

ANNO TRICESIMO OCTAVO

GEORGII III. REGIS.

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Year of His Majeſty's Reign, be abuſed by Perſons coming to this Kingdom for Purpoſes dangerous to the Intereſts and Safety thereof; and the general Indulgence to Aliens reſorting to this Country may alſo be abuſed by Perſons not within the Proviſions of the ſaid Act; and it is therefore neceſſary to make further Proviſions for the Safety of this Kingdom with reſpect to Aliens, and particularly to the End that a juſt Diſtinction may be made between Perſons who either really ſeek Refuge and Aſylum from Oppreſſion and Tyranny, or reſort to this Country, and are reſident therein, for Purpoſes only of Commerce, or for other juſt or innocent Purpoſes, and Perſons who, pretending to claim the Benefit of ſuch Refuge and Aſylum as aforeſaid, or to reſort to this Country, or to reſide therein for Commercial or other juſt or innocent Purpoſes, have or ſhall come to, or ſhall be in this Kingdom with hoſtile Purpoſes, and eſpecially to favour or aſſiſt the Execution of the Projects of the Enemies of His Majeſty, now openly declaring their Intentions to invade this Kingdom, and to endeavour to deſtroy the Religion, Laws, and Liberties of the People thereof, and the Form and Conſtitution of its Government, and to bring upon this Kingdom all the Calamities which have been ſuffered by *France*; 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 it ſhall be lawful for His Majeſty, by His Royal Proclamation or Proclamations to be iſſued for that Purpoſe, from Time to Time to require and command every Alien who ſhall then be in, or ſhall thereafter come into, this Kingdom, (except as herein-after excepted), to regiſter himſelf or herſelf, in the Manner herein-after mentioned, with ſuch Perſon or Perſons, and in ſuch Diſtrict or Diſtricts, as His Majeſty by His ſaid Proclamation ſhall appoint, and within ſuch Time or Times as in ſuch Proclamation or Proclamations ſhall be required; and thereupon to obtain from ſuch Perſon or Perſons as His Majeſty ſhall for that Purpoſe appoint, His Majeſty's Royal Licence to ſuch Alien to reſide within this Kingdom, either generally in any Part thereof without Reſtriction, or ſpecially in ſuch Place or Places, and under ſuch Reſtrictions or Conditions, as to His Majeſty ſhall ſeem fit; which Licence ſhall either be without Limitation in point of Time, or ſhall endure for ſuch Space of Time as ſhall therein be expreſſed, and no longer; but every ſuch Licence ſhall be capable of being revoked, and if limited in point of Time, ſhall be capable of being renewed and continued at ſuch Times and in ſuch Manner, as in ſuch Licence, or from Time to Time by His Majeſty's Proclamation or Order in Council, ſhall be directed.

His Majeſty, by Proclamation, may require Aliens to regiſter themſelves, and obtain Licences for Reſidence.

II. And be it further enacted, That for the Purpoſe of obtaining ſuch Licence as aforeſaid, every ſuch Alien as aforeſaid ſhall deliver or cauſe to be delivered to the Perſon or Perſons who ſhall, by any ſuch Proclamation, or by any Order of His Majeſty in Council, from Time to Time as Occaſion ſhall require, be appointed to receive the ſame, and at or before the Time to be appointed for that Purpoſe, a full and true Account in Writing of his or her Name, Age, Rank, Occupation, or Profeſſion, and where ſuch Alien was born, and of what Parents, and where ſuch Alien uſually reſided beyond the Seas before his or her Arrival in this Kingdom, and where ſuch Alien laſt reſided beyond the Seas before his or her laſt Arrival in this Kingdom, and in what Situation or Condition,

To obtain ſuch Licences an Account to be delivered, containing certain Particulars.

