ANNO TRICESIMO SEPTIMO

Georgii III. Regis.

CAP. XCVII.

An Act for carrying into Execution the Treaty of Amity, Commerce, and Navigation, concluded between His Majesty and the United States of *America*. [4th *July* 1797.]

Preamble.

Treaty with *America* recited.

WHEREAS a Treaty of Amity, Commerce, and Navigation, has been concluded between His Majesty and the United States of *America*: And whereas, by the Eleventh Article of the said Treaty, it is agreed between His Majesty and the United States of *America*, that there should be a reciprocal and entirely perfect Liberty of Navigation and Commerce between their respective People, in the Manner, under the Limitations, and on the Conditions specified in the following Articles of the said Treaty: And whereas, by the Fifteenth Article of the said Treaty, it is further agreed, that no other or higher Duties shall be paid by the Ships or Merchandize of the one Party, in the Ports of the other, than such as are paid by the like Vessels or Merchandize of all other Nations; nor shall any other or higher Duty be imposed in one Country, on the Importation of any Articles, the Growth, Produce, or

Manufacture of the other, than are or ſhall be payable on the Importation of the like Articles, being of the Growth, Produce, or Manufacture of any other Foreign Country; nor ſhall any Prohibition be impoſed on the Exportation or Importation of any Articles, to or from the Territories of the Two Parties reſpectively, which ſhall not equally extend to all other Nations: 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, That it ſhall and may be lawful to import into this Kingdom, directly from any of the Territories of the United States of *America*, in *Britiſh*-built Ships or Veſſels, owned, navigated, and regiſtered according to Law, or in Ships built in the Countries belonging to the United States of *America*, or any of them, or in Ships taken by any of the Ships or Veſſels of War belonging to the Government, or any of the Inhabitants of the ſaid United States, having Commiſſions or Letters of Marque and Repriſal from the Government of the ſaid United States, and condemned as lawful Prize in any Court of Admiralty of the ſaid United States, of which Condemnation Proof ſhall be given to the Satisfaction of the Commiſſioners of His Majeſty's Cuſtoms, or any Four or more of them, in that Part of *Great Britain* called *England*, and any Three or more of them, in that Part of *Great Britain* called *Scotland*, and owned by the Subjects of the ſaid United States, or any of them, and whereof the Maſter and Three Fourths of the Mariners at leaſt are Subjects of the ſaid United States, any Goods, Wares, or Merchandize, the Growth, Production, or Manufacture of the ſaid United States, which are not prohibited by Law to be imported from Foreign Countries, and to enter and land ſuch Goods, Wares, and Merchandize, upon Payment of the Duties, and ſubject to the Conditions and Regulations herein-after mentioned; any Law, Cuſtom, or Uſage, to the contrary in anywiſe notwithſtanding.

Goods may be imported from the United States of *America* into *Great Britain*, in *Britiſh* or *American* Ships, *&c.* under certain Regulations.

II. And be it further enacted, That all ſuch Goods, Wares, and Merchandize, imported into *Great Britain*, either in ſuch Ships, or in *Britiſh*-built Ships, owned, navigated, and regiſtered according to Law (except ſuch Goods, Wares, and Merchandize as are herein-after particularly enumerated or deſcribed) ſhall and may be entered and landed, upon Payment of ſuch Duties of Cuſtoms and Exciſe, and no higher, as are payable on Goods, Wares, and Merchandize of the like Denomination or Deſcription, upon their Importation into this Kingdom, in *Britiſh*-built Ships, from any other Foreign Country; and in Caſes where different Duties are impoſed upon Goods, Wares, and Merchandize of the like Denomination or Deſcription, imported from different Foreign Countries, then upon Payment of the loweſt Duties which by Law are required to be paid on the Importation, in *Britiſh*-built Ships, of any ſuch Goods, Wares, or Merchandize, from any Foreign Country, according to the Schedule and Tables, marked A, D, and F, annexed to an Act, paſſed in the Twenty-ſeventh Year of His preſent Majeſty's Reign, intituled, *An Act for repealing the ſeveral Duties of Cuſtoms and Exciſe, and granting other Duties in lieu thereof, and for applying the ſaid Duties, together with the other Duties compoſing the Publick Revenue; for permitting the Importation of certain Goods, Wares, and Merchandize, the Produce or Manufacture of the* European *Dominions of the* French *King, into this Kingdom; and for applying certain unclaimed Monies, remaining in the Ex-*

Goods ſo imported may be landed on Payment of the ſame Duties as thoſe payable on like Goods imported in *Britiſh* Veſſels from any other Foreign Country; or where thoſe Duties are different, on Payment of the loweſt.

chequer for the Payment of Annuities on Lives, to the Reduction of the National Debt; or by any other Laws in Force, paſſed ſubſequent to the ſaid Act, touching the Duties contained in the ſaid Schedule and Tables, marked A, D, and F, ſubject alſo, when imported in *American* Ships, to the countervailing Duties impoſed by this Act.

American Pig Iron, *&c.* may be ſo imported on Payment of the ſame Duties as thoſe payable on the like Goods imported in *Britiſh* Ships when accompanied with the requiſite Certificates, though not ſo accompanied.

