the First or Chief Cashier or Cashiers of the Governor and Company of the Bank of England, Fifteen Pounds for every One hundred Pounds by them respectively subscribed, and are desirous to pay the remaining Principal Sums by them subscribed as aforesaid, at the Times, and in the Manner, herein after appointed in that Behalf; be it therefore enacted by the Authority aforesaid, That it shall and may be lawful to and for all such respective Contributors who have already deposited with, or paid to, the said Cashier or Cashiers of the said Governor and Company of the Bank of England, the Sum of Fifteen Pounds for every One hundred Pounds by them subscribed respectively, to advance and pay unto the said Cashier or Cashiers of the Governor and Company of the Bank of England, the remaining Sums by them subscribed respectively, towards the said Sum of Three Millions, on or before the respective Days or Times, and in the Proportions in this Act hereafter limited in that Behalf; that is to say, The Sum of Ten Pounds per Centum, being Part of the Sum so remaining, on or before the Fourth Day of June, One thousand seven hundred and fifty seven; the Sum of Fifteen Pounds per Centum, other Part thereof, on or before the Seventh Day of July then next following; the Sum of Fifteen Pounds per Centum, other Part thereof, on or before the Eighteenth Day of August then next following; the Sum of Fifteen Pounds per Centum, other Part thereof, on or before the Twenty first Day of September then next following; the Sum of Fifteen Pounds per Centum, other Part thereof, on or before the Tenth Day of November then next following; and the remaining Sum of Fifteen Pounds per Centum, on or before the Twenty second Day of December then next following.

Contributors who have paid into the Bank 15 *l. per Cent.* towards purchasing Annuities under this Act,

are to pay the Remainder of their Subscriptions, *viz.*

10 *l. per Cent.* by 4 *June*,

15 *l. per Cent.* by 7 *July*,

15 *l. per Cent.* by 18 *August*,

15 *l. per Cent.* by 21 *Sept.*

15 *l. per Cent.* by 16 *Nov.*

and 15 *l. per Cent.* by 22 *December*.

And be it further enacted by the Authority aforesaid, That every such Contributor, for and in respect of every One hundred Pounds by him subscribed, shall be intitled to an Annuity after the Rate of Three Pounds per Centum per Annum, transferrable at the Bank of England, and redeemable by Parliament; and shall also be intitled for every One hundred Pounds so subscribed, to an Annuity for Life, after the Rate of One Pound, Two Shillings, and Six Pence, per Centum per Annum.

Contributor intitled to 3 *l. per Cent.* transferrable Annuities,

and an Annuity for Life of 1 *l.* 2 *s.* 6 *d. per Cent.*

And be it further enacted by the Authority aforesaid, That the Annuities which shall become due and payable

3 *l. per Cent.* Annuities to commence from 5 *July*, 1757; and to be paid Half-yearly.

to the several Contributors, their Executors, Administrators, and Assigns, after the Rate of Three Pounds per Centum per Annum, shall commence and be computed from the said Fifth Day of July, One thousand seven hundred and fifty seven, and shall be paid by half-yearly Payments, by even and equal Portions, on the Fifth Day of January, and the Fifth Day of July, in every Year; and that the Annuities for Lives which shall be due and payable, after the Rate of One Pound, Two Shillings, and Six Pence, per Centum per Annum, shall be paid in like Manner, by half-yearly Payments, by even and equal Portions, on the Fifth Day of January, and the Fifth Day of July, in every Year; the First half-yearly Payment to be made on the Fifth Day of January, One thousand seven hundred and fifty eight, if such Contributors respectively shall, on or before that Time, have appointed their Nominees; or upon such of the said half-yearly Days of Payment, as shall be next after the respective Appointments of their Nominees.

Life Annuities to be paid Half-yearly also.

Receipts to be given to Contributors for Money paid in by them;

And be it further enacted by the Authority aforesaid, That the said Cashier or Cashiers of the Governor and Company of the Bank of England who shall have received, or shall receive, any Part of the said Contributions towards the said Sum of Three Millions, shall give Receipts in Writing to every such Contributor for all such Sums; and that the Receipts to be so given shall be assignable by Indorsement thereupon made, at any Time before the Fifth Day of January, One thousand seven hundred and fifty eight, and no longer.

which may be assigned.

Cashier of the Bank to give Security;

Provided always, That such Cashier or Cashiers shall give Security to the good Liking of any Three or more of the Commissioners of the Treasury for the time being, or the High Treasurer for the time being, for duly answering and paying into the Receipt of his Majesty's Exchequer, for the Publick Use, all the Monies which they have already received, and shall hereafter receive, from time to time, of and for the said Sum of Three Millions, and for accounting duly for the same, and for Performance of the Trust hereby in them reposed; and shall, from time to time, pay all such Monies so received, and account for the same, in the Exchequer, according to the due Course thereof.

and to pay over the Monies into the Exchequer.

Treasury to apply the Money to the Services voted by the Commons

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for Three or more of the Commissioners of the Treasury, or the High Treasurer, for the time being, to issue and apply, from time to time, all such Sums of Money as shall be so paid into the Receipt of his Majesty's Exchequer by the said Cashier or Cashiers

Cashiers, to such Services as shall then have been voted by the Commons of Great Britain in this present Session of Parliament.

And be it further enacted by the Authority aforesaid, That in the Office of the Accomptant General of the Governor and Company of the Bank of England for the time being, a Book or Books shall be provided and kept, in which the Names of the said Contributors shall be fairly entered; which Book or Books the said respective Contributors, their respective Executors, Administrators, and Assigns, shall and may, from time to time, and at all seasonable Times, resort to, and inspect, without any Fee or Charge; and that the said Accomptant General shall, on or before the Fifth Day of July, One thousand seven hundred and fifty eight, transmit an attested Duplicate, fairly written on Paper, of the said Book or Books, into the Office of the Auditor of the Receipt of His Majesty's Exchequer, there to remain for ever. Contributors Names to be entered in Books at the Bank. Duplicate thereof to be transmitted to the Exchequer.