dition, and for what Reaſon and for what Purpoſe ſuch Alien left ſuch Reſidence and came to this Kingdom, and when ſuch Alien laſt arrived in this Kingdom, and at what Place, and whether before or after the Tenth Day of *January* One thouſand ſeven hundred and ninety-three, and if after, whether ſuch Alien made ſuch Declaration or delivered ſuch Account as is required by the ſaid recited Act of the Thirty-third Year of His Majeſty's Reign, and when and to whom, and at what Place; and in what Town or Place, Towns or Places in this Kingdom ſuch Alien has reſided ſince the Time when ſuch Alien laſt arrived in this Kingdom: Provided always nevertheleſs, that it ſhall be lawful for His Majeſty to exempt any Alien or Aliens by the Terms of any ſuch Proclamation, or by any Order in Council, or ſpecially by Warrant from One of His Majeſty's Principal Secretaries of State, from the Obligation to deliver ſuch Account as by this Act required, in the Whole or in Part, as to His Majeſty ſhall ſeem fit: Provided alſo, that no Alien who ſhall deliver any ſuch Account as aforeſaid, ſhall be liable to any Proſecution for any Offence againſt the ſaid Act of the Thirty-third Year of His Majeſty's Reign, by reaſon of any Matter or Thing diſcloſed in ſuch Account.

His Majeſty may exempt Aliens from delivering ſuch Accounts; and Aliens delivering them, not liable to Proſecution for Offences againſt recited Act.

III. And be it further enacted, That if any Perſon, being an Alien, ſhall be found at large in *Great Britain* after the Time in any ſuch Proclamation to be limited for obtaining ſuch Licence as aforeſaid by ſuch Perſon, ſuch Perſon not having obtained ſuch Licence as aforeſaid, or an Allowance of Time unexpired to obtain ſuch Licence, and not being exempted from the Obligation to deliver ſuch Account as aforeſaid by this Act, or by any Proclamation or Order of His Majeſty in Council, or by Special Warrant from One of His Majeſty's Principal Secretaries of State, ſuch Perſon being thereof lawfully convicted, ſhall and may at the Diſcretion of the Court before whom he or ſhe ſhall be ſo convicted, be adjudged to ſuffer Impriſonment for any Time not exceeding One Year, or to be tranſported beyond the Seas for any Time not exceeding Seven Years.

Penalty on Aliens found at large, not having obtained Licences.

IV. And be it further enacted, That in caſe any Perſon authorized to grant ſuch Licences as aforeſaid, and to whom Application ſhall be made for any ſuch Licence as aforeſaid, ſhall think fit to refuſe to give ſuch Licence to any Alien who ſhall apply for the ſame, ſuch Alien ſo applying for ſuch Licence ſhall be forthwith conveyed before One of His Majeſty's Juſtices of the Peace, and committed to Priſon, until ſuch Alien ſhall be conveyed out of *Great Britain*, by Warrant from One of His Majeſty's Principal Secretaries of State; unleſs His Majeſty ſhall otherwiſe think fit, or unleſs the Perſon authorized to grant ſuch Licence, and to whom Application for the ſame ſhall have been made, ſhall think fit to give ſuch Alien further Time for the Purpoſe of obtaining ſuch Licence, and ſhall ſignify the Allowance of ſuch further Time by Writing under his Hand and Seal, ſpecifying the Time allowed for obtaining ſuch Licence; during which Time the Alien to whom ſuch Time ſhall have been ſo allowed, ſhall and may reſide within this Kingdom, in the ſame Manner as if ſuch Licence had been obtained: Provided nevertheleſs, that he or ſhe ſhall, during ſuch Time, reſide in ſuch Place, or within ſuch Diſtrict, as ſhall be expreſſed for that Purpoſe in ſuch Writing allowing further Time as aforeſaid, and not elſewhere.

If the Perſons authorized to grant Licences think fit to refuſe them, the Parties to be conveyed before a Juſtice, and committed, &c.

V. And

If Aliens be found out of the Diſtrict allowed by Licences, &c. they ſhall be forfeited.

