Anno triceſimo ſecundo

Georgii II. Regis.

An Act to explain and amend an Act paſſed in the Thirtieth Year of His preſent Majeſty's Reign, for granting to His Majeſty ſeveral Rates and Duties upon Indentures, Leaſes, Bonds, and other Deeds; and upon News Papers, Advertiſements, and Almanacks; and upon Licences for retailing Wine; and other Purpoſes in the ſaid Act mentioned; ſo far as the ſame relates to ſome Proviſions with regard to Licences for retailing Wine; and to preſerve the Privileges of the Two Univerſities in that Part of *Great Britain* called *England*, with reſpect to Licences for retailing Wine.

Preamble.

Act 30 *Geo.* II.



WHEREAS by an Act passed in the Thirtieth Year of His present Majesty's Reign, intituled, An Act for granting to His Majesty several Rates and Duties upon Indentures, Leases, Bonds, and other Deeds; and upon News Papers, Advertisements, and Almanacks; and upon Licences for retailing Wine; and upon Coals exported to Foreign Parts; and for applying from a certain Time the Sums of Money arising from the Surplus of the Duties on Licences for retailing Spirituous Liquors; and for raising the Sum of Three Millions by Annuities, to be charged on the said Rates, Duties, and Sums of Money; and for making perpetual an Act made in the Second Year of the Reign of His present Majesty, intituled, *An Act for the better Regulation of Attorneys and Solicitors*; and for enlarging the Time for filing Affidavits of the Execution of Contracts of Clerks to Attornies and Solicitors; and also the Time for Payment of the Duties omitted to be paid for the Indentures and Contracts of Clerks and Apprentices; it was amongst other Things enacted, That from and after the Fifth Day of July, One thousand seven hundred and fifty seven, no Person whatsoever, unless authorized and enabled, by taking out such Licence as is therein prescribed, subject to the Payment of such Duties as are therein respectively charged thereupon, should sell or utter by Retail (that is) by the Pint, Quart, Pottle, or Gallon, or by any other greater or lesser retail Measure, or in Bottles, in any less Quantity than should be equal to the Measure of the Cask or Vessel in which the same should have been or might lawfully be imported, any Kind of Wine or Wines, or any Liquor called or reputed Wine, upon Pain to forfeit for every such Offence, the Sum of One hundred Pounds: And whereas the said Penalty of One hundred Pounds inflicted by the said recited Act of the Thirtieth Year of His present Majesty's Reign, on all Persons selling Wine, or other Liquor called or reputed Wine, by Retail, without a Licence, in many Instances is found to be attended with great Inconvenience, and the greatest Circumstances of Hardship, and scarce ever to be recovered, on account of the Largeness thereof; and which said Penalty the Commissioners for

Recital of a Clause in the said Act.

Management of the said Duties are not invested with any Power to mitigate: Now therefore, be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for the Commissioners for Management of the said Duties, or any Two of them, where they shall see Cause, to mitigate or lessen the said Penalty of One hundred Pounds already incurred, or hereafter to be incurred, by all or any Person or Persons whatsoever, by virtue or in Consequence of the said recited Act of the Thirtieth Year of his present Majesty's Reign, as they in their Discretion, shall think fit; the reasonable Costs and Charges of the Officers and Informers, as well in making the Discovery, as in the Prosecution of the same, being always allowed over and above such Mitigation; any thing contained in any former Act of Parliament to the contrary notwithstanding.

The Commissioners are impowered to mitigate, at their Discretion, the 100*l.* Penalty in the recited Clause;

but the Costs and Charges of the Information and Prosecution, &c. are to be allowed over and above such Mitigation.

And whereas Doubts and Difficulties have arisen on the said recited Act of the Thirtieth Year of his present Majesty's Reign, whether Wine Merchants and other Persons applying for a Number of Wine Licences at One Time, for enabling divers Persons to sell Wine by Retail, were or are intitled to the Benefit of the several Discounts, Drawbacks, and Allowances, usually made and allowed to Persons paying for a Number of Stamps at the same Time, amounting to Ten Pounds, and upwards: Now therefore, obviating such Doubts and Difficulties for the future, be it enacted by the Authority aforesaid, That no Person or Persons whatsoever paying for any Number of Wine Licences at one and the same Time, or at different Times, shall be intitled to any Discount, Drawback, or Allowance whatsoever, for or on account of such Payment for any Number of Wine Licences whatsoever; but that the said Duty imposed by the said in Part recited Act of the Thirtieth Year of his present Majesty's Reign on Wine Licences, shall be paid by all Persons applying for the same, clear of all Discounts, Drawbacks, and Allowances whatsoever; any thing contained in any former Act of Parliament to the contrary notwithstanding.

No Discount or Drawback of the Duty on Wine Licences, to be allowed on taking out any Number thereof.

And be it further enacted by the Authority aforesaid, That no Person or Persons whatsoever licensed, or to be licensed, by virtue of the said in Part recited Act of the Thirtieth Year of his present Majesty's Reign, to retail

One Licence to serve but One House or Place.

Wine, shall, by virtue of One Licence, keep more than One Place, House, Shop, Vault, Cellar, Warehouse, or other Place, for selling or uttering Wine by Retail; and that every Retailer of Wine shall cause the Word WINE to be written or expressed in legible Characters, either on a Sign hung out, or in some visible Place in or near the Door in the Front of his or her House, Shop, Vault, Cellar, Warehouse, or other Place, made use of for the retailing of Wine, to denote that such Retailer is a Dealer in Wine, and subject and liable to take out a Licence for the Retailing thereof; and if any Person or Persons shall presume to sell or utter Wine by Retail, without fixing or hanging out such Token as aforesaid, every Person so offending shall, for every such Offence, forfeit the Sum of Ten Pounds, to be recovered in the same Manner as the Penalty inflicted on Persons for selling Wine by Retail without Licence is directed to be recovered; subject nevertheless to the like Power of Mitigation to be exercised by the Commissioners of Stamp Duties, as in this Act is before reserved and prescribed with regard to the Penalty for selling Wine by Retail without Licence.

Retailers to have the Word WINE, expressed on their Signs or Houses, &c.

Or Penalty of 10 l.

Subject however to Mitigation by the Commissioners.

Provided always, and be it further enacted by the Authority aforesaid, That nothing in this or any former Act of Parliament, relating to Wine Licences, shall in any wise be prejudicial to the Privileges of the Two Universities in that Part of Great Britain called England, or either of them, or to the Chancellors or Scholars of the same, or their Successors, but that they may use and enjoy such Privileges as they have heretofore lawfully used and enjoyed; any thing to the contrary thereof in any wise notwithstanding.

Privileges of the Two Universities reserved to them.

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FINIS.