Anno tricesimo tertio

Georgii II. Regis.

An Act for granting to His Majesty several Duties upon Malt; and for raising the Sum of Eight Millions by Way of Annuities and a Lottery, to be charged on the said Duties; and to prevent the fraudulent obtaining of Allowances in the gauging of Corn making into Malt; and for making forth Duplicates of Exchequer Bills, Tickets, Certificates, Receipts, Annuity Orders, and other Orders, lost, burnt, or otherwise destroyed.

Most Gracious Sovereign,

WE, Your Majesty's most dutiful and loyal Subjects, the Commons of Great Britain, in Parliament assembled, towards raising by the most easy Means the necessary Supplies to defray Your Majesty's Public Expences, have freely and voluntarily resolved to give and grant unto Your Majesty the Rates, Duties, and Impositions, herein after mentioned; and do most humbly beseech Your Majesty, that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That Preamble.

The following Duties to take Place from and after 8 *Febr.* next, *viz.*

from and after the Eighth Day of February, One thousand seven hundred and sixty, there shall be raised, levied, collected, paid, and satisfied, unto and for the Use of His Majesty, His Heirs, and Successors, for and upon all Malt, the Rates, Duties, and Impositions, herein after mentioned; that is to say,

Malt made in *England* to pay 3 *d. per* Bushel, over and above all other Duties payable thereon.

For and upon every Bushel of Malt which at any Time or Times shall be made of Barley, or any other Corn or Grain, within that Part of Great Britain called England, Wales, and the Town of Berwick upon Tweed, by any Person or Persons whatsoever (whether the same shall be or not be for Sale) the Sum of Three Pence, and so proportionably for any greater or less Quantity; to be paid by the Maker or Makers thereof respectively, over and above all other Rates, Duties, and Impositions, charged or chargeable thereupon, or that may be payable for the same.

Malt made in *Scotland*, and also

And for and upon every Bushel of Malt which at any Time or Times shall be made of Barley, or any other Corn or Grain, within that Part of Great Britain called Scotland, by any Person or Persons whatsoever (whether the same shall be or not be for Sale) the Sum of One Penny Halfpenny, and so proportionably for any greater or less Quantity; to be paid by the Maker or Makers thereof respectively, over and above all other Rates, Duties, and Impositions, charged or chargeable thereupon, or that may be payable for the same.

Malt brought from *Scotland* into *England*, to pay 1 *d.* 2 *q. per* Bushel, over and above all other Duties payable thereon.

And for and upon every Bushel of Malt which at any Time or Times shall be brought from Scotland into England, Wales, or the Town of Berwick upon Tweed, the Sum of One Penny Halfpenny, and so proportionably for any greater or less Quantity, over and above the Duty herein before granted upon Malt made in Scotland, and all other Rates, Duties, and Impositions, charged or chargeable thereupon, or that may be payable for the same.

The Duties to be ascertained, paid, &c. in all Respects, where not otherwise provided for, as is enacted with respect to Malt Tax, &c. of this present Session.

And be it further enacted by the Authority aforesaid, That the Rates, Duties, and Impositions, herein before granted, shall be ascertained, secured, raised, collected, levied, recovered, and paid into His Majesty's Exchequer, for the Purposes in this Act expressed, in such and the like Form and Manner, and under such Management, and by the same Ways, Means, and Methods, and with such and the like Allowances and Repayments, and Power of making Compositions proportionably and according to such Rules, Regulations, and Directions, and under such Penalties, Forfeitures, and Fines, with such Pow-

ers for Recovery and Mitigation thereof, and other Powers, in all Respects not otherwise enacted, directed, or provided by this Act, as are prescribed, mentioned, or expressed, for or concerning the ascertaining, compounding, securing, managing, raising, collecting, levying, recovering, paying, allowing, and repaying the several and respective Duties upon Malt within the Kingdom of Great Britain, which were continued and granted to His Majesty in and by an Act made in this present Session of Parliament, intituled, An Act for continuing and granting to His Majesty certain Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year One thousand seven hundred and sixty; or as are contained in any other Act or Acts of Parliament in and by the said Act made in this present Session mentioned or referred unto, or any of them; and that the said Act made in this present Session of Parliament, and all and every Act or Acts of Parliament therein mentioned or referred unto, as for and concerning the Duties upon Malt continued and granted by the said Act in this Session, and every Article, Rule, Clause, Matter, and Thing, relating thereto, in them, any, or either of them, contained, or thereby referred unto, and now in Force, and not altered by this Act, shall be in full Force and Effect, and be duly observed, practised, and put in Execution throughout this Kingdom, for ascertaining, compounding, securing, managing, raising, collecting, levying, recovering, paying, allowing, and repaying the Rates, Duties, and Impositions, herein before granted, during the Continuance of such Rates, Duties, and Impositions, and for levying, recovering, and mitigating the Fines, Penalties, and Forfeitures, and for doing all other Matters and Things, as fully and effectually, to all Intents and Purposes, as if the same were specially repeated and re-enacted in the Body of this present Act.

And be it further enacted by the Authority aforesaid, That there shall be also raised, levied, collected, paid, and satisfied, unto and for the Use of His Majesty, His Heirs, and Successors, for and upon every Bushel of Malt, whether ground or unground, made of Barley, or of any other Corn or Grain, belonging to any Maltster, or Maker of Malt for Sale, Seller or Retailer of Malt, Brewer, Distiller, Innkeeper, Victualler, or Vinegar-maker, either in his, her, or their, Custody or Possession, or in the Custody or Possession of any other Person or Persons whatsoever, in Trust for him, her, or them, or for his, her, or their, Use, Benefit, or Account, upon the said Eighth Day of February, One thousand seven hundred and sixty, the Sum of Three Pence, in that

Malt in Hand on 8 *Febr.* 1760, whether ground or unground, to pay 3 *d. per* Bushel, in *England*;

Part of Great Britain called England, Wales, and Town of Berwick upon Tweed; and the Sum of One Penny Halfpenny, in that Part of Great Britain called Scotland, and so proportionably for any greater or less Quantity; to be paid by the Person or Persons respectively possessed of such Malt, over and above all other Rates, Duties, and Impositions, charged or chargeable thereupon, or that may be payable for the same.

and 1 *d.* 2 *q.* in *Scotland*;

to be paid by the Possessors, over and above all other Duties payable thereon.

The Duties upon Stock in Hand on 8 *Feb.* 1760, to be under the Receipt and Management of the Commissioners and Officers of Excise.

And be it further enacted by the Authority aforesaid, That the Duties hereby granted upon Malt, being Stock in Hand on the said Eighth Day of February as aforesaid, shall be within the Receipt, Management, and Government, of the several Chief Commissioners and Governors of the Receipt of Excise upon Beer, Ale, and other Liquors, for the time being, in Great Britain respectively; and that all inferior Officers, whether they be Sub-commissioners, Collectors, Supervisors, Gaugers, or others, that are or shall be constituted or appointed for levying, receiving, collecting, or answering, of His Majesty's Duties of Excise upon Beer, Ale, and other Liquors, shall, within the respective Limits or Districts, or in the several Places or Stations to which they are or shall be appointed, be also the Sub-commissioners, Collectors, Supervisors, Gaugers, or other Officers respectively, for the said Duties by this Act granted upon Stock in Hand; nevertheless under the Government and Direction of the said respective Chief Commissioners of Excise for the time being, or the major Part of them, who have hereby Power to dismiss or alter them, or any of them, and to make and constitute, from time to time, such and so many inferior Officers for the said Duties upon Stock in Hand, as, to the said respective Chief Commissioners for the time being, or the major Part of them, shall seem meet.

Commissioners impowered to appoint proper Officers for the Purpose.

Account of Stock in Hand to be returned by the Proprietors to the next Office of Excise, on 8 *Feb.* or within 10 Days after, on Penalty of 50 *l.* and Forfeiture of the Malt unreturned:

And be it further enacted by the Authority aforesaid, That all and every the said Maltsters, or Makers of Malt for Sale, Sellers or Retailers of Malt, Brewers, Distillers, Innkeepers, Victuallers, and Vinegar-makers, and all and every other Person and Persons whatsoever, who in Trust for them, or any or either of them, or for the Use, Benefit, or Account of them, or any or either of them, shall have in his, her, or their Custody or Possession, or in his, her, or their Houses, Outhouses, Barns, Granaries, or in any other Place or Places whatsoever, upon the said Eighth Day of February, One thousand seven hundred and sixty, any Parcel or Quantity of Malt whatsoever, shall, on that Day, or within Ten Days next ensuing, give a true and particular Account

thereof in Writing, at the Office of Excise within the Limits of which, he, she, or they, shall then respectively inhabit, upon Pain to forfeit the Sum of Fifty Pounds for every such Offence, and the Malt of which no such Account shall have been given, which shall and may be seized by any Officer of Excise; and within One Calendar Month after he, she, or they, shall have given, or ought to have given such Account as aforesaid, shall pay down the Duties hereby due or payable for such Malt, to the proper Officer or Officers for receiving the same: And that all and every such Maltsters, or Makers of Malt for Sale, Sellers or Retailers of Malt, Brewers, Distillers, Innkeepers, Victuallers, and Vinegar-makers, who shall refuse or neglect to make such Payment, for his, her, or their said Stock of Malt, within the Time by this Act limited for that Purpose, shall forfeit Double the Sum of the Duty which should have been so paid by him, her, or them, as aforesaid.