V. And be it further enacted, That if any Alien having ſuch Licence as aforeſaid, or ſuch Allowance of further Time to obtain a Licence as aforeſaid, ſhall, at any Time after, be at large in *Great Britain*, in any Place not being the Place or Diſtrict within which ſuch Alien ſhall be allowed to reſide as aforeſaid, or ſhall be found not to have complied with the Reſtrictions or Conditions (if any) under which ſuch Licence or Allowance ſhall have been granted, ſuch Licence or Allowance ſhall be forfeited and determined, and ſuch Alien ſhall be liable to all ſuch Penalties as he or ſhe would have been ſubject to if no ſuch Licence or Allowance had been granted.

If Licences be loſt, &c. freſh ones may be granted.

VI. And be it further enacted, That if any ſuch Licence, or Allowance of further Time to obtain a Licence, ſhall be loſt, miſlaid, or deſtroyed, it ſhall be lawful for any Perſon or Perſons authorized to grant ſuch Licence or Allowance of further Time as aforeſaid, upon Proof on Oath to his or their Satisfaction that ſuch Licence or Allowance of further Time has been ſo loſt, miſlaid, or deſtroyed, to grant a freſh Licence, or Allowance of further Time to obtain a Licence, ſtating the former Licence or Allowance, and the Reaſon of granting ſuch freſh Licence or Allowance; which freſh Licence or Allowance ſhall be of like Force as the Inſtrument ſo loſt, miſlaid, or deſtroyed.

33 *Geo.* III, Cap. 4, to extend to Alien Merchants, and to Aliens in the Kingdom on or before *Jan.* 1, 1792.

VII. And whereas in the ſaid Act, paſſed in the Thirty-third Year of His Majeſty's Reign, certain Proviſions are contained with reſpect to Alien Merchants, who are thereby in a great Degree exempted from the Proviſions in the ſaid Act reſpecting other Aliens; and ſuch Act does not, in many Caſes, extend to Aliens who arrived in this Kingdom on or before the Firſt Day of *January* One thouſand ſeven hundred and ninety-two; be it enacted, That ſo much of the ſaid Act of the Thirty-third Year of His Majeſty's Reign, as relates to Alien Merchants, and tends to exempt them from any of the Proviſions in the ſaid Act reſpecting other Aliens, ſhall be, and the ſame is hereby, from and after the paſſing of this Act, repealed; and the ſaid Act of the Thirty-third Year of His Majeſty's Reign ſhall extend, and be conſtrued, deemed, and taken to extend, in all Caſes, to Alien Merchants, and alſo to all Aliens who arrived or were *in* this Kingdom at any Time on or before the Firſt Day of *January* One thouſand ſeven hundred and ninety-two, in ſuch and the ſame Manner as if ſuch Aliens had not been Alien Merchants, or had arrived in this Kingdom after the ſaid Firſt Day of *January* One thouſand ſeven hundred and ninety-two.

No Alien to leave the Kingdom without a Paſſport, which ſhall be produced to the Officer of the Cuſtoms for his Allowance, and to the Maſter of the Veſſel, before Embarkation.

VIII. And be it further enacted, That, from and after the paſſing of this Act, it ſhall not be lawful for any Alien to leave this Kingdom, without a Paſſport for that Purpoſe firſt obtained from One of His Majeſty's Principal Secretaries of State, or from ſome Perſon authorized by His Majeſty to grant ſuch Paſſport; which Paſſport ſhall be produced to the proper Officer of His Majeſty's Cuſtoms, at the Port or Place where ſuch Alien ſhall embark for the Purpoſe of leaving this Kingdom; which Officer, being ſatisfied that the Perſon producing ſuch Paſſport is the Perſon to whom the ſame was granted, and who was intended to be named and deſcribed therein, ſhall allow ſuch Paſſport, and ſhall certify ſuch Allowance by marking the ſame on ſuch Paſſport, and ſigning the ſame with the Date of ſuch Allowance; and ſuch Paſſport, with ſuch