III. And, in order to encourage and promote the Trade from the United States to this Kingdom, be it further enacted, That any Pig Iron, Bar Iron, Pitch, Tar, Turpentine, Roſin, Pot Aſh, Pearl Aſh, Mahogany, Maſts, Yards, and Bowſprits, being the Growth, Production, or Manufacture of the ſaid United States, and all Staves, and unmanufactured Goods and Merchandize whatſoever, which are not prohibited by Law to be imported from any Foreign Country, being the Growth or Production of the ſaid United States, ſhall or may be imported in *Britiſh* or *American* Ships, owned and navigated as herein-before required, upon Payment of ſuch Duties of Cuſtoms and Exciſe as are payable on the like Goods, Wares, and Merchandize, when accompanied with the Certificates required by Law upon their Importation into this Kingdom, in *Britiſh*-built Ships, from any *Britiſh* Iſland or Plantation in *America*, notwithſtanding ſuch Goods, Wares, or Merchandize, may not be accompanied with the Certificates heretofore required by Law, ſubject alſo, when imported in *American* Ships, to the countervailing Duties impoſed by this Act.

The Duties on Importation of Wheat, *&c.* to be aſcertained according to the Prices in Table D, in 31 *Geo.* III, Cap. 30.

IV. Provided always, and be it further enacted, That upon the Importation into *Great Britain*, from the ſaid United States of *America*, of Wheat, Wheat Meal or Flour, Rye, Barley, Beer, or Bigg, Oats, Oatmeal, Peaſe, Beans, *Indian* Corn, and Maize, the Duties to be paid thereon reſpectively ſhall be regulated and aſcertained according to the Prices of Wheat, Rye, Barley, Beer, or Bigg, Peaſe, Beans, Oats, and Oatmeal, in the Manner ſet forth and ſpecified in the Table marked D, in an Act, paſſed in the Thirty-firſt Year of His Majeſty's Reign, intituled, *An Act for regulating the Importation and Exportation of Corn, and the Payment of the Duty on Foreign Corn imported, and of the Bounty on* Britiſh *Corn exported*; any Thing contained in this Act to the contrary notwithſtanding.

American Oil, *&c.* may be imported on Payment of the ſame Duties as on Importation from Countries not belonging to His Majeſty, in *Britiſh* Veſſels.

V. And be it further enacted, That all Oil made from Fiſh, or Creatures living in the Sea, and Blubber, Whale Fins, and Spermaceti, being the Produce of the Fiſheries carried on by the People of the ſaid United States of *America*, may be imported from the Countries of the ſaid United States into this Kingdom, in *Britiſh* or *American* Ships, owned and navigated as herein-before required, upon Payment of ſuch Duties of Cuſtoms as are payable on the like Goods and Merchandize, upon their Importation into this Kingdom, in *Britiſh*-built Ships, from Countries not under the Dominion of His Majeſty, ſubject alſo, when imported in *American* Ships, to the countervailing Duties impoſed by this Act.

American Tobacco may be ſo imported on Payment of the like Duties as from *Britiſh*

VI. And be it further enacted, That any Tobacco, being the Growth or Production of any of the Territories of the ſaid United States of *America*, may be imported in *Britiſh* or *American* Ships, owned and navigated as herein-before required, upon Payment of the ſame Duties of

Colonies in *America* by *Britiſh* Subjects; and Snuff, on the Payment of the like Duties as *European* Production, &c.

Cuſtoms and Exciſe as Tobacco imported by *Britiſh* Subjects, from any *Britiſh* Colony or Plantation in *America*, is or may hereafter be ſubject to; and that any Snuff, being the Production and Manufacture of any of the ſaid Territories, may be imported, in Manner before-mentioned, upon Payment of ſuch Duties of Cuſtoms and Exciſe as Snuff, being the Production or Manufacture of *Europe*, imported from *Europe*, is or hereafter may be ſubject to, and may be warehouſed, and again exported; ſuch Tobacco and Snuff to be ſubject reſpectively nevertheleſs to all and ſingular the Regulations, Reſtrictions, Penalties, and Forfeitures, relating to the Importation and Exportation thereof, or in any other Reſpect relating thereto, of an Act, made and paſſed in the Twenty-ninth Year of the Reign of His preſent Majeſty, intituled, *An Act for repealing the Duties on Tobacco and Snuff, and for granting new Duties in lieu thereof*; and another Act, paſſed in the Thirtieth Year of His preſent Majeſty's Reign, intituled, *An Act to explain and amend an Act, made in the laſt Seſſion of Parliament, intituled, 'An Act for repealing the Duties on Tobacco 'and Snuff, and for granting new Duties in lieu thereof';* or of any other Act ſince made relating thereto, ſubject alſo, when imported in *American* Ships, to the countervailing Duties impoſed by this Act: Provided always, that ſuch Tobacco ſhall be accompanied with a Manifeſt, as by Law required.