Duties to be paid within a Month after, on Forfeiture of Double the Sum.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the Officers of Excise respectively, to take a true and particular Account and Admeasurement of all such Malt, as any Maltsters, or Makers of Malt for Sale, Sellers or Retailers of Malt, Brewers, Distillers, Innkeepers, Victuallers, or Vinegar-makers, or any Person or Persons in Trust, or for the Use, Benefit, or Account of them, or any or either of them, shall, on the said Eighth Day of February, One thousand seven hundred and sixty, have, be possessed of, or interested in; and for that Purpose shall be permitted, in the Day-time, to enter into any Dwelling-house, Outhouse, Barn, or other Place whatsoever, belonging to every and any such Maltster, or Maker of Malt for Sale, Seller and Retailer of Malt, Brewer, Distiller, Innkeeper, Victualler, and Vinegar-maker, and each of them, who are hereby required to permit and suffer such Officer or Officers, upon his or their Request, to make such Entrance on the said Eighth Day of February, One thousand seven hundred and sixty, or afterwards, at any Time before the Duty upon such Malt shall be paid, and to take such Account and Admeasurement thereof, and to cast such Malt into a regular Form, for the better ascertaining the Quantity thereof; and if they, any, or either of them, shall refuse to permit or suffer the Officers of Excise so to do, or if any Person or Persons shall obstruct, oppose, molest, or hinder, any Officer or Officers of Excise, in the due Execution of such Powers hereby given, he, she, or they, shall respectively forfeit Twenty Pounds for every such Offence:

Officers of Excise to take an Account of the said Stock in Hand,

and free Access and Entrance, &c. to be allowed them for that Purpose,

on Penalty of 20 *l.*

Penalty of clandestinely removing or concealing Stock in Hand, before Duty paid, 20 *l.* and the Malt so removed or concealed;

fence: And if any Maltster, or Maker of Malt for Sale, Seller or Retailer of Malt, Brewer, or Distiller, Innkeeper, Victualler, Vinegar-maker, or any other Person or Persons, having in his, her, or their Custody or Possession, any Quantity of Malt chargeable by this Act with the said Duties, or any Part thereof, for Stock as aforesaid, shall clandestinely remove or carry away, or cause or suffer to be removed or carried away, the same, or any Part thereof, before the Duties thereupon shall be charged, or shall fraudulently conceal or hide, or cause or suffer to be concealed or hid, or shall not produce to the Inspection of the Gauger, such Malt, and every Part thereof, that then, and in every such Case, every Person so offending, for every such Offence, shall forfeit the Sum of Twenty Pounds; and the Malt which shall be so clandestinely removed or carried away, or fraudulently concealed or hid, shall be forfeited, and shall and may be seized, by any Officer or Officers of Excise; and the Person or Persons in whose Custody such Malt shall be found, who shall not, before the Discovery thereof, give Notice at the next Excise Office, of the Quantity of Malt so in his, her, or their Custody, shall also forfeit and lose the Sum of Twenty Shillings for every Bushel of such Malt.

and the Person, in whose Custody the same shall be found, not giving due Notice before the Discovery, to forfeit also 20*s. per* Bushel.

The Powers, &c. in Act 12 *Car.* II. and other Laws relating to the Excise, extended to the Duties on Stock in Hand on 8 *Febr.* 1760.

And be it further enacted by the Authority aforesaid, That all and every the Powers, Authorities, Directions, Rules, Methods, Penalties, and Forfeitures, Clauses, Matters, and Things, which in and by an Act made in the Twelfth Year of the Reign of King Charles the Second (intituled, An Act for taking away the Court of Wards and Liveries, and Tenures *in Capite*, and by Knights Service and Purveyance; and for settling a Revenue upon His Majesty in lieu thereof) or by any other Law now in Force relating to His Majesty's Revenue of Excise upon Beer, Ale, or other Liquors, are provided, settled, or established, for managing, raising, levying, collecting, or recovering, adjudging, or ascertaining, the Duties thereby granted, or any of them, (other than in such Cases for which other Penalties or Provisions are made and prescribed by this Act) shall be exercised, practised, applied, used, and put in Execution, in and for the managing, raising, levying, collecting, recovering, and paying the said Duties upon Malt, which shall be Stock in Hand on the said Eighth Day of February, One thousand seven hundred and sixty, as fully and effectually, to all Intents and Purposes, as if all and every the said Powers, Authorities, Rules, Directions, Methods, Penalties, Forfeitures, Clauses,

Exception.

Matters, and Things, were particularly repeated, and again enacted in the Body of this present Act.

Penalties, in relation to the Duties on Stock in Hand, to be recovered or mitigated as is prefer'd with respect to other Duties of Excise;

And be it further enacted by the Authority aforesaid, That all Fines, Penalties, and Forfeitures, in relation to the said Duties upon Stock in Hand, shall be sued for, levied, and recovered, or mitigated, by such Ways, Means, and Methods, as any Fine, Penalty, or Forfeiture is or may be recovered or mitigated by any Law or Laws of Excise, or by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster, or in the Court of Session, Court of Justiciary, or Court of Exchequer in Scotland, respectively; and that One Moiety of every such Fine, Penalty, and Forfeiture, shall be to His Majesty, His Heirs and Successors, and the other Moiety to him or them that shall discover, inform, or sue for the same.

and to go, One Moiety to the Crown, and the other to the Informer or Prosecutor.

Like Drawback and Allowance to be made of the Duties paid for Stock in Hand on 8 *Feb.* in case any Part of the same shall happen to be destroyed or damaged, as is authorized to be made in the like Cases by Act 9 *Geo.* I.

Provided always, and be it further enacted by the Authority aforesaid, That if, after Payment of the Duties hereby granted upon Malt which shall be Stock in Hand upon the said Eighth Day of February, One thousand seven hundred and sixty, all or any Part of such Malt shall unfortunately happen to be destroyed or damaged by Fire, or shall perish, or shall be damaged by the casting away of, or by any inevitable Accident happening to any Barge or Vessel in which such Malt shall be transporting or transported from any Part of this Kingdom to another, such proportional Repayment or Allowance shall be made to the Proprietors of such Malt in respect of the said Duty, as is by an Act passed in the Ninth Year of his late Majesty's Reign, for continuing the Duties upon Malt, Rum, Cyder, and Perry, to raise Money by way of a Lottery, for the Service of the Year One thousand seven hundred and twenty three, authorized to be made in the like Cases, with respect to the Duties thereby granted; and the Amount of such Allowances and Repayments shall be ascertained in such Manner, and upon such Notices, and under such Regulations, as are mentioned in and prescribed by the said Act, and shall be paid out of the Monies to arise by virtue of this Act; any thing herein contained to the contrary notwithstanding.

Gauge of the Bushel, for measuring Stock in Hand, to be the same as is appointed by Act 12 *Anne.*

And be it further enacted by the Authority aforesaid, That in the gauging or measuring of Malt for ascertaining the said Duties on Stock in Hand, the Bushel herein before mentioned shall be taken and allowed to be of the same and the like Contents as are mentioned and appointed in and by an Act made in the Twelfth Year of the Reign of Queen Anne, for granting Duties

upon Malt, Mum, Cyder, and Perry, for the Service of the Year One thousand seven hundred and thirteen, with respect to the Bushel therein mentioned.

Malt brought from *Scotland* into *England*, after 8 *Febr.* 1760. to be entered with the proper Officers, in like Manner, and under the like Penalties, as is prescribed by the Malt Act of this Session,

And be it further enacted by the Authority aforesaid, That from and after the said Eighth Day of February, One thousand seven hundred and sixty, all Malt which shall, at any Time or Times, be conveyed from Scotland into England, Wales, or Town of Berwick upon Tweed, shall be brought and entered with such Officers, and in such Manner, and under such Penalties and Forfeitures, to be recovered, levied, or mitigated, by such Ways and Means, and applied to such Uses and Purposes, as in and by the said Act made in this present Session of Parliament, is mentioned, directed, and appointed, with respect to Malt brought from Scotland into England, Wales, or Berwick upon Tweed, between the Twenty third Day of June, One thousand seven hundred and sixty, and the Twenty fourth Day of June, One thousand

and to pay 3*d.* *per* Bushel,

seven hundred and sixty one; and the Sum of Three Pence per Bushel for the Duties thereof, over and above all other Duties and Payments, shall be paid down in ready Money to such Officers respectively, and in such Manner, as the Duties in the said Act mentioned are directed to be paid upon Malt so brought from Scotland;

unless a Certificate be produced of its having paid 1*d.* 2*q* Duty in *Scotland*,

in which Case, to pay only 1*d.* 2*q. per* Bushel.

unless a Certificate from the proper Officer be produced, that it hath paid the Duty granted by this Act of One Penny Halfpenny per Bushel in Scotland, either upon or in respect of the making thereof, or as Stock in Hand; and if such Certificate be produced, then there shall be paid no more than One Penny Halfpenny per Bushel, by virtue of this Act, for such Malt so brought from Scotland; on Pain of forfeiting all such Malt, or the Value thereof, as shall be landed, or put on Shore, or brought into England, Wales, or the Town of Berwick upon Tweed, without such Entry or Payment of the Duty aforesaid: Which Forfeiture shall be recovered and applied in such Manner as any Forfeiture is directed or authorized, by the said Act made in this present Session of Parliament, to be recovered and applied.

No Allowances, Abatements, or Additions, to be made to Maltsters, &c. in respect of the Duties granted by this Act, other than such as are allowed in the like Cases by the Malt Act of this Session.

Provided always, and be it further enacted by the Authority aforesaid, That during the Time that any Duties, other than the Duties granted by this Act, shall be payable for or upon Malt, no Payment or Allowance whatsoever shall be made, out of, or for or in respect of the Duties hereby granted, to any Maltster, Maker of Malt, or other Person, in Consideration of any extraordinary Charges for Warehouses and Storehouses for locking up of Malt entered or made for Exportation, or for the several Admeasurements thereof;

thereof; nor shall any Allowance, Abatement, or Addition be made in the Gauging or Admeasurement of any Barley, Corn, or Grain, making into Malt, or of the Malt when made, in Consideration of the Difference between the Quantity of the Corn or Grain when wet and swoln, and the Quantity thereof when it is converted into dry Malt; or of the Difference between the Quantity of Corn or Grain when it is making upon the Floor, and the Quantity thereof when it is dried and perfectly made into Malt; or in the Gauging or Admeasurement of any Corn or Grain making into Malt for Exportation, or of such Malt when made; other than such respective Allowances, Abatements, or Additions, as are mentioned in the said Act passed in this present Session of Parliament, or any Act or Acts therein referred unto; any thing in this Act contained to the contrary notwithstanding.

