ANNO TRICESIMO SEPTIMO

Georgii III. Regis.

CAP. XXVII.

An Act for allowing further Time for the Payment of Inſtalments to become due on certain Sums advanced by way of Loan, purſuant to an Act of the Thirty-fifth Year of the Reign of His preſent Majeſty, intituled, *An Act for enabling His Majeſty to direct the Iſſue of Exchequer Bills to a limited Amount, for the Purpoſes, and in the Manner therein mentioned*; and for granting further Relief to Perſons connected with and trading to the Iſlands of *Grenada* and *Saint Vincent*.

[30th *December* 1796.]

Preamble. 35 *Geo.* III, Cap. 127, recited.

WHEREAS by an Act, paſſed in the Thirty-fifth Year of the Reign of His preſent Majeſty, intituled, *An Act for enabling His Majeſty to direct the Iſſue of Exchequer Bills to a limited Amount, for the Purpoſes, and in the Manner therein mentioned*, reciting that, in Conſideration of the heavy Loſſes which had been ſuſtained in the Iſlands of *Grenada* and *Saint Vincents*, in conſequence of the late Inſurrections, it was expedient that His Majeſty ſhould be enabled to direct Exchequer Bills, to the Amount of One million five hundred thouſand Pounds, to be iſſued to Commiſſioners, to be by them advanced under certain Regulations and

and Reſtrictions, for the Aſſiſtance and Accommodation of ſuch Perſons connected with or trading to the ſaid Iſlands, as ſhould be deſirous of receiving the ſame, on due Security being given for the Repayment of the Sums ſo advanced within a Time to be limited, His Majeſty was enabled by Warrant under His Royal Sign Manual, to authorize and empower the Commiſſioners of His Majeſty's Treaſury for the Time being, or any Three or more of them, or the Lord High Treaſurer for the Time being, to cauſe or direct any Number of Exchequer Bills to be made out at His Majeſty's Exchequer in Manner therein mentioned: And whereas Iſſues in Exchequer Bills, to the Amount of Nine hundred and ten thouſand Pounds, have been made in purſuance of the ſaid Act, whereby great Benefit and Relief have been afforded, not only to the Perſons who have received the ſame, but ſuch Advantages have been communicated generally to the Owners of Plantations and Eſtates in the ſaid Iſlands, and to other Perſons connected in Trade therewith, but the Proprietors of Eſtates in the ſaid Iſlands, from the long Continuance of internal Troubles therein, have not yet been enabled to reſtore their Eſtates to a productive State, and many Proprietors of Eſtates, and other Perſons trading to or connected with the ſaid Iſlands, have by reaſon of the unexpected Continuance of ſuch Troubles, been prevented from procuring and propoſing the Securities or Sureties required by the ſaid recited Act, *ſo as to entitle* them to apply for a Loan of Exchequer Bills under the ſame: And whereas, from the preſent Condition of the ſaid Iſlands of *Grenada* and *Saint Vincents*, it is expedient to continue and enlarge the Powers of the ſaid Act, and to extend the Times for the Repayment of the Amount of the ſaid Exchequer Bills already iſſued, upon the Terms and Conditions, and in Manner herein-after ſpecified: Be it therefore 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,

Commiſſioners.

That the Honourable *Henry Hobart*, the Right Honourable *Charles Townſhend*, Sir *William Pulteney* Baronet, Sir *John Sinclair* Baronet, the Right Honourable Sir *Grey Cooper* Baronet, *Edward Simeon*, *Ebenezer Maitland*, *John William Anderſon*, *William Curtis*, *Charles Grant*, *George Dorrien*, *Robert Hunter*, *Thomas Plummer*, *Gabriel Tucker Steward*, and *Benjamin Savage*, Eſquires, being the preſent acting Commiſſioners under the ſaid recited Act, and who are ſeverally authorized by, named in, or appointed under the Powers contained in the ſaid recited Act, ſhall be and are hereby conſtituted Commiſſioners for the Purpoſes of this Act.

Perſons may apply to the Commiſſioners to have the Time of Repayment of Exchequer Bills iſſued under recited Act, extended.