American Rice may be imported and warehouſed, on Payment of 8*d. per Cwt.*;

VII. And be it further enacted, That any Rice, being the Growth or Production of any of the Territories of the United States of *America*, which ſhall be imported directly from thence into any of the Ports of *Great Britain*, in Manner before-mentioned, may, upon the Importer paying down, in Ready Money, the Duty of Eight-pence the Hundred Weight, being Part of the Duties now payable on the Importation of Rice, be landed and warehouſed, except as herein-after provided, under the joint Locks of His Majeſty and the Importer, in ſuch Warehouſes as ſhall be approved of for that Purpoſe by the Commiſſioners of His Majeſty's Cuſtoms, or any Four or more of them, in that Part of *Great Britain* called *England*, or any Three or more of them, in that Part of *Great Britain* called *Scotland*, or by the Collector and Comptroller of His Majeſty's Cuſtoms of the reſpective Ports into which ſuch Rice ſhall be imported, upon the Importer's own Bond for Payment of the Remainder of the Duties due and payable for ſuch Rice, within Eighteen Months, according to the Net Weight and Quantity of ſuch Rice at the Time it ſhall be ſo landed: Provided always, that upon the Importation of any ſuch Rice into the Ports of *London*, *Briſtol*, *Portſmouth*, *Cowes*, *Liverpool*, *Lancaſter*, *Falmouth*, *Poole*, *Whitehaven*, *Hull*, *Greenock*, and *Port Glaſgow*, or either of them, in the Manner herein-before expreſſed, the Importer ſhall be at Liberty to enter and land the ſame, without Payment of any Duty whatever, upon Condition that ſuch Rice ſhall be warehouſed, under the joint Locks of His Majeſty and the Importers, in ſuch Warehouſe or Warehouſes as ſhall be approved of for that Purpoſe by the Commiſſioners of His Majeſty's Cuſtoms, or any Four or more of them, in that Part of *Great Britain* called *England*, or any Three or more of them, in that Part of *Great Britain* called *Scotland*, or by the Collector and Comptroller of His Majeſty's Cuſtoms of the reſpective Ports where ſuch Rice ſhall be imported; and that every Expence attending ſuch warehouſing ſhall be borne by the ſaid Importers; and that ſuch Importer or Importers, or his or their known Servant, ſhall, from Time

and at certain Ports without Payment of any Duty, under certain Conditions.

Importers may have Acceſs to Warehouſes.

Time to Time, at all ſeaſonable Hours, as Occaſion may require, have free Acceſs to ſuch Warehouſes, in the Preſence of ſome proper Officer of the Cuſtoms, for the Purpoſe of ſkreening and ſhifting the Rice, to prevent it receiving Damage; and that if any Rice, which ſhall be ſo imported from the Territories of the ſaid United States into any of the Ports above-mentioned reſpectively, and warehouſed as aforeſaid, ſhall be taken out of the Warehouſes, wherein the ſame ſhall be ſecured, under the joint Locks of His Majeſty and the Importers as aforeſaid, for Home Conſumption, the full Duties due and payable by Law, upon the Importation of ſuch Rice into this Kingdom for Home Conſumption, and alſo, when imported in *American* Ships, the countervailing Duty impoſed by this Act, ſhall, previouſly to its being taken out of ſuch Warehouſes, be paid to the Collector of His Majeſty's Cuſtoms at the Port where ſuch Rice ſhall be ſo warehouſed, but that ſuch Importer, if he intends to export ſuch Rice, ſhall have Liberty to export the ſame from ſuch Warehouſes reſpectively, under the ſame Regulations under which ſuch Rice might be exported by Law immediately before the paſſing of this Act, without Payment of any Duty whatever: Provided, that the Exportation of any ſuch Rice, hereafter to be warehouſed under the Authority of this Act, be made within the ſaid Space of Eighteen Months; but if not exported within that Period, that the full Duties payable by Law, and alſo, when imported in *American* Ships, the countervailing Duty impoſed by this Act, ſhall be paid for the ſame, and not be afterwards drawn back; and that if any Rice, which ſhall have been imported into any Port of this Kingdom, not herein-before ſpecially named, and ſhall have been warehouſed upon the Importer's Bond, in Manner aforeſaid, ſhall, within the Time herein before-mentioned, be taken out of the Warehouſe wherein it ſhall have been ſo ſecured, to be exported directly from thence, the Bond entered into for the Payment of the ſaid Duties thereon ſhall be diſcharged and cancelled by Debenture or Debentures, made out and paſſed in the uſual Manner, for the Quantity or Quantities of Rice duly exported; and if any Rice imported into any Port of this Kingdom, not herein-before ſpecially named, and warehouſed in Manner aforeſaid, ſhall be taken out of any ſuch Warehouſe for Home Conſumption, the Remainder of the Duties due and payable by Law, and alſo, when imported in *American* Ships, the countervailing Duty by this Act impoſed, ſhall, previouſly to its being taken out of ſuch Warehouſe, be paid to the Collector of His Majeſty's Cuſtoms at the Port where ſuch Rice ſhall be ſo warehouſed: Provided, that if any Rice warehouſed under the Authority of this Act ſhall remain in ſuch Warehouſe beyond the Period of Eighteen Months, upon which the full Duties due and payable by Law ſhall not have been paid, then in ſuch Caſe the ſame ſhall and may be ſold for the Duties, in like Manner, and under the ſame Rules, Regulations, and Reſtrictions as any other Goods are now directed by Law to be ſold for the Duties, and the Produce applied in like Manner as is directed by an Act, paſſed in the Twelfth Year of the Reign of Her late Majeſty Queen *Anne*, intituled, *An Act for encouraging the Tobacco Trade.*

Rice taken out of Warehouſes for Home Conſumption, to pay the full Duties;

but may be exported Duty-free, under the ſubſiſting Regulations, within a limited Period.

