Anno tricesimo primo

# Georgii II. Regis.

An Act for the Encouragement of Seamen employed in the Royal Navy; and for establishing a regular Method for the punctual, frequent, and certain Payment of their Wages; and for enabling them more easily and readily to remit the same for the Support of their Wives and Families; and for preventing Frauds and Abuses attending such Payments.

WHEREAS the Encouragement of Seamen employed in the Royal Navy, will greatly tend to augment the Marine Force of this Realm, whereon, under the good Providence and Protection of God, the Security of these Kingdoms, and the Support and Preservation of their Trade and Commerce, do most immediately depend: And whereas by an Act made in the First Year of the Reign of His present Majesty, intituled, An Act for granting an Aid to His Majesty, of Five hun- Act 1 Geo. II.

Preamble.

dred thouſand Pounds, towards diſcharging Wages due to Seamen; and for the conſtant, regular, and punctual Payment of Seamens Wages for the future; and for appropriating the Supplies granted in this preſent Seſſion of Parliament; and for diſpoſing of the Surplus of the Money granted for Half Pay, for the Year One thouſand ſeven hundred and twenty ſeven; and by another Act alſo made in the Firſt Year of the Reign of His preſent Majeſty, intituled, An Act for encouraging Seamen to enter into His Majeſty's Service; ſeveral Proviſions and Regulations were enacted and preſcribed, for the Benefit and Encouragement of the Seamen employed in the Royal Navy, and for preventing Frauds and Abuſes in purchaſing of their Wages or Pay; which Proviſions and Regulations, from various Difficulties in carrying the ſame into Execution, have been found, in a great Meaſure, ineffectual to anſwer the Purpoſes thereby intended: And whereas the eſtabliſhing a regular Method for the punctual, frequent, and certain Payment of the Wages or Pay due to inferior Officers and Seamen employed in the Royal Navy; the enabling ſuch Officers and Seamen more eaſily and readily to obtain ſuch Payments, and to allot and remit any Part thereof for the Support and Relief of their Wives and Families; and the preventing, as far as may be, the Unwary, the Ignorant, or the Neceſſitous, from being defrauded and injured by the Extortion and Uſury of wicked and evil-deſigning Perſons, are of the utmoſt Conſequence to the Publick Service; Therefore, for effectuating theſe important and compaſſionate Purpoſes, 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 Firſt Day of November, One thouſand ſeven hundred and fifty eight, if any Seaman, or Able-bodied Landman, ſhall freely and voluntarily come before and enter his Name with any Commiſſion Officer or Officers of the Fleet, to be appointed for entering ſuch Volunteers, in order to ſerve in, or on Board, any of the Ships or Veſſels of His Majeſty, His Heirs, or Succeſſors, then fitting out for Sea, or that ſhall be in Want of Men, and ſhall receive a Certificate of his ſo doing from ſuch Commiſſion Officer or Officers (who is or are hereby directed and required to make out and give ſuch Certificates, without Fee or Reward, and duly to date the ſame) and if ſuch Perſon ſhall forthwith proceed towards

Act 1 *Geo.* II.

Volunteer, entering his Name with a proper Officer,

and receiving a Certificate thereof,

towards such Ship or Vessel, and shall make his personal Appearance on Board the same, within the Space of Fourteen Days from the Day of the Date of such Certificate, inclusive of the Day of the Date thereof, if the Place where he so enters his Name be not above One hundred Miles distant from the Port where such Ship or Vessel lies; or within the Space of Twenty Days, if it be at a greater Distance; or within the Space of Thirty Days, if the Place where he so enters his Name be above Two hundred Miles distant; then, and in such Case, every such Person shall be, and is hereby declared to be, intitled to Wages from the Day of the Date of such Certificate, inclusive of the Day of the Date thereof, and shall also be allowed the usual Conduct Money, and shall be paid an Advance of Two Months Wages at the first fitting out of such Ship or Vessel, and before such Ship or Vessel in which he shall serve shall proceed to Sea.

and appearing within a limited Time on Board the Ship in which he is to serve,

is intitled to Wages from the Date of his Certificate; and to be paid Conduct Money, and an Advance of Two Months Wages.

And, for remedying the many Inconveniences, Mistakes, and Hardships, which arise from bearing any Seamen or Able-bodied Landmen on Board of His Majesty's Ships, for any Length of Time, as Supernumeraries, for Victuals only, be it further enacted by the Authority aforesaid, That from and after the said First Day of November, every Seaman, or Able-bodied Landman, who shall be entered on the Books of any Ship or Vessel belonging to His Majesty, His Heirs, or Successors, as supernumerary to the Complement of such Ship or Vessel, shall be borne for, and intitled to, his Wages, upon the Books of the First, and of every other Ship or Vessel in which he shall serve for the Space of Ten Days, and shall receive all other Benefits and Advantages as if he were Part of the Complement thereof.

Men borne on any Ship's Books as Supernumeraries, are intitled to Wages, &c. on board the first and every other Ship they shall serve in for 10 Days, &c.

Provided always, That where such Seaman, or Able-bodied Landman, shall have been lent from any Ship or Vessel belonging to His Majesty, His Heirs, or Successors, to any other such Ship or Vessel, such Seaman, or Able-bodied Landman, shall continue to be borne for, and intitled to, his Wages, upon the Books of such Ship or Vessel from which he shall have been so lent, until he shall be regularly discharged from thence, and in no other; any thing herein contained to the contrary notwithstanding.

Men lent from one Ship to another, are to be borne on the Ship's Books they were lent from, till discharged.

And be it further enacted by the Authority aforesaid, That from and after the said First Day of November, in case any inferior Officer or Seaman shall be turned over from

Inferior Officer or Seaman turned over to another Ship,

from one Ship or Vessel in the Service of His Majesty, His Heirs, or Successors, into any other such Ship or Vessel, either by Order from the Lord High Admiral of Great Britain, or from the Commissioners for executing the Office of Lord High Admiral of Great Britain, or any Three of more of them, or by Order from any Commander in Chief of any Squadron of such Ships or Vessels, in any Port of Great Britain, or on the Coast of the same, every such Officer and Seaman, in case such Ship or Vessel, into which he shall be so turned over, shall be in or shall come into any Port of Great Britain where any Commissioner of the Navy shall be or reside, shall be paid, by proper Pay Lists to be made out, all the Wages which shall appear to be due to him in the Ship or Vessel from which he shall be so turned over, before the Ship or Vessel, into which he shall be turned over, shall proceed to Sea; unless it shall be otherwise directed by Special Order from the Lord High Admiral of Great Britain, or from the Commmissioners for executing the Office of Lord High Admiral of Great Britain, or any Three or more of them, in Cases of the greatest Exigency only: And if such Ship or Vessel, in pursuance of the said Order, shall proceed to Sea before such Payment can possibly be made, then the said Wages shall be paid as soon as ever such Ship or Vessel shall come again into any such Port of Great Britain where any Commissioner of the Navy shall be or reside as aforesaid.

If such Ship shall be or come into any Port of *Great Britain*, where a Commissioner of the Navy shall be,

is to be paid the Wages due to him before such Ship goes to Sea,

unless by the Admiralty it be otherwise directed;

in which Case, he is to be paid as soon as the Ship returns into Port again.

Provided always, and be it further enacted by the Authority aforesaid, That in case any Officer or Seaman shall be turned over from one Ship or Vessel in the Service of His Majesty, His Heirs, or Successors, into any other such Ship or Vessel; then, and in such Case, such Officer or Seaman, so turned over, shall not serve or be rated in a worse Quality, or lower Degree or Station, than he served in or was rated for in the Ship or Vessel from which he was turned over; and shall receive, over and above such Wages as shall then be due to him, an Advance of Two Months Wages, before the Ship or Vessel into which he shall be so turned over shall proceed to Sea, in case he shall not have received such Advance in any of the Ships or Vessels from which he shall be so turned over.

Persons turned over, are to be rated, and serve, as in the former Ship;

and to be paid their Wages then due, and Two Months Pay in Advance, if none be received before.

And, to the Intent that all Arrears of Seamens Wages, and their growing Wages, may be constantly, regularly, and punctually paid; be it further enacted by the Authority aforesaid, That from and out of such Monies as have been or shall be granted in this Session of Parliament,

Parliament, for the Service of the Navy; and also from and out of all such Supplies as shall be hereafter granted in Parliament, for any Naval Services, such Sums of Money shall, in the First Place, be appropriated, and shall, from time to time, be issued and applied, as shall be sufficient for the constant, regular, and punctual Payment of all Tickets that shall be made out in the Manner herein after directed, for the Wages or Pay due to any Officer or Seaman; and also for the constant, regular, and punctual Discharge of all Wages or Pay now due, or to grow due, upon any Ship's Books, to any Officer or Seaman employed in the Royal Navy, in Manner following; that is to say, That from time to time, and at all Times, from and after the said First Day of November, when and so often as any of the Ships or Vessels of His Majesty, His Heirs, or Successors, shall have been in Sea Pay Twelve whole Months, or more, if such Ship or Vessel shall then be, or shall arrive, in any Port of Great Britain, or on the Coast thereof, the Captain or Commander of such Ship or Vessel shall immediately make out, or cause to be made out, Five complete Pay Books for all the Officers and Seamen belonging to the said Ship or Vessel, for all the Time that such Ship or Vessel shall have been in Sea Pay, except the last Six Months; to which Time, videlicet, the last Six Months, the Wages due upon all such Ships or Vessels are hereby intended to be cleared; and shall forthwith send or transmit, by the first safe Opportunity, such Pay Books, together with Three Alphabets, and a Slop Book, to the Commissioners of the Navy, at their Board; and whensoever or as soon as any such Ship or Vessel, having been Twelve whole Months or more in Sea Pay as aforesaid, shall be or arrive in any Port of Great Britain where any Commissioner of the Navy shall be or reside, the said Commissioners of the Navy, at their Board, are hereby strictly directed and required to sollicit such Sums of Money as shall be sufficient, and as soon as the same shall be issued, to cause immediate Payment to be made of all the Wages due upon the said Pay Books as aforesaid, to all such Officers and Seamen, their Executors or Administrators, or to the respective Attorney or Attornies of such Officers or Seamen, their Executors or Administrators duly authorized as is herein after directed, deducting thereout whatever Monies shall have been paid before by way of Advance, or that shall stand against them in the Books of such Ships or Vessels, on Account of any Defalcation; leaving

Monies are to be appropriated and issued, in the First Place, out of the Grants for Naval Services, sufficient for the regular Payment of Seamens Tickets,

*viz.* If a Ship shall be in Sea Pay Twelve Months, or more, and lie in Port, or on the Coast of *Great Britain*,

the Captain is to make out 5 Pay Books (except for the last 6 Months)

and transmit them, with 3 Alphabets, and a Slop Book, to the Navy Board.

On the Ship's Arrival where a Commissioner is, Money is to be solicited, and Payment immediately to be made,

deducting Advance Money and Defalcation.

leaving always Six Months Wages, and no more, due to such Officers and Seamen for their Service in such Ship or Vessel, unpaid and in Arrear: And whenever any of the Ships or Vessels of His Majesty, His Heirs, or Successors, shall return Home in order to be laid up, all the Wages due to the Officers and Seamen serving on Board of any such Ship or Vessel, shall be entirely paid off as soon as may be, or within Two Months at farthest after the Arrival of such Ship or Vessel in the Port where the same is designed to be laid up: And it is hereby declared, That the Computation of the said Months Wages shall be by reckoning Twenty eight Days to the Month, according to the usual Course or Practice of the Navy.

Ships laid up are to be paid off within 2 Months.

Month to consist of 28 Days.