Allowance

Allowance thereon, ſhall be produced to the Maſter or Perſon having the Charge or Care of the Ship or Veſſel in which ſuch Alien ſhall propoſe to embark, before ſuch Alien ſhall be permitted to embark on Board any Ship or Veſſel for the Purpoſe of leaving this Kingdom; and if any Alien ſhall embark on Board any Ship or Veſſel, in order to leave this Kingdom, with the Knowledge, Privity, or Conſent of the Maſter, or of the Perſon having at the Time the Command, Charge, or Care of ſuch Veſſel, not having obtained ſuch Paſſport as aforeſaid, and ſuch Allowance thereof, ſigned by the proper Officer of the Cuſtoms as aforeſaid, every ſuch Maſter or Perſon having the Command, Charge, or Care of ſuch Ship or Veſſel, ſhall forfeit and loſe the Sum of Five hundred Pounds, One Moiety whereof ſhall go to the Informer, and the other Moiety to the Poor of the Pariſh or Place at which ſuch Alien ſhall embark as aforeſaid; and every ſuch Alien who ſhall embark on Board any Ship or Veſſel, with Intent to leave this Kingdom, not having previouſly obtained ſuch Paſſport as aforeſaid, and ſuch Allowance thereof, ſigned by the proper Officer of the Cuſtoms as aforeſaid, being thereof lawfully convicted, ſhall, at the Diſcretion of the Court before whom ſuch Alien ſhall be ſo convicted, be adjudged to ſuffer Impriſonment for any Time not exceeding One Year, or to be tranſported beyond the Seas for any Term not exceeding Seven Years: Provided always nevertheleſs, that it ſhall not be neceſſary for any Mariner actually engaged and employed in the Navigation of any Ship or Veſſel, during the Time that ſuch Mariner ſhall be actually ſo engaged or employed, to obtain any ſuch Paſſport as aforeſaid; but ſuch Mariner ſhall and may be permitted to embark on Board ſuch Ship or Veſſel for the Purpoſe of leaving this Kingdom, in the ſame Manner as if this Act had not been made.

Penalty on Maſters permitting Aliens to embark without Paſſports, *etc.* and on Aliens ſo embarking.

Mariners employed in navigating Veſſels may embark without Paſſports.

IX. And be it further enacted, That Aliens abiding in this Kingdom, having quitted their reſpective Countries by reaſon of any Revolution or Troubles in *France*, or in Countries conquered by the Arms of *France*, ſhall not be liable to be arreſted, impriſoned, or held to Bail, or to find any Caution for their forthcoming, or paying any Debt, nor to be taken in Execution on any Judgement, nor by any Caption, for or by reaſon of any Debt or other Cauſe of Action, contracted or ariſing in any Parts beyond the Seas, other than the Dominions of His Majeſty, while ſuch Aliens were not within the ſaid Dominions of His Majeſty; and in caſe any ſuch Alien ſhall have been or ſhall be arreſted, impriſoned, or held to bail, or taken in Execution on a Judgement, or by any Caption, contrary to the Intent of this Act, ſuch Alien ſhall be diſcharged therefrom by Order of any of His Majeſty's Courts in *Weſtminſter Hall*, or of the Court of Seſſion in *Scotland*, or of any Judge of ſuch Courts in Vacation Time.

Aliens having quitted their Countries on Account of the Troubles in *France*, &c. not liable to be arreſted for Debts contracted beyond the Seas without His Majeſty's Dominions.

X. And be it further enacted, That in caſe any Alien, who ſhall have obtained a Paſſport to leave this Kingdom in purſuance of this Act, ſhall not proceed with due Diligence to leave this Kingdom according to ſuch Paſſport, ſuch Alien ſhall be liable to all ſuch Penalties as he or ſhe would have been ſubject to if no ſuch Paſſport had been granted.

Aliens not leaving the Kingdom according to their Paſſports, liable to Penalty.

