ANNO TRICESIMO TERTIO

Georgii III. Regis.

CAP. LXVI.

An Act for the Encouragement of Seamen, and for the better and more effectually manning His Majesty's Navy. [17th *June* 1793.]

WHEREAS divers injurious Proceedings have lately been had in France, in Derogation of the Honour of His Majesty's Crown, and of the just Rights of His Subjects: And whereas several unjust Seizures have been there made of the Ships and Goods of His Majesty's Subjects, contrary to the Laws of Nations, and to the Faith of Treaties: And whereas the said Acts of unprovoked Hostility have been followed by an open Declaration of War against His Majesty, and His Ally the Republick of the United Provinces: And whereas His Majesty, by His Order in Council, Preamble. Order in Council of *Feb.* 11, 1793.

Council, dated the Eleventh Day of February One thousand seven hundred and ninety-three, was pleased to order, that General Reprisals be granted against the Ships, Goods, and Subjects of France, so that as well His Majesty's Fleet and Ships, as also all other Ships and Vessels that should be commissionated by Letters of Marque, or General Reprisals, or otherwise, by His Majesty's Commissioners for executing the Office of Lord High Admiral of Great Britain, shall and lawfully may seize all Ships, Vessels, and Goods belonging to France, or to any Persons being Subjects of France, or inhabiting within any of the Territories of France, and bring the same to Judgement: Now, for the Encouragement of the Officers and Seamen of His Majesty's Ships of War, and of the Owners and Officers and Seamen of all other British Ships and Vessels having Commissions or Letters of Marque; and for inducing all British Seamen, who may be in any Foreign Service, to return into this Kingdom, and become serviceable to His Majesty; and for the more effectual securing and extending the Trade of His Majesty's Subjects; be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Flag Officers, Commanders, and other Officers, Seamen, Marines, and Soldiers, on Board every Ship and Vessel of War in His Majesty's Pay, shall have the sole Interest and Property of and in all and every Ship, Vessel, Goods, and Merchandizes which they have taken since the Eleventh Day of February One thousand seven hundred and ninety-three, or shall hereafter take during the Continuance of Hostilities against France, after the same shall have been adjudged lawful Prize to His Majesty in any of His Majesty's Courts of Admiralty in Great Britain, or in His Majesty's Plantations in America, or elsewhere, which shall be duly authorized to take Cognizance of such Captures, to be divided in such Proportions, and after such Manner, as His Majesty hath, by His Proclamation of the Seventeenth Day of April One thousand seven hundred and ninety-

Officers and Men of His Majesty's Ships of War to have all Ships and Cargoes taken, or which may be taken, since *Feb.* 11, 1793, divided agreeably to Proclamation of *April* 17, 1793.

ninety-three, already ordered and directed, or as his Majesty, his Heirs and Successors, shall think fit to order and direct, by Proclamation or Proclamations to be issued for those Purposes.

or to be entitled to Arms, &c. taken in any Fortress upon Land, and to Vessels, &c. in any Creek defended thereby, &c.

II. And be it further enacted by the Authority aforesaid, That the Flag Officers, Commanders, and other Officers, Seamen, Marines, and Soldiers on Board every Ship and Vessel of War in his Majesty's Pay, being armed, officered, and employed in his Majesty's Service, who shall take any Fortress upon the Land, or any Arms, Ammunition, Stores of War, Goods, Merchandize, and Treasure belonging to the State, or to any publick Trading Company of the Enemies of the Crown of Great Britain, upon the Land, or any Ship or Vessel, or Merchandizes laden on Board the same, in any Creek, River, Haven, or Road, belonging to and defended by the said Fortress upon the Land, shall have the sole Interest and Property of and in all and every such Ship or Ships, Vessel or Vessels, Arms, Ammunition, Stores of War, Goods, Merchandize, and Treasure, after final Adjudication thereof as lawful Prize in any of his Majesty's Courts of Admiralty, duly authorized as aforesaid, (which Courts are hereby required to proceed thereon as in other Cases of Prize), to be distributed by his Majesty in such Proportions and Manner as herein-before is mentioned.

Where the Navy and Army act jointly against a Fortress, the Proportion of Prizes to be as His Majesty shall direct;

III. Provided always nevertheless, That in all conjunct Expeditions of the Navy and Army against any such Fortress upon the Land, directed by Instructions from his Majesty, the Flag and General Officers and Commanders, and other Officers, Seamen, Marines, and Soldiers, acting in such conjunct Expedition, shall have such proportionable Interest and Property as his Majesty, under his Sign Manual, shall think fit to order and direct, in all and every the Arms, Ammunition, Stores of War, Goods, Merchandizes, and Treasure, belonging to the State, or to any publick Trading Company of the Enemies of the Crown of Great Britain, which shall be found in any such Fortress, and also in all and every Ship and Ships, Vessel and Vessels, with their Arms,

Ammunition, Tackle, Apparel, and Furniture, and all and every the Merchandize and other Effects on Board, which shall be captured in any Road, Haven, River, or Creek, belonging to and defended by such Fortress, after final Adjudication thereof as lawful Prize.

but if no Instructions are given by His Majesty, the respective Commanders in Chief may settle the Division, &c.

IV. Provided likewise, and be it enacted, That if no Instructions shall have been given by His Majesty for the Division of the Ships, Goods, and Merchandizes, to be captured in any Expedition against any Fortress on the Land, it shall be lawful for the respective Commanders in Chief of the Fleet and of the Army employed, to make Agreements in Writing for the Division of the Ships, Goods, and Merchandizes so to be taken, between the said Fleet and Army, which Agreements being approved and confirmed by His Majesty, shall be binding on all Persons, and the Share assigned to the Fleet by such Agreement shall be distributed therein according to His Majesty's Proclamation, and the Share assigned to the Army shall be distributed amongst the Officers and Soldiers in Proportions correspondent thereto.

Army not to share in Prizes captured in the Voyage.

V. Provided nevertheless, That the Interest and Property hereby given to the Army employed on such conjunct Expeditions shall not extend, or be deemed or construed to extend, to entitle the said Army to share in the Distribution of any Ships or Vessels, Goods, Merchandize, or Effects, captured in the Voyage to or from such Fortress.

Shares of Officers and Seamen who have run from the Service, or Shares not demanded within a limited Time, to be forfeited;

VI. Provided also, That the Shares of Prize of all such Officers and Seamen, who shall be marked on the Books of any Ship or Vessel in the Service of His Majesty, His Heirs or Successors, as having run therefrom, and also the Shares of all such Officers and Seamen, Marines, Soldiers, and others, which shall not be legally demanded within Three Years after the same shall have been paid to the Treasurer of the Royal Hospital at Greenwich, by virtue of any Law then in Force, shall be forfeited to and to the Use of the said Royal Hospital, unless with respect to such Officers and Seamen as shall be marked Run, such Mark shall be taken off by Order of the Commissioners for executing the

unless the Run Mark be taken off, and Cause be shewn why Shares were not demanded in the limited Time.

Office of Lord High Admiral of Great Britain, or by Order of the Commissioners of His Majesty's Navy; and unless with respect to the Shares of such Officers, Seamen, Marines, Soldiers, and others, which shall not be claimed within the Time above limited in that Behalf, reasonable Cause shall be shewn and allowed by the Governors of the said Hospital for the Time being, or by the Judge of the High Court of Admiralty, why such last mentioned Shares were not claimed in due Time.

Commanders of Ships of War to forfeit Shares of Prizes, in certain Cases.

VII. And be it further enacted by the Authority aforesaid, That if any Captain or other Commander of any of His Majesty's Ships or Vessels of War having Transports or Merchant Ships or Vessels under Convoy, shall wilfully desert or sail away from them, in Pursuit of, and with the View of capturing any Ship or Vessel of the Enemy (other than Ships or Vessels armed and fitted for War only, and which shall be seen hovering about or bearing down upon such Convoy), or having captured a Prize shall wilfully desert the Convoy for the Purpose of carrying his Prize into Port, or if the Commander of any Ship or Vessel whatsoever, having His Majesty's Dispatches on Board, shall sail out of his proper Course, in Pursuit, and with the View of making Prize of any Ship or Vessel of the Enemy, and shall be duly convicted thereof by Sentence of a Court Martial, such Commander shall forfeit his Share of all and every such Prize to His Majesty for the Use of Greenwich Hospital.

Captains of Merchant Ships disobeying the Commander of the Convoy, liable to Punishment.

VIII. And be it further enacted, That if the Captain of any Merchant Ship under Convoy shall wilfully disobey Signals, or Instructions, or any other lawful Commands of the Commander of the Convoy, or shall desert the Convoy without Notice given and Leave obtained for that Purpose, he shall be liable to be articled against in the High Court of Admiralty at the Suit of the Crown, for Disobedience to the Orders of the Convoy, and upon Conviction thereof shall be fined, at the Discretion of the said Court, in any Sum not exceeding Five hundred Pounds, and shall suffer such Imprisonment,

ment, not exceeding One Year, as the said Court shall adjudge.

Admiralty may issue Letters of Marque.

IX. And be it further enacted by the Authority aforesaid, That the Lord High Admiral of Great Britain, or the Commissioners for executing the Office of Lord High Admiral of Great Britain, for the Time being, or any Three or more of them, or any Person or Persons by him or them empowered and appointed, shall, at the Request of any Owner or Owners, whom they shall deem fitly qualified, of any Ship or Vessel registered pursuant to the Directions of an Act of Parliament made and passed in the Twenty-sixth Year of the Reign of his present Majesty, intituled, An Act for the further Increase and Encouragement of Shipping and Navigation (such Owner or Owners giving such Bail or Security as hereafter is mentioned or expressed), cause to be issued in the usual Manner One or more Commission or Commissions, or Letter or Letters of Marque and Reprizal, to any Person or Persons whom such Owner or Owners shall nominate to be Commander, or in case of Death successively Commanders of such Ship or Vessel for the attacking, surprizing, seizing, and taking, by and with such Ship or Vessel, or with the Crew thereof, any Place or Fortress upon the Land, or any Ship or Vessel, Arms, Ammunition, Stores of War, Goods or Merchandize, belonging to or possessed by any of his Majesty's Enemies, in any Sea, Creek, Haven, or River; and that such Ship or Ships, Vessel or Vessels, Arms, Ammunition, Stores of War, Goods, and Merchandizes whatsoever, with all their Furniture, Tackle, and Apparel, so to be taken by or with such private Owner or Owners Ship or Vessel, according to such Commission, and Commissions, or Letter or Letters of Marque, after final Adjudication as lawful Prize in the High Court of Admiralty, or in any other Court of Admiralty in his Majesty's Dominions, which shall be duly authorized thereto as aforesaid, shall wholly and entirely belong to and be divided between and among the Owner and Owners of such Ship or Vessel, and the several Persons who shall be on Board the same, and be aiding and

Prizes taken by Privateers to be divided among the Owners of the Vessels and Captors as they may agree on.

assisting in the taking thereof, in such Shares and Proportions as shall be agreed on with the Owner or Owners of such Ship or Vessel as shall be the Captor thereof, their Agents or Factors, as the proper Goods and Chattels of such Owner or Owners, and the Persons who shall be entitled thereto, by virtue of such Agreements among themselves; and that neither His Majesty, His Heirs or Successors, nor any Admiral, Vice Admiral, Governor, or other Person commissioned by, or claiming under His Majesty, His Heirs or Successors, nor any other Person or Persons whomsoever, other than the Owner or Owners of such Ship or Vessel, being the Captor of such Prize Ship or Vessel, Arms, Ammunition, Stores of War, Goods, and Merchandizes, and the Persons claiming under such Agreements, shall be entitled to any Part or Share thereof, except as to the Customs and Duties hereafter mentioned, any Law, Usage, or Custom to the contrary thereof in anywise notwithstanding.

Captured Ships, &c. belonging to the Excise, to belong to His Majesty.

X. Provided always, That nothing in this Act contained shall extend, or be construed to extend, to entitle any Person or Persons to any Interest in such Ships or Vessels, Goods or Merchandizes as may be captured by any private Ships or Vessels of War belonging to his Majesty's Commissioners of Customs or Excise, but that the same Ships or Vessels, Goods and Merchandizes, so captured, shall belong to His Majesty, and be applied and disposed of in such Manner as His Majesty, under his Sign Manual, shall order and direct, after legal Adjudication thereof.

Small Privateers taken from the Enemy may be included in One Adjudication.

XI. And, for the Encouragement of the Capture of small armed Ships belonging to the Enemy, be it further enacted, That it shall and may be lawful to and for the Captors to include in One Adjudication any Number, not exceeding Six, of such small armed Ships, having a Commission or Letter of Marque from the Enemy, not exceeding Fifty Tons each, and which shall have been taken within the Space of Three Months preceding the Application to the Court of Admiralty for such Adjudication.