II. And be it further enacted, That it ſhall and may be lawful to and for any Perſon or Perſons to whom ſuch Exchequer Bills have been iſſued in purſuance of the ſaid recited Act, his, her, or their Heirs, Executors, and Adminiſtrators, and who reſpectively ſhall be deſirous of enlarging or extending the Time limited by the ſaid Act for ſuch Repayment, to make Application to the ſaid Commiſſioners hereby appointed for any Enlargement or Extenſion of the Times limited for ſuch Repayment, not exceeding Two Years from the reſpective Times when the ſeveral Inſtalments are now payable by the Proviſions of the ſaid recited Act, and to offer to the ſaid Commiſſioners Security for the due Payment of ſuch Inſtalments, at or within ſuch enlarged or extended Times, (either by continuing, in the Manner herein-after mentioned, the Sureties or Securities already liable or pledged for Repayment of the Amount of the

ſaid Bills and the Intereſt thereon, or by procuring or making further or other Sureties or Securities, of the Nature and Quality ſpecified in the ſaid Act, or this Act, or by all or any of thoſe Means as he or they may be able to give or effect; and the ſaid Commiſſioners are hereby authorized, from Time to Time, to judge of and determine upon the Sufficiency of ſuch Surety or Sureties, Security or Securities, to be given for ſecuring the Repayment of ſuch Sums at the Expiration of ſuch enlarged or extended Times, in like Manner as they are enabled by the ſaid recited Act to do with reſpect to the original Sureties or Surety, or Securities or Security, directed to be propoſed, given, and made, previous to the Advance or Iſſue of any Exchequer Bills under the ſame.

Commiſſioners to determine on the Sufficiency of Sureties and Securities.

III. And be it further enacted, That all and every Perſons or Perſon who now are or is, or at the Time of any ſuch Application ſhall be, liable as Sureties or Surety for the Repayment of any ſuch Loan or Advance, at the Times limited by the ſaid herein-before recited Act, and who ſhall be willing to remain Sureties or Surety for the Repayment of ſuch Loan or Advance, at the Expiration of ſuch enlarged or extended Times, and who ſhall be approved by the ſaid Commiſſioners for that Purpoſe, ſhall ſignify their Conſent to remain ſuch Sureties or Surety, by ſubſcribing their or his Names or Name to a Writing, to be left with the Secretary of the ſaid Commiſſioners for the Time being, in the following form; (that is to ſay),

Sureties willing to remain ſo for Repayment of Loan at the Expiration of extended Times, to ſignify to the Secretary their Conſent in the following

Form.

'WHEREAS the Commiſſioners named in and appointed under and by virtue of an Act of Parliament, paſſed in the Thirty-fifth Year of the Reign of His preſent Majeſty, intituled, *An Act for enabling His Majeſty to direct the Iſſue of Exchequer Bills to a limited Amount, for the Purpoſes and in the Manner therein mentioned*; did, on the Day of advance to the Sum of in Exchequer Bills, who thereupon entered into and executed a Bond to His Majeſty in the penal Sum of conditioned for Payment of the ſaid Sum of with Intereſt at the Rate of Five Pounds *per Centum per Annum*, by Three ſeveral Inſtalments, according to the ſaid Act; and the ſeveral Perſons hereunder mentioned as Sureties for the ſaid entered into, and executed Bonds to His Majeſty for the ſeveral Sums of Money ſet oppoſite their reſpective Names hereunder written, conditioned for Repayment of the ſaid Sum of and the Intereſt thereof, in Manner aforeſaid: And whereas by an Act paſſed in the Thirty-ſeventh Year of the Reign of His preſent Majeſty, for continuing and enlarging the Powers given by the ſaid Act, and for extending the Times limited by the ſaid Act, for the Repayment of the Amount of the Exchequer Bills iſſued in purſuance of the ſame, the ſaid Commiſſioners, upon the Application of the Perſons who have received Advances of Exchequer Bills under the Firſt mentioned Act, and upon ſuch Security and Conſent being given to and depoſited with the ſaid Commiſſioners, as is directed by the ſaid laſt mentioned Act, are authorized to extend the Time for Repayment of the Amount of ſuch Exchequer Bills for any Period, not exceeding Two Years from the reſpective Times when the ſeveral Inſtalments are made payable by the ſaid Firſt mentioned Act: And whereas the ſaid applied to the ſaid Commiſſioners to extend the Time for the Payment of [the Whole of the ſaid Loan in Exchequer

'Bills, or the Firſt, Second, or Third Inſtalments thereof, *as the Caſe* '*may be*] for the Space of from the Time [or 'reſpective Times] when the ſame became payable, according to the 'ſaid Firſt mentioned Act, and propoſed that the Perſons 'whoſe Names are hereto ſubſcribed, ſhall conſent to remain as Sureties 'for Payment of the ſaid Sum of with Intereſt at the 'Rate of Five Pounds *per Centum per Annum*, at the ſaid extended Period '[*or* Periods], in like Manner as they now ſtand liable for Payment 'thereof, with Intereſt, by Inſtalments, according to the Firſt men-'tioned Act: Now theſe Preſents witneſs, That we, whoſe Names are 'hereunto ſubſcribed, do hereby ſeverally and reſpectively declare, that 'the ſaid Application and Propoſal, ſo made to the ſaid Commiſſioners 'by the ſaid as aforeſaid, were made with our Privity, 'Conſent, and Approbation; and we do hereby conſent and agree, that 'the Bonds already executed by us for the reſpective Sums ſet oppoſite 'our reſpective Names, at the Foot hereof as aforeſaid, ſhall remain and 'continue as a Security for Repayment of the ſaid Sum of 'with Intereſt thereon at the Rate of Five Pounds *per Centum per Annum*, 'at the ſaid extended Period [*or* Periods], in like Manner as the ſame 'now ſtand, as a Security for Repayment thereof by Inſtalments, ac-'cording to the ſaid Firſt mentioned Act; and we further conſent and 'agree, that the ſaid Commiſſioners ſhall be at Liberty to grant to the 'ſaid the ſaid Extenſion of Time for Payment, 'either upon the Security already received for the ſame, or upon any 'other or different Securities, as they in their Diſcretion ſhall think fit to 'accept. Witneſs our Hands this Day of