Bonds for Duties on Rice imported at Ports not herein named, to be cancelled by Debentures, on taking it out of Warehouſes for Exportation; but when taken out for Home Conſumption the Remainder of the Duties to be paid.

If Duties be not paid on warehouſed Rice in 18 Months it may be ſold.

VIII. Provided always, and be it further enacted, That nothing herein contained ſhall be conſtrued to prevent the Importation of Rice and other Articles, without Payment of any Duty whatever, by virtue of an Act, paſſed in the preſent Seſſion of Parliament, intituled, *An Act to prohibit*

Act not to prevent the Importation of Rice, &c. Duty-free, under 17 *Geo.* III, Cap. 7.

prohibit the Exportation of Corn, Meal, Flour, and Potatoes, and to permit the Importation of Corn and other Articles of Proviſion, for a limited Time, in any Ships whatever, without Payment of Duty, and in the Manner in the ſaid Act mentioned, during the Continuance thereof.

Goods imported from *America*, on Exportation to any Foreign Country, and Goods exported from *Great Britain* to *America*, to be entitled to Drawbacks and Bounties.

IX. And be it further enacted, That all Goods, Wares, and Merchandize, ſo imported from the United States of *America*, ſhall, upon the Exportation thereof to any Foreign Country, be entitled to the ſame Drawbacks as are or may hereafter be by Law allowed upon the Exportation of Goods, Wares, and Merchandize of the like Denomination and Deſcription, when exported to any Foreign Country; and that there ſhall be allowed and paid the ſame Drawbacks and Bounties on Goods, Wares, and Merchandize, exported from this Kingdom to the Territories of the ſaid United States, or any of them, as are or may hereafter be allowed by Law upon the Exportation of Goods, Wares, or Merchandize of the like Denomination or Deſcription, to any of the Iſlands, Plantations, or Colonies, belonging to the Crown of *Great Britain* in *America*.

Drawback to be allowed on Exportation of Foreign Hemp and Iron to *America*.

X. And be it further enacted, That there ſhall be allowed and paid the ſame Drawbacks upon the Exportation of any Sort of Foreign Hemp or Foreign Iron, exported from this Kingdom to any *Britiſh* Colony or Plantation in *America*, and to the Territories of the United States of *America*, or any of them, as are or may hereafter be allowed by Law upon the Exportation of the like Sort of Hemp or Iron to other Foreign Parts.

From *Jan.* 5, 1798, certain additional Duties to be paid on Importation of Goods from the *American* States in *American* Veſſels.

XI. And whereas, by the ſaid Fifteenth Article of the Treaty before mentioned, the *Britiſh* Government reſerves to itſelf the Right of impoſing ſuch Duty as may be adequate to countervail the Difference of Duty now payable on the Importation of *European* and *Aſiatic* Goods, when imported into the United States in *Britiſh* or in *American* Veſſels, be it therefore enacted by the Authority aforeſaid, That, from and after the Fifth Day of *January* One thouſand ſeven hundred and ninety-eight, there ſhall be raiſed, levied, collected, and paid, to and for the Uſe of His Majeſty, His Heirs and Succeſſors, on the Importation into this Kingdom of the Goods, Wares, and Merchandize hereinafter-mentioned or deſcribed, being of the Growth, Production, or Manufacture of any of the Territories of the United States of *America*, and imported directly from thence in *American* Ships or Veſſels, owned and navigated as by this Act is required, the following additional Duties of Cuſtoms; that is to ſay, on the Importation of any ſuch Goods, Wares, and Merchandize as aforeſaid (except Tobacco and other Articles, for which Proviſion is herein-after made), an additional Duty, at and after the Rate of Ten Pounds *per Centum* on the Produce and Amount of the ſeveral Duties of Cuſtoms due and payable by Law on the Importation into this Kingdom of the like Goods or Merchandize, from any of the ſaid United States, in *Britiſh*-built Ships or Veſſels; on the Importation of any ſuch Pig Iron, Bar Iron, Pot Aſh, and Pearl Aſh, in Manner aforeſaid, an additional Duty, at and after the Rate of Ten Pounds *per Centum* on the Produce and Amount of the ſeveral Duties of Cuſtoms due and payable by Law on the Importation into this Kingdom of any ſuch Goods from any *Britiſh* Colony or Plantation in *America*, when not accompanied with