Private Ships of War under Convoy of His Majesty's Ships, not entitled to share Prizes taken in that Period.

XII. Provided always, That nothing in this Act contained shall entitle any private Ship or Vessel, having a Commission for War, and which shall receive General Orders and Instructions from, and put herself under the Convoy of any of His Majesty's Ships or Vessels, to share in any Prize or Prizes taken by such Ships or Vessels of His Majesty, or by such Private Ship or Vessel having a Commission for War, or Letter of Marque, whilst the said Commissioned Ship or Vessel shall remain under the Care and Protection of such Convoy, unless such private Ship or Vessel shall have received Orders from the Commander of the convoying Ship to chase, or otherwise act hostilely against the Enemy, and shall have been actually aiding and assisting in such Capture.

(Exception.)

Prizes to be liable to Duties.

XIII. Provided always, and be it declared and enacted by the Authority aforesaid, That nothing herein contained shall extend, or be construed to extend, to exempt any Ships, Goods, Wares, or Merchandizes, which shall be taken as Prize, and brought or imported into this Kingdom, or any of His Majesty's Dominions, from the Payment of any Customs or Duties, or from being subject to the Restrictions and Regulations to which the same now are, or shall hereafter be liable, by virtue of the Laws and Statutes of this Realm.

Previous to granting Letters of Marque, Security to be taken.

XIV. And be it further enacted by the Authority aforesaid, That before the granting or issuing of any Commission or Letter of Marque, in pursuance of this Act, such Bail and Security shall be taken as hath been usual in such Cases; and that previous thereto the Persons who propose to be bound and give such Security shall severally make Oath before the Judge of the High Court of Admiralty of England, or Judge of any other Court of Admiralty which shall be authorized as aforesaid, in any other of His Majesty's Dominions, or his or their Surrogates, that they the said Persons who shall become Sureties are at the Time of their being sworn respectively worth more than the Sum for which they are to be bound, over and above all their just Debts: And moreover, the Marshal for the Time being of the said High Court of Admiralty, and of any of the said other

Sureties to make Oath of their Sufficiency, of which the Officer of the Court of Admiralty is to enquire and report.

Courts, or his Deputy, shall make diligent Enquiry, and certify him or themselves of the Sufficiency of such Bail and Security, and make thereupon a Report to such Judge, or his Surrogate, before any such Commission or Letter of Marque shall be granted.

Applications for Letters of Marque to be made in Writing, and to contain the Particulars herein specified.

XV. And be it further enacted by the Authority aforesaid, That all and every Person or Persons who shall apply to the said Lord High Admiral of Great Britain, or Commissioners for executing the Office of Lord High Admiral of Great Britain for the Time being, or any Person or Persons by him or them empowered and appointed, in order to obtain any Commission or Letter of Marque to be granted or issued forth in pursuance of this Act, shall make every such Application in Writing, and therein set forth a particular, true, and exact Description of the Ship or Vessel for which such Commission or Letter of Marque is requested, specifying the Name and Burthen of such Ship or Vessel, what Sort of Built she is, and the Number and Nature of the Guns on Board the same, to what Place belonging, and the Name or Names of the Owner or Owners of such Ship or Vessel, and the Number of Men intended to be put on Board the same (all which Particulars shall be inserted in every Commission or Letter of Marque to be granted in pursuance of this Act); and that every Commander of a private Ship or Vessel of War, for which a Commission or Letter of Marque shall be granted in pursuance of this Act, shall produce such Commission or Letter of Marque to the Collector, Customer, or Searcher, for the Time being, of his Majesty's Customs, residing at or belonging to the Port from whence such Ship or Vessel shall be first fitted out, or to the lawful Deputy or Deputies of such Collector, Customer, or Searcher; and the said Collector, Customer, or Searcher, or his or their lawful Deputy or Deputies, shall, as soon thereafter as conveniently may be, without Fee or Reward, inspect and examine such Ship or Vessel, so as to ascertain the Built and Burthen thereof, and the Number of Men, and the Number and Nature of the Guns on Board the same; and if such Ship or Vessel shall thereupon be found to be of

Commanders of Privateers to produce their Commissions to the Officer of the Customs at the Port of fitting-out, who are to examine the Ships, and grant Certificates of Clearance.

such

such Built and Burthen, and be manned and armed according to the Tenor of the Description inserted in such Commission or Letter of Marque as aforesaid, or be of a greater Burthen or Force than shall be mentioned in such Commission or Letter of Marque, then and not otherwise such Collector, Customer, or Searcher, or his or their lawful Deputy or Deputies, shall, and he and they are hereby required, immediately upon the Request of the Commander of such Ship or Vessel, to give a Certificate thereof in Writing under his or their Hand or Hands, gratis, to such Commander, which Certificate shall be deemed a necessary Clearance before such Ship or Vessel shall be permitted to sail from that Port: And if the Commander of any Ship or Vessel, for which any Commission or Letter of Marque shall have been granted in pursuance of this Act, shall depart with such Ship or Vessel from such Port of Clearance before he hath received such Certificate, or shall depart from any such Port, or proceed upon a Cruize, with a Force inferior to the Force specified in such Commission or Letter of Marque, every such Commission or Letter of Marque shall from thenceforth be absolutely null and void, and the Commander so offending shall forfeit and pay the Sum of One thousand Pounds, to be recovered, with full Costs of Suit, by any Person or Persons who will sue for the same, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record in Great Britain, wherein no Essoin, Protection, Wager of Law, or more than One Imparlance, shall be allowed; and shall also be imprisoned for such Space of Time as such Court shall direct, not exceeding One Year for any One Offence.

Penalty on Commanders for departing without Certificates, or with a less Force than specified in the Letter of Marque.

XVI. And be it further enacted by the Authority aforesaid, That if any Collector, Customer, or Searcher of His Majesty's Customs, or his or their lawful Deputy or Deputies, shall grant a Certificate for any Ship or Vessel which shall not be of the Burthen and Force specified in the Commission or Letter of Marque granted to the Commander or Commanders thereof, or shall certify to a greater Burthen or Force than she really is, he shall

Penalty on Officers of the Customs granting false Certificates.

for such Offence forfeit his said Office, and be for ever incapable of holding any Office under Government whatsoever, and shall also forfeit the Sum of One hundred Pounds, to be recovered, with full Costs of Suit, by any Person or Persons who will sue for the same, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record in Great Britain, in which no Essoin, Protection, Wager of Law, or more than One Imparlance, shall be allowed; and One Moiety of the said Penalty of One hundred Pounds, when recovered, shall be paid to the Informer or Informers, and One Moiety to the Treasurer for the Time being of the Corporation for the Relief and Support of the sick, maimed, and disabled Seamen, and of the Widows and Children of such as shall be killed, slain, or drowned in the Service of the Merchants, for the Use of such Corporation; or where such Forfeiture shall be incurred in any of the Out Ports in which a Corporation is established, or shall hereafter be established, for the Purposes aforesaid, then One Moiety of such Penalty shall be paid to the Trustees, for the Use of the Corporation so to be established.

Application of Forfeiture.

XVII. Provided always, That the Burthen of such Ship or Vessel so to be certified shall be ascertained by the Certificate of Registry granted for such Ship or Vessel, under and pursuant to the Directions of the said recited Act, made in the Twenty-sixth Year of the Reign of His present Majesty, which Certificate shall be produced to the said Lord High Admiral, or Commissioners for executing the said Office of Lord High Admiral of Great Britain, before the issuing of any Commission or Letter of Marque for such Ship or Vessel.

Burthens of Vessels to be ascertained by Certificates of Registry, to be produced before issuing Letters of Marque.

XVIII. Provided also, and be it further enacted by the Authority aforesaid, That all and every Ship and Vessel for which such Commission or Letter of Marque shall be granted as aforesaid, and for and during the Time that such Commission or Letter of Marque shall remain in Force under the Authority of this Act, and no longer, shall be deemed and taken to be a Ship or Vessel licensed pursuant to an Act of Parliament made and passed in the

Vessels to which Letters of Marque are granted to be deemed licensed.

Twenty-fourth Year of the Reign of his present Majesty, intituled, An Act for the more effectual Prevention of Smuggling in this Kingdom, although the Owner or Owners of such Ship or Vessel shall not have been furnished with the Licence required by the said recited Act.

Letters of Marque to be forfeited for Offences against the Revenue Laws.

XIX. Provided also, and be it further enacted, That in case the Owner or Owners, Commander, Master, or other Person having or taking the Charge or Command of any Ship or Vessel, for which such Commission or Letter of Marque shall be issued as aforesaid, shall be guilty of any Offence contrary to any Act or Acts of Parliament now in Force, or hereafter to be made, for the Protection of his Majesty's Revenues of Customs or Excise, or for the Prevention of Smuggling in this Kingdom, such Owner or Owners, Commander, Master, and other Person, shall forfeit the Commission or Letter of Marque so issued for such Ship or Vessel, over and besides all other Penalties and Forfeitures which he or they shall have incurred by reason of such Offence.

Letters of Marque may be revoked.

XX. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the Lord High Admiral of Great Britain, or the Commissioners for executing the Office of Lord High Admiral of Great Britain for the Time being, or any Three or more of them, at any Time or Times hereafter, to revoke and make void, by any Order or Orders in Writing under his or their Hand or Hands, any Commission or Commissions, or Letter or Letters of Marque, which hath, have been, or shall be issued forth to any Person or Persons who hath, have been, or shall be nominated Commander or Commanders of any Ship or Vessel, either in pursuance of his Majesty's Order in Council, or this present Act: Provided nevertheless, That the Secretary of the Admiralty for the Time being shall with all convenient Speed, after any and every such Commission or Letter of Marque shall be so revoked, cause Notice thereof in Writing to be forthwith sent to the Owner or Owners of the Ship or Vessel named or described in such Order of Revocation, or to his or their Agent or Agents, Surety or Sureties, or some or One of them; and in case such Ship or Vessel

Secretary to the Admiralty to give Notice of such Revocation, which shall take Effect as herein specified.

shall

shall be in the Channel, the said Order of Revocation shall be effectual to supersede and annul the said Commission or Letter of Marque, at the Expiration of Twenty Days from and after such Notice given as aforesaid, or sooner if Notice shall be actually given in Writing, by the Secretary of the Admiralty to the Captain or Commander thereof; and in case such Ship or Vessel shall be in the Northern Seas, at the Expiration of Thirty Days; and in case such Ship or Vessel shall be to the Southward of Cape Finisterre, or in the Mediterranean, at the Expiration of Six Weeks; and in case such Ship or Vessel shall be in North America, or the West Indies, at the Expiration of Three Months; and in case such Ship or Vessel shall be in the East Indies, at the Expiration of Six Months, from and after such respective Notices shall be given as aforesaid: And any Commander or Commanders, Owner or Owners, Agent or Agents, Surety or Sureties of any such Ship or Vessel, whereof such Commission or Letter of Marque, issued or to be issued forth as aforesaid, shall be so revoked, may complain thereof to His Majesty in Council within Thirty Days next after the Secretary of the Admiralty for the Time being shall cause Notice thereof to be given as aforesaid, and the Determination of His Majesty in Council, touching every such Complaint, shall be final: Provided always, that in case any such Order of Revocation shall be superseded, such Commission or Letter of Marque shall be deemed and taken to have continued in Force, and all Prizes taken by virtue thereof shall belong to and be the Property of such Owners and Captors, in such Manner as the same would have been in case such Order of Revocation had not been made: Provided also, that no Person shall be liable (before he shall have received Personal Notice of such Order of Revocation) to be punished for doing any Matter or Thing which he might have lawfully done under the Authority of such Commission or Letter of Marque, in case such Order of Revocation had not been made.

Complaint of such Revocation may be made to His Majesty in Council;

and if superseded, the Letter of Marque to be deemed to have continued in force.

Personal Notice necessary to subject to Punishment.

