ANNO TRICESIMO OCTAVO

GEORGII III. REGIS.

****

C A P. XXI.

An Act for ſettling and ſecuring a certain Annuity on *John* Earl *Saint Vincent*, and the Two next Perſons to whom the Title of Earl *Saint Vincent* ſhall deſcend, in Conſideration of the eminent Service performed by the ſaid *John* Earl *Saint Vincent* to His Majeſty and the Publick. [9th *March* 1798.]

Moſt Gracious Sovereign,

WHEREAS Your Majeſty, by Your moſt Gracious Meſſage to Your moſt faithful Commons, has been pleaſed to declare, That Your Majeſty having taken into Your Royal Conſideration the eminent and ſignal Service performed by *John Jervis* Earl *Saint Vincent*, One of the Admirals of the Blue, off *Cape Saint Vincent*, on the Coaſt of *Portugal*, in an Engagement in the Month of *February* One thouſand ſeven hundred and ninety-ſeven, with a *Spaniſh* Fleet, under the Command of Don *Joſef de Cordova*, not only highly honourable to himſelf, but greatly beneficial to Your Majeſty's Kingdoms; Your Majeſty was deſirous to beſtow ſome conſiderable and laſting Mark of Your Royal Favour, as a Teſtimony of Your Majeſty's Approbation of the ſaid Service; and for this Purpoſe to give and grant unto the ſaid *John Jervis* Earl *Saint Vincent*, and to the Two next ſucceeding Heirs Male of the Body of the ſaid *John Jervis* Earl *Saint Vincent*, to whom the Title of Earl *Saint Vincent* ſhall deſcend, for and during their Lives, a nett Annuity of Two thouſand Pounds *per Annum*; Preamble.

but Your Majeſty, not having it in Your Power to grant an Annuity to that Amount, or to extend the Effect of the ſaid Grant beyond the Term of Your Majeſty's own Life, recommended it to Your faithful Commons, to conſider of a proper Method of enabling Your Majeſty to grant the ſame, and of extending, ſecuring, and ſettling, ſuch Annuity to the ſaid *John Jervis* Earl *Saint Vincent*, and to the Two next Perſons on whom the Title of Earl *Saint Vincent* ſhall deſcend, in ſuch Manner as ſhould be thought moſt effectual for the Benefit of the ſaid *John Jervis* Earl *Saint Vincent*, and his Family: We, Your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain*, in Parliament aſſembled, duly conſidering Your Majeſty's moſt Gracious Intention, do moſt humbly beſeech Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That One Annuity, or yearly Rent or Sum of Two thouſand Pounds of lawful Money of *Great Britain*, ſhall be iſſuing and payable out of, and charged and chargeable upon, the Conſolidated Fund, (after paying, or reſerving ſufficient to pay, all ſuch Sum and Sums of Money as have been directed by any former Act or Acts of Parliament to be paid out of the ſame, but with Preference to all other Payments which ſhall or may hereafter be charged upon, or payable out of, the ſaid Fund); and the ſame ſhall from Time to Time be paid quarterly, free and clear of all Taxes and Deductions whatſoever, in Manner and Form following; (that is to ſay), To *John Jervis* now Earl *Saint Vincent*, for and during the natural Life of the ſaid *John Jervis* Earl *Saint Vincent*, and from and after his Deceaſe, unto the Two next ſucceeding Heirs Male of the Body of the ſaid *John Jervis* Earl *Saint Vincent*, on whom the ſaid Title, Honour, and Dignity of Earl *Saint Vincent* ſhall deſcend, for and during their natural Lives; which ſaid Annuity, or yearly Rent or Sum, ſhall commence and take Effect from the Fourteenth Day of *February*, which was in the Year of our Lord One thouſand ſeven hundred and ninety-ſeven; the Firſt Payment to be computed from the ſaid Fourteenth Day of *February*, which was in the Year of our Lord One thouſand ſeven hundred and ninety-ſeven, until the Fifth Day of *April*, in the Year of our Lord One thouſand ſeven hundred and ninety-eight; and from thenceforth ſhall be paid and payable at the Four uſual Days of Payment in the Year; that is to ſay, the Fifth Day of *July*, the Tenth Day of *October*, the Fifth Day of *January*, and the Fifth Day of *April*, in each and every Year, by even and equal Portions.

A Life Annuity of 2000*l.* *per Ann.* ſettled on Earl *Saint Vincent*, and the Two next ſucceeding Heirs to his Title,

to commence from *Feb.* 14, 1797, and to be paid quarterly.

II. And it is hereby further enacted, That it ſhall and may be lawful to and for the Commiſſioners of His Majeſty's Treaſury now being, and the High Treaſurer and Under Treaſurer of the Exchequer, and Commiſſioners of the Treaſury for the Time being, and they are hereby authorized and required, by Warrant under their Hands, to direct the Auditor of the Receipt of the Exchequer, now and for the Time being, to make forth and paſs Debentures, from Time to Time, for paying the ſaid Annuity or yearly Rent or Sum of Two thouſand Pounds, in Manner as aforeſaid, and as the ſame ſhall, from Time to Time, become due and payable, without any Fees or Charges to be demanded or taken for paying the ſame, or any Part thereof; which ſaid Warrant, and

The Annuity to be paid at the Exchequer, without Fees.

and the Debentures to be made forth, and paſſed thereupon, ſhall be a ſufficient Authority to the ſeveral and reſpective Officers of the Receipt of the Exchequer, now and for the Time being, for the Payment of the ſaid Annuity, or yearly Rent or Sum, to the ſaid *John Jervis* Earl *Saint Vincent*, and the Two next ſucceeding Heirs Male of the Body of the ſaid *John Jervis* Earl *Saint Vincent*, at the reſpective quarterly Feaſt Days in this Act before appointed for Payment thereof, without any further or other Warrant to be ſued for, had, or obtained, in that Behalf.