with the Certificates required by Law, on the Importation, in Manner aforeſaid, of any ſuch Pitch, Tar, Turpentine, Roſin, Mahogany, Maſts, Yards, and Bowſprits, and unmanufactured Goods and Merchandize as aforeſaid, (Wood, Staves, and Tobacco excepted), an additional Duty at and after the Rate of Ten Pounds *per Centum* on the Produce and Amount of the ſeveral Duties of Cuſtoms due and payable by Law on the Importation of any ſuch Goods into this Kingdom from any *Britiſh* Colony or Plantation in *America*; on the Importation, in Manner aforeſaid, of any ſuch unmanufactured Wood and Staves, an additional Duty, at and after the Rate of Ten Pounds *per Centum* on the Produce and Amount of the ſeveral Duties of Cuſtoms due and payable by Law on the Importation of any ſuch Goods into this Kingdom from any Part of *Europe*, not within His Majeſty's Dominions, in *Britiſh*-built Ships or Veſſels; on the Importation, in Manner aforeſaid, of any Oil made from Fiſh, or Creatures living in the Sea, and Blubber, Whale Fins, and Spermaceti, being the Produce of the Fiſheries carried on by the People of the ſaid United States, and imported directly from thence into this Kingdom in *American* Ships or Veſſels, owned and navigated as by this Act is required, an additional Duty, at and after the Rate of Ten Pounds *per Centum* on the Produce and Amount of the ſeveral Duties of Cuſtoms due and payable by Law on the Importation of any ſuch Goods into this Kingdom from Countries not under the Dominion of His Majeſty; on the Importation, in Manner aforeſaid, of any ſuch Tobacco ſo imported, an additional Duty of Cuſtoms, at and after the Rate of One Shilling and Sixpence for every Hundred Pounds Weight of ſuch Tobacco.

XII. Provided always, That nothing in this Act contained ſhall extend, or be conſtrued to extend, to charge or impoſe the Duty of Ten Pounds *per Centum* by this Act impoſed on certain Goods and Merchandize imported into this Kingdom from the ſaid United States in *American* Ships, on the Produce or Amount of the reſpective Duties of Five Pounds *per Centum*, and of Ten Pounds *per Centum*, granted to His Majeſty by an Act, made in this preſent Seſſion of Parliament, intituled, *An Act for granting to His Majeſty certain Duties of Cuſtoms on Goods, Wares, and Merchandize, imported into, exported from, or brought and carried Coaſtwiſe within* Great Britain, *except Wine, and except Coals when brought or carried Coaſtwiſe; and for applying the Money to ariſe by virtue of an Act, paſſed in the laſt Seſſion of Parliament, intituled,* '*An Act for* 'Reduction of the Drawbacks and Bounties now allowed on the Exportation 'of Sugar, towards defraying the increaſed Charge occaſioned by any Loan 'granted, or Stock created, by any Act or Acts paſſed in the laſt Seſſion of 'Parliament.' The additional Duty of 10*l. per Cent.* not to extend to the Duties of 5*l.* and 10*l. per Cent.* granted by 37 *Geo.* III, Cap. 15.

XIII. Provided always, That if any Goods or Merchandize ſo imported from the United States of *America* ſhall be permitted, by virtue of any Act or Acts of Parliament in Force at the Time of ſuch Importation, to be ſecured in Warehouſes, without the Payment of the Duties due on the Importation thereof, then and in ſuch Caſe the additional Duties of Cuſtoms, by this Act impoſed, ſhall not be payable unleſs and until ſuch Goods ſhall be taken out of ſuch Warehouſe for the Purpoſe of being uſed or conſumed in this Kingdom. If Goods be permitted to be warehouſed without Payment of Duty, the additional Duty not to be payable till taken out for Home Conſumption.

Act not to alter Duties payable to the City of *London*, &c.

XIV. Provided always, That nothing in this Act contained ſhall extend, or be conſtrued to extend, to repeal or anywiſe alter the Duties of Package, Scavage, Balliage, or Portage, or any other Duties payable to the Mayor and Commonalty and Citizens of the City of *London*, or to the Lord Mayor of the ſaid City for the Time being, or to any other City or Town Corporate, within the Kingdom of *Great Britain*, or to repeal or anywiſe alter any ſpecial Privilege or Exemption to which any Perſon or Perſons, Bodies Politick or Corporate, is or are now entitled by Law, but the ſame ſhall be continued as heretofore.

Duties to be under the Management of the reſpective Commiſſioners of Cuſtoms and Exciſe.

XV. And be it further enacted, That ſuch of the Duties of Cuſtoms and Exciſe, by this Act impoſed, as ſhall ariſe in that Part of *Great Britain* called *England*, ſhall be under the Management of the reſpective Commiſſioners of the Cuſtoms and Exciſe in *England* for the Time being, and ſuch thereof as ſhall ariſe in that Part of *Great Britain* called *Scotland* ſhall be under the Management of the reſpective Commiſſioners of the Cuſtoms and Exciſe in *Scotland* for the Time being.

Duties and Drawbacks to be managed as former Ones, and the Goods to be ſubject to the Conditions of Acts in force immediately before paſſing this Act.