XXI. And whereas in all private Ships or Vessels of War, or Merchant Ships or Vessels, for which Commissions or Letters of Marque shall be taken out, it is expedient,

Offences on Board Privateers to be tried and punished as on Board the Fleet, &c.

dient, for the better Discipline and Government of such Ships and Vessels, that all Persons who enter themselves on Board the same should be under proper Regulations, and pay Obedience to the lawful Commands of the Captains and Chief Commanders of the said Ships and Vessels: Be it therefore enacted by the Authority aforesaid, That all Offences committed by any Officer or Seaman on Board any Privateer or Merchant Ship, having taken a Commission or Letter of Marque during the present Hostilities with France, shall be tried and punished in such Manner as the like Offences are tried and punished when committed by any Person belonging to his Majesty's Fleet: Provided always, That all Offenders who shall be accused of such Crimes as are cognizeable by a Court Martial shall be confined on Board such Privateer, or Merchant Ship or Vessel carrying Letter of Marque, in which such Offence shall be committed, until they shall arrive at some Port in Great Britain or Ireland, or can meet with such a Number of his Majesty's Ships of War Abroad as are sufficient to make a Court Martial; and upon Application made by the Commander of such Privateer, or Merchant Ship or Vessel carrying Letter of Marque, to the Lord High Admiral of Great Britain, or Commissioners for executing the Office of Lord High Admiral of Great Britain for the Time being, or to the Commander in Chief, or Senior Officer of his Majesty's said Ships of War Abroad, the said Lord High Admiral, or Commissioners for executing the Office of Lord High Admiral of Great Britain for the Time being, or any Three or more of them, or such Commander in Chief, or Senior Officer Abroad, are hereby authorized and required, in the usual Manner, to call a Court Martial for trying and punishing the said Offences.

Commanders of Ships liable in *America* to the Laws there for preventing the carrying off Persons, without the requisite Consent,

XXII. And whereas good and necessary Laws are in Force within several of his Majesty's Colonies and Plantations in America, for preventing the carrying off from the said Colonies or Plantations any Servant or Slave without the Consent of the Owner, or the carrying off from thence any other Person or Persons whomsoever,

ſoever, until ſuch Perſon ſhall have taken out his Ticket from the Secretary's Office within ſuch reſpective Colony or Plantation, in ſuch Manner, and under ſuch Penalties and Forfeitures, as in and by the ſaid ſeveral Laws is declared and provided: Be it therefore enacted by the Authority aforeſaid, That all Commanders of Private Ships of War, or Merchant Ships having Letters of Marque, ſhall, upon their going into any of the Ports or Harbours in the ſaid Colonies or Plantations, be ſubject and they are hereby declared to be ſubject to the ſeveral Directions, Proviſions, Penalties, and Forfeitures in and by ſuch Laws made and provided; any Thing in this Act contained to the contrary thereof in anywiſe notwithſtanding.

Regulations for Determinations reſpecting Prizes.

XXIII. And, for the more ſpeedy proceeding to Condemnation or other Determination of any Prize Ship or Veſſel, Goods or Merchandizes already taken, or hereafter to be taken as aforeſaid, and for leſſening the Expences which have been uſual in ſuch Caſes, be it further enacted by the Authority aforeſaid, That the Judge of the High Court of Admiralty of England, and of any other Court of Admiralty which ſhall be authorized thereto, or ſuch Perſon or Perſons who ſhall be by them commiſſioned for that Purpoſe, within Five Days after Requeſt made to him or them for that Purpoſe, ſhall finiſh the uſual preparatory Examination of the Perſons commonly examined in ſuch Caſes, in order to prove the Capture to be lawful Prize, or to enquire whether the ſame be lawful Prize or not; and that the proper Monition uſual in ſuch Caſes ſhall be iſſued by the Perſon or Perſons proper to iſſue the ſame, and ſhall be executed by the Perſon or Perſons proper to execute the ſame, within the Space of Three Days after Requeſt in that Behalf made; and in caſe no Claim of ſuch captured Ship, Veſſel, or Goods, ſhall be duly entered or made in the uſual Form, and atteſted upon Oath, giving Twenty Days Notice after the Execution of ſuch Monition, or if there be ſuch Claim, and the Claimant or Claimants ſhall not, within Five Days from the Time

of entering such Claim, give sufficient Security (to be approved of by such Court of Admiralty) to pay double Costs to the Captor or Captors of such Ship, Vessel, or Goods, in case the same so claimed shall be adjudged lawful Prize, that then the Judge of such Court of Admiralty shall, upon producing to him the said Examinations, or Copies thereof, and producing to him upon Oath all the Papers and Writings which shall have been found taken in or with such Capture, or on Board any other captured Ship or Vessel, regarding the same, or upon Oath made that no Papers or Writings were found, proceed with all convenient Speed to Sentence, either to discharge and acquit such Capture, or to adjudge and condemn the same to be good and lawful Prize, according as shall appear to him, upon Perusal of such preparatory Examinations, and also the Papers and Writings found taken in or with such Capture, or on Board any other captured Vessel, regarding the same, if any such shall be found; and in case any such Claim shall be duly entered or made, and Security given thereupon, according to the Tenor and true Meaning of this Act, and there shall appear no Occasion to enter into any other Examination, that then such Judge shall, within Ten Days, if possible, after such Claim made and Security given, proceed to Sentence as aforesaid touching such Capture; but in case, upon making or entering such Claim, and the Attestation thereupon, or the producing of such Papers and Writings as aforesaid, regarding such captured Ship or Vessel, or Goods, and upon the said preparatory Examinations, it shall appear doubtful to the said Judge whether such Capture be lawful Prize or not, and it shall appear to him to be necessary, according to the Circumstances of the Case, for the clearing and determining such Doubt, to have an Examination of Witnesses, on Pleadings given in by the Parties, and admitted by the Judge, and such Examination shall be desired, and that it shall be still insisted on, on Behalf of the Captors, that the said Capture is lawful Prize, and the contrary be insisted on, on the Part of the Claimant, that then the said Judge shall forthwith cause such Capture to be

Directions for proceeding where the Case is doubtful.

appraised

appraised by Persons well skilled in the same, to be named by the Parties, and approved and appointed by the Court, and sworn truly to appraise the same, according to the best of their Skill and Knowledge, for which Purpose the said Judge shall cause the Goods found on Board to be unladen, and (an Inventory thereof being first taken, if the Judge shall think necessary, by the Marshal of the Admiralty, or his Deputy) shall cause them to be put into proper Warehouses, with separate Locks, of the Collector and Comptroller of the Customs, and where there is no Comptroller then of the Naval Officer, and the Agents or Persons employed by the Captors and Claimants, at the Charge of the Party desiring the same, and shall after such Appraisement, and within the Space of Fourteen Days after the making of the said Claim, proceed to take good and sufficient Security from the Claimants to pay the Captors the full Value thereof, according to such Appraisement, in case the same shall be adjudged lawful Prize, and shall also proceed to take good and sufficient Security from the Captors to pay such Costs as the Court shall think proper, in case such Ship, Vessel, or Goods shall not be condemned as lawful Prize; and after such Securities duly given, the said Judge shall make an Interlocutory Order for releasing or delivering the same to such Claimant or Claimants, or his or their Agents, and the same shall be actually released and delivered accordingly.

On Security, the Judge to order the Prize to be delivered to the Claimants;

XXIV. And it is hereby further enacted, That if any Claimant or Claimants shall refuse to give such Security, the Judge shall cause the Captor or Captors in like Manner to give good and sufficient Security to pay the said Claimant or Claimants the full Value thereof, according to the Appraisement, in case any such Capture or Captures shall be adjudged not to be lawful Prize, and the said Judge shall thereupon proceed to make an Interlocutory Order for the releasing and delivering the same to the said Captor or Captors, or their Agents.

but if they refuse to give Security, the Judge, on Security from the Captors, to order it to be delivered to them.

XXV. And be it further enacted by the Authority aforesaid, That all such Captures as aforesaid, which shall be brought into any of His Majesty's Dominions Abroad, in

Captures brought into His Majesty's Dominions Abroad, to be under the

Care of the Officers of the Customs, &c. till Sentence, &c.

in order to be proceeded against to Condemnation in any of His Majesty's Courts of Vice Admiralty, being thereto duly authorized, shall, without breaking Bulk, stay there, and be under the joint Care and Custody of the Collector and Comptroller of the Customs, and where there is no Comptroller, then of the Naval Officer of the Port or Place where the same shall be brought, and the Captors or Claimants thereof, or their Agent or Agents, subject to the Direction of such Court of Vice Admiralty, until the same shall by final Sentence have been either cleared and discharged, or adjudged and condemned as lawful Prize, or that such Interlocutory Order as aforesaid shall have been made for the releasing or delivering the same, and upon the final Condemnation or Adjudication thereof as lawful Prize, shall be immediately delivered unto the Captors thereof, or their Agents.

All Writings found on Board Captures, to be brought into the Registry of the Court of Admiralty, &c.

XXVI. And be it further enacted by the Authority aforesaid, That all Books, Papers, and Writings, found in any Ship or Vessel taken as Prize, shall, without Delay, be brought into the Registry of the Court of Admiralty upon Oath, wherein such Ship or Vessel may be proceeded against, in order to Condemnation; but that only such Books, Papers, and Writings shall be made Use of and translated as shall be agreed or insisted upon by the Proctors of the several Parties, Captors or Claimants, or in case of no Claim by the Captor or his Proctor, or Agent or Register, to be necessary for ascertaining the Property of such Ship or Vessel, and Cargo thereof.

No more than certain Sums to be paid to the Officers of Courts of Vice Admiralty Abroad.

XXVII. And be it further enacted by the Authority aforesaid, That there shall not be paid unto or among the Judge and Officers of any such Court of Vice Admiralty in His Majesty's Plantations and Dominions Abroad, authorized as aforesaid, for, towards, or relating to the adjudging or condemning of such Capture as aforesaid as lawful Prize, above the Sum of Ten Pounds in case such Prize Ship or Vessel be under the Burthen of One hundred Tons, nor above the Sum of Fifteen Pounds in case the same be of that, or any greater Burthen, the same to be disposed of or divided as such Judge shall think

ſit; and that after Payment or Tender to ſuch Judge of the ſaid reſpective Sums as the Caſe may require, if any ſuch Judge or other Officer, in any of His Majeſty's ſaid Courts of Vice Admiralty, to whom reſpectively it ſhall appertain, ſhall wilfully delay the doing, performing, making, or pronouncing any of the ſeveral Proceedings, Matters, or Things, for, towards, or relating to the condemning or diſcharging, releaſing or delivering of any ſuch Capture in Manner aforeſaid, within the reſpective Times herein-before limited, or as ſoon as the ſame, or any of them, ought to be done, according to the Tenor and true Meaning of this Act, or of the Inſtructions which His Majeſty, His Heirs and Succeſſors, with the Advice of His or Their Privy Council, ſhall from Time to Time cauſe to be given to ſuch Judge or Officer, every ſuch Judge or other Officer ſhall for every ſuch Offence forfeit the Sum of Five hundred Pounds, One Moiety thereof to His Majeſty, His Heirs and Succeſſors, and One Moiety thereof, with full Coſts of Suit, to ſuch Perſon or Perſons who ſhall inform or ſue for the ſame in any of the Courts in or for any of His Majeſty's Colonies or Plantations, or in any of His Majeſty's Courts of Record in Great Britain, wherein no Eſſoin, Protection, Wager of Law, or more than One Imparlance, ſhall be allowed.

Penalty for Delay of Proceedings in ſuch Courts.

Application of Penalty.

XXVIII. Provided nevertheleſs, and it is hereby further enacted by the Authority aforeſaid, That if any Captor or Captors, Claimant or Claimants ſhall not reſt ſatisfied with the Sentence, or Interlocutory Decree, having the Force of a Definitive Sentence, given or pronounced in the High Court of Admiralty of England, or in any Court of Admiralty or Vice Admiralty in any of His Majeſty's Dominions, duly authorized to proceed in Prize Cauſes, it ſhall and may be lawful for the Party or Parties thereby aggrieved to appeal from the ſaid High Court of Admiralty, or from any of the ſaid Courts of Admiralty or Vice Admiralty, to the Commiſſioners appointed or to be appointed under the Great Seal of Great Britain, for receiving, hearing, and determining Appeals in Cauſes of Prize, ſuch Appeals to be interpoſed and received in

Appeals from Sentences of Courts of Admiralty may be made to the Commiſſioners for Appeals;

the like Manner as Appeals to such Commissioners in Prize Causes have been usually interposed and received from the said High Court of Admiralty, so as the same may be made within Fourteen Days after Sentence, or Interlocutory Decree having the Force of a Definitive Sentence, and good Security be likewise given by the Appellant or Appellants, that he or they will effectually prosecute such Appeal, and answer the Condemnation, and also pay such Costs as shall be awarded, in case the Sentence, or Interlocutory Decree having the Force of a Definitive Sentence, of such Court of Admiralty or Vice-Admiralty, be affirmed; any Thing in this Act before contained to the contrary thereof in anywise notwithstanding: Provided always, That the Execution of any Sentence, or Interlocutory Decree having the Force of a Definitive Sentence, appealed from as aforesaid, shall not be suspended by Reason of such Appeal, in case the Party or Parties appellate shall give sufficient Security, to be approved of by the Court in which such Sentence or Interlocutory Decree shall be given, to restore the Ship, Vessel, Goods, or Effects, concerning which such Sentence or Interlocutory Decree shall be pronounced, or the full Value thereof, to the Appellant or Appellants, in case the Sentence or Interlocutory Decree so appealed from shall be reversed.

but the Execution of Sentences not to be suspended, if the Appellee give Security.