And every ſuch Conſent, ſo ſubſcribed and delivered, ſhall be binding upon the reſpective Sureties or Surety ſo ſigning the ſame, their, his, or her Heirs, Executors, or Adminiſtrators, in like Manner as ſuch reſpective Sureties or Surety were or was by the original Bonds or Bond entered into by them or him, bound for the Repayment of ſuch Loan or Advance at the Times thereby limited for the Repayment thereof.

Commiſſioners to meet to receive, or appoint Perſons to receive Applications for Extenſion of Times for Repayment of Loans, and fix Days for taking them into Conſideration.

IV. And be it further enacted, That within Seven Days next after this Act ſhall have received the Royal Aſſent, the Commiſſioners who ſhall have taken the Oath preſcribed by the ſaid herein-before recited Act, or ſome Five or more of them, ſhall meet to receive, or to appoint a proper Perſon or Perſons to receive, all ſuch Applications in Writing as ſhall be made to them for ſuch Enlargement or Extenſion of the Times for the Repayment of the Amount of ſuch Exchequer Bills, or any of the Inſtalments thereof, and ſhall alſo fix proper and convenient Days for the Purpoſe of taking into Conſideration all ſuch Applications, and ſhall meet together for that Purpoſe, and proceed to take into Conſideration all ſuch Applications, as ſhall ſpecify the Times to which ſuch Payments are required to be extended, (not exceeding the Limits herein-before mentioned), and which ſhall tender any Security, which the ſaid Commiſſioners are authoriſed as aforeſaid to take for the due Payment of ſuch Sums of Money, at or before the Expiration of ſuch enlarged or exended Times, and which ſhall alſo ſpecify the Nature, Quality, and Amount thereof; and the ſaid Commiſſioners, or any Five or more of

them, ſhall, from Time to Time, on Inquiry into the ſame reſpectively, determine upon the Sufficiency of the Securities ſo tendered.

Commiſſioners may grant to Perſons not prepared to tender ſufficient Sureties, previous to Inſtalments becoming due under recited Act, further Time;

V. And be it further enacted, That in caſe any Perſons or Perſon, making ſuch Application to the ſaid Commiſſioners, ſhall not, previous to or upon any of the ſaid Inſtalments becoming due and payable under the ſaid recited Act, be prepared to tender ſuch ſufficient Sureties or Surety, or Securities or Security, for the Purpoſes herein mentioned, as ſhall by the ſaid Commiſſioners be deemed requiſite, it ſhall and may be lawful for the ſaid Commiſſioners, by Writing under the Hands and Seals of any Five or more of them, to grant to ſuch Perſons or Perſon ſuch further Time for the procuring and tendering ſuch Sureties or Securities (not exceeding the Limits herein-after mentioned) as they in their Diſcretion ſhall think fit to allow; and in the mean Time, and until the Expiration of the Time ſo allowed by the ſaid Commiſſioners for the Purpoſe aforeſaid, ſuch Parties reſpectively ſhall not be deemed or taken to have made Default in Payment of ſuch Inſtalment of the ſaid Loan under the ſaid recited Act, nor ſhall any Proceſs, Suit, or other Proceeding, be iſſued, commenced, or had, nor any Warrant for the ſame granted againſt the ſaid Parties reſpectively, or their Sureties or Surety, their Heirs, Executors, or Adminiſtrators, or upon or in reſpect of any Securities or Security made, aſſigned, or depoſited for the Purpoſes in the ſaid Act mentioned, or otherwiſe, for the Purpoſe of recovering or compelling Payment of the ſaid Loan, or any Part thereof.

but not beyond the Time herein ſpecified.