And be it further enacted by the Authority aforesaid, That such Contributors duly paying the whole Sum subscribed, at or before the respective Times in this Act limited in that Behalf, and their respective Executors, Administrators, and Assigns, shall have, receive, and enjoy, and be intitled, by virtue of this Act, to have, receive, and enjoy, the said several Annuities by this Act granted in respect of the Sum so subscribed, out of the Monies by this Act appropriated for Payment thereof, and shall have good and sure Interests and Estates therein, according to the several Provisions in this Act contained, as well in respect of the said transferrable Annuities, after the Rate of Three Pounds per Centum per Annum, as of the said Annuities for Lives, after the Rate of One Pound, Two Shillings, and Six Pence, per Centum per Annum; and that the said several Annuities shall be free from all Taxes, Charges, and Impositions whatsoever. Contributors duly paying their Subscriptions, to have sure Estates in the Annuities, and the same to be Tax-free.

And be it further enacted by the Authority aforesaid, That as soon as such respective Contributors, their respective Executors, Administrators, and Assigns, shall have completed the Payment of the Monies by them respectively subscribed towards the said Sum of Three Millions, for the Purchase of the said several Annuities, such Sums, for and in respect of such transferrable Annuities, after the Rate of Three Pounds per Centum per Annum, in which they shall become interested, shall, from and after the Fifth Day of July, One thousand seven hundred and fifty seven, be placed to their Credit, and made transferrable in the Books of the Bank of England, to be kept for that Purpose. On completing their Payments, Contributors to have their respective Annuities placed to their Credit, and the same to be transferrable.

Contributors not duly paying the Whole of their Subscriptions, forfeit what they shall have paid.

Provided always, That in case any such Contributors who have already deposited with, or shall hereafter pay to, the said Cashiers, any Sum or Sums of Money at the Times, and in the Manner, before mentioned, in Part of the Sums to by them respectively subscribed, or their respective Executors, Administrators, and Assigns, shall not advance or pay to the said Cashier or Cashiers the Residue of the Sums to subscribed, at the Times, and in the Manner, before mentioned; then, and in every such Case, so much of the respective Sums to subscribed as shall have been actually paid in Part thereof to the said Cashier or Cashiers, shall be forfeited for the Benefit of the Publick; any thing in this Act contained to the contrary thereof in any wise notwithstanding.

The Duties and Sums granted by this Act to be a Fund for Payment of the Annuities.

And be it further enacted by the Authority aforesaid, That the several Annuities which by this Act are granted and made payable in respect of the said Sum of Three millions, shall be charged and chargeable upon, and payable out of the several Rates, Duties, and Sums of Money, compoling the Fund hereby established for the Payment thereof; and the said several Rates, Duties, and Sums of Money, are hereby appropriated for that Purpose accordingly.

Contributors to have Credit in proper Books, for the Sums paid in by them;

And be it further enacted by the Authority aforesaid, That the said Accomptant General for the Bank of England for the time being, shall, in a Book or Books to be provided and kept for that Purpose, give Credit to the said respective Contributors, and their respective Executors, Administrators, and Assigns, for the Principal Sums by them respectively subscribed and paid, and the Persons to whose Credit such principal Sums shall be so placed, their respective Executors, Administrators, and Assigns, shall and may have Power to assign and transfer the same, or any Part, Share, or Proportion thereof, to any other Person or Persons, or Body or Bodies Politick or Corporate whatsoever, in other Books to be provided and kept by the said Accomptant General for that Purpose; and every Principal Sum so assigned and transferred, shall carry an Annuity after the Rate of Three Pounds per Centum per Annum, and shall be taken and deemed to be Stock transferable according to the true Intent and Meaning of this Act, until Redemption thereof by Parliament, according to a Proviso herein after contained for that Purpose.

the same to be transferred in other Books.

Accomptant to pay the Annuities during transferable Stock.

And, for the more easy and sure Payment of the said transferable Annuities after the Rate of Three Pounds per Centum per Annum; be it further enacted by the Authority aforesaid, That the said Governor and Company of the Bank of England, and their Successors, shall,

shall, from time to time, until the said Annuities, after the Rate of Three Pounds per Centum per Annum, shall be redeemed as aforesaid, appoint and employ One or more sufficient Person or Persons within their Office in the City of London, to be their Chief or First Cashier or Cashiers, and One other sufficient Person within the same Office, to be their Accomptant General; and that so much of the Monies, from time to time, arising into the said Receipt of the Exchequer, from the said Rates and Duties, and Sums of Money by this Act granted and appropriated, as shall be sufficient, from time to time, for Payment of the said Annuities, after the Rate of Three Pounds per Centum per Annum, shall, by Order of the Commissioners of the Treasury, or any Three or more of them, or the Treasurer of the Exchequer for the time being, without any further or other Warrant to be sued for, had, and obtained, in that Behalf, from time to time, at the respective Half-yearly Days of Payment in this Act appointed for Payment thereof, be issued and paid at the said Receipt of Exchequer, to the said First or Chief Cashier or Cashiers of the said Governor and Company of the Bank of England, and their Successors for the time being, by Way of Imprest, and upon Account, for the Payment of the said Annuities, after the Rate of Three Pounds per Centum per Annum, at such Times, and in such Manner and Form, as are by the said Act prescribed in that Behalf; and that such Cashier or Cashiers, to whom the said Money shall from time to time be issued, shall, from time to time, without Delay, apply and pay the same accordingly, and render his or their Account thereof, according to the due Course of the Exchequer.

A Chief Cashier, and Accomptant General, to be employed at the Bank.

Treasury to issue Money, from time to time, to the said Cashier, for Payment of the Annuities.

And be it further enacted by the Authority aforesaid, That the said Accomptant General for the time being, shall, from time to time, inspect and examine all Receipts and Payments of the said Cashier or Cashiers, and the Vouchers relating thereto, in order to prevent any Fraud, Negligence, or Delay; and that all Persons who shall be intitled to any of the said Annuities, after the Rate of Three Pounds per Centum per Annum, and all Persons lawfully claiming under them, shall be possessed thereof as of a Personal Estate, which shall not be descendible to Heirs, nor liable to any Foreign Attachment by the Custom of London or otherwise; any Law, Statute, or Custom, to the contrary notwithstanding.

Accomptant General to inspect the Receipts and Payments.

Annuities to be deemed a Personal Estate.

And be it further enacted by the Authority aforesaid, That all the Monies to be advanced or contributed by virtue of this Act, towards the said Sum of Three Millions,

Sums contributed to be deemed a Joint Stock;

on which the said Annuities, after the Rate of Three Pounds per Centum per Annum shall be attending, shall be deemed One Capital and Joint Stock; and that all Persons and Corporations whatsoever, in Proportion to the Monies by them severally advanced, for the Purchase of the said Annuities, after the Rate of Three Pounds per Centum per Annum, or to which they shall become intitled by virtue of this Act, shall have and be deemed to have a proportional Interest and Share in the said Stock, and in the said Annuities attending the same, at the Rate aforesaid; and that the said whole Capital or Joint Stock, or any Share or Interest therein, shall be assignable and transferrable as this Act directs, and not otherwise.

and may be assigned or transferred.