XXIX. And be it enacted by the Authority aforesaid, That, in case any Person who was not a Party in the First Instance of the Cause shall intervene in or interpose an Appeal from a Sentence, or Interlocutory Decree having the Force of a Definitive Sentence, given or pronounced in any Admiralty Court, such Person, or his or her Agent or Agents, shall at the same Time enter his or her Claim, otherwise such Appeal shall be null and void.

Persons not Parties in the First Instance, to enter their Claims, or Appeals to be void.

XXX. And whereas great Inconveniencies have arisen by Appeals in Prize Causes not being prosecuted in a reasonable Time, and from secret Appeals, or Protocols of Appeals being entered before a Notary Publick, without any Notice given to the Court or Parties appellate, or their Proctors: For Remedy whereof, be it

Appellants to take out Inhibitions within certain Periods, or Appeals not prosecutable.

enacted, That every Person being a Party in a Prize Cause in the High Court of Admiralty of England, or in any Vice Admiralty Court, and against whom a Sentence shall hereafter be given, or any Interlocutory Decree having the Force of a Definitive Sentence pronounced, and who shall appeal therefrom within Fourteen Days, shall prosecute such his Appeal by taking out the usual Inhibition within Three Months after the Time such Sentence or Interlocutory Decree shall be given, if such Sentence or Decree shall be given in the High Court of Admiralty, and within Nine Months, if such Sentence or Decree shall be given in any of the Vice Admiralty Courts; and that after the Expiration of the said Terms of Three Months and Nine Months, respectively limited as aforesaid, without any Inhibition having been taken out, no Appeal shall be allowed to be prosecuted by any Person being a Party, in the said High Court of Admiralty or Vice Admiralty, nor shall any Inhibition be granted at the Prayer of such Person or his Proctor, but the said Sentence or Interlocutory Decree shall stand confirmed as to such Persons; and in all Cases where a Sentence shall be given, or Interlocutory Decree having the Force of a Definitive Sentence shall be pronounced, in the High Court of Admiralty, or in any of His Majesty's Admiralty or Vice Admiralty Courts, duly authorized, any Person not being a Party in the First Instance, who does not interpose his Appeal, and at the same Time give his Claim, and pray the usual Inhibition, within One Year, shall not after such Year hath elapsed be entitled to any Appeal.

Persons not being Parties in the First Instance, to give in Claims within a Year.

XXXI. And be it enacted by the Authority aforesaid, That in case any Appeal shall be interposed from a Sentence, or Interlocutory Decree having the Force of a Definitive Sentence, given or pronounced in any Court of Admiralty or Vice Admiralty, concerning any Ship or Vessel, or Goods or Effects, which have been or now are, or shall hereafter be seized and taken as Prize, that then and in such Case the Judge of such Court of Admiralty or Vice Admiralty shall and may, at the Request, Costs, and Charges either of the Captor or Claimant (or of the

Courts of Admiralty, on Request of Captors or Claimants, to order Captures to be appraised, and on Security for the Value, to be delivered; or may order the Effects to be sold.

the Claimant only, in Cases where the Privilege is reserved in favour of the Claimant by any Treaty or Treaties subsisting between His Majesty and Foreign Powers) make an Order to have such Capture appraised, unless the Parties shall otherwise agree upon the Value thereof, and an Inventory to be made, and then take Security for the full Value thereof accordingly, and thereupon cause such Capture to be delivered to the Party giving such Security, in like Manner as is hereinbefore enacted, notwithstanding such Appeal; and if there shall be any Difficulty or sufficient Objection to the giving or taking Security, the Judge shall, at the Request of either of the Parties, order such Goods and Effects to be entered, landed, and sold by Publick Auction, under the Care and Custody of the proper Officers of the Customs, and under the Direction and Inspection of such Persons as shall be appointed by the Claimants and Captors, and the Monies arising from the Sale shall be brought into Court, and by the Register, Deputy Register, or Deputy Registers of the said Court, be deposited in the Bank of England, or (in case the Captors and Claimants shall agree thereto) in some Public Securities at Interest, in the Names of the Register, and of such Trustees as they the said Captors and Claimants shall appoint, and the Court shall approve; and if such Security shall be given by the Claimants, then it is hereby also enacted, That the Judge shall give such captured Ship or Vessel a Pass, under his Seal, to prevent its being again taken by His Majesty's Subjects in its destined Voyage.

On Security from Claimants, a Pass to be given for the Capture.

If Sentences be reversed after Sale of Captures, the Nett Proceeds to be deemed their Value.

XXXII. Provided always, and be it further enacted, That in case the Sentence, or Interlocutory Decree having the Force of a Definitive Sentence, of such Court of Admiralty or Vice Admiralty shall be finally reversed, after Sale of any Ship or Goods, pursuant to the Directions in this Act contained, the Nett Proceeds of such Sale (after Payment of all Expences attending the same) shall be deemed and taken to be the full Value of such Ship and Goods, and that the Party or Parties appellate, and their Securities, shall not be answerable

for the Value beyond the Amount of such Nett Proceeds, unless it shall appear that such Sale was made fraudulently, or without due Care.

No Officer of any Court of Admiralty, or Person practising therein, to be interested in any Vessel having a Letter of Marque.

XXXIII. And be it further enacted by the Authority aforesaid, That no Judge, Register, or Deputy Register, Marshal, or Deputy Marshal, or any other Officer whomsoever, of or belonging to any Court of Admiralty or Vice Admiralty in Great Britain, or in any of His Majesty's Colonies and Plantations in America, or in any other of His Majesty's Dominions, nor any Person or Persons practising either as Advocate, Proctor, or otherwise, in any such Court or Courts, shall be concerned or interested, directly or indirectly, as Owner, Part Owner, Sharer, or Adventurer, in any Private Ship or Ships, or Vessel or Vessels of War whatsoever, having any Commission or Commissions, or Letter of Marque as aforesaid; and in case any such Judge, Register, Deputy Register, Marshal, Deputy Marshal, or other Officer, Advocate, or Proctor whatsoever, shall, notwithstanding this Act, be directly or indirectly concerned or interested as aforesaid, such Judge, Register, Deputy Register, Marshal, Deputy Marshal, or other Officer respectively, shall for every such Offence (being thereof lawfully convicted in any of His Majesty's Courts of Record in Great Britain, or at any General Session of the Peace in any of His Majesty's Colonies in America) absolutely forfeit his Office and Employment in and belonging to any such Court of Admiralty or Vice Admiralty, of what Kind or Nature soever such Office or Employment may be, and shall also forfeit and pay, to the Use of His Majesty, His Heirs and Successors, the Sum of Five hundred Pounds; and every such Advocate or Proctor respectively shall for such last-mentioned Offence (being thereof lawfully convicted in Manner aforesaid) be from thenceforth absolutely disqualified and rendered incapable of practising either as an Advocate or Proctor in any of His Majesty's Courts of Admiralty or Vice Admiralty wheresoever.

Penalty for offending.

No Register, &c. of any Court of Admiralty to act as Advo-

XXXIV. And be it further enacted by the Authority aforesaid, That no Register or Deputy Register, nor any

cate, &c. in any Cause depending in the Court to which he belongs, on Penalty of Forfeiture of Employment.

Marshal or Deputy Marshal, of or belonging to any of His Majesty's Courts of Admiralty or Vice Admiralty whatsoever, shall either directly or indirectly, by himself or themselves, or by any Agent or Agents, or other Person or Persons whomsoever, act or be concerned in any Manner, either as an Advocate or Proctor, in any Cause, Matter, or Business whatsoever, that shall be depending in any such Court or Courts of Admiralty or Vice Admiralty, to which such Register, Deputy Register, Marshal, or Deputy Marshal, shall then belong; and that every Register, Deputy Register, Marshal, or Deputy Marshal, who shall be guilty of such Offence (being thereof lawfully convicted, either upon an Information or Indictment in Manner aforesaid) shall from thenceforth absolutely forfeit his respective Office and Employment of Register, Deputy Register, Marshal, or Deputy Marshal, in and belonging to the same Court.

Act not to restrain His Majesty from giving Directions to Courts of Admiralty.

XXXV. Provided always, and be it enacted, That nothing in this Act contained shall be construed to restrain His Majesty, his Heirs and Successors, from giving such further Rules and Directions from Time to Time to his respective Courts of Admiralty and Vice Admiralty, for the Adjudication and Condemnation of Prizes, as by His Majesty, his Heirs and Successors, with the Advice of his or Their Privy Council, shall be thought necessary or proper.

Penalty on Commanders of Privateers ransoming Prizes.

XXXVI. And be it further enacted by the Authority aforesaid, That in case at any Time or Times any Commander or Commanders of any private Ships or Ships, or Vessel or Vessels of War, commissioned as aforesaid, shall agree with the Commander or Commanders, or other Person or Persons of or belonging to any neutral or other Ship or Ships, Vessel or Vessels, or the respective Cargo or Cargoes thereof, or any Part thereof, for the Ransom of any such Ship, Vessel, or Cargo, or any Part thereof, after the same shall have been taken as Prize, and shall in pursuance of such Agreement or Agreements actually quit, set at Liberty, or discharge any

any such Prize or Prizes, instead of bringing the same into some Port or Ports belonging to His Majesty's Dominions, that then all and every of the Commander and Commanders of such Private Ship or Ships, or Vessel or Vessels of War, who shall agree for any such Ransom, and shall quit, set at Liberty, or discharge any such Prize or Prizes in Manner aforesaid, unless in a Case of extreme Necessity, to be allowed by the Court of Admiralty, shall forfeit his or their Letter of Marque, and shall suffer such Penalties of Fine and Imprisonment as the said Court shall adjudge.

No captured Vessel, &c. belonging to His Majesty's Subjects, to be ransomed.

XXXVII. And be it further enacted by the Authority aforesaid, That, from and after the Twelfth Day of June One thousand seven hundred and ninety-three, it shall not be lawful for any of His Majesty's Subjects to ransom, or to enter into any Contract or Agreement for ransoming any Ship or Vessel belonging to any of His Majesty's Subjects, or any Merchandize or Goods on Board the same, which shall be captured by the Subjects of any State at War with His Majesty, or by any Persons committing Hostilities against His Majesty's Subjects.

Contracts for Ransoms to be void.

XXXVIII. And be it further enacted, That all Contracts and Agreements which shall be entered into, and all Bills, Notes, and other Securities, which shall be given by any Person or Persons for Ransom of any Ship or Vessel, or of any Merchandize or Goods on Board the same, contrary to this Act, shall be absolutely null and void in Law, and of no Effect whatsoever.

Penalty on Persons ransoming, contrary to this Act.

XXXIX. And be it further enacted by the Authority aforesaid, That if any Person or Persons shall, contrary to this Act, ransom, or enter into any Contract or Agreement for ransoming, any such Ship or Vessel, or any Merchandize or Goods on Board the same, every Person so offending shall, for every such Offence, forfeit and lose the Sum of Five hundred Pounds, to be recovered, with full Costs of Suit, by any Person or Persons who shall sue for the same, by Action of Debt in any of His Majesty's Courts of Record in Great Britain; in which

Action no Essoin, Protection, Imparlance, or Wager of Law, shall be allowed.

5l. to be paid for every Officer and Man who was on board, at the Beginning of the Action, of Ships of War or Privateers belonging to the Enemy, taken or destroyed since *February* 11, 1793, or which shall be taken, *&c.* during Hostilities.