On demanding the Bounties upon Exportation, the Duties to be deducted out of the Valuation of the Malt;

Provided also, and be it further enacted by the Authority aforesaid, That upon the Claim or Demand of any Bounty upon the Exportation of any whole or ground Malt, the Duties by this Act granted shall not be reckoned or valued towards the Price of such Malt, but shall be deducted in such Reckoning or Valuation; and that such Bounty shall be continued to be allowed and paid in such Manner, and under such Rules, Regulations, Penalties, and Forfeitures, and such Penalties and Forfeitures shall be recovered, levied, and mitigated, by such Ways and Means, and applied to such Uses and Purposes, as are prescribed, directed, and appointed by the said Act made in this present Session of Parliament, or any Act or Acts therein mentioned or referred unto; any thing herein, or in any other Act, contained to the contrary notwithstanding.

and the Bounty to be paid under the Regulations, &c. prescribed by the Malt Act of this Session.

Malt contracted to be sold before 8 *Feb.* but not delivered, the Buyer to pay the Duty.

Provided also, and be it enacted and declared by the Authority aforesaid, That wherever any Person or Persons, Bodies Politic or Corporate, or others, that are charged with the Duties mentioned in this Act, shall have sold or contracted to sell, any Malt to any Person or Persons before the said Eighth Day of February, One thousand seven hundred and sixty, and not delivered the same to the Buyer, that then, and in every such Case, the Buyer of the said Malt shall be obliged to pay to the Seller the Duty which such Seller shall have paid for such Malt, upon Delivery thereof.

Malt made and entered for Exportation only, according to the Regulations prescribed by Act 12 *Geo.* I. &c.

Provided also, and be it further enacted by the Authority aforesaid, That no Malt which hath been or shall be entered and made for Exportation only, in such Manner, and according to such Rules and Regulations, as are prescribed and directed with respect to the making of Malt for

exempted from the Duty payable by this Act;

Exportation, by an Act made in the Twelfth Year of his late Majesty's Reign, for continuing the Duties upon Malt, Rum, Cyder, and Perry, in that Part of Great Britain called England, and for granting to his Majesty certain Duties upon Malt, Rum, Cyder, and Perry, in that Part of Great Britain called Scotland, for the Service of the Year One thousand seven hundred and twenty six, and for other Purposes; and according to the Rules or Regulations prescribed and appointed by any other Act or Acts of Parliament, and now in Force; shall be charged or chargeable, or subject or liable, to any of the Duties by this Act granted; and that no Drawback out of the Duties to arise by virtue of this Act shall be paid or allowed for any Malt whatsoever which shall be exported from any Part of Great Britain to any Parts beyond the Seas; any thing herein, or in any other Act, contained to the contrary notwithstanding.

but no Drawback of the Duties of this Act to be allowed on the Exportation.

Where Rents are payable in Malt, or according to the Price thereof, the Tenant may deduct the Duty.

And be it further enacted by the Authority aforesaid, That where any Rent is reserved and payable in Malt, or if payable in Money, and the Sum or Quantity of such Rent is to be ascertained by the Price of Malt, and is to increase just as much as the Price of Malt doth increase, it shall and may be lawful for the Tenant of any Lands or Tenements subject to any such Rent, to detain, deduct, and abate so much of every such Rent as will amount to the Duty by this Act charged for every Quarter of Malt, or the Value of it in Money, that is so reserved, and so proportionably for any lesser Quantity; and the Person or Persons, Bodies Politic or Corporate, to whom any such Rent is reserved as aforesaid, shall, upon the Receipt of the Residue of any such Rent, make an Allowance of such Deductions as aforesaid, and the Tenant be discharged, as if such Payment had been made without any Deduction or Abatement whatsoever.

Malt in Hand subject to Duties in Arrear,

and Penalties incurred.

And be it further enacted by the Authority aforesaid, That all Malt in the Custody of any Maker of Malt shall be liable and subject to, and is hereby made chargeable with, all and singular the Duties of Malt in Arrear and owing by any Person or Persons for any Malt made by such Maltster, or within his Malt-house, and shall also be subject to all Penalties and Forfeitures incurred by such Person or Persons so using such Malt-house, for any Offence against the Laws relating to the Duties on Malt; and that it shall be lawful in all Cases to levy Debts and Penalties, and to use such Proceedings against such Malt, as it may be lawful to do in case the Debtor or Offender were the true and real Owner of the same Malt.

Provided always, and be it further enacted by the Authority aforesaid, That no Part of the Monies which shall arise by the Duties hereby granted, shall be subject or liable, during the Payment of any other Duties upon Malt, to defray any Part of the Charges or Expences of Collection or Management, or at any Time whatsoever be applicable, diverted or divertable, towards encouraging Fisheries or Manufactures in Scotland, or to any Use or Purpose (except such Allowances and Repayments as are authorized to be made by virtue of this Act, and the defraying the Charges and Expences of Collection and Management, when there shall not be any other Duties payable upon Malt) other than the Uses and Purposes herein after mentioned; any thing in this or any other Act contained to the contrary notwithstanding.

No Part of these Duties are liable, during the Payment of any other Malt Duties, to any Charges of Collection or Management, or to be applied towards encouraging the Fisheries or Manufactures in *Scotland*: Exception.

And be it further enacted by the Authority aforesaid, That the several and respective Officers who shall be employed in the assessing, raising, collecting, levying, and recovering the Duties by this Act granted, shall, from time to time, distinguish in their Accounts the Amount of the Monies arising by such Duties, and shall pay the same into the Receipt of the Exchequer, distinctly and separately from all Monies to arise by any other Duties upon Malt; and that in the Office of the Auditor of the Receipt of the Exchequer, a Book or Books shall be provided and kept, in which all the Monies arising by virtue of this Act, and paid into the said Receipt, shall be entered separate and apart from all other Monies paid or payable to His Majesty, His Heirs, and Successors, upon any Account whatsoever; and the said Monies so arising and paid into the said Receipt of Exchequer shall be the Fund established for the several Purposes herein after mentioned.

Separate Accounts to be kept of these Duties; and of the Monies arising thereby into the Exchequer.

And be it further enacted and declared by the Authority aforesaid, That the several Annuities which by this Act are herein after directed to attend as well the Principal Sum of Eight Millions, as the additional Capital which will arise by Three Pounds to be given in and by a Lottery Ticket to each Subscriber, for and upon every One hundred Pounds advanced and paid towards the said Sum of Eight Millions, shall be charged and chargeable upon, and payable out of, the Rates, Duties, and Impositions, composing the Fund hereby established for the Payment thereof; and the said Rates, Duties, and Impositions, are hereby appropriated for that Purpose accordingly.

These Duties appropriated for the Payment of the Annuities chargeable on the Monies borrowed on the Credit of this Act.

And whereas the Commons of Great Britain in Parliament assembled have resolved, That, towards raising the Supply granted to His Majesty in this present Session of Parliament, the Sum of Eight Millions be raised by

transferrable Annuities after the Rate of Four Pounds per Centum per Annum, for a certain Term; and that an additional Capital of Three Pounds be added to every One hundred Pounds advanced; which additional Capital shall consist of a Lottery Ticket of the Value of Three Pounds, to be attended with like transferrable Annuities after the Rate of Four Pounds per Centum per Annum, for a certain Term: And whereas, pursuant to and upon the several Terms and Conditions expressed in the said Resolution, several Persons have, in Books opened at the Bank of England for that Purpose, subscribed together the Whole of the said Sum of Eight Millions, and made Deposits of Fifteen Pounds per Centum on the respective Sums by them so subscribed with the Cashiers of the Bank of England: And whereas several of the said Subscribers may have already paid, or may hereafter pay, unto the said Cashiers, the Whole, or some further Part or Parts, of the Sums by them respectively subscribed, previous to the Days limited and appointed for the said respective Payments; be it therefore enacted by the Authority aforesaid, That it shall and may be lawful to and for all such Subscribers who have made Deposits with, or Payments of, any further Part or Parts to the said Cashiers as aforesaid, to advance and pay, and they are hereby required to advance and pay, unto the Cashier or Cashiers of the said Governor and Company of the Bank of England, the several Remainders of the Sums by them respectively subscribed towards the said Sum of Eight Millions, at or before the respective Times or Days, and in the Proportions herein after limited and appointed on that Behalf; that is to say, The further Sum of Ten Pounds per Centum, being Part of the Sum so remaining, on or before the Twenty sixth Day of February, One thousand seven hundred and sixty; the further Sum of Ten Pounds per Centum, other Part thereof, on or before the Twenty fifth Day of March then next following; the further Sum of Ten Pounds per Centum, other Part thereof, on or before the Twenty ninth Day of April then next following; the further Sum of Ten Pounds per Centum, other Part thereof, on or before the Thirty first Day of May then next following; the further Sum of Ten Pounds per Centum, other Part thereof, on or before the Third Day of July then next following; the further Sum of Fifteen Pounds per Centum, other Part thereof, on or before the Fourteenth Day of August then next following; the further Sum of Ten Pounds per Centum, other Part thereof, on or before the Sixteenth Day of September then next following; and the remaining Sum of Ten Pounds

Contributors who have already made Deposits of 15*l. per Cent.* of the Sums subscribed by them, towards the Purchase of Annuities on the Sum of 8,000,000*l.* to be raised on the Credit of this Act, are to make their further Payments, *viz.*

10*l. per Cent.* by 26 *Febr.*

10*l. per Cent.* by 25 *March,*

10*l. per Cent.* by 29 *April,*

10*l. per Cent.* by 31 *May,*

10*l per Cent.* by 3 *July,*

15*l. per Cent.* by 14 *August,*

10*l. per Cent.* by 16 *Sept.*

per Centum, on or before the Twenty ninth Day of October then next following.

and the remaining 10 *l. per Cent.* by 29 *October.*

And be it further enacted by the Authority aforesaid, That all such Subscribers or Contributors, their Executors, Administrators, Successors, and Assigns, paying in the Whole of the Sums by them respectively subscribed, in respect to their proportionable Share of the said Sum of Eight Millions, on or before the Sixteenth Day of September, One thousand seven hundred and sixty, shall be intitled to an Allowance of so much Money as the Interest of the several Sums so paid on or before the said Sixteenth Day of September, after the Rate of Three Pounds per Centum per Annum, shall amount to, from the Day on which such Payment shall have been actually made, to the Twenty ninth Day of October then next following; such Allowance to be paid by the said Cashier or Cashiers out of the Monies contributed towards the said Sum of Eight Millions, as soon as such respective Contributors, their Executors, Administrators, Successors, and Assigns, shall have completed such Payment.