And whereas inferior Officers and Seamen are frequently absent, either with the Leave of the Commanding Officer, or upon Duty, at the Time of the Payment of the Ship or Vessel to which they belong; Therefore, for enabling such Officers or Seamen to receive their Wages or Pay with as little Delay as possible; be it enacted by the Authority aforesaid, That from and after the said First Day of November, whensoever and as often as any Application shall be made to the Commissioners of the Navy, at their Board, by any such inferior Officer or Seaman, who shall then be in the Service of His Majesty, His Heirs, or Successors, and who shall have been so absent at the Payment of the Ship or Vessel whereunto he did belong as aforesaid, or from the Captain or Commander of any Ship or Vessel of His Majesty, His Heirs, or Successors, on Board of which such Officer or Seaman shall then serve, in case such Ship or Vessel shall be in any Port where any Commissioner of the Navy shall be or reside; then the Commissioners of the Navy, at their Board, shall immediately, upon such Application, cause the Pay Books of such Ship or Vessel so paid, or Pay Lists for such Officers and Seamen so unpaid made out from them, to be sent, without any Delay, to the Commissioner of the Navy at the Port where such Ship or Vessel shall be to which such Officers or Seamen shall then belong; and such Commissioner of the Navy shall forthwith cause Payment to be made to the said Officers and Seamen of the Wages or Pay which they were entitled to receive on the Payment of such Ship or Vessel, as aforesaid.

Upon Application to the Navy Board, the Pay Books are to be sent down to a Commissioner, for paying off such Men then in the Service as shall have been absent at the Payment of the Ship.

And whereas many Inconveniences and Frauds have arisen for want of a proper Regulation with respect to

making out, and to the Payment of, the Tickets of inferior Officers and Seamen; be it therefore enacted by the Authority aforesaid, That from and after the said First Day of November, if any inferior Officer or Seaman shall die in the Service of His Majesty, His Heirs, or Successors, the Captain or Commander of the Ship or Vessel in which such Officer or Seaman served at the Time of his Death, shall, as soon as may be after his Death, make out a Ticket for the Wages or Pay due to such Officer or Seaman at the Time of his Death; which Ticket the said Captain or Commander shall sign himself, and shall cause to be signed by the proper signing Officers of such Ship or Vessel, and shall send or transmit the said Ticket so made out and signed as aforesaid, by the first safe Opportunity, to the Commissioners of the Navy, at their Board, for the Use of the Executors or Administrators of such Officer or Seaman: And the said Commissioners of the Navy shall immediately cause the Day of the Receipt of such Ticket to be indorsed thereon; and such Ticket shall be forthwith examined, and shall, by Three or more of the said Commissioners of the Navy, be assigned for Payment as soon as may be, or within One Month at farthest, to be computed from the Day of the making such Indorsement; and the said Ticket being so assigned for Payment, shall, without any Fee or Reward whatsoever, be delivered, upon Demand, to the Executors or Administrators of such Officer or Seaman, or to their respective Attorney or Attornies, to be duly authorized as is herein after directed; and the Money due thereon shall, without any Fee or Reward whatsoever, be paid to such Executors or Administrators, or to their respective Attorney or Attornies as aforesaid, as soon as such Ticket shall be brought to the Pay Office of the Navy.

Upon the Death of an inferior Officer or Seaman, the Captain is to make out a Ticket for his Pay, and transmit the same to the Navy Board;

for the Use of the Executors.

Day of Receipt to be indorsed thereon; and the Ticket to be examined, and assigned for Payment;

and to be delivered to the Executors,

and the Money paid.

And be it further enacted by the Authority aforesaid, That from and after the said First Day of November, when and so often as any inferior Officer or Seaman, in the Service of His Majesty, His Heirs, or Successors, shall, by Wounds, Sickness, or any other manifest Infirmity, be disabled and rendered unserviceable, in case such Officer or Seaman shall be on Board of any Ship or Vessel which shall then be in any Port of Great Britain, or on the Coast thereof, or which shall belong to any Squadron of His Majesty's Ships or Vessels which shall not be in any Port of Great Britain, or on the Coast thereof, the Captain or Commander of such Ship or Vessel,

Captain to report inferior Officer or Seaman fit to be discharged as unserviceable;

sel, shall represent the same to the Commander in Chief of any Squadron of His Majesty's Ships or Vessels, who is hereby directed carefully to inquire into, and to examine the same; and if he shall be fully satisfied thereof, such Commander in Chief shall order such Captain or Commander to discharge such Officer or Seaman, and to make out and sign, in the usual Form, a Ticket for the Wages or Pay then due to such Officer or Seaman; or if such Ship or Vessel shall not be in any Port of Great Britain, or on the Coast thereof, and shall not belong to any Squadron of Ships or Vessels of His Majesty, His Heirs, or Successors, or shall be separated from the Commander in Chief of any Squadron to which such Ship or Vessel shall belong, then the Captain or Commander of such Ship or Vessel, being fully satisfied of such Disability, shall discharge such Officer or Seaman, and shall make out such Ticket without the Direction of any such Commander in Chief, and shall sign the same himself, and cause it to be signed by the proper signing Officers, as aforesaid: And whenever any such Officer or Seaman, so disabled and rendered unserviceable, shall be discharged, and such Ticket shall be so made out for such Officer or Seaman, and shall be signed in the Manner herein before directed, such Captain or Commander shall, at the same Time, grant and deliver to such Officer or Seaman, without Fee or Reward, a Certificate of his Discharge, containing an exact Copy of the said Ticket, and a Description of the Person for whom such Ticket was so made out; which Ticket shall not, upon any Account or Pretence whatsoever, be delivered to such Officer or Seaman, but such Captain or Commander shall send or transmit the same, by the first safe Opportunity, to the Commissioners of the Navy, at their Board, for the Use of such Officer or Seaman; and the said Commissioners shall immediately cause the Day when they shall receive such Ticket to be endorsed thereon, and such Ticket shall be forthwith examined, and shall, by Three or more of the said Commissioners, be assigned for Payment, as soon as may be, or within One Month at farthest from the Day of the making of such Endorsement: And in case such Officer or Seaman shall present the said Certificate of his Discharge at the Navy Office, the said Commissioners of the Navy, or any of them, shall forthwith examine the said Certificate, and the Person presenting the same, and being satisfied that the said Certificate was made out for the said Person, and that he is rendered

and, upon Discharge granted, to make out a Ticket for his Pay, &c.

and deliver to him a Certificate of his Discharge,

but transmit the Ticket to the Navy Board;

who are to endorse the Day of Receipt thereon, and examine the Ticket, and assign it for Payment;

and if Presentment be made of the Certificate, they are to examine, and sign the same, if satisfied therewith;

rendered unserviceable, shall sign and testify the same on such Certificate; and the said Ticket, being so assigned for Payment, shall, without any Fee or Reward whatsoever, be immediately delivered to such Officer or Seaman to whom such Certificate of Discharge shall have been granted as aforesaid, and to no other Person whatsoever, and the Money due thereon shall, without any Fee or Reward, be paid to such Officer or Seaman, and to no other Person whatsoever, as soon as such Ticket shall be brought to the Pay Office of the Navy; or if the said Ticket shall not have been transmitted to, and received by, the said Commissioners of the Navy, at their Board, then the said Certificate shall be forthwith examined as aforesaid, and the Money appearing to be due on the said Ticket, by the Copy thereof contained in the said Certificate, shall be paid to the Person producing the same, as aforesaid, and to no other Person whatsoever, in like Manner as if the said Original Ticket had been transmitted and received: And in case any Officer or Seaman, so discharged, shall be desirous to receive his Wages or Pay at any Port of Great Britain where a Commissioner of the Navy shall be or reside, and shall present to such Commissioner the Certificate of his Discharge; the said Commissioner, upon examining such Certificate, and the Person so presenting the same, and being satisfied that the said Certificate was made out for the said Person, and that he is rendered unserviceable, shall sign and testify the same on such Certificate, and transmit such Certificate to the Commissioners of the Navy, at their Board, who are hereby strictly charged and required, within Four Days after the Receipt of such Certificate, to cause the Ticket made out and transmitted to them for such Officer or Seaman, and assigned for Payment as aforesaid; or if such Ticket shall not have been transmitted to, and received by them, then the said Certificate, containing a Copy of the said Ticket, instead thereof; to be sent to the said Commissioner of the Navy at such Port, who shall cause the Money due thereon to be immediately paid at such Port, to such Officer or Seaman applying for the same, and intitled thereto, without any Fee, Reward, or Deduction whatsoever; and the Commissioner of the Navy at such Port where such Certificate shall be so presented, shall send such Officer or Seaman, so presenting the same, with an Order to the nearest Hospital, who shall receive such Officer or Seaman, and victual him from the Time he shall present such Certificate, until he shall

and deliver the Ticket thereupon to the Owner,

and the Money to be paid.

If the Ticket be not transmitted or received, the Certificate alone, when examined, &c. is sufficient.

If the Certificate be presented to a Commissioner in any of the Ports in *Great Britain*, he is to examine and sign the same, if satisfied therewith, and transmit it to the Navy Board, &c.

who are to order Payment to be made thereupon at such Port,

and the Commissioner is to send such disabled Man, with an Order, to the nearest Hospital, till Payment of his Wages.

shall be so paid the Wages or Pay due to him as aforesaid.

If the Certificate should be lost or destroyed,

Provided always, and it is hereby further enacted by the Authority aforesaid, That in case any such Certificate herein before directed to be granted and delivered to such inferior Officer or Seaman, so discharged, on account of being rendered unserviceable, as aforesaid, should happen to be lost or destroyed;

or the Person not appear, and present the same,

or if any such Officer or Seaman should not appear in Person, and present the same to the Commissioners of the Navy, at their Board, or to the Commissioner of the Navy at any such Port in Great Britain, as aforesaid;

or the Money due on the Ticket be not paid before the General Payment of the Ship; the Ticket is to be cancelled, and the Wages to be paid to the Executors, &c.

in either of which Cases, the Wages or Pay due to such Officer or Seaman, would not be payable by virtue of the said Ticket so made out for him; or if the Wages or Pay due upon such Ticket, shall not be paid before the General Payment of the Ship's Company; then, and in every such Case, the said Commissioners of the Navy, at their Board, shall cause such Ticket to be cancelled, and all such Wages or Pay shall accrue and become payable to such Officer or Seaman, his Executors or Administrators, or to the respective Attorney or Attornies of such Officer or Seaman, his Executors or Administrators, demanding the same, and duly authorized as is herein after directed, when the Wages or Pay due upon such Ship or Vessel shall be paid, in the Manner prescribed by this Act, and as if such Ticket and Certificate had never been made out or granted; any thing herein contained, or any Law or Usage to the contrary, notwithstanding.