VI. Provided always, and be it further enacted, That in caſe ſuch Application ſhall be made to the ſaid Commiſſioners for the Enlargement or Extenſion of the Time limited for the Payment of the Firſt Inſtalment, payable under the ſaid recited Act, and the Perſons or Perſon making ſuch Application ſhall not be prepared to tender ſuch ſufficient Sureties or Surety, Securities or Security, as aforeſaid, the ſaid Commiſſioners ſhall not allow to ſuch Perſons or Perſon any longer Time than Three Months, to be computed from the Fifth Day of *January* One thouſand ſeven hundred and ninety-ſeven, for the Purpoſe of procuring and tendering ſuch Sureties or Surety, Securities or Security; and in caſe ſuch Firſt Inſtalment ſhall have been duly paid, and ſuch Application ſhall be made for the Enlargement or Extenſion of the Times of Payment of the Second and Third Inſtalments, or either of them, then the ſaid Commiſſioners ſhall not allow any longer Time for the Purpoſes aforeſaid than Three Months, to be computed from the reſpective Times of Payment of the ſaid Second and Third Inſtalments reſpectively, as limited by the ſaid Act; and any Grant or Allowance by the ſaid Commiſſioners, to any Perſons or Perſon making ſuch Application, of any longer or further Time for the Purpoſes aforeſaid, than as herein-before mentioned, ſhall be wholly void and of none Effect.

Perſons to whom Times for Repayment of Loans ſhall be extended, to enter into additional Bonds, &c.

VII. And be it further enacted, That all and every Perſons and Perſon, who ſhall make ſuch Application to the ſaid Commiſſioners for the Enlargement or Extenſion of the Times of Repayment of the Amount of any Exchequer Bills advanced under the ſaid recited Act, or any Inſtalment thereof, and whoſe Applications and Propoſals ſhall be approved by the ſaid Commiſſioners, ſhall forthwith enter into ſuch additional Bond or

or Obligation, Bonds or Obligations, and in ſuch and the like Penalties as were required by the ſaid recited Act upon the original Advance or Iſſue of the ſaid Exchequer Bills, and with ſuch original or new Sureties (if any) as ſhall be approved by the ſaid Commiſſioners, for the due Repayment of the Amount of ſuch Exchequer Bills, at or before the Expiration of ſuch enlarged or extended Times, and ſhall depoſit, or cauſe to be depoſited, in the Hands of the ſaid Commiſſioners, or of ſuch Perſon as they ſhall appoint to receive the ſame, all ſuch further or other Securities as ſhall have been tendered by the ſaid Parties reſpectively, and approved by the ſaid Commiſſioners, and ſhall pay ſuch Intereſt on the ſaid Loan, and in ſuch Manner, and within ſuch Time, as herein-after directed; and from and after the Execution and Delivery of ſuch Bonds, and the ſigning of ſuch Conſent by the original Sureties as aforeſaid, and the Depoſit of ſuch further Securities (as the Caſe may be) and the Payment of ſuch Intereſt as aforeſaid, it ſhall and may be lawful for the ſaid Commiſſioners, and they are hereby authorized and empowered to grant and allow, in Manner herein-after mentioned, to ſuch Parties reſpectively, ſuch Enlargement or Extenſion of the Times of Repayment of ſuch Loan as they the ſaid Commiſſioners ſhall, in their Diſcretion, think proper, ſo that the ſame be made payable by ſuch Inſtalments as herein-after mentioned; (that is to ſay), One Third Part of the ſaid principal Sums with the Intereſt then due for the ſame, at the Rate of Five Pounds *per Centum per Annum*, on or before the Fifth Day of *January* One thouſand ſeven hundred and ninety-nine; One-third Part thereof with like Intereſt on or before the Tenth Day of *October* One thouſand ſeven hundred and ninety-nine, and the Reſidue thereof with like Intereſt, on or before the Fifth Day of *July* One thouſand eight hundred; and ſuch Parties reſpectively to whom the ſaid Commiſſioners ſhall allow ſuch Enlargement or Extenſion of the Times of Payment of the ſaid Loan, ſhall not be deemed or taken to have made Default in Payment of the ſaid Loan in Manner directed by the ſaid recited Act, nor ſhall any Proceſs, Suit, or other Proceeding be iſſued, commenced, or had, nor any Warrant for the ſame granted againſt the ſaid Parties reſpectively, or their Sureties or Surety, their or any of their Heirs, Executors, or Adminiſtrators, or upon or in reſpect of any Securities or Security made, aſſigned, or depoſited, for the Purpoſes in the ſaid Act mentioned, or otherwiſe, in order to recover or compel the Repayment of the ſaid Loan, or any Part thereof, until the Expiration of ſuch enlarged or extended Times as aforeſaid.

Commiſſioners may grant to ſuch Perſons Extenſion of Times of Repayment by certain Inſtalments.

Commiſſioners to certify their Allowance of ſuch Extenſion in the following Form.