Annuities declared to be redeemable by Parliament.

Provided also, and it is hereby enacted by the Authority aforesaid, That at any Time upon One Year's Notice to be printed in the London Gazette, and affixed upon the Royal Exchange in London, and upon Repayment by Parliament of the said Sum of Three Millions, or any Part thereof, by Payments not less than Five hundred thousand Pounds at One Time, in such Manner as shall be directed by any future Act or Acts of Parliament in that Behalf, and also upon full Payment of all Arrearages of the said Annuities, after the Rate of Three Pounds per Centum per Annum, then and not till then, such or so much of the said Annuities as shall be attending on the Principal Sums so paid off, shall cease and determine, and be understood to be redeemed; and that any Vote or Resolution of the House of Commons, signified by the Speaker in Writing, to be inserted in the London Gazette, and affixed on the Royal Exchange in London as aforesaid, shall be deemed and adjudged to be sufficient Notice within the Words and Meaning of this Act.

Books to be kept for entering Assignments or Transfers of Annuities.

And be it further enacted by the Authority aforesaid, That Books shall be constantly kept by the said Accomptant General for the time being, wherein all Assignments or Transfers of the said Annuities, after the Rate of Three Pounds per Centum per Annum, shall at all seasonable Times be entered and registered; which Entry shall be conceived in proper Words for that Purpose, and shall be signed by the Parties making such Assignments or Transfers; or if such Parties be absent, by their respective Attornies, thereunto lawfully authorized in Writing under their Hands and Seals, to be attested by Two or more credible Witnesses; and that the several Persons to whom such Transfers shall be made, shall respectively under-write their Acceptance thereof;

Method of assigning and transferring the same.

thereof; and that no other Method of assigning and transferring the said Annuities, or any Part thereof, or any Interest therein, shall be good or available in Law.

Annuities may be devised by Will.

Provided always, That all Persons possessed of any Share in the said Joint Stock of Annuities, or Estate and Interest therein, may devise the same by Will in Writing, attested by Two or more credible Witnesses; but that no Payment shall be made on any such Devise, till so much of the said Will as relates to any Share, Estate, or Interest in the said Joint Stock of Annuities, be entered in the said Office; and that in Default of such Transfer or Devise, such Share, Estate, or Interest in the said Joint Stock of Annuities, shall go to the Executors or Administrators; and that no Stamp Duties whatsoever, shall be charged on any of the said Transfers; any Law or Statute to the contrary notwithstanding.

Entry to be made thereof.

Stamp Duties not chargeable on Transfers.

Treasury to defray all incidental Charges attending the Execution of this Act;

Provided always, and be it enacted by the Authority aforesaid, That out of the Monies arising from the Contributions towards raising the said Sum of Three Millions, any Three or more of the Commissioners of the Treasury, or the High Treasurer for the time being, shall have Power to discharge all such incident Charges as shall necessarily attend the Execution of this Act, in such Manner as to them shall seem just and reasonable; and also to settle and appoint such Allowances as shall be thought proper for the Service, Pains, and Labour, of the said Cashier or Cashiers, for receiving, paying, and accounting for the said Contributions; and also shall have Power to make out of the Fund hereby established, or out of the Sinking Fund, such further Allowances as shall be judged reasonable for the Service, Pains, and Labour, of the said Cashier or Cashiers, for receiving, paying, and accounting for the said Annuities, after the Rate of Three Pounds per Centum per Annum, payable by virtue of this Act; and also for the Service, Pains, and Labour, of the said Accomptant General, for performing the Trust reposed in him by this Act; all which Allowances to be made as aforesaid, in respect to the Service, Pains, and Labour, of any Officer or Officers of the said Governor and Company, shall be for the Use and Benefit of the said Governor and Company, and at their Disposal only.

and to settle the Allowances to be made to the Cashiers and Accomptant General, for their Trouble and Service;

the same to be for the Use of, and at the Disposal of, the Governor and Company of the Bank.

Provided always, and be it enacted by the Authority aforesaid, That the said Governor and Company of the Bank of England, and their Successors, notwithstanding the Redemption of all or any their own Funds, in pursuance of the Acts for establishing the same, or any of them,

Bank to continue a Corporation till the Annuities are redeemed.

them, shall continue a Corporation till all the said Annuities, after the Rate of Three Pounds per Centum per Annum, by this Act granted, shall be redeemed by Parliament, according to the Proviso herein before contained in that Behalf; and that the said Governor and Company of the Bank of England, or any Member thereof, shall not incur any Disability for or by reason of their doing any Matter or Thing in pursuance of this Act.

And whereas in pursuance of a Resolution of the Commons of Great Britain in Parliament assembled, divers Persons did subscribe the Sum of Three hundred thirteen thousand one hundred Pounds, and no more, towards the Sum of Two Millions five hundred thousand Pounds, by the said Resolution directed to be raised in Manner therein mentioned, by Annuities for Lives, with the Benefit of Survivorship, or for Terms of Years certain; And whereas by a subsequent Resolution of the Commons of Great Britain in Parliament assembled, all Subscribers towards the said Sum of Two Millions five hundred thousand Pounds, pursuant to the said former Resolution, who, instead of the Annuities therein mentioned, should choose to accept the Annuities proposed by the said subsequent Resolution, and who, on or before the Fourth Day of May, One thousand seven hundred and fifty seven, should, in Books to be opened at the Bank of England for that Purpose, express their Consent, or not express their Dissent thereunto, were, upon their Compliance with the Terms in the subsequent Resolution last-mentioned, for every One hundred Pounds so by them subscribed, intitled to the several Annuities by the said subsequent Resolution proposed; in which Case the Sums so by them before advanced, were to be deemed Part of their Contribution, for the Purchase of the Annuities by the subsequent Resolution proposed: And whereas several of the Persons so subscribing the Sum of Three hundred thirteen thousand one hundred Pounds, towards the Sum of Two Millions five hundred thousand Pounds, directed to be raised on the Terms of the said first-mentioned Resolution, induced by the Allowance of Three Pounds per Centum, stipulated by the said Resolution to be made to them for all previous Payments, may have advanced more than the Sum of Fifteen Pounds per Centum, by the said last-mentioned Resolution directed to be paid by way of Deposit for every One hundred Pounds subscribed; be it enacted by the Authority aforesaid, That the First or Chief Cashier or Cashiers of the Governor and Company of the Bank of England, shall restore to every such Subscriber who, before the Fourth Day of June, One thou-

Subscribers to the Sum of 2,500,000*l.* pursuant to a former Resolution of the Commons, accepting of the present Terms, to be repaid with Interest so much of their Deposit Money as exceeds 15 *l. per Cent* of the Sums subscribed by them.

said seven hundred and fifty seven, shall have demanded Restitution thereof, so much Money as shall exceed the Amount of such Deposit, together with Interest for the same, after the Rate of Three Pounds per Centum per Annum, from the Time of such previous Payments, to the Time of such Demand; the said Interest to be paid by the said Cashier or Cashiers out of the Monies contributed by virtue of this Act.