Contributors paying in the Whole of the Subscriptions on or before 16 *Sept.*

to be allowed Interest for the same, at the Rate of 3 *l. per Cent. per Ann.* from the Time of such Payment, to 29 *Oct.*

And be it further enacted by the Authority aforesaid, That each and every such Subscriber or Subscribers, Contributor or Contributors, shall be intitled to an Annuity after the Rate of Four Pounds per Centum per Annum, during the Term of Twenty one Years; and after the Expiration thereof, to an Annuity of Three Pounds per Centum per Annum, and no more, for and upon every One hundred Pounds by him or them respectively subscribed, advanced, and paid; which said Annuity of Four Pounds per Centum per Annum, shall commence and be computed from the Fifth Day of January, One thousand seven hundred and sixty; and from and immediately after the Expiration of the said Term of Twenty one Years, there shall be paid, instead and in lieu of such Annuity, an Annuity of Three Pounds per Centum per Annum, and no more: And the said Annuities shall be paid by Half-yearly Payments, by even and equal Portions, on the Fifth Day of July, and the Fifth Day of January, in every Year.

Annuities to carry 4 *l. per Cent.* for 21 Years;

and after the Expiration of that Term, 3 *l. per Cent.*

The 4 *l. per Cent.* Annuities to take Place 5 *Jan.* 1760.

Annuities to be paid Half-yearly; *viz.* on 5 *July*, and 5 *Jan.*

And be it further enacted by the Authority aforesaid, That each and every such Subscriber or Subscribers, Contributor or Contributors, shall, for and upon every One hundred Pounds by him or them respectively subscribed, and on which Deposits of Fifteen Pounds per Centum have been made as aforesaid, be likewise intitled to One Ticket in the Lottery herein after mentioned; which said Ticket will be equal in Value to,

Subscribers for every 100 *l.* subscribed, and for which a Deposit of 15 *l. per Cent.* has been made, are intitled to a Lottery Ticket;

and

and is to be taken and accepted as, an Addition of Three Pounds Capital on every One hundred Pounds subscribed as aforesaid; which additional Sum shall carry an Annuity at the Rate of Four Pounds per Centum per Annum, during the Term of Twenty Years; and such Annuity shall commence and be computed from the Fifth Day of January, One thousand seven hundred and sixty one: And from and immediately after the Expiration of the said Term of Twenty Years, there shall be paid, instead and in lieu of such Annuity, an Annuity of Three Pounds per Centum per Annum, and no more; and the said Annuities shall be paid by half-yearly Payments on the Fifth Day of July, and the Fifth Day of January, in every Year.

to carry 4*l. per Cent.* for 20 Years,

to commence 5 *Jan.* 1761;

and after the Expiration of that Term, to carry 3*l. per Cent.*

These Annuities to be paid Half-yearly, *viz.* on 5 *July*, and 5 *Jan.*

And be it further enacted, That all the Annuities aforesaid shall be transferrable at the Bank of England; subject nevertheless to such Redemption as is hereafter mentioned.

Annuities transferrable.

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

Cashier of the Bank to give Receipts for the Monies paid in;

which are assignable at any Time before 5 *Jan.* 1761.

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

Cashier to give Security;

and to pay the Monies into the Exchequer.

And be it further enacted by the Authority aforesaid, That the said Cashier or Cashiers shall, and they are hereby authorized and required, upon the Payment of Fifteen Pounds for every One hundred Pounds, so subscribed as aforesaid, and not before, to give a Note or Writing signed by him or them to such Contributor or Contributors, obliging himself or themselves to deliver to such Contributor or Contributors, or their Assigns, a Ticket in

Cashier, on Receipt of 15*l. per Cent.* of the Sum subscribed, to give a Note for the Delivery of 1 Lottery Ticket for every 100*l.* subscribed.

the Lottery herein after mentioned, of the Value of Three Pounds by Way of additional Capital for every One hundred Pounds, by them respectively subscribed, towards raising the Sum of Eight Millions, for the Purposes aforesaid, as soon as the Managers and Directors to be appointed for preparing and delivering out the said Tickets in the said Lottery, shall deliver to the said Cashier or Cashiers the Books comprehending the said Tickets.

Treasury to apply the Monies to the Services voted by the Commons.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for Three or more of the Commissioners of the Treasury, or the High Treasurer for the time being, to issue and apply, from time to time, all such Sums of Money as shall be so paid into the Receipt of His Majesty's Exchequer, by the said Cashier or Cashiers, to such Services as shall then have been voted by the Commons of Great Britain, in this present Session of Parliament.

Contributors Names, &c. to be entered in the Office of the Accomptant General of the Bank.

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

Duplicate thereof to be transmitted into the Auditor's Office by 5 July, 1762.

The Monies arising by the Duties of this Act appropriated to Payment of the Annuities.

And be it further enacted by the Authority aforesaid, That such Contributors duly paying the whole Sum subscribed, at or before the respective Times in this Act limited in that Behalf, and their respective Executors, Administrators, and Assigns, shall have, receive, and enjoy, and be intitled, by virtue of this Act, to have, receive, and enjoy, the said several Annuities by this Act granted, in respect of the Sum so subscribed, out of the Monies appropriated by this Act for Payment thereof, and shall have good and sure Interests and Estates therein, according to the several Provisions in this Act contained; and that the said Annuities shall be free from all Taxes, Charges, and Impositions, whatsoever.

Contributors not making good their Payments within the Times limited, to forfeit their Deposits.

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

Accomptant General to give Credit for the Sums named in the Certificates;

which may be tranferred,

and carry 4 *l. per Cent.* Interest for 21 Years;

and after the Expiration of that Term, 3 *l. per Cent.*

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

Managers and Directors of the Lottery to be appointed by the Treasury.

And whereas it is intended that every Contributor of the Sum of One hundred Pounds, towards raising the said Sum of Eight Millions, shall have, and be intitled unto, an additional Capital of Three Pounds in a Lottery Ticket; which Tickets are to be prepared, and a Lottery to be drawn, in manner herein after mentioned; be it therefore further enacted by the Authority aforesaid, That such Persons as the Commissioners of His Majesty's Treasury, or any Three or more of them now being, or the High Treasurer, or any Three or more of the Commissioners

miſſioners of the Treaſury for the time being, ſhall nominate and appoint, ſhall be Managers and Directors for preparing and delivering out Tickets, and to overſee the Drawing of Lots, and to order, do, and perform, ſuch other Matters and Things as are hereafter in and by this Act directed and appointed by ſuch Managers and Directors to be done and performed; and that ſuch Managers and Directors ſhall meet together, from time to time, at ſome publick Office or Place for the Execution of the Powers and Truſts in them repoſed by this Act; and that the ſaid Managers and Directors, or ſo many of them as ſhall be preſent at any ſuch Meeting, or the major Part of them, ſhall cauſe Books to be prepared, in which every Leaf ſhall be divided or diſtinguiſhed into Three Columns, and upon the innermoſt of the ſaid Three Columns, there ſhall be printed Forty thouſand Tickets, Part of Eighty thouſand Tickets by this Act intended to be made forth, to be numbered One, Two, Three, and ſo onwards, in an arithmetical Progreſſion, where the common Exceſs is to be One, until they riſe to and for the Number of Forty thouſand; and upon the middle Column in every of the ſaid Books ſhall be printed Forty thouſand Tickets of the ſame Breadth and Form, and numbered in like Manner; and in the extreme Column of the ſaid Books there ſhall be printed a Third Rank or Series of Tickets, of the ſame Number with thoſe of the other Two Columns; which Tickets ſhall ſeverally be of an oblong Figure, and in the ſaid Books ſhall be joined with oblique Lines, Flouriſhes, or Devices, in ſuch Manner as the ſaid Managers and Directors, or the major Part of them, ſhall think moſt ſafe and convenient; and that every Ticket in the Third or extreme Column of the ſaid Books ſhall have written or printed thereupon (beſides the Number of ſuch Ticket, and the preſent Year of our Lord Chriſt) Words to this Effect:

Method of the Lottery Books.

1760. THIS Ticket will entitle the Bearer thereof to ſuch beneficial Chance as ſhall belong thereto, in the Lottery to be drawn according to an Act of Parliament paſſed in the Thirty third Year of His Majeſty's Reign.