XI. And be it further enacted, That no Alien, who ſhall arrive in this Kingdom after the paſſing of this Act, ſhall depart from the Place in

No Alien arriving after paſſing this

Act to depart from the Place of Arrival but for certain Purposes, until he has obtained a Licence.

which he or she shall have so arrived, except for the Purpose of making such Declaration, or obtaining such Passport, as by the said Act of the Thirty-third Year of His Majesty's Reign are required to be obtained by such Alien, or for the Purpose of delivering such Account, and obtaining such Licence as herein-before mentioned, until such Alien shall also have obtained such Licence to reside in this Kingdom, as herein-before mentioned.

After a Week after passing this Act every Person, not keeping a publick Inn, who shall receive an Alien to lodge for more than 48 Hours, shall require him to produce his Licence, &c. and shall, within Two Days, deliver the Copy to the Overseers of the Poor, &c. on Penalty of 100 *l.*:

XII. And be it further enacted, That, from and after the End of One Week after the passing of this Act, every Person, not keeping a publick Inn for Reception of Guests, and licensed to sell Ale or Spirituous Liquors by Retail, who shall receive into his or her House or Apartment, for the Purpose of lodging or residing therein, for more than Forty-eight Hours, any Alien, who ought to procure a Licence to reside in this Kingdom in pursuance of this Act, shall require such Alien to produce such Licence, or an Allowance of Time to obtain such Licence, or a Passport for such Alien to leave this Kingdom, and to deliver a Copy of such Licence, Allowance of Time, or Passport, before such Person shall receive such Alien into his or her House or Apartment to lodge or reside therein, for more than Forty-eight Hours, and shall, within Two Days after such Alien shall have come to lodge or reside in such House or Apartment, deliver such Copy of such Licence, or of such Allowance of further Time to obtain a Licence or Passport, to the Overseers or Overseer of the Poor of the Parish, Township, or Place where such House or Apartment shall be situate in *England*, and to the Schoolmaster of the Parish or Place in *Scotland*, with a Notice, that the Alien named therein did come to lodge or reside in such House or Apartment, on a Day in such Notice to be specified, which shall be the very Day on which such Alien actually came to lodge or reside in such House or Apartment; and if any Person shall knowingly receive into his or her House or Apartment, to lodge or reside therein as aforesaid, any such Alien not producing such Licence, or Allowance of Time to obtain a Licence or Passport, or not delivering a Copy thereof as aforesaid, or shall neglect to deliver such Copy, with such Notice as aforesaid written thereon, to such Overseers or Overseer, or Schoolmaster as aforesaid, within the Time aforesaid; every Person so offending shall forfeit and lose the Sum of One hundred Pounds, One Moiety whereof shall go to the Informer, and the other Moiety to the Poor of the Parish, Township, or Place where such House or Apartment shall be situate.

Application of Penalty:

And every such Person who shall have any Alien lodging with him shall, within 10 Days after passing this Act, deliver a Notice to the Overseers, &c. describing the Alien by his Name, &c. on Penalty of 100 *l.*

XIII. And be it further enacted, That every Person, not keeping a publick Inn for Reception of Guests, and licensed to sell Ale or Spirituous Liquors by Retail, who shall, at the Expiration of One Week after the passing of this Act, have any Alien lodging or residing in his or her House or Apartment, shall, within Ten Days after the passing of this Act, deliver to the Overseers or Overseer of the Poor of the Parish, Township, or Place, where such House or Apartment shall be situate in *England*, and to the Schoolmaster of the Parish or Place in *Scotland*, a Notice in Writing, describing such Alien by his or her Name, and specifying the Time when such Alien first came to lodge or reside in such House or Apartment; and if any Person shall knowingly have received in his or her House or Apartment any such Alien, not having given Notice thereof as aforesaid, within the Time aforesaid, every Person so offending

fending ſhall forfeit and loſe the Sum of One Hundred Pounds, One Moiety whereof ſhall go to the Informer, and the other Moiety to the Poor of the Pariſh, Townſhip, or Place, where ſuch Houſe or Apartment ſhall be ſituate. Application of Penalty.