The Warrant for Payment of the Annuity not to be determinable upon the Demiſe of His Majeſty, &c.

III. And it is hereby further enacted, That after ſigning of ſuch Warrant, the ſame ſhall be good, valid, and effectual in Law, according to the Purport and true Meaning thereof, and of this Act, and ſhall not be determinable or revocable by or upon the Demiſe of His Majeſty, (whom God long preſerve!) or of any of His Heirs or Succeſſors, or by or upon the Death or Removal of any of the ſaid Commiſſioners of the Treaſury, or the Lord High Treaſurer, or by or upon the Determination of the Power, Office or Offices of them, or any of them.

Commiſſioners of the Treaſury, Chancellor of the Exchequer, &c. are to do all Things neceſſary for the Execution of this Act, without Fees.

IV. And be it further enacted by the Authority aforeſaid, That the Commiſſioners of the Treaſury now being, and the High Treaſurer of the Treaſury for the Time being, Chancellor and Under Treaſurer, Chamberlains and Barons of the Exchequer, and all other the Officers and Miniſters of the Court of Exchequer, and of the Receipt thereof, now and for the Time being, ſhall, and they are hereby authorized and ſtrictly enjoined and required to do, without Fee or Reward, all ſuch Acts, Matters, and Things, as are herein-before directed and required, or ſhall be neceſſary to be done and performed by them, or any or either of them, in order to render this Act, and the ſeveral Payments hereby directed, effectual.

The Receipt of Earl *Saint Vincent*, and his Succeſſors, ſhall be a ſufficient Diſcharge.

Annuity to be Tax-free.

How the Annuity may be recovered.

V. And be it enacted, That the Acquittance or Acquittances, Receipt or Receipts, of the ſaid *John Jervis* Earl *Saint Vincent*, and the Two next ſucceeding Heirs Male of the Body of the ſaid *John Jervis* Earl *Saint Vincent*, on whom the ſaid Title ſhall deſcend, ſhall be a good and ſufficient Diſcharge for the Payment of the ſaid Annuity or yearly Sum, without any further or other Warrant to be ſued for or obtained in that Behalf; and that the ſaid Annuity, or yearly Rent or Sum, and every Part thereof, ſhall be free and clear from all Taxes, Impoſitions, and other Charges whatſoever: And in caſe any of the Officers of the Receipt of His Majeſty's Exchequer ſhall refuſe or neglect to pay the ſaid Annuity, or yearly Rent or Sum, or any Part thereof, according to the true Intent and Meaning of this Act, or to do any Act neceſſary to enable the ſaid *John Jervis* Earl *Saint Vincent*, and the Two next ſucceeding Heirs Male of the Body of the ſaid *John Jervis* Earl *Saint Vincent*, on whom the ſaid Title, Honour, and Dignity of Earl *Saint Vincent* ſhall deſcend, to receive the ſame, then the ſaid *John Jervis* Earl *Saint Vincent*, and the Two next ſucceeding Heirs Male of the Body of the ſaid *John Jervis* Earl *Saint Vincent*, on whom the ſaid Title ſhall deſcend, may, from Time to Time, ſue, proſecute, and implead ſuch Officers, or any of them, their Heirs, Executors, or Adminiſtrators, by Bill, Plaint, or Action of Debt, and ſhall and may recover Judgements, and ſue out Executions thereupon, againſt ſuch

ſuch Officers reſpectively, their Heirs, Executors, or Adminiſtrators, for ſo much of ſuch Sum or Sums of Money, then due and owing upon the ſaid Annuity, yearly Rent or Sum, or any Part thereof, as ſhall have been in the Hands of the Officer or Officers of the Receipt of the Exchequer, at the Time or Times when Demands ſhall have been legally made of the Payment of the ſaid Annuity, yearly Rent or Sum, or any Part thereof as aforeſaid, or for the Refuſal or Neglect to do any Act neceſſary to be done by ſuch Officer or Officers reſpectively.

Annuity not to be aliened or incumbered for a longer Term than during the Life of the Poſſeſſor.

VI. And be it further enacted, That the ſaid Annuity, yearly Rent or Sum of Two thouſand Pounds, ſhall be, and the ſame is by this Act veſted in the ſaid *John Jervis* Earl *Saint Vincent*, and the Two next ſucceeding Heirs Male of the Body of the ſaid *John Jervis* Earl *Saint Vincent*, to whom the ſaid Title, Honour, and Dignity of Earl *Saint Vincent* ſhall deſcend; and the ſame, or any Part thereof, ſhall not at any Time or Times hereafter be aliened, conveyed, diſpoſed, charged, or incumbered, by the ſaid *John Jervis* Earl *Saint Vincent*, or by either of the Two next ſucceeding Heirs Male of the Body of the ſaid *John Jervis* Earl *Saint Vincent*, on whom the ſaid Title ſhall deſcend, for any greater or larger Eſtate, or Time, than during the natural Life of the Perſon ſo aliening, conveying, diſpoſing, charging, or incumbering the ſame, or ſo as to prevent the ſame from deſcending to the next or ſucceeding Heir Male of the Body of the ſaid *John Jervis* Earl *Saint Vincent*, to whom the ſaid Title of Earl *Saint Vincent* ſhall deſcend, according to the Limitation aforeſaid.

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