XL. And, as a further Encouragement to the Officers, Seamen, Marines, Soldiers, and others, on Board His Majesty's Ships of War, as also of Privateers, to attack, take, and destroy any Ships of War or Privateers belonging to the Enemy; be it enacted by the Authority aforesaid, That there shall be paid by the Treasurer of His Majesty's Navy, upon Bills to be made forth by the Commissioners of the Navy, to be paid according to the Course thereof, without Fee or Reward, unto the Officers, Seamen, Marines, Soldiers, and others, who shall have been actually on Board any of His Majesty's Ship or Ships of War, or of any Privateer or Privateers, at the taking, sinking, burning, or otherwise destroying any Ship or Ships of War, or Privateers belonging to the Enemy, since the Eleventh Day of February One thousand seven hundred and ninety-three, and during the present Hostilities with France, Five Pounds for every Man who was living on Board any Ship or Vessel so taken, sunk, burnt, or otherwise destroyed, at the Beginning of the Attack or Engagement between them; the Numbers of such Men to be proved by the Oaths of Three or more of the Chief Officers or Men who were belonging to the said Ship or Ships of War, or Privateers, of the Enemy, or belonging to any of them at the Time of her or their being taken as Prize, sunk, burnt, or otherwise destroyed, or (in case so many as Three shall not survive the Engagement) upon the Oaths or Oath of such of them as shall survive, before the Mayor or other Chief Magistrate of the Port, within any of His Majesty's Dominions, whereunto any Prize, or Officers or Men of such Ships as were taken, sunk, burnt, or otherwise destroyed, shall be brought, or before the British Consul or Vice Consul residing at any Neutral Port, to which such Prize, or Officers or Men, shall be brought, which Oaths the said Mayor or other Chief Magistrate of any such Port, or Consul, or Vice Consul, are hereby respectively impowered and required to administer, and

On whose Oath the Numbers are to be proved, and by whom certified.

shall (without Fee or Reward) forthwith grant a Certificate thereof, and also of the Deponents or Deponent (if less than Three) having likewise made Oath, that to the best of his or their Knowledge and Belief no other Person or Persons belonging to the Enemy's Ship or Ships survived the Engagement, which Certificate shall be directed to the Commissioners of His Majesty's Navy; and upon the Production thereof to them the said Commissioners, together with an authentick Copy of the Sentence or Decree of Condemnation of such Ship so taken, or, where such Certificate cannot be had and obtained, then upon producing only a Copy of the Sentence or Decree of Condemnation, whereby the Number of Men on Board such Ships of the Enemy shall appear to have been proved, or if such Ships be sunk, burnt, or otherwise destroyed, on producing only a Certificate from the Mayor or other Chief Magistrate, or Consul or Vice Consul as aforesaid, the said Commissioners of His Majesty's Navy, or such Person or Persons as they shall appoint for that Purpose, shall, according to the Course of the Navy, within Fifteen Days, make out Bills for the Amount of such Bounty, directed to the Treasurer of the Navy, payable to, and to be divided amongst, the Officers, Seamen, Marines, and Soldiers on Board His Majesty's Ships of War, in Manner, Form and Proportion, as by His Majesty's Proclamation for granting the Distribution of Prizes, already issued, or to be issued for that Purpose, is or shall be directed and appointed, and amongst the Owners, Officers, and Seamen of any Private Ship or Vessel of War, in such Manner and Proportion as by any Agreement in Writing they shall have entered into for that Purpose, shall be directed: Provided nevertheless, That in all Cases where such Oath and Certificate cannot be administered and granted at the First Port whereunto any Prize, or Officers or Men, of such Ships as have been or shall be taken, sunk, burnt, or otherwise destroyed, shall be brought, such Oath or Oaths relating to any Prize or Prizes that shall be taken, or to any Ships of His Majesty's Enemies, that shall be sunk, burnt, or otherwise destroyed as aforesaid,

On Production of certain Documents, the Commissioners of the Navy to make out Bills for the Bounty.

Where Oath cannot be made at the First Port of Arrival, it may be made before the Chief Magistrate of any Port within His Majesty's Dominions, &c.

shall and may be administered and taken by and before the Mayor or other Chief Magistrate of any Port within any of his Majesty's Dominions, or by or before the British Consul or Vice Consul residing at any Neutral Port, whereunto any Prize or Prizes, or Officers or Men, of any Ships belonging to his Majesty's Enemies, as have or shall be taken, sunk, burnt, or otherwise destroyed, shall at any Time afterwards be brought (Proof being first made by Affidavit before such Person or Persons of the Inability of making such Oath or Oaths, and obtaining such Certificate, at the said first Port); and the Mayor or other Chief Magistrate, Consul or Vice Consul, shall thereupon grant such Certificate and Certificates as are herein-before directed, which Certificate and Certificates shall be good and effectual to all Intents and Purposes as if the same were granted by the Mayor or other Chief Magistrate, Consul or Vice Consul, of the Port to which such Prize or Prizes, Officers or Men as aforesaid, shall be first brought, any Thing herein contained to the contrary thereof in anywise notwithstanding: Provided also, That where such Oath of the Number of Men on Board any Ship or Ships so taken, burnt, sunk, or otherwise destroyed, cannot be had by Reason of the total Destruction of the Officers and Crew of such Ship or Ships, then and in every such Case the Number of Men on Board such Ship or Ships at the Beginning of the Attack or Engagement shall be ascertained by such Evidence as under the Circumstances of the Case shall, by the Judge of the High Court of Admiralty, or by the Judge of any other Court duly authorized, be deemed sufficient Proof thereof.

In case of the total Destruction of Officers and Men, the Number to be ascertained as the Judge of the Court shall deem sufficient Evidence.

To whom the Bills for the Bounty shall be made payable, &c.

XLI. And be it further enacted by the Authority aforesaid, That the Bill or Bills to be made out for the Bounty hereby granted to the Commanders, Officers, Seamen, Marines, Soldiers, and others of his Majesty's Ships of War, for taking, sinking, burning, or otherwise destroying any Ships of War or Privateers belonging to any of his Majesty's Enemies, shall be made payable to such Person or Persons as shall be authorized and appointed Agents for Appraisements and

Sales of Prize, the same Bounty to be distributed and divided, by the said Person or Persons so authorized and appointed, amongst the Captors, in such Manner, Form, and Proportion as aforesaid; the several Shares of such Captors as shall run from His Majesty's Service, and of such as shall not be legally demanded within Three Years after publick Notification, shall be paid and applied to the Use of the said Royal Hospital at Greenwich, subject to the same Provisoes and Exceptions as in the Case of Prize Monies; and that the Bill or Bills to be made out for the Bounty hereby granted to Privateers for taking, burning, sinking, or otherwise destroying any Ships of War or Privateers belonging to any of His Majesty's Enemies, shall be made payable to such Person or Persons as shall be nominated and appointed by the Owner or Owners, Officers and Seamen of such Privateer or Privateers, who shall have taken, burnt, sunk, or otherwise destroyed the same, or the major Part of them, to be divided in such Manner and Proportions as shall have been agreed on by them as aforesaid.

Prizes belonging to His Majesty's Subjects, retaken from the Enemy, to be restored.

XLII. Provided always, and be it enacted, That if any Ship or Vessel, or Boat, taken as Prize, or any Goods therein, shall appear and be proved, in any Court of Admiralty having a Right to take Cognizance thereof, to have belonged to any of His Majesty's Subjects of Great Britain or Ireland, or of any of the Dominions and Territories remaining and continuing under His Majesty's Protection and Obedience, which were before taken or surprized by any of His Majesty's Enemies, and at any Time afterwards again surprized and re-taken by any of His Majesty's Ships of War, or any Privateer, or other Ship, Vessel, or Boat under His Majesty's Protection and Obedience, that then such Ships, Vessels, Boats, and Goods, and every such Part and Parts thereof as aforesaid, formerly belonging to such His Majesty's Subjects, shall in all Cases (save in such as are hereafter excepted) be adjudged to be restored, and shall be, by Decree of the said Court of Admiralty, accordingly restored to such former Owner or Owners, or Pro-

Proprietors, he or they paying for and in lieu of Salvage (if re-taken by any of his Majesty's Ships) One-eighth Part of the true Value of the Ships, Vessels, Boats, and Goods respectively, so to be restored, which said Salvage of One-eighth shall be answered and paid to the Flag Officers, Captains, Officers, Seamen, Marines, and Soldiers in his Majesty's said Ship or Ships of War, to be divided in such Manner as before in this Act is directed touching the Share of Prizes belonging to the Flag Officers, Captains, Officers, Seamen, Marines, and Soldiers, where Prizes are taken by any of his Majesty's Ships of War; and if re-taken by any Privateer or other Ship, Vessel, or Boat, One-sixth Part of the true Value of the said Ships, Vessels, Boats, and Goods; all which Payments to be made to the Owner or Owners, Officers and Seamen of such Privateer, or other Ship, Vessel, or Boat, shall be without any Deductions, and shall be divided in such Manner and Proportions as shall have been agreed on by them as aforesaid; and in case such Ship, Vessel, or Goods shall have been re-taken by the joint Operation or Means of One or more of his Majesty's Ships, and One or more private Ship or Ships, then the Judge of the High Court of Admiralty, or other Court having Cognizance thereof, shall order and adjudge such Salvage to be paid to the Re-captors, by the Owner or Owners of such re-taken Ship, Vessel, or Goods, as he shall, under the Circumstances of the Case, deem fit and reasonable, which Salvage so to be adjudged shall be accordingly paid by the Owners of such re-taken Ship, Vessel, or Goods, to the Agents of the Re-captors in such Proportions as the said Court shall adjudge; but if such Ship or Vessel so re-taken shall appear to have been, after the taking by his Majesty's Enemies, by them set forth as a Ship or Vessel of War, the said Ship or Vessel shall not be restored to the former Owners or Proprietors, but shall in all Cases, whether re-taken by any of his Majesty's Ships, or by any Privateer, be adjudged lawful Prize for the Benefit of the Captors.

The Salvage to be paid for restored Prizes.

If retaken Ships shall have been set forth by the Enemy as Ships of War, they shall be Prizes to the Captors.

XLIII. And be it further enacted by the Authority aforesaid, That in case any Ship or Vessel, or any Goods or Merchandizes, shall be taken or re-taken, and restored, by the Commander or other Person having the Charge or Command of any Privateer, or other Ship, Vessel, or Boat, under His Majesty's Protection and Obedience, through Consent, or clandestinely, or by Collusion or Connivance of such Commander, or other Person, without being brought to Adjudication, the Ship and Vessel, and Goods and Merchandizes, so taken or re-taken, and restored, and also the Ship's Tackle, Furniture, Apparel, Arms, and Ammunition, shall, upon Proof thereof to be made in any Court of Admiralty having legal Cognizance thereof, be declared and adjudged to be good Prize to His Majesty, One Moiety whereof shall be to the Use of His Majesty, His Heirs and Successors, and One Moiety to the Use of such Person who shall discover and sue for the same; and the Bond given by the Captain or Commander of such Privateer, or other Ship, Vessel, or Boat, shall be and is hereby declared to be forfeited to His Majesty; and in case any such Ship or Vessel, or any Goods or Merchandizes as aforesaid, shall be taken or re-taken, and restored, by any Commander, Captain, or other Officer, having the Command of any Ship or Vessel of War belonging to His Majesty, through Consent, or clandestinely, or by Collusion or Connivance of such Commander, Captain, or other Officer, such Commander, Captain, or other Officer, shall forfeit the Sum of One thousand Pounds, One Moiety thereof to the Use of His Majesty, His Heirs and Successors, and One Moiety, together with full Costs of Suit, to the Use of such Person as shall discover and sue for the same, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record in Great Britain, wherein no Essoin, Protection, Privilege, or Wager of Law, or any more than One Imparlance, shall be allowed; and such Commander, Captain, or other Officer, shall forfeit his Command and Employment, and shall be and is hereby disabled and made incapable of holding any Office or Employment under His Majesty during

Prizes collusively restored by Privateers, to be Prize to His Majesty.

Division of such Prizes.

Bonds of the Commanders to be forfeited.

Penalty on Commanders of Ships of War collusively restoring Prizes, &c.

during the Space of Seven Years; and the said Goods and Merchandizes, and the Ship, Tackle, Apparel, Furniture, Guns, and Ammunition, so taken or re-taken, and restored, in Manner aforesaid, shall be and is hereby directed to be adjudged, in all Courts of Admiralty having legal Cognizance thereof, as good Prize to his Majesty.

Ships retaken before carried into the Enemy's Ports may prosecute their Voyages, &c.

XLIV. Provided nevertheless, and be it hereby enacted, That if a Ship be re-taken before she has been carried into an Enemy's Port, it shall be lawful for her, if the Re-captors consent thereto, to prosecute her Voyage; and it shall not be necessary for the Re-captors to proceed to Adjudication till Six Months, or till the Return of the Ship to the Port from which she sailed; and it shall be lawful for the Master, the Owners, or their Agents, with the Consent of the Re-captors, to unliver and dispose of their Cargoes, before Adjudication; and in case the Vessel shall not return directly to the Port from whence she sailed, or the Re-captors shall have had no Opportunity of proceeding regularly to Adjudication within the Six Months, on Account of the Absence of the said Vessel, the Court of Admiralty shall, at the Instance of the Re-captors, decree the Restitution to the former Owners, paying Salvage, upon such Evidence as to the said Court shall, under the Circumstances of the Case, appear reasonable, the Expence of such Proceeding not to exceed the Sum of Fourteen Pounds.

Prize Vessels legally condemned to be deemed *British* built.