And whereas several of the Persons who subscribed towards the said Sum of Two Millions five hundred thousand Pounds, on the Terms of the said first-mentioned Resolution, may have been prevented, either by Absence or Ignorance of the said last-mentioned Resolution, from complying with the Terms thereof; be it enacted by the Authority aforesaid, That all such Persons shall be at Liberty, if they think fit, at any Time before the Fourth Day of June, One thousand seven hundred and fifty seven, either to demand Restitution of the Deposit of Ten Pounds per Centum, made by them on the Terms of the said first-mentioned Resolution, which the said Cashier or Cashiers is and are hereby required to return accordingly, or to subscribe the like Sums on the Terms of the Resolution last-mentioned; and that in the Stead of any Person or Persons so demanding and obtaining Restitution of the Sums by him, her, or them subscribed, towards the said Sum of Two Millions five hundred thousand Pounds, directed to be raised in pursuance of the said first-mentioned Resolution, any other Person or Persons shall, on or before the Fourth Day of June, One thousand seven hundred and fifty seven, be admitted to subscribe towards completing the Sum directed to be raised in pursuance of the Resolution last-mentioned, he, she, or they, paying at the Time of such Subscription the several Sums then payable according to the Terms of the said Resolution.

Time allowed to Subscribers to the former Scheme to withdraw, or subscribe into this.

Others may subscribe in the Room of such as shall withdraw.

And whereas for the greater Encouragement of Persons to become Contributors to the said Sum of Three Millions, directed by this Act to be raised, it is intended that each Contributor shall for every One hundred Pounds contributed be also intitled to an Annuity for Life, after the Rate of One Pound, Two Shillings, and Six Pence, per Centum per Annum; be it further enacted by the Authority aforesaid, That every Person who shall advance and pay unto the said Cashier or Cashiers of the Governor and Company of the Bank of England, at or before the respective Days and Times, and in the respective Proportions, herein before directed, the Principal Sum of One hundred Pounds, or divers intire Sums of One hundred Pounds, for the Purchase of the Annuities granted by

Contributors to have an Annuity for Life of 1 l. 2 s. 6 d. for every 100 l. paid in by them.

this Act, shall, for or in respect of every Principal Sum of One hundred Pounds so to be advanced and paid, be intitled to have and receive at the Receipt of His Majesty's Exchequer during his or her Life, or the Life of some other Person, to be nominated by him or her, or by his or her Assigns, an Annuity of One Pound, Two Shillings, and Six Pence, per Centum per Annum, over and above the Annuity of Three Pounds per Centum per Annum, before by this Act made payable at the Bank of England to each Contributor of One hundred Pounds; which Annuity so payable at the Exchequer as aforesaid, shall be paid by half-yearly Payments, on the Fifth Day of January, and the Fifth Day of July, in every Year; the First Payment thereof to be made on the Fifth Day of January, One thousand seven hundred and fifty eight, if such Contributors respectively shall on or before that Time have appointed their Nominees in Manner herein after mentioned, or upon such of the said Half-yearly Days of Payment as shall be next after the respective Appointments of their Nominees; and that the said Cashier or Cashiers of the Governor and Company of the Bank of England shall, as soon as he or they shall have received from any such Contributor Forty Pounds per Centum of the several Sums by them respectively subscribed, forthwith give to such Contributor or his or her Assigns, a Certificate by him or them signed, directed to the Auditor of the Receipt of his Majesty's Exchequer, to be printed or written upon Cheque Paper, and cut out Indentwise, through some Flourish or Device, to be contrived by the said Cashiers, containing the Names and Additions of such Contributors, or his or her Assigns, together with the Annuity payable to him, her, or them, in respect of the Sum so contributed; which Certificate shall be assignable by Indorsement thereon to be made and witnessed by Two Persons at any Time or Times before the Fifth Day of January, One thousand seven hundred and fifty eight; and that in order to prevent the Auditor of the said Receipt from being imposed upon by any counterfeit or forged Certificate, the said Cashiers shall transmit to the said Auditor the Counterpart of the Cheques of all the Certificates given by them to such Contributors as aforesaid; upon which Counterparts shall be expressed the Number of such Certificate, the Contributor's Name, and the Annuity contained therein.

over and above the Annuity of 3 *l.* *per Cent.* *per Annum,*

to be paid Half-yearly.

Cashier to give to Contributors, on Payment of 40 *l.* *per Cent.* Certificates,

which may be assigned.

Counterpart of the Cheques of Certificates to be transmitted to the Auditor of the Exchequer.

And be it further enacted by the Authority aforesaid, That the same Cashier or Cashiers shall, within Seven Days after the said Twenty second Day of December, One thousand seven hundred and fifty seven, transmit to the

Cashier to transmit also to the Auditor, a Book of the Contributors Names, and Sums paid by them.

the Auditor of the said Receipt of the Exchequer, a Book fairly written on Paper, signed by him or them, containing the Names of the several Contributors towards raising the said Sum of Three Millions, the Principal Sums by them respectively paid, and the Annuities payable in respect thereof, at the Rate aforesaid, to the end that the said Auditor may be thereby satisfied that the full and intire Sum payable by each Contributor, hath been paid to such Cashier or Cashiers; which Book shall remain in the Office of the Auditor of the said Receipt for ever.

Contributors to bring their Certificates to be exchanged for Orders.