VIII. And be it further enacted, That in all Caſes in which the ſaid Commiſſioners ſhall think fit to grant or allow any ſuch Enlargement or Extenſion of Time for the Repayment of ſuch Loan, or any Inſtalment thereof, they the ſaid Commiſſioners ſhall certify ſuch their Allowance by a Writing under the Hands of any Five or more of them, in the Form following; (that is to ſay),

'WHEREAS the Commiſſioners named in and appointed under
' and by virtue of an Act of Parliament, paſſed in the Thirty-fifth
' Year of the Reign of His preſent Majeſty, intituled, *An Act for enabling*
' *His Majeſty to direct the Iſſue of Exchequer Bills to a limited Amount, for*
' *the Purpoſes, and in the Manner therein mentioned*; did, on the
Day of advance to the Sum of

' in

'in Exchequer Bills, who thereupon entered into and executed a Bond 'to His Majeſty, in the penal Sum of conditioned for 'the Payment of the ſaid Sum of with Intereſt, by 'Inſtalments, according to the ſaid Act: And whereas by an Act, paſſed 'in the Thirty-ſeventh Year of the Reign of His preſent Majeſty, for 'continuing and enlarging the Powers given by the ſaid Act, and for 'extending the Times limited by the ſaid Act for the Repayment 'of the Amount of the Exchequer Bills iſſued in purſuance of the 'ſame, the ſaid Commiſſioners are authoriſed, upon the Application of 'the Perſons who have received Advances of Exchequer Bills under the 'Firſt mentioned Act, and upon ſuch Security and Conſent being given 'to and depoſited with the ſaid Commiſſioners as is mentioned in the 'ſaid laſt mentioned Act, to extend the Time for Repayment of the 'Amount of ſuch Exchequer Bills, not exceeding Two Years from the 'reſpective Times when the ſeveral Inſtalments are made payable by the 'ſaid Firſt mentioned Act: And whereas the ſaid applied 'to the ſaid Commiſſioners to extend the Time for the Payment of '[the Whole of the ſaid Loan in Exchequer Bills, or the Firſt, Second, 'or Third Inſtalments, *as the ſame may be*] for the Space of 'from the Time [*or* reſpective Times] when the ſame became payable 'according to the ſaid Firſt mentioned Act, and hath given Security for 'Payment thereof at ſuch extended Period which hath been approved 'by Five or more of the ſaid Commiſſioners: Now we, whoſe Names 'are hereunto ſubſcribed, and Seals affixed, being Five of the ſaid 'Commiſſioners, do, in purſuance of the Directions contained in the ſaid 'laſt mentioned Act, certify, That we have granted and allowed to the 'ſaid the further Time of for Re-'payment of the ſaid Sum of from the Time [*or* 'reſpective Times] when the ſame became payable according to the ſaid 'Firſt mentioned Act. Given under our Hands and Seals, this 'Day of

Copies of Certificates to be entered in the Commiſſioners Books.

And ſuch Certificates ſhall be delivered to the reſpective Parties to whom ſuch Allowance ſhall be made, and a Copy or Minute of all ſuch Certificates or Allowances ſhall be entered in a Book or Books to be kept by the ſaid Commiſſioners for that Purpoſe.

Before receiving Certificates, the Intereſt of Loans to be paid.

IX. Provided always, and be it further enacted, That all and every Perſons and Perſon to whom ſuch Enlargement or Extenſion of Time, for the Payment of the ſaid Inſtalments, or any or either of them, ſhall be granted or allowed under the Powers and Authorities herein-before given for that Purpoſe, ſhall, previous to receiving the Certificate of the ſaid Commiſſioners for the ſame, pay, or cauſe to be paid, to the ſaid Commiſſioners, or ſuch Perſons or Perſon as they, or any Five or more of them, ſhall appoint to receive the ſame, Intereſt for the Whole of the ſaid Loan, or ſo much thereof as ſhall remain due or unpaid at the Time when ſuch Grant or Allowance ſhall be made, ſuch Intereſt to be paid in caſe the Whole of the ſaid Loan ſhall remain due and unpaid within Three Months, to be computed from the Fifth Day of *January* One thouſand ſeven hundred and ninety-ſeven; or if any of ſuch Inſtalments ſhall have been paid or ſatisfied before ſuch Grant or Allowance, then within Three Months from the Time when the next accruing Inſtalment is made payable in purſuance of the ſaid recited Act.

Remedies of recited Act for compelling Repayment of Exchequer Bills, to continue where the Times have not been extended.

X. Provided always, and it is hereby declared, That the ſaid Act herein-before recited, and all Remedies thereby provided for recovering or compelling the Repayment of the Amount of the Exchequer Bills iſſued and advanced under the ſame as aforeſaid, ſhall continue and be in full Force as againſt all Perſons, and in all Caſes, where the Time for Repayment hath not been enlarged and extended according to the Proviſions of this Act.

His Majeſty may empower the Treaſury to direct Exchequer Bills to be made out for 600,000*l.* to the Commiſſioners.