XLV. And be it further enacted by the Authority aforesaid, That all Prize Ships or Vessels which shall be legally condemned shall to all Intents and Purposes whatsoever be considered as British-built Ships or Vessels, being first duly registered according to the Provisions of the said recited Act, made in the Twenty-sixth Year of the Reign of his present Majesty, and shall be deemed and taken as such, and shall be entitled to have and enjoy all and every the same Rights, Liberties, Privileges, and Advantages, in all Respects whatsoever, with British-built Ships or Vessels, and shall be subject and liable to all and every the Rules and Regulations that British-built Ships or

Veſſels are ſubject and liable to; any Law, Cuſtom, or Uſage to the contrary thereof in anywiſe notwithſtanding.

Penalty for breaking Bulk, or embezzling any Part of Prizes.

XLVI. And be it further enacted by the Authority aforeſaid, That if any Commander or Commanders, Officer or Officers, Seamen, Marines, Soldiers, or others, ſhall break Bulk on Board, or embezzle any of the Money, Jewels, Plate, Goods, Merchandize, Tackle, Furniture, or Apparel of or belonging to any Prize or Prizes, ſuch Commander, Officer, Seaman, Marine, Soldier, or other Perſon, ſhall for every ſuch Offence forfeit his whole Share in ſuch Prize to His Majeſty, for the Uſe of the Royal Hoſpital at Greenwich, and ſo to be adjudged, on Proof thereof, by the Court of Admiralty in which ſuch Proof ſhall be made, and ſhall alſo forfeit Treble the Value of all ſuch Money, Jewels, Plate, Goods, Merchandize, Tackle, Furniture, or Apparel, as he or they ſhall embezzle, One Third Part thereof to be to the Uſe of the ſaid Royal Hoſpital at Greenwich, and the other Two Third Parts thereof, together with full Coſts of Suit, to him or them that will ſue for the ſame, by Action of Debt, Bill, Plaint, or Information, in any of His Majeſty's Courts of Record in Great Britain, in which no Eſſoin, Protection, or Wager of Law, or more than One Imparlance, ſhall be allowed.

XLVII. And whereas great Numbers of Ships of Foreign Nations may paſs the Seas laden with Naval Stores, intended to be carried to the Ports of France; whereby His Majeſty's Enemies may not only be enabled and encouraged to fit out and arm Privateers to deſtroy the Trade of His Majeſty's Subjects, but may alſo be ſupplied with Materials to build and fit out Ships of War to annoy and invade His Majeſty's Dominions: And whereas divers Ships of Foreign Nations, laden as aforeſaid, may be taken and brought into the Ports of Great Britain; and the Purchaſe of ſuch Naval Stores laden on Board ſuch Ships of Foreign Nations for the Service of His Majeſty may, in many Caſes, be expedient, without proceeding to the Condemnation thereof:

Be

Navy or Victualling Board may purchase Naval Stores found on Board Foreign Ships brought into the Kingdom.

Be it therefore further enacted by the Authority aforesaid, That it shall and may be lawful to and for the principal Officers and Commissioners of his Majesty's Navy or Victualling for the Time being, or their Officers or Agents, during the Continuance of the present Hostilities with France, to purchase, on the Account or for the Service of his Majesty, his Heirs and Successors only, all or any such Naval Stores found on Board any such Ships of Foreign Nations, which have been, or shall or may hereafter be brought into any of the Ports of this Kingdom by any of his Majesty's Ships or Vessels, or by any Private Ships or Vessels of War, or other Ships or Vessels having Commissions or Letters of Marque; and that the Commissioners and Officers of the Customs for the Time being shall and may permit and suffer such Naval Stores, so purchased as aforesaid, to be entered and landed within any of the Ports of this Kingdom, any Thing in an Act of Parliament passed in the Twelfth Year of the Reign of his late Majesty King Charles the Second, intituled, An Act for the encouraging and encreasing of Shipping and Navigation, or in any other Statute made subsequent thereto, contained, to the contrary thereof in anywise notwithstanding.

Persons making or suborning others to make false Oaths, guilty of corrupt Perjury.

XLVIII. And be it further enacted by the Authority aforesaid, That if any Person or Persons shall falsely make Oath to any of the Matters herein-before required to be verified on Oath, or suborn any other Person so to do, such Person or Persons shall suffer the like Pains and Penalties as are incurred by Persons committing wilful and corrupt Perjury; and that if any Person or Persons shall counterfeit, erase, alter, or falsify any Commission for War, or Letter of Marque, or any Warrant for making out the same, or any Certificate required or directed by this Act to be obtained, or shall publish or make use of any such Commission for War, or Warrant for making out the same, or any such Certificate as aforesaid, knowing the same to be counterfeited, erased, altered, or falsified, such Person or Persons shall for every such Offence forfeit the Sum of Five hundred Pounds, to be recovered, together

Penalty for counterfeiting Letters of Marque, &c.

gether with full Costs of Suit, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record in Great Britain, wherein no Essoin, Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

Offences committed out of the Realm may be alledged to be committed in any County in *England*.

XLIX. And be it further enacted by the Authority aforesaid, That where the Offence of taking a false Oath, or suborning any Person so to do, or any of the Offences by this Act made cognizable in any of His Majesty's Courts of Record in Great Britain, shall be committed out of this Realm, the same may be alledged to be committed, and may be laid, inquired of, tried, and determined, in any County in England, in the same Manner, to all Intents and Purposes, as if the same had been actually done or committed within the Body of such County.

Directions for appointing Prize Agents.

L. And be it further enacted, That all Appraisements and Sales of any Ship or Ships, Goods, Wares, or Merchandizes as shall be taken by any of His Majesty's Ships of War, shall be made by Agents appointed by the Flag Officers or Flag Officer, Captains or Captain, Officers or Officer, Ships Companies or Company, and others entitled thereto; that is to say, that if the Flag Officers or Flag Officer of any Fleet or Squadron of Ships as shall take any such Prize or Prizes, or the Majority if more than One, shall appoint One or more Person or Persons, Agent or Agents as aforesaid, then the Captains and Commanders, or Captain and Commander intitled thereto, or the Majority of them if more than One, may appoint the like Number to act for them, and all the other Officers under the Degree of a Captain and Commander may appoint the like Number to act for them, and all the Crews of the several Ships Companies of the Fleet or Squadron, or Ship's Company, and others intitled thereto, may likewise appoint the like Number to act for them in such Appraisements and Sales.

Agents to register their Powers of Attorney.

LI. And be it further enacted by the Authority aforesaid, That all and every Person or Persons who shall be so nominated and appointed Agent or Agents as aforesaid

for any Prize or Prizes taken by any Ship or Ships, Veſſel or Veſſels of War, or for receiving the Bounty herein-after granted, and which Prize or Prizes ſhall be condemned in the High Court of Admiralty in Great Britain, or in any of the Courts of Admiralty in any of His Majeſty's Plantations in America, or in any other His Majeſty's Dominions where the ſaid Prize and Prizes and every of them ſhall be condemned, ſhall exhibit and cauſe to be regiſtered in the ſaid High Court of Admiralty in Great Britain, in the reſpective Courts of Admiralty in America, or in any other His Majeſty's Dominions where the ſaid Prize and Prizes, and every of them, ſhall be condemned, his or their reſpective Letter or Letters of Attorney, appointing him or them Agent or Agents for the Purpoſes aforeſaid; and if any Perſon or Perſons ſo appointed Agent or Agents as aforeſaid ſhall refuſe or neglect ſo to do for the Space of Six Calendar Months next after Sentence of Condemnation of any Prize ſhall be given in the ſaid High Court of Admiralty in Great Britain, or in America, or other His Majeſty's Dominions, for the Care and Diſtribution of which he or they ſhall be appointed Agent or Agents, ſuch Perſon or Perſons ſo refuſing or neglecting ſhall forfeit the Sum of Five hundred Pounds, to be recovered by him or them who ſhall ſue for the ſame, by Action of Debt, Bill, Plaint, or Information, in any Court of Record in Great Britain, America, or in any other of His Majeſty's Dominions, in which no Eſſoin, Protection, or Wager of Law, or more than One Imparlance, ſhall be allowed.

Penalty for Neglect.

Regiſters of Courts of Admiralty to enter Powers of Attorney, &c.

LII. And be it further enacted by the Authority aforeſaid, That the Regiſter or Regiſters of His Majeſty's High Court of Admiralty, and of all other Courts of Admiralty in Great Britain, and other His Majeſty's Dominions, ſhall from Time to Time duly enter or regiſter, or cauſe to be entered or regiſtered, in One or more Book or Books, to be by him or them kept for that Purpoſe only, all Letters of Attorney that ſhall be exhibited or delivered to them after the Twenty-fourth Day of June One thouſand ſeven hundred and ninety-three, by any Agent or Agents for any Prize or Prizes taken or to be taken by

any

any of his Majesty's Ships or Vessels of War, or by any Agent or Agents for the Receipt and Distribution of any Bounty, Bill or Bills, within Fourteen Days after the same shall be so exhibited or delivered to such Register or Registers at his or their respective Offices; which Registry shall contain the Days of Delivery and Entry, the Dates of the Letters of Attorney, the Names and Places of Abode of the Agents, the Names of the Prizes taken, or of the Ships of War or Privateers of the Enemy taken, burnt, sunk, or otherwise destroyed, together with the Names of the Ships or Vessels by which such Prizes shall have been taken, or by which such Ships of War or Privateers of the Enemy shall have been taken, burnt, sunk, or otherwise destroyed, together with the Date of the Condemnation and of Appeal, if any interposed; and the Register or Registers shall on the Twenty-sixth Day of December and the Twenty-fifth Day of June, or within Forty Days thereafter in every Year, transmit or deliver unto the Treasurer of the said Hospital, or to the lawful Deputy of such Treasurer for the Time being, a true Copy or Transcript, under his or their Hand or Hands, of all such Entries as aforesaid within the preceding half Year: And if such Register or Registers shall neglect or refuse to make or keep such Entries, or to transmit or deliver such Copies thereof as aforesaid within the respective Times herein-before limited for that Purpose, he or they shall, for every such Offence, forfeit the Sum of One hundred Pounds, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of his Majesty's Courts of Record, in which no Essoin, Protection, Privilege, Wager of Law, or more than One Imparlance, shall be allowed. Penalty for Neglect.

LIII. Provided always, That if any Agent or Agents shall be appointed after the Time any Sentence of Condemnation in any of the said Courts of Admiralty shall be given, such Agent or Agents shall, under the aforesaid Penalty, register or cause to be registered, in Manner aforesaid, his or their respective Letters or Letter of Attorney, appointing him or them Agent or Agents as aforesaid, within the Space of Six Calendar Months after Agents appointed after Condemnation of Prizes, to register their Powers of Attorney.

ter the Date of the said Letter or Letters of Attorney.

Registers to transmit annually to the Treasurer of *Greenwich Hospital* Copies of Letters of Attorney registered in their Courts, the Charges of which to be paid by the Agents.

LIV. And be it further enacted by the Authority aforesaid, That the Register or Registers of all and every the Court and Courts of Admiralty in any of his Majesty's Plantations in America, or elsewhere in any of his Majesty's Dominions, shall yearly and every Year, upon the Twenty-third Day of October, or within Three Calendar Months next after the same, make out and transcribe true Copies of all and every such Letter and Letters of Attorney as shall be so registered in the said Court or Courts, to which the Judge and Judges of the said Court and Courts shall affix his and their Seal of Office, and then the said Register and Registers shall transmit the same to the Treasurer of the said Royal Hospital at Greenwich, to be there registered, and to be inspected by any Person gratis; the Charges of which Copies, and affixing the Seal or Seals thereto, and transmitting the same to the Treasurer of the said Hospital, shall be paid by the said Agent or Agents at the Time of making such Registry as aforesaid; and in case such Register or Registers shall neglect or refuse to transcribe and transmit such Copy and Copies of the said Letter and Letters of Attorney in Manner aforesaid (if any Ship or Ships in that Time shall sail from such Port or Place to any Port or Ports in Great Britain), such Register and Registers so neglecting or refusing shall forfeit the Sum of Five hundred Pounds, to be recovered by him or them who will sue for the same, by Action of Debt, Bill, Plaint, or Information, in any Court of Record in Great Britain or America, or elsewhere in any other of his Majesty's Dominions, in which no Essoin, Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

Penalty for Neglect.

True Copies of Letters of Attorney and Registry, to be Evidence of the Agency, &c.

LV. And, for the better and more effectual making such Letters of Attorney Evidence of the Agency of the Person or Persons to whom the same shall be made; be it further enacted by the Authority aforesaid, That true Copies of such Letter or Letters of Attorney, and of Transcripts, under Seal, transmitted by the said Register or Registers of the Court and Courts of Admiralty

in His Majesty's Plantations in America, and elsewhere within His Majesty's Dominions, and registered by the said Treasurer of Greenwich Hospital, shall, from Time to Time and at all Times hereafter, be good and sufficient Evidence of the Agency of the Person or Persons to whom such Letter of Attorney is or shall be made; and from Time to Time and at all Times hereafter shall be admitted, without further or other Proof thereof, to be legal Evidence in all His Majesty's Courts of Record of Law or Equity, any Law, Custom, or Usage to the contrary thereof in anywise notwithstanding.