Captain to make out Sick Tickets for those set ashore, and transmit the same with the Sick Persons to the Hospital;

And be it further enacted by the Authority aforesaid, That from and after the said First Day of November, when and so often as any inferior Officer or Seaman belonging to any Ship or Vessel of His Majesty, His Heirs, or Successors, shall, by Order of the Captain or Commander of such Ship or Vessel, be set Sick ashore, and be sent into any Hospital, or Sick Quarters, for his Recovery, such Captain or Commander shall, at the same Time, make out a Sick Ticket for the Wages or Pay then due to such Officer or Seaman, and shall sign the same himself, and cause it to be signed by the proper signing Officers as aforesaid; which Sick Ticket being so made out, and signed, shall be transmitted along with such Officer or Seaman to such Hospital or Sick Quarters: And if such Officer or Seaman not being cured in such Hospital, or Sick Quarters, shall be regularly discharged from thence as unserviceable, then a Certificate

of

of such Discharge, together with the said Sick Ticket annexed thereunto, shall be granted and delivered to him; and in case he shall present the same to the Commissioner of the Navy that shall be or reside at any Port in Great Britain, such Commissioner of the Navy, upon examining the Person presenting the same, and being duly satisfied that he is rendered unserviceable, shall sign and testify the same on such Certificate, and shall forthwith transmit such Certificate, together with the said Sick Ticket annexed thereunto, to the Commissioners of the Navy, at their Board, who are hereby strictly charged and required immediately to cause the Day when they shall receive the same to be indorsed thereon, and such Certificate and Sick Ticket annexed thereunto, to be examined by the Muster Books, if received, and a proper Ticket or Pay List, in the usual Form, to be made out within Four Days after the Receipt of such Certificate and Sick Ticket, for the Payment of all Wages or Pay due to such Officer or Seaman; and shall send such Ticket or Pay List without any Delay to the said Commissioner of the Navy at such Port, who shall, without any Fee or Reward whatsoever, cause the Money due thereon to be immediately paid to such Officer or Seaman applying for the same, and intitled thereunto; who notwithstanding such Discharge, shall be kept and maintained in such Hospital, or Sick Quarters, from the Time he shall present such Certificate and Sick Ticket annexed thereunto, until he shall be so paid the Wages or Pay due to him, as aforesaid.

and if any be discharged as unserviceable, a Certificate thereof, with the Sick Ticket annex'd, is to be granted him; which being presented to a Commissioner, is to be signed by him, if satisfied therewith, and transmitted with the Ticket to the Navy Board, who are to examine and indorse the same, and make out a Pay List,

and the Party is to be kept in Sick Quarters till Payment.

Provided always, and it is hereby further enacted by the Authority aforesaid, That in case the Muster Books or Pay Books for any such Ship or Vessel shall not be regularly transmitted to, and received by, the Commissioners of the Navy, in the Manner herein before prescribed, yet the Payment of the Tickets, or Certificates containing Copies thereof, or Pay Lists, herein before directed to be made out or granted, shall not be delayed or postponed for such Omission; but if any Error, to the Detriment of the Publick Treasure, shall be made in any such Ticket, or Certificate containing a Copy thereof, or Pay Lists, by the Captain or Commander issuing or making out the same, the Loss arising by such Error shall be made good and compensated out of any Wages or Pay due or to grow due to such Captain or Commander by whom such Ticket, or Certificate, or Pay List, was so made out or granted as aforesaid.

Payment of Tickets, Certificates, or Pay Lists, not to be delayed, for want of the Muster or Pay Books not being duly sent to the Navy Board.

If Error be made in any Ticket, the Loss to be made good out of the Captain's Wages.

And, in order to enable inferior Officers and Seamen employed Abroad to remit any Part of their Wages or Pay for the Support of their Wives and Families, without any Expence or Delay, and free from usurious Oppressions; be it further enacted by the Authority aforesaid, That from and after the said First Day of November, when and so often as any such Ship or Vessel which shall not be in any Port of Great Britain, or on the Coast thereof, shall have Twelve Months Wages or Pay due, the Captain or Commander of such Ship or Vessel shall read over, or cause to be read over, in a distinct audible Manner, the Names of all the inferior Officers and Seamen belonging to such Ship or Vessel, and shall cause every such Officer and Seaman to answer to his Name; and shall do the same, from time to time, at the End of every Six Months, as long as such Ship or Vessel shall have Twelve Months, or more, Wages or Pay due as aforesaid: And if any such Officer or Seaman shall thereupon declare by Word of Mouth, or deliver in Writing, the Name and Place of Abode of his Wife, Father, or Mother, and desire that the Whole, or any Part, of his Wages or Pay then due (except the Wages or Pay that shall be due for the last Six Months of his Service on Board such Ship or Vessel) should be allotted and paid to his said Wife, Father, or Mother, by the Receiver General of the Land Tax for any County, Riding, or City, in Great Britain, or by the Collector of the Customs for any Port, or Collector of the Excise for any Collection in Great Britain, or by the Clerk of the Cheque at any of his Majesty's Dock Yards; then, and in such Case, the Captain or Commander of such Ship or Vessel is hereby strictly required and enjoined to cause Four Lists to be made out, which shall contain the Names of all such inferior Officers and Seamen as shall be desirous to remit to their Wives, Fathers, or Mothers, the Whole, or any Part, of their Wages or Pay, except for the last Six Months of their Service as aforesaid; in which Lists, the Amount of the Wages or Pay so desired to be paid, the Name and Place of Abode of such Officer or Seaman's Wife, Father, or Mother, to whom such Wages or Pay are to be remitted and paid, and the Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, by whom such Wages are to be made payable, shall be specified and described in Three separate distinct Columns, opposite to the Name

If a Ship not on the Coast, or in a Port of *Great Britain*, shall be in Sea Pay 12 Months,

the Captain is to cause the Ship's Crew to be called over,

and if any shall desire to remit his Wages to his Wife or Parents,

the Captain is to direct proper Lists of such Persons to be made out,

Name of such Officer or Seaman, in the said Lists; and every such Officer or Seaman who shall so desire that any such Part of his Wages or Pay may be allotted and paid to his Wife, Father, or Mother, shall write his Name, or make his Mark, in a separate distinct Column in the said Lists; which Lists shall be forthwith compleated, and signed by the Captain or Commander, and proper signing Officers of such Ship or Vessel; and such Captain or Commander shall transmit the said Lists, by the first safe Opportunity, without any Neglect or Delay whatsoever, to the Commissioners of the Navy, at their Board: And the said Commissioners, upon receiving such Lists wherein any such Allotment shall be made by any such inferior Officer or Seaman, of any such Part of his Wages or Pay, to his Wife, Father, or Mother, shall immediately make out, or cause to be made out, Two Bills for every such Allotment; which Bills shall be Duplicates, and joined together with oblique Lines, Flourishes, or Devices, in such Manner as the said Commissioners, or any Three or more of them, shall think proper; and shall be made payable to the Wife, Father, or Mother, respectively, of such inferior Officer or Seaman, by the Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, respectively, according to the Appointment in such Lists; and the said Bills, being numbered and dated, shall be signed by any Three Commissioners of the Navy, and be written or printed according to the following Form:

which are to be signed by them, and the proper Officers, and transmitted to the Navy Board,

who are to make out Two Bills, Duplicates, for such Allotments,

which are to be made payable according to the Appointment in the Lists,

and signed by 3 Commissioners.

A. N° I.

A. N° I. *Navy Office.*

The Form.

*SIR,* Day of

PAY to *B. D.* of in the County of {Wife / Father / Mother} of *E. D.* {inferior Officer, / Seaman,} belonging to His Majesty's Ship upon {his / her} producing the Duplicate hereof, together with a Certificate, under the Hands of the Minister and Churchwardens, or, in that Part of *Great Britain* called *Scotland*, under the Hands of the Minister and Two Elders of the Parish where the said *B. D.* {was married, / he resides,} that the said *B. D.* to the best of their Knowledge and Belief, is the {Wife / Father / Mother} of the said *E. D.* the Sum of being on account of the Wages of the said *E. D.* if the same shall be demanded within Six Calendar Months from the Date hereof; otherwise you are to return this Bill to the Treasurer of the Navy, at the Pay Office of the Navy,

To { *The Receiver General of the Land Tax of the County of* / *The Collector of the Customs at the Port of* / *The Collector of the Excise at* / *The Clerk of the Cheque at* }

Signed, { *O. P.* / *Q. R.* / *S. T.* } Commissioners of the Navy.

By Virtue of the Act of the Thirty first *George* the Second.

*N. B.* The personating or falsely assuming the Name and Character of the Wife or Relation of any inferior Officer or Seaman, or procuring any other to do the same, in order to receive Wages due to such Officer or Seaman, is made Felony without Benefit of Clergy, by Thirty first *George* the Second.

And as ſoon as the ſaid Bills ſhall be ſo made out and ſigned, the ſaid Commiſſioners of the Navy ſhall cauſe them to be cut aſunder, indentwiſe, through the oblique Lines, Flouriſhes, or Devices; and ſhall cauſe One of the ſaid Bills to be tranſmitted forthwith to the Perſon nominated and ſpecified in ſuch Liſts as the Wife, Father, or Mother, of ſuch Officer or Seaman, and the other of the ſaid Bills to be tranſmitted forthwith to the ſaid Receiver General of the Land Tax, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque, on whom ſuch Bill ſhall be ſo drawn as aforeſaid: And the ſaid Receiver General of the Land Tax, Collector of the Cuſtoms, Collector of the Exciſe, and Clerk of the Cheque, if the ſaid Duplicates of ſuch Bill ſhall be produced and delivered to either of them reſpectively within Six Calendar Months from the Date thereof, are hereby required and enjoined to examine ſuch Duplicate, together with the Certificate to be produced as aforeſaid; and to enquire into the Truth thereof, by the Oath of the Perſon producing the ſame; which Oath they are hereby reſpectively authorized and directed to adminiſter; and upon being duly ſatisfied of the Truth of ſuch Certificate, to teſtify the ſame on the Back of ſuch Bill; and ſhall immediately pay to the Wife, Father, or Mother, of ſuch Officer or Seaman, without Fee or Reward on any Pretence whatſoever, the Sum contained in ſuch Bill, taking his or her Receipt for the ſame on the Back thereof; which Bill ſo paid, upon being produced and delivered, together with the Duplicate thereof, at the Navy Office, ſhall be immediately aſſigned for Payment by Three or more Commiſſioners of the Navy; and ſhall be immediately repaid by the Treaſurer of the Navy, to ſuch Receiver General of the Land Tax, Collector of the Cuſtoms, Collector of the Exciſe, Clerk of the Cheque, or to the Order of any ſuch Receiver General, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque reſpectively: But in caſe the Duplicate of ſuch Bill ſhall not be produced and delivered, and the Payment thereof be demanded, within Six Calendar Months from the Date thereof, or if a proper Certificate of the Perſon claiming to be the Wife, Father, or Mother, of ſuch Officer or Seaman, be not likewiſe produced, then the ſaid Receiver General, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque, ſhall return ſuch Bill to the Treaſurer of the Navy, at the Pay Office of the Navy, who ſhall cauſe ſuch Bill to

The Bills to be cut out indentwiſe; and One to be ſent to the Perſon ſpecified in the Liſt,

and the other to the Perſon on whom the Bill is drawn.

Upon Preſentment of the Duplicate and Certificate within 6 Months, and Examination of the Truth certified on the Back of the Bill, the Money to be paid;

and the Bill and Duplicate to be returned to the Navy Board, and repaid by the Treaſurer.

If the Duplicate and Certificate be not tender'd, &c. within 6 Months,

the Bill is to be returned to the Treasurer of the Navy, and cancelled; and the Money to be paid to the Seaman, &c. when the Ship is paid.

be immediately cancelled; and from and after the cancelling thereof, the Sum contained in such Bill shall accrue and become payable to such inferior Officer or Seaman for whose Wages or Pay it was made out, or to his Executors or Administrators, or to the respective Attorney or Attornies of such Officer or Seaman, his Executors or Administrators, demanding the same, and duly authorized as is herein after directed, without any Fee, Reward, or Deduction whatsoever, when the Wages or Pay due upon such Ship or Vessel shall be paid, in the Manner prescribed by this Act.

Bills to be made out, &c. in like Manner, if a Seaman, at the Time of receiving his Pay, shall desire to remit any Part thereof to his Wife, Children, or Parents, &c.