And be it further enacted by the Authority aforesaid, That every such Contributor, or such other Person as shall be possessed of any such Certificate by this Act directed to be given by any such Cashier, shall, before the Fifth Day of January, One thousand seven hundred and fifty eight, deliver, or cause to be delivered, every Certificate so to him or her given, to be exchanged for Orders to be made out in the Manner herein after mentioned; and shall also at the same Time name to the said Auditor, his or her own, or some other Life, during which he or she, or his or her Assigns, shall be intitled to receive a Dividend or Share of the yearly Fund by this Act directed to be set apart, out of the said several Rates, Duties, and Sums of Money, by this Act granted to His Majesty, upon Pain of forfeiting not only the Half Year's Annuity which shall become due and payable to him or her, or his or her Assigns, on the Fifth Day of January, One thousand seven hundred and fifty eight, in respect of every Principal Sum of One hundred Pounds, to be advanced as aforesaid, but also all subsequent Half-yearly Payments, until he or she, or his or her Assigns, shall have produced to the Auditor of the Receipt such Certificate or Certificates, and shall have appointed a Nominee or Nominees as aforesaid.

and to name at the same Time their Nominees for the Life Annuities.

Such a Number of Orders for Certificates to be made out as the Contributors shall desire.

And be it further enacted by the Authority aforesaid, That the Auditor of the said Receipt of Exchequer shall, as soon as conveniently may be after such Certificate or Certificates shall be delivered to him, cause such and so many Order or Orders for Payment of such Annuities, to be made out in the Exchequer for such Certificate or Certificates, as shall be desired by the said several and respective Contributors, or their Assigns; taking Care that the Annuity or Annuities made payable by such Order or Orders, do not exceed in the Whole the Annuity or Annuities specified and expressed in such Certificate or Certificates, in exchange for which such Order or Orders shall be so made out as aforesaid; which Order or Orders shall

be made out upon Vellum or Parchment, and shall contain the Names, Sirnames, Additions, and Places of Abode, of the respective Contributors or their Assigns, and of their Nominees, and the reputed Ages and Parents of their Nominees, with other Descriptions, which shall best ascertain the Person of such Nominees; and also the Annuities payable during the Lives of such respective Nominees, out of the yearly Fund herein after directed to be set apart for that Purpose; and all such Orders shall be signed by the Commissioners of the Treasury, or any Three or more of them, or the High Treasurer for the time being; and after signing thereof, the same shall be firm, good, valid, and effectual in Law, according to the Purpose and true Meaning thereof, and of this Act, and shall not be determinable by or upon the Deaths or Removals of any Commissioner or Commissioners of the Treasury, or High Treasurer; nor shall they, or any of them, have Power to revoke, countermand, or make void, such Orders so signed as aforesaid.

the same to be signed by 3 Commissioners of the Treasury.

Books to be provided at the Exchequer for entering the Names of Contributors, Assigns, and Nominees.

And it is hereby enacted, That in the Offices of the Auditor of the said Receipt of the Exchequer, and Clerk of the Pells severally, there shall be provided and kept One or more Book or Books, in which shall be fairly entered the Names of all such Contributors, or their Assigns, and their Nominees, during whose Lives respectively the several Dividends of the said yearly Fund hereafter directed to be set apart shall be payable, at the Time when the same shall be nominated as aforesaid; which Books it shall be lawful for the respective Contributors, their Executors, Administrators, or Assigns, from time to time, to have Resort to, and to inspect without Fee or Reward.

The yearly Sum of 33,750/. appropriated for Payment of Life Annuities.

And it is hereby further enacted by the Authority aforesaid, That out of the Monies arising by virtue of this Act, there shall yearly and every Year be separated and kept apart at the said Receipt of Exchequer, the Sum of Thirty three thousand seven hundred and fifty Pounds; which said Sum of Thirty three thousand seven hundred and fifty Pounds shall be, and is hereby declared to be a yearly Fund, for answering and paying the Annuities as aforesaid, and shall yearly and every Year be equally divided amongst the said Contributors, their Executors, Administrators, or Assigns, during the Lives of their respective Nominees, in Proportion to the Principal Sums by them advanced, by Two equal Half-yearly Payments; that is to say, On the Fifth Day of January, and Fifth Day of July, in every Year; the First Payment thereupon to be made on the Fifth Day of January, One thousand

Payment to be made Half-yearly.

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sand seven hundred and fifty eight, if such Contributors respectively shall, on or before that Time, have appointed their Nominees, or upon such of the said Half-yearly Days of Payment, as shall be next after the respective Appointments of their Nominees.

Annuity to cease upon the Death of the Nominee.

And be it further enacted by the Authority aforesaid, That upon the Death of every such Nominee, the Share of the said Fund which was payable during his or her Life, shall cease and determine.

Orders may be assigned *toties quoties*, during the Life of the respective Nominees.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to any such Contributor, or his or her Executors, Administrators, or Assigns, at any Time during the Life of his or her Nominee or Nominees, by proper Words of Assignment to be indorsed on his, or her, or their Order, to be witnessed by Two Persons, to assign or transfer his, her, or their Right, Title, Interest, and Benefit of such Order or Orders, to any other Person or Persons; which being notified in the Office of the Auditor of the said Receipt of the Exchequer, the Officers there shall cause an Entry or Memorial thereof to be made in the Book of Registry for such Orders, without Fee or Charge; and after such Entry made, such Assignment shall intitle such Assignee or Assignees, his, her, or their Executors, Administrators, or Assigns, to the Benefit thereof, and Payment thereon; and such Assignee or Assignees may, in like Manner, assign again, and so toties quoties; and afterwards it shall not be in the Power of such Person or Persons who shall make such Assignment, to made void, release, or discharge the same, or any Monies thereby due, or any Part thereof.