XI. And whereas Exchequer Bills to the Amount of Nine hundred and ten thouſand Pounds only, having been hitherto iſſued under the Powers and Authorities given by the ſaid herein-before recited Act, and it being expedient to grant further Relief to Perſons connected with, and trading to, the ſaid Iſlands of *Grenada* and *Saint Vincents*; be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the King's moſt Excellent Majeſty, by Warrant or Warrants under His Royal Sign Manual, to authorize and empower the Commiſſioners of His Majeſty's Treaſury, now or for the Time being, or any Three or more of them, or the Lord High Treaſurer for the Time being, out of any Monies granted for the Supply of the preſent Year, to cauſe or direct to be iſſued and paid, at the Receipt of His Majeſty's Exchequer, any Sum or Sums of Money not exceeding Six hundred thouſand Pounds to the Commiſſioners hereby appointed, to be by them advanced and paid from Time to Time for the Accommodation of ſuch Perſons connected with, and trading to, the ſaid Iſlands, or either of them, as ſhall be deſirous thereof, upon ſuch Security, and under ſuch Rules and Regulations, as are herein mentioned and contained.

Commiſſioners may advance Money under the Conditions of recited Act, except as to Times of Repayment which ſhall be as herein ſpecified.

XII. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners to lend or advance, apportion or diſtribute, to and amongſt any Perſons connected with, or trading to, the ſaid Iſlands of *Grenada* and *Saint Vincents*, or either of them, (whether ſuch Perſons or Perſon ſhall or ſhall not have hitherto received any ſuch Loan or Advance by Means of the Exchequer Bills already iſſued), all or any Part of the Sum or Sums of Money to be iſſued under the Authority of this Act, under the like Terms and Conditions as are ſpecified and preſcribed by the ſaid recited Act, with reſpect to the Iſſue and Advance of the Exchequer Bills thereby authoriſed, except as to the Times ſtipulated for Repayment thereof; and that inſtead thereof the Sum or Sums of Money which ſhall be advanced and lent by the ſaid Commiſſioners under the Authority of this Act, ſhall be repaid without Deduction or Abatement, together with Intereſt for the ſame, by Inſtalments as herein-after is mentioned; (that is to ſay), One Third Part of ſuch Sum or Sums ſhall be repaid to the Caſhier or Caſhiers of the Bank of *England* at their Office, together with Intereſt for the ſame, at and after the Rate of Five Pounds *per Centum per Annum*, on or before the Fifth Day of *January* One thouſand ſeven hundred and ninety-nine; One other Third Part thereof, with like Intereſt, on or before the Tenth Day of *October* One thouſand ſeven hundred and ninety-nine; and the Reſidue thereof, with like Intereſt, on or before the Fifth Day of *July* One thouſand eight hundred; ſuch Intereſt to be computed on the ſaid Sum or Sums from the Time of ſuch Loan to the reſpective Times of Payment thereof as aforeſaid.

XIII. And

Commiſſioners may take as Security Mortgages upon Plantations, &c.

XIII. And be it further enacted, That it ſhall and may be lawful for the ſaid Commiſſioners, upon any Application made to them for any Sum or Sums of Money as aforeſaid, to take from the Parties or Party making ſuch Application, not only ſuch Securities as they are by the ſaid Act herein-before recited authorized to take for the Repayment of ſuch Loan, but alſo to take, at their Diſcretion, as a Security for ſuch Repayment, any Mortgage or Mortgages upon any Plantations or Plantation, Eſtates or Eſtate, Lands, Tenements, or Hereditaments, in the ſaid Iſlands of *Grenada* and *Saint Vincents*, or either of them, which the ſaid Parties reſpectively ſhall or may be ſeiſed of or entitled to in Fee Simple, and the Negroes, Stock, and Effects, upon ſuch Plantations, Eſtates, and Premiſes reſpectively, (ſubject nevertheleſs to the Reſtrictions and Proviſions herein-after declared reſpecting the ſame); and ſuch Parties reſpectively ſhall make ſuch Mortgages or Mortgage to the Secretary of the ſaid Commiſſioners for the Time being, and ſhall depoſit all ſuch Title Deeds, Papers, or Writings, of or relating to ſuch mortgaged Premiſes, as they the ſaid Commiſſioners ſhall require, in ſuch Manner and Form as the ſeveral Securities enumerated in the ſaid herein-before recited Act are directed to be made and depoſited; and ſhall alſo execute to ſuch Perſons or Perſon as ſhall be appointed by the ſaid Commiſſioners for that Purpoſe, a Warrant of Attorney to confeſs in the Names of ſuch Mortgagors reſpectively, Judgement in any Actions or Action of Ejectment to be brought in the proper Courts of the ſaid Iſlands reſpectively, for recovering the Poſſeſſion of the ſaid mortgaged Premiſes; and ſuch Judgements ſhall be forthwith entered up of Record in the proper Courts of the ſaid Iſlands, and no Writ of Error or Appeal ſhall be or be allowed from ſuch Judgement.