Notification to be given by Agents, of the Payment of Prize Money to the Navy, &c.

LVI. And be it further enacted by the Authority aforesaid, That, after the Sale or Sales of any Prize or Prizes which have been or shall be taken from the Enemy by any of His Majesty's Ships of War, publick Notification in Manner herein-after mentioned shall be given by the Persons or Agents appointed as aforesaid for the Payment of the several Shares to the Captors aforesaid; that is to say, if the Prize or Prizes shall have been or shall be condemned in His Majesty's High Court, or other Court of Admiralty in Great Britain, then the Person or Persons, Agent or Agents, appointed or to be appointed in pursuance of this Act, for the Appraisement and Sale of such Prize or Prizes, shall insert and publish, or cause to be inserted and published, such Notification, under his or their Hand or Hands respectively, in the Gazette or some other Newspaper of publick Authority of the Island or Place where the Prize or Prizes shall have been or shall be condemned, and if there shall be no Gazette or such other Newspaper published there, then in some or One of the most publick Newspapers of such Island or Place; and all Persons or Agents publishing, or causing to be published, every such Notification respectively shall deliver to the Collector, Customer, or Searcher for the Time being, of His Majesty's Customs, residing at, or belonging to the Port or Place where the Prize or Prizes shall have been or shall be condemned, or the lawful Deputy or Deputies of such Collector, Customer, or Searcher, and if there shall be no such Collector, Customer, or Searcher, then such Persons or Agents as aforesaid shall

deliver to the Principal Officer or Officers of the Port or Place where the Prize or Prizes shall have been or shall be condemned, or to the lawful Deputy or Deputies of such Principal Officer or Officers, Two of the Gazettes, or other Newspapers, in which such Notifications shall be so inserted and published; and if there should not be any publick Newspapers in any such Island or Place, then such Person or Persons, Agent or Agents, shall give Two such Notifications in Writing under his or their respective Hand or Hands to the said Collector, Customer, or Searcher, or the Deputy or Deputies of such Collector, Customer, or Searcher, or, where there shall be no such Collector, Customer, or Searcher, to such Principal Officer or Officers, or his or their Deputy or Deputies aforesaid; and every such Collector, Customer, or Searcher, and Principal Officer or Officers, or such Deputy or Deputies, shall subscribe his or their Name or Names on some conspicuous Part of both the said Gazettes, Newspapers, or written Notifications respectively; and by the First Ship which shall sail (after his or their Receipt of such Gazettes, Newspapers, or written Notifications respectively) from such Port or Place to any Port in Great Britain, shall transmit or send to the Treasurer of the Royal Hospital at Greenwich, or the Deputy of such Treasurer for the Time being, One of the said Gazettes, Newspapers, or written Notifications, with his or their Name or Names so subscribed to and upon the same respectively, to be there registered, and shall faithfully preserve and keep the other of the said Two Gazettes, Newspapers, or written Notifications, with his or their Name or Names thereon subscribed as aforesaid, in his or their Custody; and that in every such printed or written Notification as aforesaid the said Person or Persons, Agent or Agents, shall insert, or specify his or their Place or Places of Abode, and the precise Day of the Month and Year appointed for the Payment of the several and respective Shares of the Prize or Prizes to the Captors; and all such Notifications, with respect to Prizes condemned or to be condemned in Great Britain,

Officers of the Customs to subscribe Two Notifications, and transmit One to *Greenwich* Hospital, and keep the other.

shall be published in the London Gazette, Three Days at least before any Part or Parts, Share or Proportion of any such Prize or Prizes shall be paid to any Person or Persons intitled thereto; and all such Notifications, with respect to Prizes condemned or to be condemned in any other Part of His Majesty's Dominions, shall be delivered to the said Collector, Customer, or Searcher, or Principal Officer or Officers as aforesaid respectively, or such respective Deputy or Deputies, Three Days at least before any Part or Parts, Share or Proportion of any such Prize or Prizes shall be paid to any Person or Persons intitled thereto; after which several and respective Notifications, if any Man's Shares shall remain in the Hands of the Persons or Agents appointed as aforesaid, either belonging to such Men as shall be run from His Majesty's Service, or which shall not be legally demanded within Three Years, then such Share or Shares, so remaining in the Person's or Agent's Hands, or belonging to such Men as shall run from His Majesty's Service, shall go and be paid to the Treasurer of Greenwich Hospital.

Shares of Run Men, or not demanded in Time, to be paid by Agents to *Greenwich* Hospital.

LVII. And be it further enacted by the Authority aforesaid, That if any Person or Agent appointed, or to be appointed, for Appraisement or Sale of any Prize or Prizes taken or to be taken from the Enemy, by any of His Majesty's Ships or Vessels of War, or for the Distribution of any Bounty Money, shall neglect or refuse to publish, give, or deliver any Notification herein directed or required to be published, given, or delivered, or shall not give, publish, or deliver any such Notification before the Payment of any Part of such Prize or Bounty Money, and within the Times herein limited, or in the Manner herein appointed, or shall not specify or set forth in such Notification the Matters and Things herein directed to be specified and set forth, every such Person or Agent shall, for such Offence, forfeit and pay the Sum of One hundred Pounds, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record in Great Britain or America, or elsewhere in any of His Majesty's Dominions, in which

Penalty for not notifying Payment of Prize Money, or not transmitting Notifications.

which no Essoin, Protection, Privilege, Wager of Law, or more than One Imparlance, shall be allowed; and if any Collector, Customer, or Searcher of his Majesty's Customs, or principal Officer or Officers, or such Deputy or Deputies as aforesaid, shall neglect or refuse to receive, or to attest, or shall not transmit or send any such Gazette, Newspaper, or written Notification as aforesaid, in such Manner as is before directed, every such Collector, Customer, or Searcher, principal Officer or Officers, or such Deputy or Deputies so offending, shall, for every such Offence, forfeit the Sum of One hundred Pounds, to be sued for and recovered in the same Manner as the above Penalty is directed to be sued for and recovered.

Notifications registered at the Royal Hospital, to be Evidence of Agency.

LVIII. And be it further enacted by the Authority aforesaid, That the Notifications in all such Gazettes, Newspapers, and in Writing respectively as aforesaid, which shall be so transmitted and attested by such Collector, Customer, or Searcher, or principal Officer or Officers, or such Deputy or Deputies as aforesaid, and registered at the said Royal Hospital, on Proof of the Hand Writing of such Collector, Customer, Searcher, Principal Officer or Officers, or Deputy or Deputies, from Time to Time, and at all Times, shall be good and sufficient Evidence, in all his Majesty's Courts of Law and Equity, that the Person or Persons whose Name or Names is or are therein set forth and specified as the Agent or Agents for the Prize or Prizes therein respectively mentioned, is or are such Agent or Agents.

Before Payment of Prizes, a Copy of the Account of Sales to be exhibited in the Court of Admiralty, &c.

LIX. And be it further enacted, That all Agents appointed shall, after the Sale of any Prize is compleated, and before the Time of the First Payment of the Prize Money to be distributed, exhibit in the respective Court of Admiralty in which the Prize was condemned, or in the High Court of Admiralty, a Copy of their Accounts of Sales duly verified upon Oath, which Copy shall be deposited in the publick Registry of the Court, and all Parties interested shall have Liberty to object to the Charges therein contained; and the said Court shall confirm or disallow the Accounts, upon hearing the Objections,

tions, and shall make such further Order, touching the said Accounts as the Case may require; and any Agent who shall neglect or refuse to bring in a Copy of his Accounts at the Time hereby directed, or who shall proceed to distribute without having exhibited a Copy of the said Accounts duly verified on Oath, shall forfeit the Sum of Five hundred Pounds to the Use of Greenwich Hospital, to be recovered, by Action of Debt, Bill, Plaint, or Information, in any of his Majesty's Courts of Record in any of his Majesty's Dominions, in which no Essoin, Protection, Privilege, or Wager of Law, or more than One Imparlance, shall be allowed, and shall moreover be subject to the Process of the Court of Admiralty, until he has obeyed the Order of the said Court, by exhibiting a Copy of the said Accounts, duly verified as aforesaid, and until the said Accounts shall be duly confirmed.

Penalty for Neglect.

LX. And be it further enacted, That every Agent shall, Ten Days before he exhibits his Account of Sales in the Registry of the High Court of Admiralty, cause Advertizements to be Twice inserted in The London Gazette, notifying to all Persons concerned that the Account of Sales of such Prize or Prizes will be brought into the Registry of the said Court.

Agents to advertize their exhibiting Accounts of Sales in the Registry of the Admiralty.

LXI. And be it further enacted by the Authority aforesaid, That no Person or Persons belonging to any of his Majesty's Ships or Vessels of War, or to any Merchant Ship employed in his Majesty's Service, who shall run away, or withdraw him or themselves from the Ship or Vessel by which any Prize or Prizes shall be taken from any of his Majesty's Enemies, or otherwise from his Majesty's Service, before or after Notifications shall be given by the Persons or Agents appointed as aforesaid, of the Day appointed for the Payment of the several Shares to the Captors of the said Prize or Prizes, shall have or be intitled to have, or claim any Interest in, or Benefit of the said Share or Shares of the said Prize or Prizes, or the Bounty Money aforesaid, or any Part thereof, that shall then remain unpaid; but such Share and Shares of such Prize or Prizes and Bounty Money shall go and be paid to the Use of Greenwich Hospital,

Persons running from His Majesty's Service not to be entitled to Prize Money.

subject to the Provisoes and Exemptions herein-before mentioned.

After the first Distribution of Prizes, or of Bounty, an Account of Receipts and Payments to be transmitted to the Treasurer of *Greenwich Hospital*;

LXII. And be it enacted by the Authority aforesaid, That all and every Person and Persons, Agent and Agents, and others, who shall sell and otherwise dispose of any Prize or Prizes, so to be taken as aforesaid from any of his Majesty's Enemies, shall, within the Space of Three Calendar Months next after the Day to be appointed for the first Payment or Distribution to the Captors of such Prize or Prizes, made in pursuance of such Publick Notification as aforesaid, make out and transmit or deliver unto the Treasurer of the said Royal Hospital at Greenwich, for the Time being, or to such Person or Persons as he shall for that Purpose depute or appoint, a true State and Account in Writing under the Hand or Hands of such Agent or Agents, or Person or Persons so employed, of the Produce of all such Prize and Prizes as aforesaid; together with an Account of the Payments of the several Shares to the Captors as shall then have been really and truly by him or them respectively paid; and also, that all and every Person and Persons authorized and appointed by this present Act to receive Bills for the Bounty hereby granted, shall, within the like Space of Three Calendar Months next after the Day appointed for the First Payment or Distribution of such Bills for the Bounty as aforesaid, in like Manner make out and transmit or deliver to the Treasurer for the Time being of the said Hospital, or to his sufficient Deputy, a true State and Account in Writing under his or their Hand or Hands of the Payment and Distribution of such Bills; and further, that all and every Person and Persons, Agents and others, who, by virtue of this Act, shall sell or dispose of any Prize or Prizes which already have been, or shall at any Time or Times hereafter be taken from the said Enemy by any of his Majesty's Ships or Vessels of War, or who shall receive or dispose of any Bill or Bills for Bounty, such Person and Persons, Agents and others, so selling and disposing thereof, shall, within the Space of Three Calendar Months next after the Expiration of

and after the Expiration of Three Years limited by this Act, a like Amount to be so delivered, and the Balance paid.

the

the Term of Three Years limited by this Act, make out an exact Account in Writing of the Produce of such Prize and Prizes, Bill and Bills for Bounty, as also of the Payments of the several Shares to the respective Captors, together with a true and just Account upon Oath, to be taken before the Treasurer of the said Hospital for the Time being, or any other Person or Persons by him for that Purpose deputed and authorized in Writing under his Hand and Seal, (which Oath the said Treasurer of the said Hospital, and a sufficient Deputy and Deputies authorized as aforesaid, is and are hereby authorized and empowered to administer), of all Sum and Sums of Money as shall be then remaining in such Agent or Agents, or Person or Persons Custody, Power, or Possession, and shall at the same Time deliver, or cause to be delivered, to the Treasurer of the said Hospital for the Time being, or to his sufficient Deputy or Agent, the said Accounts so attested upon Oath as aforesaid, together with all such remaining Sum and Sums of Money then so left and remaining in his or their Hands as aforesaid, taking from the said Treasurer, or his proper Deputy or Agent, his or their Acquittance or Acquittances for the same.

Penalty for not delivering Accounts, or not paying Balances.