And be it further enacted by the Authority aforeſaid, That the ſaid Managers and Directors, or ſo many of them as ſhall be preſent at any ſuch Meeting, or the major Part of them ſo preſent, ſhall cauſe other Books to be prepared, in which every Leaf ſhall be divided or diſtinguiſhed into Two Columns, and upon the innermoſt of the

Duplicates alſo of the ſaid Tickets to be prepared in Books with Two Columns, on each of which 40,000 Tickets to be printed.

the said Columns, shall be printed Forty thousand Tickets, numbered One, Two, Three, and so onwards, in an arithmetical Progression ascending, where the common Excess is to be One, until they shall arise to and for the Number Forty thousand; and upon the outermost of the said Columns shall be printed another Rank or Series of Tickets, of the same Number with those in the said innermost Columns; which said Tickets shall severally be of an oblong Figure, and in the said Books shall be joined with oblique Lines, Flourishes, and Devices, in such Manner as the said Managers and Directors, or the major Part of such of them as shall be present at any such Meeting, shall judge most safe and convenient; and that on every Ticket in the said outermost Columns shall be written or printed (besides the Number of such Ticket) the like Words as are before in this Act directed to be written or printed upon the Forty thousand Tickets first by this Act directed to be prepared.

And, in regard the Tickets mentioned in the next preceding Clause, do consist of the same and the like Numbers, and are to be attended with the same and the like Chances with those appointed by this Act to be prepared in Books, wherein every Leaf is to be divided or distinguished into Three Columns, and which said last-mentioned Tickets are to be put into a Box, and to be drawn in the Manner in this Act hereafter mentioned; be it further enacted by the Authority aforesaid, That the Chance of each and every Ticket contained in the said Books to be prepared, wherein every Leaf is to be divided or distinguished into Two Columns, shall be determined by the drawing of the Tickets in the other Books to be divided or distinguished into Three Columns, so that in every Case where any numbered Ticket in the said Books of Three Columns, shall, upon the drawing thereof, be intitled to a beneficial Chance or Prize, the Ticket of the same and the like Number in the Books of Two Columns, shall be intitled to the like beneficial Chance or Prize; and in every Case where any numbered Ticket in the said Books of Three Columns shall not be drawn against a beneficial Chance or Prize, the Ticket of the like Number in the Books of Two Columns shall be and be deemed an Unfortunate Ticket, or Blank.

Chance of the Tickets in the Books with Two Columns, to be determined by the Drawing of the Tickets in the Books with 3 Columns;

and the same Numbers in both intitled to equal Chances.

Managers to examine the Books of Tickets, and deliver them to the Keepers;

And it is hereby enacted, That the said Managers and Directors, or so many of them as shall be present at any such Meeting, or the major Part of them then present, shall carefully examine all the said Books with the Tickets therein, and take care that the same be contrived, numbered, and made, according to the true Intent and

Meaning of this Act, and shall deliver, or cause to be delivered, the same Books, and every or any of them, as they shall be examined, to the said Cashier or Cashiers, taking from such Cashier or Cashiers, an Acknowledgement in Writing under his or their Hands, importing his or their Receipt of such Book or Books, and so many Tickets therein, as shall be delivered to him or them respectively; and all and every such Cashier or Cashiers respectively, is and are hereby directed and required to cut out of the said Book or Books so to be put into his or their Custody, through the said oblique Lines, Flourishes, or Devices, indentwise, One of the Tickets in the said extreme Columns, which the said Cashier or Cashiers shall sign with his or their own Name or Names; and he or they shall permit the Contributor, if it be desired, to write his or her Name or Mark on the corresponding Tickets in the same Book; and at the same Time the said Cashier or Cashiers shall deliver to the said Contributor the Ticket so cut off, which he, she, or they, are to keep and use for the better ascertaining and securing of the Interest which he, she, or they, his, her, or their, Executors, Administrators, or Assigns, shall or may have in the said Fund.

taking Receipts for them.

Receivers shall cut out, and deliver signed Tickets to the Contributors,

who may also sign the same.

And be it further enacted by the Authority aforesaid, That the said Cashier or Cashiers, on or before the First Day of November, One thousand seven hundred and sixty, shall re-deliver to the said Managers and Directors, at their said Office or Place of Meeting, all the said Books, and therein all the Tickets which the said Cashier or Cashiers shall not have cut out and delivered to the Contributors as aforesaid.

Receivers to return the Books with the Remainder of the Tickets.

And be it further enacted, That the said Managers and Directors, or the major Part of them, which shall be present at a Meeting as aforesaid, shall cause all the Tickets of the middle Columns in the Books made out with Three Columns, as aforesaid, which shall be delivered back to them, by or from the said Cashier or Cashiers as aforesaid, to be carefully rolled up and made fast with Thread or Silk; and the said Managers or Directors, or the major Part of them as aforesaid, shall, in their Presence, and in the Presence of such Contributors or Adventurers as will be there, cause all the said Tickets, which are to be so rolled up and made fast as aforesaid, to be cut off indentwise through the said oblique Lines, Flourishes, or Devices, into a Box to be prepared for that Purpose, and to be marked with the Letter (A) which is presently to be put up into another strong Box, and to be locked with Seven different Locks

Tickets of the middle Columns to be rolled up, and fastened with Silk;

and cut off indentwise into a Box marked with the Letter (A)

Box to be locked up and sealed.

and Keys, to be kept by as many of the said Managers, and sealed with their Seals, or the Seals of some of them, until the said Tickets are to be drawn, as is herein after mentioned; and that the Tickets in the first or innermost Columns of the said Books, shall remain still in the Books for discovering any Mistake or Fraud (if any such should happen to be committed) contrary to the true Meaning of this Act.

Books to be prepared with 2 Columns, on each of which 40,000 Tickets to be printed.

And be it further enacted by the Authority aforesaid, That the said Managers and Directors, or the major Part of them, which shall be present at any Meeting as aforesaid, shall also prepare, or cause to be prepared, other Books in which every Leaf shall be divided or distinguished into Two Columns; and upon the innermost of those Two Columns there shall be printed Forty thousand Tickets, and upon the outermost of the said Two Columns there shall be printed Forty thousand Tickets, all which shall be of equal Length and Breadth, as near as may be; which Two Columns in the said Books shall be joined with some Flourish or Device, through which the outermost Tickets may be cut off indentwise; and that Six thousand six hundred and twenty Tickets, Part of those to be contained in the outermost Columns of the Books last-mentioned, shall be, and be called the Fortunate Tickets, to which extraordinary Benefits shall belong, as is herein after mentioned; and the said Managers and Directors, or the major Part of them, or such of them as shall be present at a Meeting as aforesaid, shall cause the said Fortunate Tickets to be written upon, or otherwise expressed, as well in Figures as in Words at Length, in Manner following; that is to say, Upon One of them Ten thousand Pounds Principal Money; upon One of them Five thousand Pounds Principal Money; upon Two of them severally, Two thousand Pounds Principal Money; upon every One of Six of them severally, One thousand Pounds Principal Money; upon every One of Ten of them severally, Five hundred Pounds Principal Money; upon every One of Fifty of them severally, One hundred Pounds Principal Money; upon every One of Two hundred of them severally, Fifty Pounds Principal Money; upon every One of One thousand of them severally, Twenty Pounds Principal Money; upon every One of Five thousand three hundred and fifty of them severally, Ten Pounds Principal Money: Which Principal Sums, so to be written, or otherwise expressed upon the said Fortunate Tickets, together with Five hundred Pounds Principal Money, to be al-

The Number and Value of the Fortunate Tickets.

lowed to the Owner of the First drawn Ticket, and One thousand Pounds Principal Money, to the Owner of the Last drawn Ticket, over and above the Benefits which may happen to belong to the Two last-mentioned Tickets, will amount in the Whole to the Principal Sum of One hundred and twenty thousand Pounds; which Sum, together with the like Principal Sum of One hundred and twenty thousand Pounds, by this Act made payable in respect of the Forty thousand Tickets of the like Numbers corresponding, and to be determined by the drawing of the first-mentioned Forty thousand Tickets in the Manner in this Act before prescribed, will amount in the Whole to the Principal Sum of Two hundred and forty thousand Pounds, to be converted into Annuities by virtue of this Act, in respect of the said Lottery; and the said Managers and Directors, or the major Part of them, who shall be present at a Meeting as aforesaid, shall cause all the said Tickets, contained in the outermost Columns of the said last-mentioned Books, to be, in the Presence of the said Managers and Directors, or the major Part of them, which shall be present at a Meeting as aforesaid, and in the Presence of such Contributors or Adventurers as will then be there, to be carefully rolled up and fastened with Thread or Silk, and carefully cut out indentwise through the said Flourish or Device, into another Box, to be prepared for this Purpose, and to be marked with the Letter (B) which Box shall be put into another strong Box, and locked up with Seven different Locks and Keys, to be kept by as many of the said Managers, and sealed up with their Seals, or the Seals of some of them, until these Tickets shall also be drawn in the Manner and Form herein after mentioned; and that the whole Business of rolling up, and cutting off, and putting into the said Boxes the said Tickets, and locking up and sealing the said Boxes, shall be performed by the said Managers and Directors, or such of them as aforesaid, before the last Six Days immediately preceding the Day by this Act appointed for the Drawing the said Lottery: And to the end every Person concerned may be well assured that the Counterpart of the same Number with his or her Ticket is put into the Box marked with the Letter (A) from whence the same may be drawn, and that other Matters are done as hereby directed, some publick Notification in Print shall be given of the precise Time or Times of putting the said Tickets into the said Boxes, to the end that such Adventurers, as shall be minded to see the same done, may be present at the doing thereof.

500 *l.* to the First drawn Ticket, and 1000 *l.* to the Last drawn.

Tickets of the outermost Columns of the last-mentioned Book to be rolled up and tied,

and cut out indentwise, into a Box marked with the Letter (B)

Box to be locked up and sealed.

Publick Notice to be given of Times of putting the Tickets into the Boxes.

And

Lottery to begin drawing on 17 *Nov.* 1760.