And, for the better enabling inferior Officers and Seamen, upon Payment being made to them of their Wages or Pay in the Manner hereby before directed, to remit any Part thereof to their Wives, Children, or Parents, or to such other Person as they shall judge proper; be it further enacted by the Authority aforesaid, That from and after the said First Day of November, when and so often as any Wages or Pay due to such inferior Officer or Seaman shall be paid at the Pay Office of the Navy, or at any of the Out Ports, in the Manner before prescribed, if such Officer or Seaman shall desire to receive a Bill for the Whole, or for any Part of his said Wages or Pay, to be drawn upon the Receiver General of the Land Tax for any County, Riding, or City, in Great Britain, or upon any Collector of the Customs for any Port, or Collector of the Excise for any Collection in Great Britain, or upon the Clerk of the Cheque at any of his Majesty's Dock Yards; then, and in such Case, Two Bills, being Duplicates, and joined together with oblique Line, Flourishes, or Devices, as aforesaid, shall be immediately made out, numbered, and dated, by the Clerk of the Treasurer of the Navy, appointed to pay such Wages, and be signed, if made out at the Pay Office of the Navy, by the Commissioners of the Navy comptrolling the Payment when such Bills shall be so made out; or if made out at any of the Out Ports, by the Commissioner of the Navy comptrolling such Payment there; and such Bills shall be attested at the Foot thereof, by the First Clerk of the Treasurer of the Navy at such Pay Office or Out Port; and the said Bills shall be made payable to such Person or Persons only, and by such Receiver General, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, as shall then be named by such

such inferior Officer or Seaman, and inserted in such Bills; which shall be written or printed according to the following Form:

A. N°. I. *Day of*

SIR,

PAY to *B. C.* of on {his her their} producing and delivering the Duplicate hereof, the Sum of being on account of the Wages of *D. E.* Mariner, on Board of His Majesty's Ship the if the same be demanded within Six Calendar Months from the Date hereof; otherwise you are to return this Bill to the Treasurer of the Navy at the Pay Office of the Navy. Form of the Bills.

To { *The Receiver General of the Land Tax for the County of* / *The Collector of the Customs at the Port of* / *The Collector of the Excise at* / *The Clerk of the Cheque at* }

Signed, { *E. G.* Commissioner of the Navy.

Attested, { *H. J.* Clerk to the Treasurer of the Navy.

By Virtue of the Act of the Thirty first of *George* the Second.

And

Bills to be cut indentwise, and One to be delivered to the Seaman, and the other to be remitted to the Person on whom it is drawn.

And so soon as the said Bill shall be made out, assigned, and attested, the said Commissioner of the Navy shall cause them to be cut asunder, indentwise through the oblique Lines, Flourishes, or Devices, and shall cause One of the said Bills to be delivered to such Officer or Seaman, and the other to be forthwith transmitted to the said Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, on whom such Bill shall be drawn as aforesaid: And the said Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, are hereby strictly required and enjoined, if the Duplicate of such Bill shall, within Six Calendar Months from the Date thereof, be produced and delivered to either of them respectively, by the Person or Persons to whom such Bill is payable, to pay to such Person or Persons immediately, without Fee or Reward on any Pretence whatsoever, the Sum contained therein, taking his, her, or their Receipt for the same, on the Back of the said Bill; which Bill so paid, upon being produced and delivered, together with the Duplicate thereof, at the Navy Office, shall be immediately assigned for Payment by Three or more Commissioners of the Navy, and shall be immediately repaid by the Treasurer of the Navy to such Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, or to the Order of any such Receiver General, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque; but in case the Duplicate of such Bill shall not be produced and delivered, and the Payment of the same be demanded, within Six Calendar Months from the Date thereof, then the said Receiver General, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, shall return such Bill to the Treasurer of the Navy at the Pay Office of the Navy, who shall cause such Bill, or the Duplicate thereof, so delivered to such Officer or Seaman, if the same shall be returned, to be immediately cancelled; and from and after the Return and Cancelling of such Bill, or of the Duplicate thereof, such Part of the Wages or Pay for which such Bill was so made out, shall be immediately paid to such inferior Officer or Seaman, or his Executors or Administrators, or to the respective Attorney or Attornies of such Officer or Seaman, his Executors or Administrators, demanding the same, and duly authorized as

Upon producing the Duplicate within 6 Months, the Bill to be paid;

and upon returning the same, &c. to the Navy Office, the Money to be reimbursed, &c.

If the Duplicate be not produced, and Payment demanded, within 6 Months, the Bill is to be returned to the Treasurer of the Navy, and cancelled;

and the Money to be paid to the Seaman, or his Executors, &c.

as is herein after directed, without any Fee, Reward, or Deduction, whatsoever.

Provided always, and it is hereby further enacted by the Authority aforesaid, That if any such Receiver General, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, to whom the Duplicate of any of the Bills herein before directed to be made out, shall be tendered for Payment by the Wife, Father, or Mother, of any such Officer or Seaman, shall not then have in his Hands Publick Money sufficient to answer the same, and shall refuse or delay the immediate Payment thereof, such Receiver General, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, shall immediately indorse on the Back of the said Duplicate, the Day of its being so tendered to him, and the Cause of his Refusal or Delay to pay the same; and shall appoint thereon for the Payment of such Bill, some future Day, within the Space of Two Months at the farthest from the Day of its having been first tendered to him, as aforesaid; which Duplicate, with the Indorsement thereon, shall immediately be delivered back to the Person presenting the same: And if, upon Complaint to be made to the respective Commissioners appointed by His Majesty, His Heirs, or Successors, to manage the said several Duties of the Land Tax, Customs, or Excise, or to the Commissioners of the Navy if the Person complained of be a Clerk of the Cheque, it shall appear that such Receiver General, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, hath unnecessarily and wilfully refused or delayed the Payment of such Bill; or that such Receiver General, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, or any Person employed by or under any of them, hath directly or indirectly received or taken any Fee, Reward, Gratuity, Discount, or Deduction whatsoever, on Account of the Payment of the said Bill; it shall and may be lawful to and for any Three or more of the said Commissioners to convict and fine any such Offender under their respective Direction, in any Sum not exceeding Fifty Pounds, according to the Nature and Degree of the Offence; which Conviction shall be made by such respective Commissioners, and such Fine shall be levied and recovered, in such and the same Manner, to all Intents and Purposes, as any Conviction may be made, and any Penalty may be levied or recovered, for any Offence

If the Duplicate be not paid when tender'd, the Cause of Refusal or Delay, and the Time when tender'd, to be indorsed thereon,

and a future Day of Payment to be appointed, &c.

If Payment has been unnecessarily delayed,

or any Fee, on Account of Payment, hath been taken,

the Offender to forfeit 50 *l.*

against any Law by which any Custom or Excise is imposed or laid; and the said Fine, when recovered, shall be paid to the Informer or Informers against such Offender or Offenders.

to the Informer.

Wages of Apprentice to be paid to his Master,

Provided always, That this Act, or any thing herein contained, shall not extend to or be construed to invalidate or make void any Indenture or Indentures, whereby any Master is or shall be intitled to have or receive the Wages, Pay, or other Allowances of Money, earned by his Apprentice, but such Wages, Pay, or other Allowances, shall be paid by the Treasurer of the Navy for the time being, or by his Direction, according to such Indenture or Indentures, as has been usual in such Cases; unless such Apprentice shall be above the Age of Eighteen Years at the Time when such Indenture or Indentures were made and executed, or unless such Apprentice shall have been hired and rated as a Servant to any Commission or Warrant Officer belonging to any of the Ships or Vessels of his Majesty, his Heirs, or Successors, such Apprenticeship not being then known to such Officer; in which Case, the Wages or Pay of such Servant shall be due and payable to such Commission or Warrant Officer, according to the usual Practice of the Navy, until such Officer shall be informed of such Apprenticeship: And in either of the Cases herein before mentioned, the Master of such Apprentice shall not be intitled to receive any Wages, Pay, or Allowances, by virtue of any such Indenture; any thing herein contained, or any Law, Statute, or Usage, to the contrary thereof, in any wise notwithstanding.

unless he be above the Age of 18 when the Indentures were executed; or be rated as Servant to some Officer, to whom such Apprenticeship was unknown.

And whereas it is of great Importance to the carrying on of the Payments in the Manner herein before directed, that all the Captains and Commanders of the Ships and Vessels of his Majesty, his Heirs, or Successors, should regularly transmit to the Commissioners of the Navy, by the first safe Opportunity, all such complete Pay Books, and all such Lists and Tickets, to be so made out as aforesaid, and should also regularly transmit to the Commissioners of the Navy, Once in every Two Months from the Time any such Ships or Vessels shall have been entered into Sea Pay, Muster Books for every such Ship or Vessel, according to the Method now prescribed and required, or which shall at any Time hereafter be prescribed and required, by the Lord High Admiral of Great Britain, or by the Commissioners for executing

executing the Office of Lord High Admiral of Great Britain; be it therefore enacted by the Authority aforesaid, That from and after the said First Day of November, every Captain and Commander of every Ship or Vessel of His Majesty, His Heirs, or Successors, shall and do, from time to time, regularly and duly send or transmit to the Commissioners of the Navy, at their Board, by the first safe Opportunity, all and every such complete Pay Books, and all and every such List or Lists, Ticket or Tickets, to be so made out as aforesaid; and also shall and do regularly and duly send and transmit, Once in every Two Months, to the Commissioners of the Navy, at their Board, One complete Muster Book for such Ship or Vessel, signed by himself and the proper Officers, not only for the said Two Months, but for the whole Time which such Ship or Vessel shall have been in Commission, or from the Time to which such Ship or Vessel was last paid: And in case such Captain or Commander shall be guilty of any Failure or Neglect in any Part thereof, the said Commissioners of the Navy are hereby strictly directed and required not to grant to any such Captain or Commander the General Certificate, to intitle him to his Wages or Pay for such Ship or Vessel, unless thereto required by particular Order from the Lord High Admiral of Great Britain, or from the Commissioners for executing the Office of Lord High Admiral of Great Britain, or any Three or more of such Commissioners, in Cases of Necessity, and on its being made appear to their Satisfaction, that the Directions herein before given in this Behalf have been complied with as far as the Nature of the Service would admit, and that the said complete Pay Books, Lists, Tickets, and Muster Books, had been actually sent to the said Commissioners of the Navy, as often as any proper and safe Opportunities offered: And in case such Captain or Commander shall not sufficiently exculpate himself from such Neglect or Failure, in the Manner hereby prescribed, before the Lord High Admiral of Great Britain, or the Commissioners for executing the Office of Lord High Admiral of Great Britain, or any Three or more of such Commissioners, within Twelve Calendar Months after the Arrival of such Captain or Commander in Great Britain; then such Captain or Commander shall lose and forfeit all the Wages due to him for his Service on Board such Ship or Vessel, which are hereby directed to be paid and

Captains to transmit regularly to the Navy Board Pay Books, and Lists of Tickets to be made out;

and also Once in 2 Months the Ship's Muster Book, properly sign'd, &c.

and, in Default, &c.

(except in Cases of Necessity, to be made appear to the Lords of the Admiralty)

to forfeit all their Wages to the Chest at *Chatham*,

and applied to and for the Use of the Chest at Chatham; and such Captain or Commander, being tried for and convicted of such Offence by a Court-martial, shall be liable to such farther Censure or Punishment, not extending to Loss of Life or Limb, as such Court-martial shall adjudge.

and to suffer moreover, as a Court-martial shall adjudge.

The Tickets, Pay Lists, and Bills, deemed sufficient Vouchers to the Treasurer of the Navy for Money paid thereon.

And be it further enacted by the Authority aforesaid, That all and every such Ticket and Tickets, Certificate and Certificates, Pay List and Pay Lists, Bill and Bills, herein before directed to be made out and paid as aforesaid, shall be deemed and taken as good and sufficient Vouchers for the Treasurer of the Navy, for so much Money as shall have been so directed to be paid upon all or any such Tickets, Certificates, Pay Lists, or Bills, respectively, and as shall have been paid by him thereon, and shall be allowed as such in passing his Accounts.