XVI. And be it further enacted by the Authority aforeſaid, That the Duties of Cuſtoms and Exciſe, and the Drawbacks of the Duties of Cuſtoms and Exciſe upon, for, or in reſpect of the ſeveral Goods, Wares, or Merchandize, by this Act impoſed and allowed, ſhall and may be reſpectively managed, aſcertained, raiſed, levied, collected, anſwered, paid, recovered, and allowed, in ſuch and the like Manner, and in or by any or either of the Means, Ways, or Methods, by which the former Duties of Cuſtoms and Exciſe, and Drawbacks of Duties of Cuſtoms and Exciſe, upon Goods, Wares, or Merchandize in general, and alſo by any or either of the ſpecial Means, Ways, or Methods reſpectively, by which the former Duties of Cuſtoms and Exciſe, and Drawbacks of Duties of Cuſtoms and Exciſe, upon Goods, Wares, or Merchandize, of the ſame Sorts or Kinds reſpectively, were or might be managed, aſcertained, levied, raiſed, collected, anſwered, paid, recovered, and allowed, and the Goods, Wares, or Merchandize, ſo by this Act reſpectively made liable to the Payment of, or chargeable with Duties of Cuſtoms and Exciſe, or ſo entitled to Drawback of Duties of Cuſtoms and Exciſe, upon the Importation thereof into, or Exportation thereof from *Great Britain*, or on any other Account whatever, ſhall be, and the ſame are hereby made ſubject and liable to all and every the Conditions, Regulations, Rules, Reſtrictions, and Forfeitures, to which Goods, Wares, or Merchandize in general, and alſo all and every the ſpecial Conditions, Rules, Reſtrictions, Regulations, and Forfeitures reſpectively, to which the like Goods, Wares, or Merchandize reſpectively were ſubject and liable by any Act or Acts of Parliament in force on and immediately before the paſſing of this Act reſpecting the Revenues of Cuſtoms and Exciſe, except where any Alteration is expreſsly made by this Act; and all and every Pain, Penalty, Fine, or Forfeiture of any Nature or Kind whatever, for any Offence whatever committed againſt or in Breach of any Act or Acts of Parliament in force, on and immediately before the paſſing of this Act made for ſecuring the Revenue of Cuſtoms and Exciſe, or for the Regulation or Improvement thereof, and the ſeveral Clauſes, Powers, and Directions therein contained (unleſs where expreſsly altered by this Act) ſhall and are hereby directed and declared to extend to, and ſhall be reſpectively applied, practiſed, and put in Execution, for and in reſpect

reſpect of the ſeveral Duties of Cuſtoms and Exciſe, and Drawbacks of Duties of Cuſtoms and Exciſe, hereby charged and allowed, in as full and ample Manner, to all Intents and Purpoſes whatever, as if all and every the ſaid Acts, Clauſes, Proviſions, Powers, Directions, Fines, Pains, Penalties, or Forfeitures, were particularly repeated and re-enacted in the Body of this Act.

From *Jan.* 5, 1798, 2 *s. per* Ton to be paid for *American* Veſſels arriving within the Limits of any Port in *Great Britain.*

XVII. And whereas, by the ſaid Fifteenth Article of the Treaty before-mentioned, it is further agreed, that the *Britiſh* Government does reſerve to itſelf the Right of impoſing on *American* Veſſels entering into the *Britiſh* Ports in *Europe*, a Tonnage Duty equal to that which ſhall be payable by *Britiſh* Veſſels in the Ports of *America:* And whereas it is thought expedient for the preſent to exerciſe the Power reſerved in the ſaid Article ſo far only as relates to impoſing a Tonnage Duty on *American* Ships entering the Ports of His Majeſty's Dominions in *Europe*, equal to the Exceſs of the Duty payable in the Ports of the United States by *Britiſh* Ships, beyond that which is payable by *American* Ships entering the ſame Ports; be it therefore enacted, That, from and after the Fifth Day of *January* One thouſand ſeven hundred and ninety-eight, there ſhall be raiſed, levied, collected, and paid, unto and for the Uſe of His Majeſty, His Heirs and Succeſſors, a Tonnage Duty, at and after the Rate of Two Shillings of good and lawful Money of *Great Britain*, for each and every Ton Burthen of every Ship or Veſſel belonging to the Inhabitants of the United States of *America*, coming or arriving within the Limits of any Port of *Great Britain*, and that the Tonnage of every ſuch Ship or Veſſel ſhall, in caſe of any Doubt or Diſpute as to the ſame, be aſcertained by Admeaſurement, in the Mode and Manner directed by an Act paſſed in the Twenty-ſixth Year of His preſent Majeſty's Reign, intituled, *An Act for the further Increaſe and Encouragement of Shipping and Navigation.*

Officers of the Cuſtoms may detain Veſſels liable to the Duty, and if not paid in Three Months they may be ſold.

XVIII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Officer or Officers of His Majeſty's Cuſtoms to ſtop and detain every Ship or Veſſel liable to the Payment of the ſaid Duty, until the ſaid Duty is paid as aforeſaid; and in caſe Payment thereof ſhall not be made for the Space of Three Calendar Months after the Arrival of ſuch Ship or Veſſel at any Port in this Kingdom, it ſhall and may be lawful to and for the Commiſſioners of His Majeſty's Cuſtoms in *England* and *Scotland* reſpectively, or any Three or more of them, to cauſe ſuch Ship or Veſſel, and her Maſts, Apparel, and Furniture, to be ſold publickly to the beſt Bidder, and the Produce thereof to be applied, firſt, to the Charges that ſhall ariſe by ſuch Detention and Sale, next, to the ſaid Duty impoſed by this Act, and the Overplus to be paid to the Proprietor of ſuch Ship or Veſſel, or other Perſon duly authorized by ſuch Proprietor to receive the ſame.