Mortgages not to be taken unleſs the Conſignees of the Produce in *Great Britain* become Sureties;

XIV. Provided always, and be it further enacted, That the ſaid Commiſſioners ſhall not accept or take any ſuch Mortgages or Mortgage of any ſuch Plantations or Plantation, Eſtates or Eſtate, Lands, Tenements, or Hereditaments, in the ſaid Iſlands, or either of them, as Securities or Security for the Repayment of any ſuch Advance or Loan, unleſs the Perſons or Perſon who, at the Time of the making ſuch Mortgages or Mortgage, ſhall be the Conſignees or Conſignee of the Produce of ſuch Premiſes reſpectively in *Great Britain*, ſhall alſo become Sureties or Surety for the Repayment of the whole Amount of ſuch Advance or Loan, and the Intereſt thereof.

nor unleſs the Premiſes be freed from any other Incumbrances, &c.

XV. Provided alſo, and be it further enacted, That the ſaid Commiſſioners ſhall not accept or take any ſuch Mortgages or Mortgage of any ſuch Plantations or Plantation, Eſtates or Eſtate, Lands, Tenements, or Hereditaments, in the ſaid Iſlands, or either of them, as Securities or Security for the Repayment of any ſuch Loan or Advance, unleſs ſuch Premiſes ſhall be free from any other Incumbrances or Incumbrance, or (in caſe ſuch Premiſes ſhall be ſubject or liable to any exiſting Incumbrances or Incumbrance) unleſs all and every prior Incumbrancers or Incumbrancer ſhall join in the Mortgage thereof, for the Purpoſe of ſecuring the Repayment of ſuch Loan or Advance as aforeſaid, ſo as to make the Claim or Demand of the ſaid Commiſſioners in reſpect thereof payable out of the ſaid mortgaged Premiſes, in preference to all other Incumbrances or Demands thereon.

XVI. Provided

Mortgages not to be taken as Security for Sums exceeding the average Value of the Produce in Two Years.

XVI. Provided alſo, and be it further enacted, That any ſuch Mortgages or Mortgage of any ſuch Plantations or Plantation, Eſtates or Eſtate, Lands, Tenements, or Hereditaments, ſhall not be deemed or taken as ſufficient Securities, or a ſufficient Security, for any Sum of Money exceeding the fair average Value of the Produce of ſuch Premiſes in Two Years,

If Default be made in Repayment of Loans, the mortgaged Premiſes may be ſold.

XVII. And be it further enacted, That if any Default ſhall be made in the Repayment of all or any Part of ſuch Loan or Advance, for which any ſuch Mortgage ſhall be accepted or taken by the ſaid Commiſſioners, as a Security (but not otherwiſe) it ſhall and may be lawful for the ſaid Commiſſioners, or their Attornies or Attorney to be appointed for that Purpoſe, by the proper Proceedings in the ſaid Iſlands upon the Judgement ſo to be entered up as aforeſaid, to take Poſſeſſion of all or any Parts or Part of the ſaid mortgaged Premiſes, and by Sale or Mortgage of the ſame, or a competent Part thereof, to raiſe and levy ſuch Sum or Sums of Money as ſhall be ſufficient to repay all Monies due upon or in reſpect of ſuch Loan or Advance, and the Intereſt thereof, and all Coſts and Charges attending ſuch Proceedings; and the Monies ſo recovered (the Coſts and Charges aforeſaid excepted) ſhall be paid and applied in Reimburſement and Satisfaction of the Sum due upon or in reſpect of ſuch Loan or Advance, in like Manner as the Sums of Money to be recovered under the Proceedings authoriſed by the ſaid recited Act, in Default of Payment, are thereby directed to be paid and applied; and the Receipt of ſuch Perſons or Perſon as the ſaid Commiſſioners, or any Five or more of them, ſhall nominate and appoint, as their Attornies or Attorney, in the ſaid Iſlands, or in *Great Britain*, ſhall alone be a full and ſufficient Diſcharge to ſuch Mortgagees or Purchaſers, or Mortgagee or Purchaſer, for the Monies or Money advanced on Mortgage, or for the Purchaſe Monies or Purchaſe Money of the reſpective Premiſes ſo mortgaged or ſold; and ſuch Mortgagees or Purchaſers, or Mortgagee or Purchaſer, ſhall not be bound to ſee to the Application thereof, nor ſhall be liable, or in any Manner accountable, for the Miſapplication or Non-application of ſuch Monies or Money by the Attornies or Agents of the ſaid Commiſſioners, or any of them; and the Attornies or Agents, ſo to be appointed as aforeſaid, ſhall give Security, by Obligations to His Majeſty, with ſuch Sureties as the ſaid Commiſſioners, or any Five or more of them, ſhall approve, duly to account to the ſaid Commiſſioners for, and to pay to the Caſhiers of the Bank of *England*, when and as the ſaid Commiſſioners, or any Five or more of them, ſhall direct or appoint, all ſuch Sum and Sums of Money as they ſhall recover or receive, under or by virtue of ſuch Appointments, after deducting all Coſts, Charges, and Expences, which ſhall or may be incurred in the Recovery thereof, and the Commiſſion or Compenſation to be paid or allowed to ſuch Attornies or Agents for their Trouble; which Coſts, Charges, Expences, Commiſſion, or Compenſation, ſhall be examined and allowed by the ſaid Commiſſioners, or any Five or more of them, in ſuch Manner, and to ſuch Extent as they, in their Diſcretion, ſhall think fit; and the ſaid Attornies or Agents, to be appointed as aforeſaid, ſhall alone be Accountants to His Majeſty for ſuch Sum and Sums of Money as they ſhall recover under or by virtue of this Act.