Captains issuing Tickets otherwise than the Act directs,

And be it further enacted by the Authority aforesaid, That if, after the said First Day of November, any Captain or Commander of any of the Ships or Vessels of His Majesty, His Heirs, or Successors, shall make out, or cause to be made out, and issued, any Ticket or Tickets for Wages or Pay to any inferior Officer or Seaman, under any Pretence whatsoever, other than and except in the Manner, and under the Regulations, herein before directed concerning the same, every such Captain or Commander so offending shall, for every such Offence,

to forfeit for each Offence, 50 *l.*

lose and forfeit the Sum of Fifty Pounds of lawful Money of Great Britain; One Moiety whereof shall be forfeited and paid to the Person who shall inform or sue for the same, and the other Moiety shall be paid and applied to and for the Use of the Chest at Chatham;

One Moiety to the Informer, and the other to the Chest at *Chatham*.

which Forfeiture shall be sued for and recovered in any of His Majesty's Courts of Record at Westminster, by Action of Debt, Bill, Plaint, or Information, in which no Essoin, Protection, Privilege, Wager of Law, or more than One Imparlance, shall be allowed; and the Court shall award such Costs to the Parties as shall be just: And in all Cases where Judgement or Sentence shall be given against any such Offender, the Court where such Judgement or Sentence shall be given shall, with all convenient Speed,

The Court, where Judgement shall be given, to certify the same to the Admiralty;

certify the same to the Lord High Admiral of Great Britain, or to the Commissioners for executing the Office of Lord High Admiral of Great Britain; and as a further Punishment, such Offender shall,

upon such Certificate, lose and forfeit all the Wages or Pay due to him for his Service in such Ship or Vessel; which Wages or Pay the Lord High Admiral, or Commissioners for executing the Office of Lord High Admiral of Great Britain, or any Three or more of such Commissioners, shall direct and order to be paid and applied to and for the Use of the Chest at Chatham.

and the Offender thereupon to forfeit also all his Wages to the Chest at *Chatham*.

Provided always, That no Captain or Commander of any Ship or Vessel shall be liable to any Penalty, upon account of any Offence which shall be committed against this Act before the First Day of June, One thousand seven hundred and fifty nine, unless, before the Time of his committing such Offence, he shall have received the Abstract of the Provisions and Regulations of this Act, herein after directed to be delivered to the Captain or Commander of every Ship or Vessel of His Majesty, His Heirs, and Successors.

Captain not liable to forfeit on this Act, before 1 *June*, 1759, unless he hath previously received an Abstract thereof.

And, for establishing a proper Method for making and attesting Letters of Attorney; be it further enacted by the Authority aforesaid, That from and after the said First Day of November, One thousand seven hundred and fifty eight, no Letter of Attorney made by any inferior Officer or Seaman in the Service of His Majesty, His Heirs, or Successors, or by the Executors or Administrators of any such Officer or Seaman, in order to impower or intitle any Person or Persons to receive any Wages, Pay, or Allowances of Money of any Kind, due or to grow due for such Service, shall be good and valid, or sufficient for that Purpose, unless such Letter of Attorney shall be made and declared to be revocable by the express Words thereof; and unless such Letter of Attorney, if made by any such Officer or Seaman then in the Service of His Majesty, His Heirs, or Successors, shall be signed before and attested by the Captain or Commander, and One other of the signing Officers of the Ship to which such inferior Officer or Seaman shall belong, or by the Clerk of the Cheque at some of the Dock Yards; and unless such Letter of Attorney, if made by any such Officer or Seaman who shall have been discharged from the Service of His Majesty, His Heirs, or Successors, shall be signed before and attested by the Mayor or Chief Magistrate of the Town or Place where such Officer or Seaman shall then reside; or if made by the Executors or Administrators of any such Officer or Seaman, unless such Letter of Attorney shall be signed before and attested by the Mi-

Method to be observed in making and attesting Letters of Attorney.

nister, and Churchwardens, or, in that Part of Great Britain called Scotland, by the Minister and Two Elders of the Parish where such Executors or Administrators shall respectively reside.

Letters of Attorney otherwise made and attested than the Act directs, and all Bargains, &c. concerning Wages, made after 1 *Nov.* 1758, declared null;

And be it further enacted and declared by the Authority aforesaid, That all Letters of Attorney, other than such as shall be made and attested in Manner aforesaid, and all Bargains, Sales, Bills of Sale, Contracts, Agreements, and Assignments, whatsoever, of, for, or concerning, any Wages, Pay, or Allowances of Money of any Kind, due or to grow due to any such inferior Officer or Seaman in the Service of His Majesty, His Heirs, or Successors, for such Service made or entered into from and after the said First Day of November, shall be and are hereby declared to be void and of no Effect, to all Intents and Purposes whatsoever; any Law, Statute, Custom, or Usage, to the contrary thereof in any wise notwithstanding: And the Treasurer of the Navy for the time being is hereby authorized, directed, and required, to pay, or cause to be paid, to every such inferior Officer or Seaman as shall appear in Person at the Pay Table, or, in his Absence, to his lawful Attorney impowered by him in the Manner herein before directed, or to the Executors or Administrators of such Officer or Seaman, or to their respective Attorney or Attornies, duly authorized in such Manner as is herein before directed, the respective Wages, Pay, or Allowances of Money of any Kind, due to him or them, without Regard to any such Letter of Attorney, Bargain, Sale, Bill of Sale, Contract, Agreement, or Assignment, whatsoever, made or to be made of, for, or concerning any such Wages, Pay, or Allowances of Money of any Kind.

and the Wages due to be paid the Seaman himself, appearing at the Pay Table, or to his lawful Attorney, &c.

Fees of Court for Probate of Wills, *viz.*

1 *s.* for Goods under 20 *l.*

And be it further enacted by the Authority aforesaid, That from and after the said First Day of November, no Ecclesiastical Court, or any Person or Persons whatsoever, under any Pretence, shall take or receive any more than the Sum of One Shilling for the Seal, Parchment, Writing, and suing forth of the Probate of any Will, or any Letters of Administration, granted to the Widow or Children, Father or Mother, Brother or Sister, of any inferior Officer, Seaman, or Marine whatsoever, dying in the Pay of His Majesty's Navy, and for the Pains, Trouble, and Expence, attending the suing forth of such Probate, or Letters of Administration,

tion, unless the Goods and Chattles of such Officer, Seaman, or Marine, do amount to the Value of Twenty Pounds; nor more than the Sum of Two Shillings, unless the Goods and Chattles of such Officer, Seaman, or Marine, do amount to the Value of Forty Pounds; nor more than the Sum of Three Shillings, unless the Goods and Chattles of such Officer, Seaman, or Marine, do amount to the Value of Sixty Pounds: And in all Cases where it shall be necessary to issue Commissions, to swear the Widows or Children, Father or Mother, Brother or Sister, being Executors or Administrators of such inferior Officers, Seamen, or Marines, no Ecclesiastical Court, nor any Person or Persons whatsoever, under any Pretence, shall take or receive more than the Sum of One Shilling for the Seal, Parchment, Writing, and suing forth of any such Commission, and for the Pains, Trouble, and Expence, attending the same, unless the Goods and Chattles of such Officer, Seaman, or Marine, do amount to the Value of Twenty Pounds; nor more than the Sum of Two Shillings, unless the Goods and Chattles of such Officer, Seaman, or Marine, do amount to the Value of Forty Pounds; nor more than the Sum of Three Shillings, unless the Goods and Chattles of such Officer, Seaman, or Marine, do amount to the Value of Sixty Pounds: And if any Officer or Officers, or any other Person or Persons, shall presume to take any more than the said Sums of One Shilling, Two Shillings, or Three Shillings, respectively, for the Seal, Parchment, Writing, and suing forth of the Probate of any such Will, or any such Letters of Administration, and for the Pains, Trouble, and Expence, attending the same; or for the Seal, Parchment, Writing, and suing forth of any such Commission as aforesaid, and for the Pains, Trouble, and Expence, attending the same; the Person or Persons so offending shall forfeit to the Party aggrieved the Sum of Fifty Pounds; to be recovered, with Full Costs of Suit, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster, or elsewhere.

2 s. under 40 l.

3 s. under 60 l.

and for issuing Commissions,

1 s. under 20 l.

2 s. under 40 l.

3 s. under 60 l.

No greater Fees to be taken under Penalty of 50 l.

And whereas divers wicked Practices have been carried on, by personating and falsely assuming the Names and Characters of Officers, Seamen, and others, intitled, or supposed to be intitled, to Wages, Pay, or other Allowances of Money, or Prize Money, for serving on Board

Board of Ships or Vessels of the Royal Navy, and by forging and counterfeiting Letters of Attorney, Bills, Tickets, Assignments, Last Wills, and other Authorities and Powers, from such Officers and Seamen, and by falsely taking out Probate of Wills, and Letters of Administration, to such Officers and Seamen;

Penalty of personating an Officer, or Seaman, supposed to have Wages due to him,

be it therefore enacted by the Authority aforesaid, That from and after the said First Day of November, whosoever willingly and knowingly shall personate, or falsely assume the Name or Character of, or procure any other to personate, or falsely to assume the Name or Character of, any Officer, Seaman, or other Person, intitled, or supposed to be intitled, to any Wages, Pay, or other Allowances of Money, or Prize Money, for Service done on Board of any Ship or Vessel of His Majesty, His Heirs, or Successors; or the Executor or Administrator, Wife, Relation, or Creditor, of any such Officer or Seaman, or other Person, in order to receive any Wages, Pay, or other Allowances of Money, or Prize Money, due, or supposed to be due or payable, for or on account of the Services of any such Officer or Seaman, or other Person as aforesaid; or shall forge or counterfeit, or procure to be forged or counterfeited, any Letter of Attorney, Bill, Ticket, Certificate, Assignment, Last Will, or any other Power or Authority whatsoever, in order to receive any such Wages, Pay, or other Allowances of Money, or Prize Money, due, or supposed to be due, to any such Officer or Seaman, or other Person, as aforesaid; or shall willingly and knowingly take a false Oath, or procure any other Person to take a false Oath, to obtain the Probate of any Will or Wills, or to obtain Letters of Administration, in order to receive the Payment of any Wages, Pay, or other Allowances of Money, or Prize Money, due, or that were supposed to be due, to any such Officer, Seaman, or other Person, as aforesaid, who has really served, or was supposed to have served, on Board of any Ship or Vessel of His Majesty, His Heirs, or Successors; every such Person so offending, being lawfully convicted of any such Offence or Offences, shall be deemed guilty of Felony, and shall suffer Death as a Felon, without Benefit of Clergy.

or his Executor, Relation, or Creditor,

or of forging Letters of Attorney, Tickets, Certificates, or Wills;

or of making a false Oath to obtain Probate of any Will, in order to receive the Wages, &c. of such Person,

is Death.

When the Pay Books are closed, Tickets, upon Application, to be made out at the Navy Office, for such Men as have not been paid,

And be it further enacted by the Authority aforesaid, That from and after the said First Day of November, when and so often as any of the Pay Books of the Ships or Vessels of His Majesty, His Heirs, or Successors,

tessors, shall be closed, such Seamen as shall not then receive, or have received, the Wages, Pay, or other Allowances of Money, due to them, shall, upon Application made by them to the Commissioners of the Navy, at their Board, have or receive Tickets made out to them to the Value of the said Wages, Pay, or other Allowances, due to them respectively; and the said Commissioners are hereby directed and required to make out the said Tickets accordingly, and to cause the same to be dated, numbered, registered and paid in Course, Once a Month.

which are to be paid, in Course Once a Month.