At demanding the Annuity, Certificate from the Minister and Churchwardens to be produced of the Life of the Nominee, if resident in *England*;

And, for preventing all Frauds in receiving any Share of the yearly Fund hereby appointed to be set apart as aforesaid; be it further enacted by the Authority aforesaid, That every Contributor, his or her Executors, Administrators, Assigns, or Agents, upon Demand of any Half-yearly Payment of his or her respective Shares of the said yearly Fund (unless the Nominee appears in Person at the said Receipt) shall produce a Certificate of the Life of his, her, or their respective Nominee, signed by the Minister and Churchwardens of the Parish where such Nominee shall be then living, upon the Day when the said Half-yearly Payments shall become due (if such Nominee shall be then residing in that Part of Great Britain called England, Dominion of Wales, or Town of Berwick upon Tweed) or otherwise, it shall and may be lawful to and for every such Contributor, or his or her Executors, Administrators, or Assigns, at his or her Election, to make Oath of the Truth of his, her, or their respective

or the same to be certified, on Oath, before a Justice;

Nominees Life upon the Day when the said Half-yearly Payment shall become due, before One or more Justices of the Peace of the respective County, Riding, City, Town, or Place, wherein such Person, at the Time of making of such Oath, shall reside; and in like Manner every such Contributor, his or her Executors, Administrators, Assigns, or Agents, whose Nominee shall reside in any Town or Place, being Extraparochial, upon the Day when any of the said Half-yearly Payments shall become due, shall make a like Oath before any such Justice or Justices aforesaid, of the Life of such Nominee on that Day (which Oath the said Justice or Justices of the Peace are hereby impowered to administer) and such Justice or Justices shall make a Certificate thereof; for which Oath and Certificate no Fee or Reward shall be demanded or paid; and the said Certificate shall be filed in the Office of the Auditor of the said Receipt of the Exchequer.

and in Places Extraparochial.

The Certificates to be filed in the Auditor's Office.

Penalty of making a false Oath, or forging a Certificate.

And be it further enacted by the Authority aforesaid, That if any Person shall be guilty of a false Oath, or shall forge any Certificate touching the Premisses, and be thereof lawfully convicted, such Person shall incur the Pains and Penalties inflicted upon Persons committing wilful Perjury and Forgery.

Nominee being resident in *Scotland* or *Ireland*, Barons of the *Exchequer* there to grant Certificates;

And be it further enacted by the Authority aforesaid, That in case any Nominee shall, at the Time of such Demand, be resident in that Part of Great Britain called Scotland, or in the Kingdom of Ireland, and any One or more of the Barons of the Exchequer there for the time being shall certify, that upon Proof to him or them made (which Proof he and they is and are hereby authorized and required to take in a summary Way) it doth seem probable to him or them that the said Nominee is living (which Certificate is to be given on Examination made without Fee or Charge) the said Certificate being filed as aforesaid, shall be a sufficient Warrant for making the said Half-yearly Payment to the respective Contributors, their Executors, Administrators, or Assigns; and in case any such Nominee shall, at the Time of such Demand, be resident in any Parts beyond the Seas, the Proprietors of all such Orders, or their Agents, shall produce Certificates of the Life of his, her, or their respective Nominees, under the Hand of the British Minister residing at the Place where any such Nominee shall be living upon the Day when such half-yearly Payment shall become due; which Certificates shall be given without Fee or Reward; and in case no British Minister shall reside at the Place where any such Nominee shall live, then the said Proprietors of such Orders, or such Agents, shall produce a Cer-

if resident in foreign Parts, the *British* Minister, if any;

tificate

tificate of the Life of his, her, or their respective Nominees, under the Hand and Seal of the Chief Magistrate of any City, Town, or Place, where any such Nominee shall be then living upon the Day when the said Half-yearly Payment shall become due as aforesaid; and every such Agent or Agents shall also annex to every such Certificate or Affidavit to be made by him or them, before One or more of the Barons of the Exchequer, that he or they do believe that such Certificate is true; which Certificate being filed as aforesaid, shall be a sufficient Warrant for making the said Half-yearly Payment to the respective Contributors, their Executors, Administrators, or Assigns; and if any Person or Persons shall receive One or more Half-yearly Payments upon his, her, or their Annuity or Annuities, for any Time beyond the Death of his, her, or their Nominee or Nominees, when the same ought to cease, such Person or Persons knowing such Nominee or Nominees to be dead, shall forfeit Treble the Value of the Monies so by him, her, or them, received, and also the Sum of Five hundred Pounds; the Moiety whereof shall go to His Majesty, His Heirs, and Successors, and the other Moiety to him or them who will sue for the same, by Action of Debt, Bill, Suit, or Information, in which no Essoin, Protection, Privilege, Wager of Law, Injunction, or more than One Imparlance shall be allowed.

or the Chief Magistrates, to grant Certificates.

Agent to annex his Testimony to the Certificate.

Person receiving Annuity beyond the Life of the Nominee, forfeits treble the Sum, and 500 *l.*

And be it further enacted by the Authority aforesaid, That every Contributor, his or her Executors, Administrators, or Assigns, within One Month next after Notice of the Death of his, her, or their respective Nominee or Nominees, shall certify such Death to the Auditor of the said Receipt of Exchequer for the time being, and shall also within Three Months after such Notice, deliver or cause to be delivered up to the said Auditor, his, her, or their Order or Orders, by which he, she, or they, was and were intitled during the Life of such Nominee to any Share of the said yearly Fund, in case such Order and Orders be in his, her, or their Hands or Power; and in Default thereof, such Contributor, his or her Executors, Administrators, and Assigns, shall forfeit the Sum of Ten Pounds; to be recovered by Action of Debt, as aforesaid, and to be had and received for the Use of any Person who shall sue for the same.

Death of Nominee to be certified to the Auditor of the Exchequer,

and Order to be delivered up,

on Penalty of 10 *l.*

And be it further enacted by the Authority aforesaid, That all the Annuities payable to such Contributors out of the said yearly Fund, shall be free from all Taxes, Charges, and Impositions, whatsoever.

Annuities to be Tax-free.

And whereas it may so happen that, in Process of Time, several of the standing Orders may be lost, burnt, or destroyed, or may become defaced, obliterated, or incumbered with many Assignments thereon, and it may be necessary that new Orders should be made forth in lieu thereof; be it therefore enacted by the Authority aforesaid, That in all or any the said Cases, any Three or more of the Commissioners of the Treasury now being, or the High Treasurer, or any Three or more of the Commissioners of the Treasury for the time being, shall, and they are hereby impowered, from time to time, (upon Certificate under the Hand of the Lord Chief Baron, or any other of the Barons of the Coif of His Majesty's Court of Exchequer, that he or they are satisfied, by Proof upon Oath before him or them made, that any such Order or Orders have been lost, burnt, or otherwise destroyed) to cause new Orders to be made forth at the Exchequer, to be made by him or them, in lieu of such Orders so certified to be lost, burnt, or destroyed; and the respective Officers in the said Exchequer, are hereby directed to pay the Interest which shall, from time to time, become due on such new Orders, as if the original Order or Orders had been produced; and all such Payments shall be allowed in their respective Accounts; provided that the Person or Persons intitled to receive the Interest due upon any such Order or Orders, do give Security to the King, to the good Liking of the Person appointed to pay the same into the Exchequer for the Use of the Publick, so much Money as shall be paid thereupon, if the Order or Orders so certified to be lost, burnt, or otherwise destroyed, be hereafter produced; and the said Commissioners of the Treasury, or the High Treasurer for the time being, shall also have Power to cause new standing Orders to be made forth, for and in lieu of such Orders as shall become defaced, obliterated, or otherwise incumbered, as aforesaid; which said Order or Orders shall be, at the same Time, delivered up and cancelled, and the new Order or Orders to be made out in lieu thereof, shall be made payable, and delivered to the Person or Persons who shall appear to be the Proprietor or Proprietors of the said Order or Orders so to be delivered up and cancelled, at the Time of such Delivery as aforesaid; and the Auditor of the Receipt as aforesaid shall always take Care that such Entries or Memorandums be made upon the said new Orders, as may denote their being made in lieu of such defaced, obliterated, incumbered, or otherwise defective Orders, cancelled, and as may secure the Publick against any