LXIII. And be it further enacted, That all and every Person and Persons hereby directed to transmit or deliver all or any the Accounts before mentioned, who shall neglect or refuse to transmit or deliver all or any such Account or Accounts to the Treasurer of the said Hospital, or his said Deputy or Agent, within the Time before limited and appointed in Manner and Form as herein-before mentioned, or who shall neglect or refuse to pay over all and every such Sum and Sums of Money as shall remain in his or their Hand or Hands, Power, Custody, or Possession, after the Term of Three Years, to be accounted as aforesaid, shall, for every such Offence, forfeit the Sum of One hundred Pounds, over and above the Money then in such Agent's Hands; One-third Part whereof shall belong to His Majesty, and the remaining Two-thirds to the said Royal Hospital, to be recovered, with Costs of Suit, by Action of Debt, Bill, Plaint, or

Application and Recovery of Penalty.

Information, in any of His Majesty's Courts of Record, in which no Essoin, Protection, Privilege, or Wager of Law, or more than One Imparlance, shall be allowed.

Penalty for Frauds in stating Accounts, &c.

LXIV. And be it further enacted, That if any Fraud, Collusion, or Deceit shall be wittingly or willingly made, used, committed, permitted, or done or suffered, in making, stating, or balancing any such Accounts, then every Person or Persons who shall be thereof duly convicted, and his and their Aiders and Abetters, shall forfeit and pay for every such Offence, over and above the Penalties and Punishments inflicted by this Act, the Sum of One hundred Pounds; One Third Part whereof to be to the Use of His Majesty, and One other Third to the Use of the said Hospital, and the other Third to the Informer who shall sue for the same, to be recovered, with Costs of Suit, by Action of Debt, Bill, Plaint, or Information, in any Court of Record, in which no Essoin, Protection, Privilege, or Wager of Law, or more than One Imparlance, shall be allowed.

No Agent to be sued by Run Men, unless he refuses to pay Prize Money, after Production of Certificate of R. being taken off.

LXV. And be it further enacted by the Authority aforesaid, That no Agent or Agents for Prizes or Bounty Money shall be liable to be sued, impleaded, or arrested by any Person or Persons who shall be made run from His Majesty's Service, in the List to be duly certified of the Names of the Officers, Seamen, Marines, Soldiers, or others who shall be actually on Board any of His Majesty's Ships of War, at the taking of any Prize or Prizes, unless the Person or Persons so made run shall, before any Action brought, obtain a Certificate of his or their R. or R's being taken off, and the Forfeiture of his or their Shares of such Prizes and Bounty Monies being discharged by the Commissioners of His Majesty's Navy who subscribed the said List, and shall produce such Certificate to the said Agent or Agents respectively, and unless the said Agent or Agents, on the producing of such Certificate or Certificates, shall refuse to pay the said Prize or Bounty Money, in case the same be due and payable according to the Directions in His Majesty's Proclamation, within Two Months after

after any such Demand made, and such Certificate produced.

Notice of the Distribution of Bounty to the Navy, to be inserted in the *Gazette*.

LXVI. And be it further enacted by the Authority aforesaid, That, from and after the passing of this Act, all and every Person and Persons, Agent and Agents, already appointed or to be appointed by the Flag Officers or Flag Officer, Captains or Captain, Officers or Officer, Ships Companies or Ship's Company, and others, of any of his Majesty's Ships or Vessels of War, for the Distribution of any Bounty Bill or Bills given or granted by virtue of this Act, shall insert and publish, or cause to be inserted and published, under his or their Hand or Hands, in the London Gazette, Three Days at least before the Payment or Distribution of any such Bounty Bill or Bounty Bills, publick Notification of the precise Day of the Month and Year appointed for the Payment of such Bounty Money, and shall insert in every such Notification the Place or Places of his or their Abode.

Where Notification of Payment of Prizes and Bounties to the Navy shall be given before the Times herein directed, without certain Particulars, they shall be given within certain Periods.

LXVII. And be it further enacted by the Authority aforesaid, That in all Cases where a publick Notification hath during the present Hostilities been given, or shall be given before the respective Times herein-before mentioned, for the giving of Notifications in Great Britain, and other Parts of his Majesty's Dominions, of the Payment of any Prize or Bounty Money in respect of any of his Majesty's Ships or Vessels of War, and the particular and precise Day whereon such Payment did or shall commence, and the Name or Names, and Place or Places of Abode of the Person or Persons, Agent or Agents appointed or to be appointed for the Appraisement and Sale of any such Prize or Prizes, or Distribution of any such Bounty Money, was not or shall not be set forth and specified in such publick Notification, the Person or Persons, Agent or Agents appointed or to be appointed for the Appraisement and Sale of every such Prize or Prizes condemned or to be condemned in his Majesty's High Court, or other Court of Admiralty in Great Britain, or for the Distribution of any such

Bounty Money shall, on or before the Twenty-fifth Day of December One thousand seven hundred and ninety-three, and the Person or Persons, Agent or Agents appointed or to be appointed for the Appraisement and Sale of every such Prize or Prizes condemned or to be condemned in any Court or Courts of Admiralty in any other of his Majesty's Dominions in Europe, or in any of his Majesty's Plantations in America, or for the Distribution of any such Bounty Money, shall, on or before the First Day of June One thousand seven hundred and ninety-four, and the Person or Persons, Agent or Agents appointed or to be appointed for the Appraisement and Sale of every such Prize or Prizes condemned or to be condemned in any other of his Majesty's Dominions, or for the Distribution of any such Bounty, shall, on or before the Twenty-fifth Day of March One thousand seven hundred and ninety-five respectively, give Notification, under his or their Hand or Hands respectively, of the precise Day of the Month, and the Year, appointed for the Payment of the Shares of such Prize or Bounty Money respectively, and shall specify in every such Notification his or their Place or Places of Abode; and all such Notifications shall be published or given, and delivered, attested, and transmitted by and to such Person and Persons, and in such Manner as the Notifications to be published or given are herein-before directed and required to be published or given, and delivered, attested, and transmitted.

Application of Penalties not otherwise disposed of.

LXVIII. And be it further enacted by the Authority aforesaid, That all Penalties and Forfeitures inflicted by this Act, other than such as are otherwise particularly disposed of, shall be applied, One Moiety to the Informer or Informers, and One Moiety to the Use of the Royal Hospital for Seamen at Greenwich.

All Penalties to *Greenwich* Hospital may be sued for in the Name of the Commissioners.

LXIX. And be it further enacted by the Authority aforesaid, That all Penalties and Forfeitures, and Parts of Penalties and Forfeitures, given or to be given to the Use of the said Royal Hospital at Greenwich by this present Act, or by any other Act or Acts of Parliament, shall and may be sued for and recovered in the Name of the

the Commissioners and Governors of the Royal Hospital for Seamen at Greenwich, in the County of Kent.

LXX. And, for the more speedy bringing of Offenders to Justice, and to prevent the Inconveniencies occasioned by the Want of frequently holding a Session of Admiralty for the Trial of Offences committed on the High Seas, be it further enacted by the Authority aforesaid, That, from and after the Twelfth Day of June One thousand seven hundred and ninety-three, a Session of Oyer and Terminer and Gaol Delivery, for the Trial of Offences committed on the High Seas, within the Jurisdiction of the Admiralty of England, shall be held Twice at the least in every Year, at Justice Hall in the Old Bailey, London (except at such Times as the Sessions of Oyer and Terminer and Gaol Delivery for the City of London and County of Middlesex shall be appointed to be there held) or in such other Place, within that Part of Great Britain called England, and at such Times in each Year, as the Lord High Admiral of Great Britain, or the Commissioners for executing the Office of Lord High Admiral of Great Britain for the Time being, or any Three or more of them, shall, by any Letter or Order in Writing under their Hands, directed to the Judge of the High Court of Admiralty of England for the Time being, appoint.

A Session for the Trial of Offences committed on the High Seas to be held Twice at the least annually.

LXXI. And be it further enacted by the Authority aforesaid, That, from and after the Twelfth Day of June One thousand seven hundred and ninety-three, it shall and may be lawful not only to and for any One or more of the Commissioners for the Time being, named in the Commission of Oyer and Terminer for the trying of Offences committed within the Jurisdiction of the Admiralty of England, but also to and for any One or more of the Justices of the Peace for the Time being of any County, Riding, Division, or Place within that Part of Great Britain called England, and they are hereby respectively authorized and impowered, from Time to Time, to take any Information or Informations of any Witness or Witnesses, in Writing, upon Oath, touching any Murder,

Commissions for trying Offences within the Jurisdiction of the Admiralty, and Justices may take Informations touching Offences committed upon the Sea, and cause the Parties to be apprehended and committed;

Piracy, Felony, or Robbery done or committed, or charged to have been done or committed, in or upon the Sea, or in any Haven, River, Creek, or Place where the Admiral or Admirals hath or have Power, Authority, or Jurisdiction, and thereupon (if such Commissioner or Commissioners, or Justice or Justices of the Peace respectively, shall see Cause) by any Warrant or Warrants under his or their Hand and Seal, or Hands and Seals, to cause the Person or Persons accused in such Information or Informations to be apprehended and committed to the Gaol of the County or Place wherein the same Information or Informations shall be taken, there to remain until discharged by due Course of Law.

and shall oblige the Persons they think necessary to enter into Recognizance to appear at the Session.

LXXII. And it is hereby further enacted, That such of the said Commissioners or Justices of the Peace who shall cause any such Person or Persons to be committed as is last mentioned, shall, and he or they is or are hereby respectively required, at the same Time, to oblige all and every such other Person or Persons whom such Commissioner or Commissioners, or Justice or Justices of the Peace, shall judge necessary to prosecute and give Evidence against the Person or Persons who shall be so committed as aforesaid, to enter into One or more Recognizance or Recognizances to His Majesty, in a sufficient Penalty, for his, her, or their appearing at the then next Session of Oyer and Terminer and Gaol Delivery, to be held for the Jurisdiction of the Admiralty of England, there to prosecute and give Evidence against the Person or Persons, who shall be committed as aforesaid; and if any Person shall refuse to enter into such Recognizance to prosecute or give Evidence as shall be required, he, she, or they so refusing shall be committed by any such Commissioner or Commissioners, Justice or Justices, to the Gaol of the County or Place in which the Person so refusing shall be, until the next Sessions of Admiralty shall be held, or such Persons shall enter into such Recognizance as shall be required as aforesaid, which Recognizance or Recognizances, together with the Information or Informations taken touching the Offence or Offences wherewith the Person or Persons to be committed as

Persons refusing to enter into Recognizance may be committed.

Recognizances, and Informations touching Offences, to be transmitted to

aforesaid shall be charged, the said Commissioner or Commissioners, or Justice or Justices of the Peace, before whom the same shall be taken, shall and they are hereby respectively required to transmit with all convenient Speed to the Register for the Time being of the High Court of Admiralty of England, to be by him forthwith laid before the Judge for the Time being of the same Court, and afterwards to be kept among the Records of that Court. the Register of the High Court of Admiralty.

LXXIII. And be it further enacted by the Authority aforesaid, That the Marshal of the Admiralty for the Time being, and his Deputy or Deputies, and all Sheriffs, Bailiffs, Stewards, Constables, Headboroughs, Tything Men, Keepers of Gaols and Prisons, and all other Officers whatsoever for keeping of the Peace (as well within Liberties as without) shall, and they and every of them are hereby respectively authorized and required, from Time to Time, diligently to execute, perform, and obey all such Precept and Precepts, Warrant and Warrants, and other Order and Orders, as shall at any Time or Times hereafter be made, directed, issued, or given to them or any of them respectively by One or more of the said Commissioners named in the Commission of Oyer and Terminer, or Justices of the Peace, by virtue or in pursuance of this Act, touching any of the Matters or Things herein contained. Marshal of the Admiralty, &c. to execute Warrants.

LXXIV. Provided always, and be it further enacted by the Authority aforesaid, That this Act shall continue in Force during the present Hostilities with France, and no longer; save and except all such Matters and Things as shall be depending in Judgement in the High Court of Admiralty, or other Courts of Admiralty in his Majesty's Dominions Abroad, or Court of Appeal, or in any Court of Record in Great Britain, at the Time when the present Hostilities shall cease; and also save and except all such other Matters and Things which shall be brought into Judgement before the said High Court of Admiralty, or other Courts of Admiralty in his Majesty's Dominions Abroad, or Court of Appeal, or in any Court of Record Continuance of the Act.

in Great Britain, in consequence of any Capture or Captures made during the present Hostilities, or of any Offence committed contrary to this Act; in respect whereof this Act shall continue in full Force, until such Matters, and every Thing dependent thereupon, shall be finally adjudged and determined.

FINIS.