And be it further enacted by the Authority aforesaid, That the Governors, Ministers, and Consuls, appointed, or that shall be appointed, by His Majesty, His Heirs, or Successors, in Foreign Parts, and residing there, or where none such are resident, any Two or more British Merchants then and there residing, shall, from and after the said First Day of November, be, and are hereby authorized, directed, and required, to send and provide for all Seafaring Men and Boys, Subjects of Great Britain, that shall by Shipwreck, Capture, or other unavoidable Accident, be driven or cast away to, or that shall be discharged as unserviceable from any of the Ships or Vessels of the Royal Navy at, such Foreign Parts or Places, where such Governors, Ministers, Consuls, or Merchants, reside; and the said Governors, Ministers, Consuls, and Merchants, are hereby required to provide for and subsist such Seafaring Men and Boys, at or after the Rate of Six Pence per Diem each; and to send Bills of their several Disbursements upon such Occasions, together with proper Vouchers for the same, to the Commissioners of the Navy, at their Board, who are hereby directed and required to cause immediate Payment to be made of such Bills and Disbursements, after due Examination of the said Vouchers; and the said Governors, Ministers, Consuls, and Merchants, shall put or send the said Men or Boys on Board the first Ship belonging to His Majesty, His Heirs, or Successors, that shall arrive at the Parts or Places where they reside, or any other Parts or Places, being near or within a convenient Distance for that Purpose; or in case no Ship of War shall be then in such Parts or Places, or within a convenient Distance, they shall send such Men or Boys on Board such Merchant Ships or Vessels

*British* Governors, Ministers, Consuls, or Merchants, in Foreign Parts, are to provide for *British* Seamen and Boys of the Navy, wreck'd, captur'd, or discharged, as unserviceable,

and subsist them at 6 *d. per Diem.*

Bills of their Disbursements, with the Vouchers, to be sent to the Navy Board, to be paid.

The Men to be sent home on board the first King's Ship,

or Merchant Ship, bound to *Great Britain.*

sels as are bound for any Port of Great Britain, and are in want of Men to make up their Complement; but if neither Case happens within a convenient Time, then they shall provide and order a Passage homeward for such Men and Boys, in the first Merchant Ship or Vessel bound for Great Britain: And every Master or Person having Charge of a Merchant Ship or Vessel, that shall arrive in such Foreign Parts, and be homeward bound from thence to any Port in Great Britain, shall be, and is hereby required to take on Board such and so many of such Seafaring Men or Boys, as the said Governors, Ministers, Consuls, or Merchants, shall direct, not exceeding Four for each One hundred Tons of which his Ship consists.

Master of such Ships to receive the said Men and Boys on Board;

And, for an Encouragement for such Masters of such Ships or Vessels to take such Seamen or Boys aboard, and bring them to Great Britain, be it further enacted by the Authority aforesaid, That every such Master or Person having Charge of a Ship or Vessel, who shall produce a Certificate under the Hands of the said Governors, Ministers, Consuls, or Merchants, or any of them, certifying the Number and Names of the Men or Boys taken on Board by their Direction, and the Time of taking them on Board, and shall make an Affidavit at his Return, setting forth the Time during which he subsisted such Men or Boys, and that he did not, during that Time, want of his own Complement of Men, or how many he did want of such Complement, and for what Time, shall receive, and the Commissioners of the Navy, at their Board, are hereby required to cause to be paid to such Master, or other Person as aforesaid, Six Pence per Diem for the Passage and Provisions of each Man and Boy, from the Day of their Embarkation homewards to the Day of their Arrival in Great Britain, or being put into some Ship or Vessel of His Majesty, His Heirs, or Successors; Six Pence per Diem only being deducted for such Time, and for so many Persons, as such Master, or other Person as aforesaid, wanted of the Complement of his Ship or Vessel, during the Voyage.

and to be allowed 6 *d. per Diem*, for all such as shall be above his Complement; upon producing a Certificate, and making a proper Affidavit.

And, to prevent for the future, as far as may be, any unjust or fraudulent Arrests upon Seamen actually belonging to any of the Ships of His Majesty, His Heirs, or Successors, be it also enacted by the Authority aforesaid, That from and after the said First Day of

of November, no Person whatsoever, who shall list and enter himself to serve as a Seaman on Board any of the Ships or Vessels of His Majesty, His Heirs, or Successors, shall be liable to be taken out of the Service of His Majesty, His Heirs, or Successors, by any Process or Execution whatsoever, either in Great Britain, Ireland, or any other Part of his Majesty's Dominions, other than for some criminal Matter; unless such Process or Execution be for a real Debt, or other just Cause of Action, and unless before the taking out of such Process or Execution, not being for a criminal Matter, the Plaintiff or Plaintiffs therein, or some other Person or Persons on his or their Behalf, shall make Affidavit before One or more Judge or Judges of the Court of Record, or other Court, out of which such Process or Execution shall issue, or before some Person authorized to take Affidavits in such Courts, that to his or their Knowledge the Sum justly due and owing to the Plaintiff or Plaintiffs, from the Defendant or Defendants in the Action or Cause of Action on which such Process shall issue, or the Debt or Damage and Cost for which such Execution shall be issued out, amounts to the Value of Twenty Pounds at the least; a Memorandum of which Oath shall be marked on the Back of such Process or Writ, for which Memorandum or Oath no Fee shall be taken; and if any Person be nevertheless arrested, contrary to the Intent of this Act, it shall and may be lawful for One or more Judge or Judges of such Court, upon Complaint made thereof by the Party himself, or by any One of his superior Officers, to examine into the same, by the Oath of the Parties, or otherwise, and, by Warrant under his or their Hands and Seals, to discharge such Seamen so arrested contrary to the Intent of this Act, without paying any Fee or Fees, upon due Proof made before him or them, that such Seamen so arrested were actually belonging to One of the Ships or Vessels of His Majesty, His Heirs, or Successors, and arrested contrary to the Intent of this Act, and also to award to the Party so complaining such Costs as such Judge or Judges shall think reasonable; for the Recovery whereof, he shall have the like Remedy that the Person who takes out the said Execution might have had for his Costs, or the Plaintiff in the said Action might have had for the Recovery of his Costs, in case Judgement had been given

Seamen not liable to be taken out of the Service, except for some criminal Matter, or a real Debt of the Value of 20 l.

Oath to be made of the Debt before a Judge,

and marked on the Back of the Process.

Seaman to be otherwise discharged without Fee,

and recover Costs.

given for him with Costs against the Defendant in the said Action.

And, to the End that honest Creditors, who aim only at the Recovery of their just Debts due to them from such Seamen as are actually belonging to some of the Ships or Vessels of His Majesty, His Heirs, or Successors, may not be hindered from suing for the same, but, on the contrary, may be assisted and forwarded in their Suits; and that, instead of proceeding by an Arrest, which may hurt the Service, and occasion a great Expence and Delay to themselves, they may be enabled to proceed in a more speedy and easy Method; be it further enacted by the Authority aforesaid, That it shall be lawful for any Plaintiff or Plaintiffs, upon Notice first given in Writing of the Cause of Action to such Seaman or Seamen belonging to the Royal Navy, or left at his or their last Place of Residence before his or their Entering into the Service of His Majesty, His Heirs, or Successors, to file a Common Appearance in any Action to be brought for or upon account of any Debt whatsoever, so as to intitle such Plaintiff or Plaintiffs to proceed therein to Judgement and Outlawry, and to have an Execution thereupon, other than against the Body or Bodies of him or them so actually belonging to any Ship or Vessel of His Majesty, His Heirs, or Successors, as aforesaid; this Act, or any thing herein, or any former Law or Statute, to the contrary notwithstanding.

Plaintiff may file a Common Appearance,

and proceed to Judgement and Outlawry, and have Execution thereupon.

And, to prevent Extortion by Persons employed in the receiving of Seamens Wages, and other Monies, be it further enacted by the Authority aforesaid, That no Person or Persons whatsoever who shall be employed in the receiving of any Wages, Pay, Prize Money, or any other Monies, due, or becoming due, for or upon account of the Service of any Officer, Seaman, or other Person, in the Royal Navy, shall be intitled to take or retain more than Six Pence in the Pound for or upon account of receiving thereof, and for paying the same to the Person or Persons by whom he or they shall be employed, or according to the Direction and Appointment of such Person or Persons, and for all his and their Trouble and Attendance in relation thereto: And if any Person or Persons so employed shall, directly or indirectly, demand, take, or retain, or cause or procure, or knowingly and willingly permit or suffer,

No more than 6 *d.* in the Pound to be deducted for receiving and paying Seamens Wages, or Prize Money;

under Penalty of 50 *l.*

to be demanded, taken, or retained, any Allowance, Gratuity, Reward, or Valuable Consideration, exceeding in the Whole the Sum of Six Pence in the Pound, for the Monies so received as aforesaid, every such Person shall, for every such Offence, forfeit the Sum of Fifty Pounds, to be recovered, with Full Costs of Suit, to any Person or Persons who will sue for the same in any of His Majesty's Courts of Record at Westminster, by Action of Debt, Bill, Plaint, or Information, in which no Essoin, Protection, Privilege, Wager of Law, or more than One Imparlance, shall be allowed: And if any such Offender shall be a Clerk, Officer, or Servant, in any Office belonging or relating to the Navy, he shall, upon Conviction, over and above the said Penalty of Fifty Pounds, to be recovered as aforesaid, forfeit and lose his Place, and be for ever thereafter incapable of holding any Place of Profit in any such Office.

and if the Offender belong to any Office in the Navy, to lose his Place also.

And be it further enacted by the Authority aforesaid, That if any Clerk, Officer, or Servant, in any Office belonging or relating to the Navy, shall, directly or indirectly, demand, take, or retain, or cause or procure, or knowingly and willingly permit or suffer, to be demanded, taken, or retained, any Fee, Gratuity, Compensation, or valuable Consideration (not being authorized so to do by this Act) of or from any Person or Persons whatsoever, for or under Pretence of the doing or performing any Matter or Thing hereby directed or authorized to be done or performed, or which shall be in Execution hereof, every such Clerk, Officer, or Servant, shall be subject to the same Forfeitures, Costs, and Incapacities, as is herein before mentioned with respect to the taking more than Six Pence in the Pound for the receiving of Seamens Wages.

Clerks, Officers, or Servants belonging to any Office in the Navy, taking other Fees than the Act allows,

subject to the same Forfeitures.

And be it further enacted by the Authority aforesaid, That from and after the said First Day of November, so much of an Act made in the Ninth and Tenth Year of the Reign of King William the Third, intituled, An Act for the better preventing the Imbezzlement of His Majesty's Stores of War, and preventing Cheats, Frauds, and Abuses, in paying Seamens Wages, as relates to the taking no more than the Sum of One Shilling for suing forth any Letters of Administration to the Wife or Children of any Seaman dying in the Pay of His Majesty's Navy, unless the Goods and Chattles of such Seaman do amount to the Sum of

Part of the several Acts of 9 & 10 *Wil.* III.

Twenty Pounds: And also so much of an Act made in the Fourth Year of the Reign of Queen Anne, intituled, An Act for the Encouragement and Increase of Seamen, and for the better and speedier Manning of Her Majesty's Fleet, as relates to the Payment of the Wages due to Seamen turned over from one Ship to another: And so much of an Act made in the First Year of the Reign of his present Majesty (intituled, An Act for granting an Aid to His Majesty of Five hundred thousand Pounds, towards discharging Wages due to Seamen; and for the constant, regular, and punctual Payment of Seamens Wages for the future; and for appropriating the Supplies granted in this present Session of Parliament; and for disposing of the Surplus of the Money granted for Half-pay for the Year One thousand seven hundred and twenty seven) as contains any Provisions relative to His Majesty's Royal Navy, or the Commissioners thereof, or to the Captains, Commanders, Seamen, or other Persons serving therein, or to the Payment of the Wages due for such Service: And also an Act made in the First Year of the Reign of his present Majesty, intituled, An Act for encouraging Seamen to enter into His Majesty's Service; shall be and are hereby repealed.