Orders lost, burnt, or destroyed, &c. may be renewed;

Proprietor giving Security.

New Orders may be issued in lieu of such as become defaced, obliterated, or incumbered, on delivering up the same to be cancelled.

Entry denoting the same to be in lieu of cancelled Orders, to be made on the new Orders.

Double Payments, for or by reason of the making out or issuing such new Orders in Manner aforesaid.

And, for preventing all Frauds and Abuses in or about the said standing Orders, or any Assignments thereof, or the receiving the Annuities due or to grow due thereon, be it enacted by the Authority aforesaid, That if any Person or Persons whatsoever shall forge or counterfeit, or procure to be forged or counterfeited, or knowingly or wilfully act and assist in the forging or counterfeiting any Certificate or Certificates to be given by such Cashier or Cashiers, or any Order or Orders to be made forth in lieu thereof, in pursuance of this present Act, or any Assignment or Assignments of such Order or Orders, or of the Annuities payable thereon, or of any Receipt or Discharge to the Exchequer, for the Annuities due or to grow due on any such Order or Orders, or of any Letter of Attorney, or other Authority or Instrument, to transfer, assign, alien, or convey, any such Order or Orders, or to receive the Annuities due or to grow due thereon, or any Part thereof; or shall forge or counterfeit, or procure to be forged or counterfeited, or knowingly or wilfully act or assist in the forging or counterfeiting, any the Name or Names of any of the Proprietors of any such Order or Orders, in or to any such pretended Assignment or Assignments, Receipt, Letter of Attorney, Certificate, Instrument, or Authority; or shall falsely and deceitfully personate any true and real Proprietor or Proprietors of any of the said Orders, and thereby assign, or endeavour to assign, any of the said Orders, or receive, or endeavour to receive, the Money of such true and lawful Proprietor, as if such Offender were the true and lawful Owner thereof; then, and in every such Case, all and every such Person and Persons being thereof lawfully convicted in due Form of Law, shall be adjudged guilty of Felony, and shall suffer Death as in Cases of Felony, without Benefit of Clergy.

Penalty of forging or counterfeiting Certificates, Orders, Assignments, Receipts, &c. or of fraudulently receiving Annuities.

And be it further enacted, That no Fee, Reward, or Gratuity whatsoever shall be demanded or taken of any of His Majesty's Subjects, for receiving or paying the said Contribution Monies, or any of them, or for paying the said several Annuities, or any of them, or for any Transfer of any Sum great or small, to be made in pursuance of this Act, upon Pain that any Offender or Person offending by taking or demanding any such Fee, Reward, or Gratuity, shall forfeit the Sum of Twenty

No Fee to be taken for receiving or paying the Contributions, or Annuities.

or issuing Receipts, &c.

Pounds to the Party aggrieved, with Full Costs of Suit; and that all Receipts and Issues, and all other Things directed by this Act to be performed in the Exchequer, shall be done and performed by the Officer there, without demanding or receiving, directly or indirectly, any Fee, Reward, or Gratuity for the same; and in case the Officers of the Exchequer shall take or demand any such Fee or Reward, or shall misapply or divert any of the Monies to be paid into the Exchequer upon this Act, or shall pay or issue out of the same, otherwise than according to the Intent of this Act, or shall not keep such Books, Registers, or make Entries, and do and perform all other Things which by this Act they are directed and required to do and perform; every such Offender shall forfeit his Place, and be for ever after incapable of any Office or Place of Trust whatsoever, and shall answer and pay Treble Costs of Suit, to any Contributor, or Person claiming under him, that will sue for the same, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster, wherein no Essoin, Protection, Privilege, or Wager of Law, Injunction, or Order of Restraint, or any more than One Imparlance shall be granted or allowed; and in the said Action, the Plaintiff upon Recovery shall have Full Costs of Suit, One Third of which Sum shall be paid into the said Receipt of Exchequer for the Benefit of His Majesty, His Heirs, and Successors, and the other Two Thirds shall be to and for the Use of the Prosecutor.

Penalty on Officer taking Fees, misapplying the publick Money, or otherwise neglecting his Duty.

Officer unwittingly paying Money on false Certificates, not to incur any Penalty thereby.

Provided always, and be it enacted, That in case any Officer of the Exchequer shall make Payment of any Share or Shares of the said yearly Fund of Thirty three thousand seven hundred and fifty Pounds, by this Act directed to be set apart for the Purposes aforesaid, upon any such Certificate or Certificates, as aforesaid, such Officer shall not incur any Penalty, Forfeiture, or Disability, though the said Certificate be forged or false, or the said Nominee be dead, unless the said Officer did know, at the Time of such Payment, that the said Nominee was dead, or that the said Certificate was forged or false.

Deficiencies of the Duties to be made good out of the *Sinking Fund*.

And it is hereby enacted by the Authority aforesaid, That if at any Time or Times it shall happen that the Produce of the said several Rates and Duties and Sums of Money hereby granted for Payment of the said several Annuities, shall not be sufficient to pay and discharge the several and respective Annuities, and other Charges

Charges directed to be paid thereout, at the End of any or either of the respective half-yearly Days of Payment, at which the same are hereby directed to be paid, then, and so often, and in every such Case, such Deficiency or Deficiencies shall and may be supplied out of any of the Monies which at any Time or Times shall be or remain in the Receipt of the Exchequer, of the Surplusses, Excesses, Overplus Monies, and other Revenues, composing the Fund, commonly called The Sinking Fund, (except such Monies of the said Sinking Fund as are appropriated to any particular Use or Uses, by any former Act or Acts of Parliament in that Behalf) and such Monies of the said Sinking Fund shall and may be, from time to time, issued and applied accordingly; and if at any Time or Times before any Monies of the several Rates and Duties and Sums of Money hereby granted, shall be brought into the Exchequer as aforesaid, there shall happen to be a Want of Money for paying the several Annuities as aforesaid, which shall be actually incurred and grown due at any of the half-yearly Days of Payment before mentioned, that then and in every such Case, the Money so wanted shall and may be supplied out of the Monies of the Sinking Fund (except as before excepted) and be issued accordingly.