XIV. And be it further enacted, That true Copies of all ſuch Notices which ſhall be ſo delivered to ſuch Overſeers or Overſeer, or School-maſter, as aforeſaid, ſhall by them or him be tranſmitted Four Times in every Year, (that is to ſay), on the Firſt Day of *July*, the Firſt Day of *September*, the Firſt Day of *December*, and the Firſt Day of *March*, in each Year, to the Clerk of the Peace for the County, Riding, Stewartry, City, or Place, in which ſuch Houſe or Apartment ſhall be ſituate, and the ſame ſhall be laid by ſuch Clerk of the Peace before the Juſtices of the Peace, at their next Quarterly Seſſions of the Peace for ſuch County, Riding, Stewartry, City, or Place, and ſhall by them be certified to One of His Majeſty's Principal Secretaries of State; and ſuch Juſtices ſhall from Time to Time make, at their Quarterly Seſſions, ſuch Order or Orders in the Premiſes, as may be neceſſary for the due Obſervance and Execution of the ſeveral Proviſions herein contained, by the ſaid Overſeers, Schoolmaſter, and Clerk of the Peace reſpectively. Copies of ſuch Notices to be tranſmitted to the Clerks of the Peace to be laid before the Quarter Seſſions, &c.

XV. And be it further enacted, That it ſhall be lawful for the Mayor or Chief Magiſtrate, or for any Juſtice of the Peace for any County, Riding, Stewartry, City, Town, or Place, within this Kingdom, from and after the paſſing of this Act, to require any Alien, not exempted from the Proviſions of this Act, to exhibit to ſuch Mayor, Magiſtrate, or Juſtice, his or her Licence to reſide in this Kingdom, or Allowance of Time to procure a Licence, or Paſſport to leave this Kingdom, which ſuch Alien is hereby required to produce accordingly; and in Default thereof, or in caſe it ſhall appear that ſuch Alien has not complied with the Terms of ſuch Licence or Allowance, or has not proceeded with due Diligence to leave this Kingdom, according to ſuch Paſſport, ſuch Mayor, Magiſtrate, or Juſtice, may commit ſuch Alien to the Common Gaol or other publick Priſon, to anſwer for the Offence of which ſuch Alien ſhall have been guilty, there to remain until he or ſhe ſhall be diſcharged by due Courſe of Law. Magiſtrates may require Aliens to produce Licences, &c. and may commit them in Default thereof, or for not having complied with the Terms, &c.

XVI. And be it further enacted, That it ſhall be lawful for any of His Majeſty's Principal Secretaries of State, the Lord Mayor, or any One or more of the Aldermen of the City of *London*, and for any One or more of His Majeſty's Juſtices of the Peace for any County, Riding, Stewartry, City, or Place, being ſpecially authorized by One of His Majeſty's Principal Secretaries of State, by Warrant under his Hand and Seal, or generally authorized by Order of His Majeſty in Council, or any Mayor or Chief Magiſtrate, or other Magiſtrate or Magiſtrates of any City, Borough, or Town Corporate, ſo authorized, to cauſe any Alien whom he or they ſhall have cauſe to ſuſpect to be a dangerous Perſon, to be taken into Cuſtody, and examined, and either diſcharged or detained in Cuſtody, as ſhall appear adviſeable; and if it ſhall be thought fit to detain ſuch Alien in Cuſtody, it ſhall be lawful for ſuch Secretary of State, or ſuch Mayor, Alderman, or Chief Magiſtrate, or other Magiſtrate or Magiſtrates, or ſuch Juſtice or Juſtices, by Warrant under his or their Hand and Seal, or Hands and Seals, to order ſuch Alien The Principal Secretaries of State, *etc.* may cauſe ſuſpected Aliens to be taken into Cuſtody.