And be it further enacted by the Authority aforesaid, That on or before the Seventeenth Day of November, One thousand seven hundred and sixty, the said Managers and Directors shall cause the said several Boxes, with all the Tickets therein, to be brought into the Guildhall of the City of London, so that the same may be there, and placed on a Table provided for that Purpose, by Nine of the Clock in the Forenoon of the same Day, and shall then and there severally attend this Service, and cause the Two Boxes containing the said Tickets, to be severally taken out of the other Two Boxes, in which they shall have been locked up; and the Tickets or Lots in the respective innermost Boxes being, in the Presence of the said Managers and Directors, or such of them as shall be then present, and of such Adventurers as will be there for the Satisfaction of themselves, well shaken and mingled in each Box distinctly; some One indifferent and fit Person, to be appointed and directed by the said Managers, or the major Part of them, or such of them as shall be then present, shall take out and draw One Ticket from the Box where the said numbered Tickets shall be as aforesaid put; and One other indifferent and fit Person, to be appointed and directed in like Manner, shall take out a Ticket or Lot from the Box where the said Six thousand six hundred and twenty Fortunate, and Thirty three thousand three hundred and eighty Blank Tickets shall be promiscuously put as aforesaid; and immediately both the Tickets so drawn shall be opened, and the Number, as well of the Fortunate as the Blank Ticket, shall be named aloud; and if the Ticket taken or drawn from the Box containing the Fortunate and Blank Lots shall appear to be a Blank, then the numbered Ticket so drawn with the said Blank at the same Time drawn, shall both be put upon One File; and if the Ticket so drawn or taken from the Box containing the Fortunate and Blank Lots shall appear to be One of the Fortunate Tickets; then the Principal Sum written upon such Fortunate Ticket, whatsoever it be, shall be entered by a Clerk, which the said Managers, or the major Part of them as aforesaid, shall employ and oversee for this Purpose, into a Book to be kept for entering the Numbers coming up with the said Fortunate Tickets, and the Principal Sums whereunto they shall be intitled respectively, and Two of the said Managers shall set their Names as Witnesses to such Entries; and the said Fortunate and numbered Tickets so drawn together, shall be put upon another File; and so the said Drawing of the Tickets shall continue, by taking One Ticket at a Time out of each

Method to be observed in drawing, &c.

Box

Box, and with opening, naming aloud, and filing the same, and by entering the Fortunate Lots in such Method as is before mentioned, until the whole Number of Six thousand six hundred and twenty Fortunate Tickets, and One more for the Last drawn as aforesaid, shall be compleatly drawn; and as the same cannot be performed in One Day's Time, the said Managers or Directors shall cause the Boxes to be locked up and sealed in Manner as aforesaid, and adjourn till the next Day, and so from Day to Day, and every Day (except Sundays, Christmas-day, Thanksgiving and Fast Days) and then open the same, and proceed as above, till the said whole Number of Six thousand six hundred and twenty Fortunate Tickets, and One more, shall be completely drawn as aforesaid; and afterwards the said numbered Tickets so drawn, with the Fortunate Tickets drawn against the same, shall be and remain in a strong Box locked up as aforesaid, under the Custody of the said Managers, until they shall take them out to examine, adjust, and settle the Property thereof.

After each Day's Drawing, the Boxes to be locked up and sealed.

And, to the end the Fortunate may know, whether absent or present, to what Degree they have been so; be it enacted, That as soon as the Drawing is over, the said Managers are hereby required, as soon as conveniently may be, to cause to be printed and published the Number of the Tickets drawn against each Fortunate Ticket, and the Principal Sum written on the same; and if any Contention or Dispute shall arise in the adjusting the Property of the said Fortunate Tickets, the major Part of the said Managers agreeing therein, shall determine to whom it doth or ought to belong: And if any Person or Persons shall forge or counterfeit any Ticket or Tickets, Certificate or Certificates, to be made forth by this Act, or alter any the Numbers thereof, or utter, vend, barter, or dispose of, or offer to dispose of, any false, altered, forged, or counterfeit Ticket or Tickets, Certificate or Certificates, or shall bring any forged or counterfeit Ticket or Certificate, or any Ticket or Certificate the Number whereof is altered (knowing the same to be such) to the said Managers, or any of them, or to the Cashier or Accomptant General of the Bank of England for the time being, or to any other Person or Persons whatsoever, with a fraudulent Intention; then every such Person or Persons, being thereof convicted in due Form of Law, shall be adjudged a Felon, and shall suffer Death as in Cases of Felony, without Benefit of Clergy: And the said Managers or Directors, or any Two or more of them, are hereby authorized, required, and impowered, to cause any Person or Persons

Numbers of the Fortunate Tickets, and the Sums, to be printed.

Disputes relating thereto, to be adjusted by the Managers.

Penalty of forging Tickets or Certificates,

Felony.

bringing or uttering such forged or counterfeit Ticket or Tickets, Certificate or Certificates, as aforesaid, to be apprehended, and to commit him, her, or them, to His Majesty's Gaol of Newgate, or to the Common Gaol of the County or Place where such Person or Persons shall be so apprehended, to be proceeded against for the said Felony according to Law.

Managers to be sworn.

Provided always, and it is hereby enacted by the Authority aforesaid, That every Person that shall be appointed as aforesaid to be a Manager and Director for putting this Act in Execution, within Two Months after such his Appointment, and before his acting in such Commission, shall take the Oath following; that is to say,

The Oath.

I *A. B.* do swear, That I will faithfully execute the Trust reposed in me; and that I will not use any indirect Art or Means, or permit or direct any Person to use any indirect Art or Means, to obtain a Prize or Fortunate Lot, for myself, or any other Person whatsoever; and that I will do the utmost of my Endeavour to prevent any undue or sinister Practice to be done by any Person whatsoever; and that I will, to the best of my Judgement, declare to whom any Prize, Lot, or Ticket, of Right does belong, according to the true Intent and Meaning of the Act of Parliament made in the Thirty third Year of His Majesty's Reign in that Behalf.

Which said Oath shall and may be administered by any Two or more of the said Managers and Directors.

Managers, &c. to be paid by the Commissioners of the Treasury out of the Lottery Money.

Provided also, and it is hereby enacted by the Authority aforesaid, That out of the Monies to arise by and out of any of the Supplies granted in this Session of Parliament, it shall and may be lawful to and for any Three or more of the Commissioners of the Treasury, or the High Treasurer for the time being, to reward the said Managers and Directors, and the Clerks and Officers to be employed by and under them, and any other Officers and Persons that shall and may be any ways employed in this Affair, for their Labour and Pains, and to discharge such incident Expences as shall necessarily attend the Execution of this Act, in such Manner as any Three or more of the Commissioners of the Treasury, or

the High Treasurer for the time being, shall, from time to time, think fit and reasonable in that Behalf; any thing in this Act contained to the contrary notwithstanding.

Limitation of Sale of Chances, &c.

And be it further enacted by the Authority aforesaid, That no Person or Persons shall sell the Chance or Chances of any Ticket or Tickets in the said Lottery, or any Share or Shares of any Ticket or Tickets in the said Lottery, for a Day, or Part of a Day, or for a longer Time less than the whole Time of drawing the Lottery then to come; or shall receive any Money whatsoever in Consideration of the Repayment of any Sum or Sums of Money, in case any Ticket or Tickets in the said Lottery shall prove Fortunate; or shall lay any Wager relating to the drawing of any Ticket or Tickets in the said Lottery, either as to the Time of such Ticket or Tickets being drawn, or whether such Ticket or Tickets be drawn Fortunate or Unfortunate; and all and every Person and Persons who shall offend in any of the aforesaid Matters, shall forfeit and pay Treble the Sum and Sums of Money which shall have been received by such Person and Persons, contrary to the true Intent and Meaning of this Act; to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster; in which no Essoin, Protection, Privilege, or Wager of Law, or more than One Imparlance, shall be allowed; One Moiety whereof to be for the Use of His Majesty, His Heirs, or Successors, and the other Moiety to be paid to the Person or Persons who shall sue for the same; and every such Sale, Wager, or Contract, and every Agreement relating thereto, shall be, and is hereby declared null and void.

Penalty.

Persons selling Shares in Tickets of which they are not possessed,

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall keep any Office or Offices, or shall print or publish any Scheme or Proposal, for receiving any Sum or Sums of Money in Consideration of any Interest to be granted for the same, in any Ticket or Tickets in the said Lottery, whereof such Person or Persons shall not then be actually possessed, or in Consideration of any Sum or Sums of Money to be repaid in case any Ticket, or Number of Tickets, in the said Lottery, which shall not be in the actual Possession of such Person or Persons, shall prove Fortunate or Unfortunate; all and every such Person and Persons shall forfeit and pay the Sum of Five hundred Pounds; to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster;

to forfeit 500 l.

Westminster; in which no Essoin, Protection, or Wager of Law, or more than One Imparlance, shall be allowed; One Moiety whereof to be for the Use of His Majesty, His Heirs, or Successors, and the other Moiety to be paid to the Person or Persons who shall sue for the same; and also shall suffer Three Months Imprisonment without Bail or Mainprize.

Offences committed in *Ireland* against Acts for preventing unlawful Lotteries, declared to be punishable,

and may be sued for in *Dublin*.

And be it further enacted by the Authority aforesaid, That if any Offence against any of the Acts of Parliament made in this Kingdom, for preventing private and unlawful Lotteries, shall be committed in Ireland, the Offender shall incur the like Penalty and Punishment to be inflicted in like Manner as if the Offence was committed in this Kingdom; and that such Penalties as, by any of the said Acts, are directed to be recovered in any of His Majesty's Courts of Record at Westminster, shall, in case of Offences committed against any of the said Acts in Ireland, be recovered in any of His Majesty's Courts of Record in Dublin.

After the Drawing of the Lottery, the Tickets to be exchanged for Certificates.