Receipt of Attornies appointed by the Commiſſioners, a ſufficient Diſcharge.

Attornies to give Security, &c.

XVIII. And

Commiſſioners to have the ſame Powers as under recited Act.

XVIII. And be it further enacted, That the ſaid Commiſſioners ſhall have all ſuch Powers and Authorities, with reſpect to any Parties applying for Relief under this Act, (either for the Enlargement or Extenſion of the Times of Repayment of any Loan already advanced, or for any Loan to be advanced under the Authority of this Act), and the Sureties and Securities tendered by ſuch Parties reſpectively, and ſhall have all ſuch Remedies for the Purpoſe of recovering or compelling Repayment of any Loans or Advances already made, the Times of Repayment of which ſhall or may be enlarged or extended by the Authority of this Act, or of any Loans or Advances to be originally made under the Authority of the ſame, as are given to the ſaid Commiſſioners, and provided by the ſaid recited Act, in reſpect of any Perſons applying for Relief under the ſame, and the Sureties and Securities tendered by them, or in reſpect of any Default in Repayment of the Loan authorized by the ſame Act.

Sureties ſatiſfying Loan to have the ſame Remedies againſt the Principals or Co-ſureties as under recited Act; and Mortgages taken as Securities, to remain as Securities for their Reimburſement.

XIX. And be it further enacted, That if any Perſons or Perſon conſenting to remain Sureties or Surety for any Parties or Party to whom ſuch Enlargement or Extenſion of the Times of Repayment of Loans advanced to them as herein-before mentioned ſhall be allowed, or becoming Sureties or Surety for any Perſon or Perſons to whom any ſuch Loan ſhall be originally made by the Authority of this Act, their or his Executors or Adminiſtrators, ſhall pay or ſatisfy ſuch Loan, or any Part thereof, or the Intereſt thereof, or any Coſts or Charges incurred in recovering or compelling Payment of ſuch Loan, or any Part thereof, ſuch Sureties or Surety ſhall have all ſuch Remedies as againſt their or his Principals or Principal, and their or his Co-ſureties or Co-ſurety (if any), as are provided by the ſaid recited Act, for the Benefit of the Sureties of the Perſons obtaining a Loan of Exchequer Bills under the ſaid Act: And, moreover, all and every ſuch Mortgages or Mortgage as ſhall be accepted or taken by the ſaid Commiſſioners, under the Authority herein-before given to them for that Purpoſe, as Securities or Security for any Loan or Advance to be made under the Authority of this Act, ſhall ſtand and remain as Securities or a Security for the Reimburſement to ſuch Sureties reſpectively, their Executors and Adminiſtrators, of the Whole of any Sum or Sums of Money which ſhall be paid and ſatisfied by them as ſuch Sureties, and ſhall and may be enforced and rendered available, by and under the Authority of the ſaid Commiſſioners, in like Manner, and with the ſame Force and Effect, as is herein-before provided, for the Purpoſe of recovering Payment of any Sum or Sums of Money that ſhall or may be advanced by the ſaid Commiſſioners, upon the Security of ſuch Mortgage or Mortgages under and by virtue of this Act.

Obligations taken by the Commiſſioners, &c. not liable to Stamp Duties.

XX. And be it further enacted, That no Obligation to His Majeſty taken by the ſaid Commiſſioners under this Act, nor any Conſent ſigned by any Sureties or Surety for the Purpoſes herein-before mentioned, nor any Promiſſary Note to be given to the Secretary of the ſaid Commiſſioners,

miſſioners, as a Security for the Repayment of the Amount of any ſuch Sum or Sums of Money as aforeſaid, nor any Affidavit, Depoſition, or Receipt, taken or made under or by virtue of this Act, ſhall be liable to any Stamp Duty whatſoever.

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