Occasional Want of Money for Payment of Annuities, to be supplied also out of the *Sinking Fund*.

Provided always, and be it enacted by the Authority aforesaid, That whatever Monies shall be issued out of the Sinking Fund shall, from time to time, be replaced by and out of the First Supplies to be then after granted in Parliament.

Monies issued out of the *Sinking Fund*, to be replaced.

Provided always, and be it enacted by the Authority aforesaid, That in case there shall be any Surplus or Remainder of the Monies arising by the said several Rates and Duties, after the said several and respective Annuities, and all Arrears thereof, are satisfied, or Money sufficient shall be reserved for that Purpose, such Surplus or Remainder shall, from time to time, be reserved for the Disposition of Parliament, and shall not be issued but by the Authority of Parliament, and as shall be directed by future Act or Acts of Parliament; any thing in any former or other Act or Acts of Parliament to the contrary notwithstanding.

Surplus of the Duties to be reserved for Disposition of Parliament.

And it is hereby enacted by the Authority aforesaid, That if any Person or Persons shall, at any Time or Times, be sued or prosecuted for any Thing by him or them done or executed in pursuance of this Act, or of any Matter or Thing in this Act contained, such Person or

Persons sued on this Act, may plead the General Issue.

or Persons shall and may plead the General Issue, and give 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 to him or them awarded against such Plaintiff or Plaintiffs.

Treble Costs.

Act 2 *Geo.* II. continued, &c. by several succeeding Acts, made perpetual.

And be it further enacted by the Authority aforesaid, That an Act made in the Second Year of the Reign of His present Majesty, intituled, An Act for the better Regulation of Attornies and Sollicitors, which was to be in Force from the First Day of June, One thousand seven hundred and twenty nine, for the Term of Nine Years, and from thence to the End of the next Session of Parliament; and which by an Act made in the Twelfth Year of His present Majesty's Reign, was explained and amended, and further continued until the Twenty fourth Day of June, One thousand seven hundred and forty eight, and from thence to the End of the next Session of Parliament; and which by an Act made in the Twenty third Year of His present Majesty's Reign, was explained and amended, and further continued until the Twenty fourth Day of June, One thousand seven hundred and fifty seven, and from thence to the End of the next Session of Parliament; by which the Payment of several Stamp Duties on the Admission of Attornies and Sollicitors is enforced and regulated, shall, from and after the Expiration thereof, be further continued and made perpetual.

Time allowed to make and file Affidavits of Execution of Indentures, &c. omitted to be done within the Time limited by Law.

And whereas divers Persons through Mistake, Absence, or some unavoidable Accident, to the Prejudice of Infants and others, have omitted to cause Affidavits to be made and filed in the proper Offices, of the actual Execution of several Contracts in Writing, to serve as Clerks to Attornies and Sollicitors, within the Times limited by Law for that Purpose, and many Persons may be in Danger of incurring certain Disabilities by such Omissions; be it therefore enacted by the Authority aforesaid, That all and every Person and Persons who have omitted to cause such Affidavit or Affidavits to be made and filed as aforesaid, and who shall, on or before the First Day of Michaelmas Term, One thousand seven hundred and fifty seven, cause One or more Affidavit or Affidavits to be made and filed in such Manner as is directed by the Laws in being, shall be, and are hereby indemnified, freed, and discharged, from and

against all Penalties, Forfeitures, Incapacities, and Disabilities, in or by any Act or Acts of Parliament mentioned, incurred, or to be incurred, for or by reason of any Neglect or Omission, in causing such Affidavit or Affidavits to be made out and filed in such Manner as is required by the Laws in being; and such Affidavit or Affidavits so to be made and filed as aforesaid, shall be as effectual to all Intents and Purposes, as if the same had been made and filed within the respective Times limited by the Laws in being for that Purpose.

And for the Relief of any Person or Persons, who, through Neglect or Inadvertency, hath or have omitted to pay the several Rates and Duties, or any Part thereof, upon Monies given, paid, contracted, or agreed for, with, or in relation to, any Clerk, Apprentice, or Servant, who hath been put or placed to or with any Master or Mistress to learn any Profession, Trade, or Employment, and to have such Indentures, or other Writings, which contain the Covenants, Articles, Contracts, or Agreements, relating to the Service of such Clerk, Apprentice, or Servant, stampt within the Times by the several Acts of Parliament for those Purposes respectively limited; or who have also, in like Manner, omitted to insert and write in Words at Length, in such Indentures or other Writings as aforesaid, the full Sum or Sums of Money, or any Part thereof, received, or in any wise directly or indirectly given, paid, or agreed, or contracted for, with, or in relation to, every such Clerk, Apprentice, or Servant, as aforesaid; be it enacted, That upon Payment of the Rates and Duties upon Monies, or such Part of such Monies so neglected or omitted to be paid as aforesaid, on or before the First Day of September, One thousand seven hundred and fifty seven, to such Person or Persons to whom the same ought to be paid, and tendering the said Indentures, or other Writings, to be stampt at the same Time, or at any Time on or before the Twenty ninth Day of September, One thousand seven hundred and fifty seven (of which timely Notice is to be given in the London Gazette) the same Indentures, or other Writings, shall be good and available in Law or Equity, and may be given in Evidence in any Court whatsoever; and the Clerks, Apprentices, or Servants therein named, shall be capable of following and exercising their respective intended Trade or Employment, as fully as

Further Time allowed for Payment of Duties omitted to have been duly paid on Apprentices Fees; and for tendering the Indentures to be stampt, &c.

4

if the said Rates and Duties so omitted had been duly paid, and the full Sum or Sums received or agreed for as aforesaid, had been inserted; and the Persons who have incurred any Penalties by the Omissions aforesaid, shall be acquitted and discharged of and from the said Penalties; any thing in the said former Acts to the contrary notwithstanding.

FINIS.