And to the end that all and every the Payments, upon the Fortunate Tickets may be ascertained, settled, and adjusted, for the Persons who shall be and become intitled thereunto; be it further enacted by the Authority aforesaid, That as soon as conveniently may be after the Drawing of the said Lottery shall be completed and ended, all and every the said Fortunate Tickets, as well those that were contained in the said Books of Three Columns, as those that were contained in the said Books of Two Columns, and delivered out as aforesaid, shall be exchanged for Certificates to be signed by such of the said Managers as shall be appointed for that Purpose, by any Three or more of the Commissioners of the Treasury, or the High Treasurer for the time being.

Managers to give Notice of the Time for taking in the Tickets, and delivering out the Certificates, &c.

And be it further enacted, That such of the said Managers as shall be so appointed to take in the said Fortunate Tickets, and deliver out the said Certificates for and in lieu thereof, shall give timely Notice, by Advertisement to be published in Manner as they shall think fit, of the Days and Times for taking in the said Tickets, and delivering out the said Certificates; and each Certificate shall be numbered in Course, according to the bringing the Tickets to the Managers so to be appointed for exchanging the same; to which Purpose, such Managers shall enter, or cause to be entered, into a Book or Books to be by them kept for that Purpose, the Name of every Person who shall bring any such Ticket or Tickets to be exchanged for such Certificate or Certificates, and the Number or Numbers of the Ticket or Tickets which shall be so brought by such

Books to be kept for entering Persons Names,

and the Number of their Tickets, &c.

Person or Persons, the Value in Principal Money payable thereupon, and the Day of the Month, and the Year of our Lord, when the same was so brought, which Book and Books shall lie open in the Office to be appointed for taking in the said Tickets, for all Persons concerned to peruse; all which Certificates shall be signed by the Managers so to be appointed, or the major Part of them, and be directed to the Accomptant General of the Bank of England for the time being.

Certificates to be signed, &c.

And be it further enacted by the Authority aforesaid, That the said Accomptant General of the Bank of England for the time being, to whom the said Certificates are to be directed as aforesaid, shall, upon receiving the said Certificates, or any of them, give Credit to the Persons named therein, in a Book or Books to be by him provided and kept for that Purpose, for the Principal Sums contained in every such Certificate; and the Persons to whose Credit such Principal Sums shall be entered in the said Book or Books, his, her, or their Executors and Administrators, shall and may have Power to assign or transfer the same, or any Part, Share, or Proportion thereof, to any other Person or Persons, Bodies Politick or Corporate whatsoever, in other Books to be prepared and kept by the said Accomptant General for that Purpose; and the said Principal Sums shall carry the said Annuity of Four Pounds per Centum per Annum, during the said Term of Twenty Years; and after the Expiration of such Term, an Annuity of Three Pounds per Centum per Annum, and no more; and shall be taken and deemed to be Stock transferrable by this Act, according to the Powers and Authorities herein after mentioned, until the Redemption thereof; and the said Accomptant General of the Bank of England for the time being, is hereby authorized and directed to cancel and file the Certificates, as they shall from time to time be received by him, and to give the Persons bringing in the same a Note under his Hand, testifying the Principal Money for which they shall have Credit in the said Book or Books, by Reason or Means of the Certificates so received and cancelled as aforesaid, and of the Annuities attending the same.

Accomptant General to give Credit for the Principal Sums in the Certificates.

Assignments may be made of the said Sums, &c.

Certificates to be filed and cancelled, and Notes to be given in lieu thereof.

And for the more easy and sure Payment of the transferrable Annuities established by this Act, be it further enacted by the Authority aforesaid, That the said Governor and Company of the Bank of England, and their Successors, shall from time to time, until all the said Annuities shall be redeemed, appoint and employ One or more sufficient Person or Persons within their Office in the City of London, to be their Chief or First Cashier or Cashiers,

A Chief Cashier, and Accomptant General, to be appointed by the Bank for paying the Annuities.

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

Treasury to issue Money for that Purpose to the said Cashier.

who is to account for the same.

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

Accomptant General to examine the Receipts and Payments of the Cashier.

Annuities deemed a Personal Estate, &c.

And be it further enacted by the Authority aforesaid, That all the Monies to be advanced or contributed by virtue of this Act towards the said Sum of Eight Millions, with the said additional Capital by way of Lottery, shall be deemed One Capital and Joint Stock; and that all Persons and Corporations whatsoever, in Proportion to the Monies by them severally advanced for the Purchase of the said Annuities, or to which they shall become intitled by virtue of this Act, shall have and be deemed to have a proportional Interest and Share in the said Stock, and in the said Annuities attending the same, after the Rates respectively as aforesaid; and that the said whole Capital

Annuities deemed a Joint Stock;

and made transferrable.

or

or Joint Stock, or any Share or Interest therein, shall be assignable and transferrable as this Act directs, and not otherwise.

Clause of Redemption.

Provided also, and it is hereby enacted by the Authority aforesaid, That at any Time after the Expiration of Twenty one Years, to be reckoned from the Fifth Day of January, One thousand seven hundred and sixty, and not sooner, upon Six Months Notice to be printed in the London Gazette, and fixed upon the Royal Exchange in London, and upon Repayment by Parliament of the said Sum of Eight Millions, and of the said additional Capital, or any Part thereof, by Payments not less than Five hundred thousand Pounds at One Time, in such Manner as shall be directed by any future Act or Acts of Parliament in that Behalf, and also upon full Payment of all Arrearages of the said Annuities, then, and not till then, such and so much of the said Annuities as shall be attending on the Principal Sums so paid off, shall cease and determine, and be understood to be redeemed; and that any Vote or Resolution of the House of Commons, signified by the Speaker in Writing, to be inserted in the London Gazette, and affixed on the Royal Exchange in London as aforesaid, shall be deemed and adjudged to be sufficient Notice within the Words and Meaning of this Act.

Transfer Books to be kept by the Accomptant General.

And be it further enacted by the Authority aforesaid, That Books shall be constantly kept by the said Accomptant General for the time being, wherein all Assignments or Transfers of the said Annuities shall, at all seasonable Times, be entered and registered; which Entry shall be conceived in proper Words for that Purpose, and shall be signed by the Parties making such Assignments or Transfers, or, if such Parties be absent, by their respective Attornies thereunto lawfully authorized in Writing under their Hands and Seals, to be attested by Two or more credible Witnesses; and that the several Persons to whom such Transfers shall be made, shall respectively underwrite their Acceptance thereof; and that no other Method of assigning and transferring the said Annuities, or any Part thereof, or any Interest therein, shall be good or available in Law.

Method of transferring Stock.

Annuities devisable by Will.

Provided always, That all Persons possessed of any Share in the said Joint Stock of Annuities, or Estate and Interest therein, may devise the same by Will in Writing, attested by Two or more credible Witnesses; but that no Payment shall be made upon any such Devise, till so much of the said Will as relates to any Share, Estate, or Interest, in the said Joint Stock of Annuities, be entered in the said Office; and that in Default of such Transfer

Entry to be made of such Clause in the Will.

fer or Devise, such Share, Estate, or Interest, in the said Joint Stock of Annuities, shall go to the Executors or Administrators; and that no Stamp Duties whatsoever shall be charged on any of the said Transfers; any Law or Statute to the contrary notwithstanding.

Transfer not liable to Stamp Duties.

Treasury to pay all incident Charges attending the Execution of this Act;

Provided always, and be it enacted by the Authority aforesaid, That out of the Monies arising from the Contributions towards raising the said Sum of Eight Millions, any Three or more of the Commissioners of the Treasury, or the High Treasurer for the time being, shall have Power to discharge all such incident Charges as shall necessarily attend the Execution of this Act, in such Manner as to them shall seem just and reasonable; and

and to make an Allowance to the Cashier, and Accomptant General;

also to settle and appoint such Allowances as shall be thought proper, for the Service, Pains, and Labour, of the said Cashier or Cashiers, for receiving, paying, and accounting for the said Contributions; and also shall have Power to make, out of the Fund hereby established, or out of the Sinking Fund, such further Allowances as shall be judged reasonable, for the Service, Pains, and Labour of the said Cashier or Cashiers, for receiving, paying, and accounting for the said Annuities, payable by virtue of this Act; and also for the Service, Pains, and Labour of the said Accomptant General, for performing the Trust reposed in him by this Act; all which Allowances to be made as aforesaid in respect to the Service, Pains, and Labour of any Officer or Officers of the said Governor and Company, shall be for the Use and Benefit of the said Governor and Company, and at their Disposal only.

to be at the Disposal of the Governor and Company of the Bank.

Bank to continue a Corporation till these Annuities be redeemed, &c.

Provided always, and be it further enacted by the Authority aforesaid, That the said Governor and Company of the Bank of England, and their Successors, notwithstanding the Redemption of all or any of their own Funds, in pursuance of the Acts for establishing the same, or any of them, shall continue a Corporation till all the Annuities, by this Act granted, shall be redeemed by Parliament, according to the Proviso herein before contained in that Behalf; and that the said Governor and Company of the Bank of England, or any Member thereof, shall not incur any Disability for or by reason of their doing any Matter or Thing in pursuance of this Act.

No Fee for Payment of Contribution Money.