4 *Annæ.*

1 *Geo.* II.

1 *Geo.* II. repealed.

An Abstract of this Act, together with the Articles of War, to be printed;

and Copies delivered to all Captains.

One to be kept constantly hung in the most publick Place o the Ship;

and to be read to the Ship's Company, after the Articles, Once a Month;

And be it further enacted by the Authority aforesaid, That the Lord High Admiral of Great Britain, or the Commissioners for executing the Office of Lord High Admiral of Great Britain, shall direct an Abstract of the Provisions and Regulations herein contained, for the Benefit of Seamen belonging to the Ships and Vessels of his Majesty, his Heirs, and Successors, together with the Articles of War, to be printed; and that a competent Number of the Copies thereof be delivered to the Captain or Commander of every such Ship or Vessel; and such Captain or Commander, as soon as the Ship or Vessel by him commanded shall be put into Sea Pay, shall cause One of the said printed Abstracts, together with the Articles of War, to be hung up and affixed to the most publick Place of such Ship or Vessel, and shall cause the same to be constantly kept up and renewed, so that they may be at all Times accessible to the inferior Officers and Seamen on Board of such Ship or Vessel; and every such Captain or Commander shall cause such Abstract to be audibly and distinctly read over Once in every Month, in the Presence of the Officers and Seamen of such Ship or Vessel,

sel, immediately after the Articles of War are read; and the Reading both of the Articles of War, and of this Abstract, and the Days when read, shall be attested by the Captain or Commander, and the usual signing Officers, of such Ship or Vessel, at the Foot of the Muster Books for such Ship or Vessel, before they are transmitted to the Commissioners of the Navy: And the said Commissioners are hereby charged and directed strictly to inquire whether the Directions hereby given for hanging up and affixing the said Abstract and Articles of War, and for the Reading of the same, as aforesaid, have been duly observed by the Captain or Commander of such Ship or Vessel, and not to grant to such Captain or Commander his General Certificate, until they are fully satisfied thereof; to the End and Intent that every Seaman employed in the Royal Navy of Great Britain may, at one and the same Time, hear and know the Forfeitures and Punishments he is liable to for any Neglect or Disobedience, and likewise the Encouragements and Benefits to which he is intitled by a due and faithful Performance of his Duty; and that, upon suffering any Oppression or Injury in such Service, he may be the better enabled to lay his Complaint before the Lord High Admiral of Great Britain, or the Commissioners for executing the Office of Lord High Admiral of Great Britain, who are hereby respectively charged and directed, upon any such Complaint being laid, strictly to enquire into the Circumstances of the same, and to grant immediate Redress therein, if such Complaint shall be justly founded; and to take special and constant Care that this Act, and all the Provisions and Regulations therein, be fully complied with, and punctually carried into Execution.

of which, proper Attestation is to be made at the Foot of the Muster Books.

Commissioners of the Navy to inquire whether these Directions are complied with;

to the End that Seamen may both know their Duty, and their Rights, and how to seek Redress for Injuries.

And be it further enacted by the Authority aforesaid, That the Abstract herein before directed, shall be in the following Words; that is to say,

Form of the Abstract.

ABSTRACT

ABSTRACT of an Act of Parliament made in the Thirty first Year of the Reign of King GEORGE the Second, intituled, *An Act for the Encouragement of Seamen employed in the Royal Navy; and for establishing a regular Method for the punctual, frequent, and certain Payment of their Wages; and for enabling them more easily and readily to remit the same for the Support of their Wives and Families; and for preventing Frauds and Abuses attending such Payments.*

I. EVERY Volunteer entering his Name with a Commission Officer, appointed for entering Volunteers on Board any Ship in the Royal Navy, shall receive a Certificate thereof gratis, and be intitled to Wages from the Date of such Certificate, including the Day of the Date thereof, in case he appears on Board within Fourteen Days, if the Place where he enters is not above One hundred Miles from the Ship; within Twenty Days, if above One hundred Miles; or within Thirty Days, if above Two hundred Miles; and shall be allowed the usual Conduct Money, and also Two Months Wages Advance, at the first fitting out of the Ship, and before the Ship proceeds to Sea.

II. Every Supernumerary Man serving Ten Days in any Ship, shall be borne for and intitled to his Wages upon the Books of such Ship, and to all other Bene-

fits, as if he was Part of the Complement of such Ship; but when lent from one Ship into another, shall continue to be borne for and intitled to their Wages upon the Books of the Ship from which they were lent, until they shall be regularly discharged from thence, and in no other.

III. Every inferior Officer or Seaman, who shall be turned over from one Ship to another (in case the Ship into which he is turned over, is then or shall come into a Port of Great Britain where there is a Commissioner of the Navy) shall be paid, by proper Pay Lists, all the Wages due to him in the Ship from which he was so turned over, before the Ship into which he shall be turned over proceeds to Sea, unless it shall be otherwise directed by Special Order from the Admiralty, in Cases of the greatest Exigency only; and if the Ship, in pursuance of such Order, proceeds to Sea before such Payment can possibly be made, the Wages shall be paid as soon as such Ship shall come again into any Port of Great Britain where there is a Commissioner of the Navy.

IV. Every Officer or Seaman who shall be turned over from one Ship to another, shall not serve or be rated in a worse Quality, or lower Degree, than he served in or was rated for in the former Ship; and shall have an Advance of Two Months Wages before the Ship into which he is turned over proceeds to Sea, in case he shall not have received such Advance before.

V. Such Sums of Money shall in the first Place be appropriated, and shall, from time to time, be issued and applied out of the Supplies granted, or to be granted, for any Naval Services, as shall be sufficient for the regular Payment of all Tickets made out pursuant to the Act, and for the regular Discharge of all Wages due, or to grow due, in Manner following; that is to say, As often as any Ship which shall have been in Sea Pay Twelve Months, or more, shall be or arrive in any Port of Great Britain, or on the Coast thereof, the Captain or Commander shall immediately cause Five complete Pay Books to be made out, for all the Time such Ship shall have been in Pay, except the last Six Months; and shall forthwith transmit, by the first safe Opportunity, such Books, together with Three Alphabets, and a Slop Book, to the Commissioners of the Navy,

at their Board: And as soon as such Ship shall be or arrive in any Port of Great Britain where there is a Commissioner of the Navy, the said Commissioners of the Navy shall solicit the necessary Sums of Money, and shall cause immediate Payment to be made of the Wages due, deducting the Advance Money, and all Defalcations; leaving always Six Months Wages unpaid, and no more: And all the Wages due upon any Ship shall be paid as soon as may be, or within Two Months at farthest, after the Arrival of such Ship in Port to be laid up.

VI. The Month shall consist of Twenty eight Days.

VII. Upon Application to the Commissioners of the Navy, at their Board, by any inferior Officer or Seaman who shall then be in the Service, and was absent at the Payment of the Ship to which he did belong, or from the Captain or Commander of any Ship in which such Officer or Seaman shall then serve, in case such Ship shall be in any Port of Great Britain where there is a Commissioner of the Navy, the Commissioners of the Navy, at their Board, shall immediately send the Pay Books, or Pay Lists made out from them, to such Commissioner, who shall forthwith cause the Wages to be paid to such Officer or Seaman.

VIII. The Captain, or Commander, shall make out a Ticket upon the Death of every inferior Officer and Seaman, and shall transmit the same, by the first safe Opportunity, to the Commissioners of the Navy, at their Board, who are to assign the same for Payment within One Month after the Receipt thereof; and the same shall be delivered, and Payment thereon made, without Fee or Reward, to the Executors or Administrators of such Officer or Seaman, or to the Attorney of such Executors or Administrators.

IX. The Captain, or Commander, shall make out a Ticket for every inferior Officer or Seaman who shall be discharged as unserviceable, pursuant to the Directions of the Act, and shall send such Ticket, by the first safe Opportunity, to the Commissioners of the Navy, at their Board. The Captain, or Commander, shall not deliver such Ticket to such Officer or Seaman, but shall give him a Certificate of such Discharge, containing an exact Copy of the Ticket, and a Description of

his Person. The said Commissioners of the Navy shall immediately cause the Day when such Ticket was received to be indorsed thereon, and shall assign the same for Payment within One Month at farthest from the Day of making such Indorsement. And if any such Officer or Seaman shall present such Certificate at the Navy Office, the said Commissioners of the Navy are forthwith to examine such Certificate, and the Person presenting the same; and, being satisfied that the Certificate was made out for such Person, and that he is rendered unserviceable, they shall testify the same on such Certificate. The said Ticket being so assigned, shall be immediately delivered, and Payment made at the Pay Office of the Navy, to such Officer or Seaman, without Fee or Reward, and to no other Person whatsoever. If the Ticket shall not have been transmitted to, and received by, the Commissioners of the Navy, the Money appearing to be due by the Copy of the Ticket in the Certificate, shall be paid in like Manner as if the Ticket had been received. Such Officer or Seaman being desirous to receive his Wages at any Port in Great Britain where a Commissioner of the Navy resides, may produce his Certificate to such Commissioner of the Navy, who, being satisfied that such Certificate was made out for such Person, and that he is rendered unserviceable, shall sign and transmit the same to the Commissioners of the Navy, at their Board; who, within Four Days after the Receipt of such Certificate, are to send the Ticket for such Officer or Seaman, or if such Ticket shall not have been transmitted to and received by them, then the said Certificate, containing a Copy of the said Ticket instead thereof, to the Commissioner at such Port; who shall cause immediate Payment thereon to be made, without Fee or Reward: And such Commissioner shall send such Officer or Seaman to the nearest Hospital, where he is to be received and victualled, from the Time of presenting such Certificate until Payment is made. If any such Certificate shall be lost or destroyed, or such Officer or Seaman shall not present the same in Person, or the Money due on any such Ticket shall not be paid before the General Payment of the Ship's Company, the Ticket shall be cancelled, and the Wages be payable as if such Ticket and Certificate had not been made out.

X. When any inferior Officer or Seaman shall, by Order of the Captain, or Commander, be set Sick ashore, and

and be sent into any Hospital, or Sick Quarters, such Captain or Commander shall make out a Sick Ticket, for the Wages due to such Officer or Seaman, and transmit the same with such Officer or Seaman to the Hospital, or Sick Quarters; and if such Officer or Seaman shall be regularly discharged from thence as unserviceable, a Certificate of his Discharge, with the Sick Ticket annexed thereto, shall be delivered to him: And if he shall present the same to a Commissioner at any Port in Great Britain, such Commissioner being satisfied that such Officer or Seaman is unserviceable, shall sign the same on the Certificate,, and forthwith transmit such Certificate, and Sick Ticket, to the Commissioners of the Navy, at their Board, who, within Four Days after the Receipt thereof, are required to cause a proper Ticket, or Pay List, to be made out for the Wages due to such Officer or Seaman, and to send such Ticket, or Pay List, without Delay, to the Commissioner at such Port, who shall cause immediate Payment of the Wages to be made, without Fee or Reward, to such Officer or Seaman; who, notwithstanding such Discharge, shall be maintained in such Hospital, or Sick Quarters, from the Time he shall present the Certificate, and Sick Ticket, until the Payment shall be made.

XI. The Payment of Tickets, Certificates, or Pay Lists, shall not be delayed, though the Muster or Pay Books be not regularly sent to, and received by, the Commissioners of the Navy; but if any Error shall be made in any Ticket, Certificate, or Pay List, the Loss shall be made good out of the Wages of the Captain, or Commander, by whom such Ticket, Certificate, or Pay List, was made out.