Tonnage Duty to be paid to the Officer at the Port, *&c.*

XIX. And be it further enacted by the Authority aforeſaid, That the Tonnage Duty hereby impoſed ſhall be paid into the Hands of the proper Officer of His Majeſty's Cuſtoms, at the reſpective Ports or Places where ſuch Duty ſhall become due and payable, and ſuch Duty ſhall be under the Management of the Commiſſioners of His Majeſty's Cuſtoms in *England* and *Scotland* reſpectively.

XX. And,

No Officer to receive any Entry Outwards until a Receipt be ſhewn him for the Duty.

XX. And, to the Intent that the ſaid Duty may be anſwered and paid, be it further enacted by the Authority aforeſaid, That no Officer of His Majeſty's Cuſtoms whatever, or his Deputy or Clerk, at any of the ſaid Ports or Places in *Great Britain*, where ſuch Duty ſhall become due and payable, ſhall, from and after the ſaid Fifth Day of *January* One thouſand ſeven hundred and ninety-eight, take or receive any Entry Outwards, Cocquet, or Report Outwards, for any Ship or Veſſel liable or ſubject to the ſaid Duty, nor ſhall ſuch Ship or Veſſel be ſuffered or permitted to depart from any ſuch Port or Place, until the ſaid Duty ſhall be paid, purſuant to the Directions of this Act, to the reſpective Collectors or other principal Officers of His Majeſty's Cuſtoms, authorized to receive the ſame, and until the reſpective Maſter or Owner of any ſuch Ship or Veſſel, ſubject to the Payment of ſuch Duty, ſhall ſhew to ſuch reſpective Officer a Receipt for the ſame.

Duties to be paid into the Exchequer, and carried to the Conſolidated Fund.

XXI. And be it further enacted, That all the Monies from Time to Time ariſing by the ſeveral new and additional Duties by this Act impoſed as aforeſaid, (the neceſſary Charges of raiſing and accounting for the ſame reſpectively excepted), ſhall, from Time to Time, be paid into the Receipt of His Majeſty's Exchequer at *Weſtminſter*, and the ſaid Money ſo paid in as aforeſaid ſhall be carried to and made Part of the Conſolidated Fund.

The United States may trade to the *Britiſh* Territories in the *Eaſt Indies*, agreeably to the Article 13 of the Treaty.

XXII. And whereas, by the Thirteenth Article of the ſaid Treaty of Amity, Commerce, and Navigation, between His *Britannic* Majeſty and the United States of *America*, it is, among other Things, provided, that the Veſſels belonging to the Citizens of the United States of *America* ſhall be admitted and hoſpitably received in all the Sea Ports and Harbours of the *Britiſh* Territories in the *Eaſt Indies*, and that the Citizens of the ſaid United States may freely carry on a Trade between the ſaid Territories and the ſaid United States in all Articles of which the Exportation or Importation reſpectively, to or from the ſaid Territories, ſhall not be entirely prohibited; and it is further provided, that the ſaid Trade ſhall be carried on under the Regulations contained in the ſaid Article; and it is expreſsly agreed that the Veſſels of the United States ſhall not carry any of the Articles exported by them from the ſaid *Britiſh* Territories to any Port or Place, except to ſome Port or Place in *America* where the ſame ſhall be unladen, and that ſuch Regulations ſhall be adopted by both Parties, as ſhall from Time to Time be found neceſſary to enforce the due and faithful Obſervance of the above recited Stipulation; be it therefore enacted, That it ſhall and may be lawful for the Ships belonging to the Citizens of the United States to carry on the ſaid Trade to the *Britiſh* Territories in the *Eaſt Indies*, and to import into, and export from, the ſaid Territories, all Articles, of which the Importation or Exportation reſpectively, to or from the ſaid Territories, ſhall not be entirely prohibited, in the Manner, and with the Privileges and Advantages, and ſubject to the Reſtrictions and Regulations contained and expreſſed in the ſaid Thirteenth Article of the ſaid Treaty of Amity, Commerce, and Navigation, any Law to the contrary notwithſtanding, and particularly notwithſtanding any Proviſions contained in an Act, paſſed in the Twelfth Year of the Reign of His late Majeſty King *Charles* the Second, intituled, *An Act for the encouraging and increaſing of Shipping and Navigation.*

XXIII. And

Acts done by the Subjects of the United States or of His Majesty, in pursuance of the said 13th Article, since the final Ratification of the Treaty, to be lawful.

XXIII. And be it further enacted, That all Acts done, or Engagements entered into by the Subjects of the United States, or of His Majesty, in pursuance of the said Thirteenth Article, shall be deemed and taken to be lawfully done, provided the same shall have been done or entered into since the final Ratification of the said Treaty, and provided the same might have been done and entered into agreeably to the said Thirteenth Article, any Law to the contrary notwithstanding, and the same shall be deemed and taken to be, in all Respects, and to all Intents and Purposes whatsoever, as if the same had been done, entered into, or had taken place subsequent to the passing of this Act, any Prohibition to the contrary notwithstanding; and no Penalty, Forfeiture, or Disability, of any Kind or Nature whatsoever, shall be incurred or sued for, for or on Account of any such Acts or Engagements.