And be it further enacted, That no Fee, Reward, or Gratuity whatsoever, shall be demanded or taken of any of His Majesty's Subjects, for receiving or paying the said Contribution Monies, or any of them, or for paying the said several Annuities, or any of them, or for any Transfer of any Sum great or small, to be made in

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

And whereas in pursuance of a Resolution of the House of Commons, several Tallies and Orders made out at the Exchequer by virtue of an Act passed in the last Session of Parliament, for enabling His Majesty to raise the Sum of One Million for the Uses and Purposes therein mentioned, have been received by the said Cashier or Cashiers of the Governor and Company of the Bank of England, in lieu and instead of Cash, in making the said Deposits; and other Tallies and Orders made out by virtue of the said Act, may, in pursuance of the said Resolution, be in like Manner received by the said Cashier or Cashiers in the said subsequent Payments; be it therefore enacted by the Authority aforesaid, That all such Tallies and Orders as have been made out at the Exchequer by virtue of the said Act passed in the last Session of Parliament, and shall be tendered by the said Cashier or Cashiers at the Receipt of the Exchequer in Part of the said Deposits, or

Exchequer Tallies and Orders made out in pursuance of an Act of the last Session for raising 1,000,000 *l.* thereon, may be received as Cash in Part of the Deposits, or future Payments, of the Contribution Monies subscribed on the Credit of this Act.

of any future Payment or Payments of the said Contribution Monies, shall, from time to time, as the same shall be so tendered, be set off and directed, without any Regard to their numerical Order or Course, by the Auditor of the said Receipt, to be taken and allowed as Cash to the Amount of the Principal Sums therein contained, and the Interest thereupon to the Time the same were or shall have been received by the said Cashier or Cashiers; and such Tallies and Orders shall accordingly be received as so much Cash in Part of the said Deposits and future Payments respectively, and be allowed in the Accounts of the said Cashier or Cashiers, and shall from thenceforth be deemed and taken, to all Intents and Purposes, to have been paid and discharged, and the Right and Interest of all Persons in and to the same shall cease and be extinguished, and such Tallies shall be cancelled, and such Orders shall be kept in the proper Office or Offices, in such and the like Manner as if the same had been paid at the Receipt of the Exchequer in the due Course thereof out of the said Contribution Monies, and as if the Auditor had directed Payment, and the Clerk of the Pells had recorded, and the Tellers made Payment, according to the Usage and Custom of the said Receipt; and all the Ministers and Officers of the said Receipt of Exchequer shall be and are hereby indemnified for what they shall do in pursuance or by virtue of this Act; any thing in the said Act, or any other Act or Acts of Parliament, contained to the contrary notwithstanding.

Tallies to be thereupon cancelled, and the Orders filed, as discharged.

Officers indemnified for so doing.

Tallies or Orders which shall be in Course of Payment at the Exchequer, not to be received in Payment of the said Contributions.

Provided always, That no such Tallies and Orders shall be received by the said Cashier or Cashiers in the Payment of the said Contribution Monies, after the said Tallies and Orders shall be in Course of Payment at the said Receipt of Exchequer.

Deficiencies of the Exchequer, &c. how to be made good.

And it is hereby enacted by the Authority aforesaid, That if at any Time or Times it shall happen that the Produce of the said several Rates, Duties, and Impositions, hereby granted, for Payment of the said several Annuities, shall not be sufficient to pay and discharge the several and respective Annuities and other Charges directed to be paid thereout, at the End of any or either of the respective half-yearly Days of Payment, at which the same are hereby directed to be paid, then, and so often, and in every such Case, such Deficiency or Deficiencies shall and may be supplied out of any of the Monies which at any Time or Times shall be or remain in the Receipt of the Exchequer, of the Surplusses, Excesses, Overplus Monies, and other Revenues, composing the Fund commonly called The Sinking Fund (except such

such Monies of the said Sinking Fund as are appropriated to any particular Use or Uses, by any former Act or Acts of Parliament in that Behalf) and such Monies of the said Sinking Fund, shall and may be, from time to time, issued and applied accordingly; and if at any Time or Times, before any Monies of the several Rates, Duties, and Impositions, hereby granted shall be brought into the Exchequer as aforesaid, there shall happen to be a Want of Money for paying the several Annuities as aforesaid, which shall be actually incurred and grown due at any of the Half-yearly Days of Payments before-mentioned, that then, and in every such Case, the Money so wanted shall and may be supplied out of the Monies of the Sinking Fund (except as before excepted) and be issued accordingly.

Sinking Fund to be replaced.

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

Surplus Monies how to be applied.

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

And whereas in making of Malt, practised before the granting any Duties thereon, the Barley or other Corn or Grain, during its steeping in the Cistern, Uting-fat, or other Vessel, did usually rise and swell so considerably, that it was thought reasonable upon granting the said Duties, in all Charges for Duty to be made by the Officers of Excise from the Cistern or Couch, to allow to the Maltsters and Makers of Malt, Four Bushels in every Twenty Bushels, and so proportionably upon every greater or lesser Quantity, in Consideration of such Rise or Swelling of the Corn; which Allowances have been, and are made accordingly: And whereas many Maltsters, or Makers of Malt, do continue their Barley or other Corn or Grain in the Cistern, Uting-fat, or other Vessel, but a very short Time after the first Wetting of the same, whereby the Rise or Swelling as aforesaid, is much prevented,

and beareth not a due Proportion to the said Allowance given on Account of the Rise and Swelling thereof, by which Means such Malsters not only obtain the Allowance aforesaid in the Cistern or Couch, although the Reason for making the same is in a great Measure taken away, but also reserve to themselves a further Advantage, by swelling the Corn after it has been gauged and charged in the Couch, by means of watering it on the Floor, where it has the Allowance of Ten Bushels in Twenty, which Practices are greatly detrimental to the Revenue and fair Trader; be it therefore further enacted, That if from and after the said Eighth Day of February, One thousand seven hundred and sixty, any Malster or Maker of Malt, during the Continuance of the Duties on Malt, shall not wet or steep his Barley, or other Corn or Grain, intended to be made into Malt, in the Cistern, Uting-fat, or other Vessel, so as that the same shall be covered with Water, and continue so covered in such Cistern, Uting-fat, or other Vessel, for the full Space of Forty Hours from the Time of its being first wet and covered with Water as aforesaid, before he shall drain or take, or draw the Water from the same; such Malster, or Maker of Malt, shall, in such Case, not be intitled to the said Allowance of Four Bushels in every Twenty, in charging the said Duties by Gauge, either in the Cistern or Couch; any thing in this or any former Act or Acts contained to the contrary in any wise notwithstanding.

Malster not suffering the Grain in the Cistern or Uting-fat to be covered over with Water, and remain there 40 Hours, is not intitled to the usual Allowance of 4 Bushels in 20, in charging the Duties by Gauge.

And whereas several Bills commonly called Exchequer Bills, several Tickets commonly called Lottery Tickets, several Orders and Certificates made forth in lieu of the said Lottery Tickets, and likewise for Annuities of divers Kinds, payable at or near the Receipt of His Majesty's Exchequer, as also several Receipts of the Cashiers of the Governor and Company of the Bank of England, or some of them, for Monies contributed there for the Purchase of Annuities transferrable in the Books of the said Governor and Company, or for other Monies payable there in pursuance of Acts of Parliament, have, by Casualty or Mischance, been lost, burnt, or otherwise destroyed; which Exchequer Bills, Lottery Tickets, Certificates, Receipts, Annuity Orders, and other Orders of the respective Denominations aforesaid, were made forth by and in pursuance of several Acts of Parliament in that Behalf; be it therefore enacted by the Authority aforesaid, That in all Cases where it shall appear by Affidavit to be made before any or either of the Barons of the Exchequer for the time being (who shall interrogate the Deponent thereupon) to the Satisfaction of such Baron or

Where it shall appear by Affidavit before the Barons of the Exchequer, that any Exchequer Bills, Lottery Tickets, &c.

Barons, that any such Exchequer Bills, or any such Tickets, Certificates, Receipts, Annuity Orders, or other Orders, as aforesaid, before the First Day of May, One thousand seven hundred and sixty, have been, are, or shall be, lost, burnt, or otherwise destroyed, or that there be good Reason to believe the same have been burnt, lost, or otherwise destroyed, it shall and may be lawful for the respective Officers and Persons appointed to issue or make forth such Exchequer Bills, Tickets, Certificates, Receipts, Annuity Orders, or other Orders, or to pay or discharge the same, or to issue any Monies due or payable thereupon, upon producing a Certificate from any of the said Barons of such Affidavit made before him (which Affidavit the said Barons, or any or either of them, is and are hereby authorized to take, and which Certificate he or they is or are hereby required to make and grant without Fee or Reward) and on Security given to the said respective Officers and Persons to their good Liking, to indemnify them respectively against all other Persons whatsoever for or concerning the Monies specified in, or due upon, such respective Bill or Bills, Ticket or Tickets, Certificate or Certificates, Receipt or Receipts, Order or Orders, they the said Persons respectively shall and are hereby required to make forth Duplicates of the said Bills, Tickets, Certificates, Receipts, and Orders, at the Request of the respective Owners, and to pay, satisfy, and discharge the same, and all such Interest as is or shall be due on any of them carrying Interest, or to make forth Stock or transferrable Annuities in lieu of such Receipts as he or they should have paid, satisfied, or discharged, or made forth on the said original Bills, Tickets, Certificates, Receipts, Annuity Orders, or other Orders, if the same had been produced, and shall be allowed all such Payments, Sum or Sums of Money, in their respective Accounts; and in all Cases where the Signing of the Commissioners of His Majesty's Treasury, or the Lord High Treasurer of Great Britain for the time being, shall be necessary for making the said Duplicates, or any of them, effectual for the Purposes aforesaid, it shall and may be lawful to and for the said Commissioners of His Majesty's Treasury, or any Three or more of them, or the Lord High Treasurer for the time being, to sign such Duplicates accordingly.

have been burnt, lost, or otherwise destroyed,

the proper Officers, upon the producing to them a Certificate thereof from the Barons, and Security given them, are to make forth Duplicates of the said Bills, &c.

and pay off the Interest due thereon.

Treasury impowered to sign the Duplicates where necessary.

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

General Issue. and may plead the General Issue, and give the Special Matter in Evidence for his or their Defence: And if, upon Trial, a Verdict shall pass for the Defendant or Defendants, or the Plaintiff or Plaintiffs shall become nonsuited, then such Defendant or Defendants shall have Treble Costs to him or them awarded against such Plaintiff or Plaintiffs. Treble Costs. 3

FINIS.