XII. As often as any Ship which shall not be in a Port of Great Britain, or on the Coast thereof, shall have Twelve Months Wages due, the Captain, or Commander, shall cause the Names of all the inferior Officers and Seamen to be called over, and each to answer to his Name, and shall do the same at the End of every Six Months, when Twelve Months, or more, Wages, shall be due: And if any such Officer or Seaman shall then declare, or deliver in Writing, the Name and Place of Abode of his Wife, Father, or Mother, and desire that the Whole or any Part of his Wages then due, except the Wages due for the

the last Six Months, should be paid to such Wife, Father, or Mother, by the Receiver General of the Land Tax for any County, Riding, or City, or Collector of the Customs for any Port, or Collector of the Excise for any Collection in Great Britain, or the Clerk of the Cheque at any Dock Yard; the Captain, or Commander, is strictly required to cause Four Lists to be made out of the Persons so desiring to make such Remittances, and shall transmit such Lists, by the first safe Opportunity, without Delay, to the Commissioners of the Navy, at their Board, who, on Receipt thereof, shall immediately make out Two Bills pursuant to the Directions of the Act, for the Payment of the Wages so allotted by each Person; One of which Bills shall be sent to the Persons respectively specified in such Lists, and the other to such Receiver, Collector, or Clerk of the Cheque: And if the Person to whom any such Bill is sent, shall, within Six Months from the Date thereof, produce and deliver the same to such Receiver, Collector, or Clerk of the Cheque, together with a Certificate that such Person is the Wife, Father, or Mother, of such Officer or Seaman respectively, under the Hands of the Minister and Churchwardens, or, in Scotland, of the Minister and Two Elders, of the Parish where such Person was married, or resides; such Receiver, Collector, or Clerk of the Cheque, upon being satisfied of the Truth of such Certificate, is immediately, without Fee or Reward, to pay the Sum mentioned in such Bill, taking a Receipt. Such Bill, together with the Duplicate thereof, being produced at the Navy Office, shall be immediately assigned for Payment by the Commissioners of the Navy, and repaid by the Treasurer of the Navy, to such Receiver, Collector, or Clerk of the Cheque, or their Order respectively; but if Payment of the said Bill be not demanded of such Receiver, Collector, or Clerk of the Cheque, and the Duplicate of the said Bill, together with a proper Certificate, be not produced and delivered to them respectively, within Six Months from the Date thereof, the Bill is to be returned and cancelled, and the Sum contained therein is to become payable to such inferior Officer or Seaman when the Ship shall be paid.

XIII. In like Manner, when Wages shall be paid at the Pay Office, or at any of the Out Ports, if any inferior Officer or Seaman shall be desirous to remit the

Whole or Part of his Wages to his Wife, Children, Parents, or any other Person, and to have a Bill for the same drawn upon any such Receiver, Collector, or Clerk of the Cheque, Two Bills are to be made out, One of which is to be delivered to such Officer or Seaman, and the other to be sent to such Receiver, Collector, or Clerk of the Cheque, who is to pay immediately the Sum therein mentioned, without any Fee or Reward, taking a Receipt. Such Bill, together with the Duplicate thereof, being produced at the Navy Office, shall be immediately assigned for Payment by the Commissioners of the Navy, and be repaid, by the Treasurer of the Navy, to such Receiver, Collector, or Clerk of the Cheque, or their Order respectively: But if Payment of the said Bill be not demanded of such Receiver, Collector, or Clerk of the Cheque, and the Duplicate of the said Bill shall not be produced and delivered to them respectively within Six Calendar Months from the Date thereof, the Bill is to be returned and cancelled, and the Sum contained therein is to be immediately paid to such Officer or Seaman, or other Person duly authorized to receive the same.

XIV. If any such Receiver, Collector, or Clerk of the Cheque, shall not have in his Hands Money to answer any Bill tendered by such Wife, Father, or Mother, aforesaid, and shall refuse or delay the immediate Payment thereof, he is immediately to indorse on such Bill the Cause of his Refusal or Delay, and appoint for Payment some Day within Two Months after such Tender; and if, upon Complaint to the Commissioners respectively appointed to manage the Land Tax, Customs, or Excise, or to the Commissioners of the Navy, respectively, it shall appear, that any such Receiver, Collector, or Clerk of the Cheque, hath unnecessarily and wilfully refused or delayed Payment, or that he, or any Person employed by or under him, hath taken any Fee, Reward, Gratuity, Discount, or Deduction, on account of Payment of any such Bill, such Commissioners may fine such Offender in any Sum not exceeding Fifty Pounds.

XV. The Wages, Pay, and Allowances, earned by any indentured Apprentice, shall be paid to his Master, as hath been usual, unless such Apprentice was above Eighteen Years of Age when his Indentures were executed, or

shall be rated as a Servant to any Officer to whom such Apprenticeship is not known; in which Case, such Officer shall be intitled to the Pay and Wages of such Servant, according to the usual Practice of the Navy, until such Officer shall be informed of such Apprenticeship.

XVI. Captains or Commanders of Ships are to transmit from time to time to the Commissioners of the Navy, at their Board, complete Pay Books, Lists, and Tickets, and also Once in every Two Months complete Muster Books, under the Penalty of forfeiting all their Wages to the Chest at Chatham, and of being liable to such further Punishment as a Court-martial shall inflict; except in Cases of Necessity, to be made appear to the Satisfaction of the Lord High Admiral, or Commissioners of the Admiralty.

XVII. The Tickets, Certificates, Pay Lists, and Bills, shall be sufficient Vouchers to the Treasurer of the Navy for the Payments thereon.

XVIII. Captains, or Commanders, issuing any Tickets other than such as are directed by the Act, shall be subject to a Penalty of Fifty Pounds for every Ticket, and shall forfeit all their Wages to the Chest at Chatham.

XIX. No Captain, or Commander, shall be liable to any Penalty for any Offence against the Act before the First of June, One thousand seven hundred and fifty nine, unless he hath previously received this Abstract.

XX. No Letters of Attorney made by inferior Officers or Seamen, or their Executors or Administrators, for receiving Wages or Allowances of Money, shall be valid, unless declared therein to be revocable; and unless the same, if made by any such Officer or Seaman then in the Service, be signed before, and attested by, the Commander and One other of the signing Officers of the Ship, or by a Clerk of the Cheque: And if made by any such Officer or Seaman after his Discharge from the Service, unless the same be signed before, and attested by, the Mayor or Chief Magistrate of the Town or Place where such Officer or Seaman shall then reside; or unless the Letter of Attorney, if made by such Executors or Administrators, be signed before, and attested by, the Minister and

and Churchwardens, or, in Scotland, by the Minister and Two Elders, of the Parish where such Executors or Administrators reside.

XXI. All Letters of Attorney, other than such as are made in Manner aforesaid, and all Bargains, Sales, Bills of Sale, Contracts, Agreements, and Assignments, concerning Wages or Money to inferior Officers or Seamen, shall be null and void.

XXII. No more than One Shilling shall be taken by any Ecclesiastical Court, or other Person, for the Probate of any Will, or Letters of Administration, granted to the Widows, Children, Fathers, Mothers, Brothers, or Sisters, of inferior Officers, Seamen, or Marines, dying in the Service, and for the Pains, Trouble, and Expence, attending the same, unless the Goods and Chattles are of the Value of Twenty Pounds; nor more than Two Shillings, unless such Goods and Chattles are of the Value of Forty Pounds; nor more than Three Shillings, unless such Goods and Chattles are of the Value of Sixty Pounds: Nor more than One Shilling for issuing Commissions to swear such Widows, Children, Fathers, Mothers, Brothers, or Sisters, being Executors or Administrators to inferior Officers, Seamen, or Marines, and for the Pains, Trouble, and Expence, attending the same, unless the Goods and Chattles are of the Value of Twenty Pounds; nor more than Two Shillings, unless the Goods and Chattles are of the Value of Forty Pounds; nor more than Three Shillings, unless the Goods and Chattles are of the Value of Sixty Pounds; under the Penalty of Fifty Pounds, to be paid by the Offender to the Party aggrieved.

XXIII. Whoever willingly and knowingly shall personate, or falsely assume, the Name or Character of, or procure any other to personate, or falsely to assume, the Name or Character of any Officer, Seaman, or other Person, intitled to Wages, Pay, Allowances, or Prize Money, for Service done on Board of any Ship of the Royal Navy, or the Executor, Administrator, Wife, Relation, or Creditor, of any such Officer, Seaman, or other Person, in order to receive any Wages, Pay, Allowances, or Prize Money, or shall forge or counterfeit, or procure to be forged or counterfeited, any Letter of Attorney, or other Power

Power or Authority whatsoever, in order to receive any Wages, Pay, Allowances, or Prize Money, or shall willingly and knowingly take a false Oath, or procure a false Oath to be taken, to obtain the Probate of a Will, or Letters of Administration, in order to receive any Wages, Pay, Allowances, or Prize Money, shall be guilty of Felony, and suffer Death.

XXIV. When the Pay Books are closed, Tickets shall be made out at the Navy Office to the Seamen who shall not have received their Wages, and such Tickets shall be paid in Course Once a Month.

XXV. British Governors, Ministers, and Consuls, residing at Foreign Parts, or where no such are present, any Two British Merchants, are required to provide for Seafaring Men and Boys, Subjects of Great Britain, who, by Shipwreck, Capture, or other unavoidable Accident, shall be in Foreign Parts, or who shall be discharged there as unserviceable from the Royal Navy, and subsist them at Six Pence per Diem each; and send them home as soon as conveniently may be, in any Ship belonging to the Royal Navy, or in any Merchant Ship.

XXVI. Masters of Ships shall be allowed Six Pence per Diem for all such Men and Boys as shall exceed their Complement.

XXVII. Seamen shall not be taken out of the Service for any Debt under Twenty Pounds:

XXVIII. But Creditors may file a Common Appearance, so as to intitle them to proceed to Judgement and Outlawry, and to have an Execution thereupon, except against the Bodies of such Seamen.

XXIX. Receivers of Seamens Wages taking more than Six Pence in the Pound, shall, for every Offence, forfeit Fifty Pounds; and if any such Offender be a Clerk, Officer, or Servant, in an Office belonging to the Navy, he shall also lose his Place, and be incapable of holding any Place of Profit in any such Office.

XXX. Clerks, Officers, and Servants, in Offices belonging to the Navy, taking Fees (not allowed by the Act) for doing any thing directed by the Act, shall be subject to the same Forfeitures.

XXXI. Part of several Acts made in the Ninth and Tenth Years of King William the Third, and in the Fourth Year of Queen Anne, and in the First Year of King George the Second, and also another Act made in the said First Year of King George the Second, relating to Seamen, are repealed.

XXXII. This Abstract, together with the Articles of War, shall be printed, and kept hung up in the most publick Place of every Ship of the Royal Navy, that it may be accessible to all inferior Officers and Seamen; and every Captain and Commander, shall cause the same to be read over Once in every Month after the Articles of War are read; and the Reading the same shall be attested by the Captain, or Commander, and signing Officers, at the Foot of the Muster Books: To the End that every Seaman in the Royal Navy may know the Punishments he is liable to for any Neglect or Disobedience, and the Encouragements he is intitled to by the Performance of his Duty; and that upon suffering any Injury, he may be enabled to lay his Complaint before the Lord High Admiral, or the Commissioners of the Admiralty, who are by the Act directed to enquire into the same, and to grant Redress, if such Complaint be justly founded; and to take especial Care that this Act be punctually carried into Execution. 3

FINIS.