All Lands, *etc.* held in *Great Britain* or its Dependencies by *American* Citizens on *Oct.* 28, 1795, to be enjoyed agreeably to Article Nine of the Treaty.

XXIV. And whereas, by the Ninth Article of the said Treaty, it was agreed that *British* Subjects, who then held Lands in the Territories of the said United States, and *American* Citizens, who then held Lands in the Dominions of His Majesty, should continue to hold them according to the Nature and Tenure of their respective States and Titles therein, and might grant, sell, or devise the same to whom they should please, in like Manner as if they were Natives, and that neither they nor their Heirs or Assigns should, so far as might respect the said Lands and the legal Remedies incident thereto, be regarded as Aliens; be it therefore enacted by the Authority aforesaid, That all Lands, Tenements, and Hereditaments, in the Kingdom of *Great Britain*, or the Territories and Dependencies thereto belonging, which on the said Twenty-eighth Day of *October* One thousand seven hundred and ninety-five (being the Day of the Exchange of the Ratification of the said Treaty between His Majesty and the said United States) were held by *American* Citizens, shall be held and enjoyed, granted, sold, and devised, according to the Stipulations and Agreements contained in the said Article; any Law, Custom, or Usage, to the contrary notwithstanding.

Act not to give any Right, except such as may be necessary for the Performance of the Stipulations of the said Article.

XXV. Provided always, That nothing herein contained shall extend, or be construed to extend, to give any Right, Title, or Privilege to any Person, not being a natural-born Subject of this Realm, which such Person would not have been entitled to if this Act had not been made, other than and except such Rights, Titles, and Privileges as shall be necessary for the true and faithful Performance of the Stipulations in the said Article contained, according to the true Intent and Meaning thereof, or to give to any Person, not being either a natural-born Subject of this Realm, or a Citizen of the said United States, any Right, Title, or Privilege, to which such Person would not have been entitled if this Act had not been made.

Regulations for carrying into Effect an Agreement in the Treaty mutually to deliver up Persons charged with Murder or Forgery.

XXVI. And whereas by the said Treaty it is further agreed, that His Majesty and the United States, on mutual Requisitions by them respectively, or by their respective Ministers or Officers authorized to make the same, will deliver up to Justice all Persons who, being charged with Murder or Forgery committed within the Jurisdiction of either, shall seek an Asylum within any of the Countries of the other, provided that this shall only be done on such Evidence of Criminalty as, according to the Laws of the Place where the Fugitive or Person so charged shall be found, would justify

juſtify his Apprehenſion and Commitment for Trial, if the Offence had there been committed, and that the Expence of ſuch Apprehenſion and Delivery ſhall be borne and defrayed by thoſe who make the Requiſition, and receive the Fugitive; be it enacted by the Authority aforeſaid, That in caſe Requiſition ſhall at any Time be made, in purſuance of and according to the ſaid Article, for the Delivery of any Perſon charged with Murder or Forgery, committed within the Juriſdiction of the ſaid United States, it ſhall be lawful for One of His Majeſty's Principal Secretaries of State, by Warrant under his Hand and Seal, to ſignify that ſuch Requiſition has been ſo made, and to require all Juſtices of the Peace, and other Magiſtrates and Officers of Juſtice, to govern themſelves accordingly, and to be aiding and aſſiſting in apprehending the Perſon ſo charged, and committing ſuch Perſon, for the Purpoſe of being delivered up to Juſtice, according to the Proviſions in the ſaid Article, and thereupon it ſhall be lawful for any Juſtice of the Peace, or other Perſon having Power to commit for Trial Perſons charged with Offences againſt the Laws of this Kingdom, to examine upon Oath any Perſons or Perſon touching the Truth of ſuch Charge, and upon ſuch Evidence as, according to the Laws of this Kingdom, would juſtify the Apprehenſion and Commitment for Trial of the Perſon ſo charged, if the Offence wherewith he ſhall be ſo charged had been committed in this Kingdom, it ſhall be lawful for ſuch Juſtice of the Peace, or other Perſon having Power to commit as aforeſaid, to commit the Perſon ſo charged to His Majeſty's Gaol, there to remain, until delivered purſuant to ſuch Requiſition as aforeſaid, and thereupon it ſhall be lawful for One of His Majeſty's Secretaries of State, by Warrant under his Hand and Seal, to order the Perſon ſo committed to be delivered to ſuch Perſon or Perſons as ſhall be authorized by the ſaid United States to receive the Perſon ſo committed, and convey ſuch Perſon to the Dominions of the ſaid United States, to be tried for the Offence with which ſuch Perſon ſhall be ſo charged; and if the Perſon ſo charged ſhall eſcape out of any Cuſtody to which he ſhall be committed as aforeſaid, it ſhall be lawful to retake ſuch Perſon in the ſame Manner as any Perſon charged with any Offence againſt the Laws of this Kingdom may be retaken upon an Eſcape, ſo that ſuch Perſon ſo charged as aforeſaid may be effectually delivered up to Juſtice, according to the true Intent and Meaning of the ſaid Article of the ſaid Treaty.

Continuance of Act.

XXVII. And be it further enacted, That this Act ſhall continue in Force ſo long as the ſaid Treaty between His Majeſty and the United States of *America* ſhall continue in Force, and no longer.

3 FINIS.