Alien to be detained in Custody until His Majesty's Pleasure shall be known, there to remain, without Bail or Mainprize; and every such Mayor, Alderman, Chief Magistrate or Magistrates, Justice or Justices, shall forthwith transmit an Account of his or their Proceedings touching such Alien, to One of His Majesty's Principal Secretaries of State, to the End that His Majesty's Pleasure may be declared therein; and it shall be lawful for His Majesty, by Warrant under His Sign Manual, or by Warrant under the Hand and Seal of any One of His Principal Secretaries of State, either to direct that such Alien shall be discharged, or continued in Custody for such Time or in such Manner as His Majesty shall think fit, or ordered to quit the Kingdom.

Mayors, *etc.* to transmit Accounts of their Proceedings touching such Aliens to a Principal Secretary of State, for His Majesty's Pleasure.

His Majesty may order Aliens to be detained in Custody.

XVII. And be it further enacted, That in case His Majesty shall be advised, that it may be dangerous to the Security of the Kingdom to send any Alien out of the Kingdom, it shall be lawful for His Majesty, by Warrant under His Sign Manual, or by Warrant under the Hand and Seal of One of His Majesty's Principal Secretaries of State, to order such Alien to be detained in Custody in this Kingdom, in such Place and in such Manner as His Majesty shall think fit, and until His Majesty shall give other Order to the contrary.

No Alien to land till the Master of the Vessel has made the Declaration required by the recited Act, and a Permission be obtained; or the Alien shall be committed, and the Master shall forfeit 100 *l.* unless he proves he was landed against his Will.

XVIII. And be it further enacted, That no Alien shall be permitted to land in this Kingdom, until the Master or Commander of the Ship or Vessel, in which such Alien shall have arrived, shall have made the Declaration concerning Foreigners on Board his Ship or Vessel, required by the said Act of the Thirty-third Year of His Majesty's Reign, and shall have obtained, from the proper Officer of the Customs, a Permission, in Writing, to land such Alien; and in case any Alien, not being a Mariner actually engaged and employed as such in the Navigation of such Ship or Vessel, shall land in this Kingdom from any such Ship or Vessel, without such Permission first obtained, such Alien shall forthwith be taken into Custody, and carried before One of His Majesty's Justices of the Peace, who shall commit such Alien to One of His Majesty's Gaols, or to such other Custody as to such Justice shall seem fit, until His Majesty's Pleasure concerning such Alien shall be known; and the Master or Commander, or the Person having Charge of such Ship or Vessel, shall forfeit and lose the Sum of One hundred Pounds for every Alien so landed, unless he shall make it appear that such Alien was landed from such Ship or Vessel against the Will of such Master or Commander, or the Person having the Charge of such Ship or Vessel; and such Penalty shall be recovered before One or more of His Majesty's Justices of the Peace, and One Moiety thereof shall go to the Poor of the Parish or Place where such Offence was committed, and the other Moiety to the Informer; and it shall be lawful for any Officer or Officers of the Customs or Excise, to detain such Ship or Vessel until such Penalty shall be paid; and any Boat or Vessel used in landing any such Alien from the Ship or Vessel in which such Alien shall have arrived as aforesaid, shall and may be seized by any Officer or Officers of the Customs or Excise, and the same shall be forfeited, together with all Tackle, Apparel, Ammunition, and Furniture thereunto respectively belonging.

Officers of the Customs or Excise may detain Vessels, *etc.*

Penalty for forging Licences, *etc.*

XIX. And be it further enacted, That if any Person shall wilfully forge, counterfeit, or alter, or cause to be forged, counterfeited, or altered,

tered, or ſhall utter, knowing the ſame to be forged, counterfeited, or altered, any ſuch Licence, Allowance of Time to obtain a Licence, Paſſport, or Allowance of a Paſſport, herein-before directed to be obtained, or ſhall obtain any ſuch Licence, Allowance of Time to obtain a Licence, Paſſport, or Allowance of a Paſſport, under any other Name or Deſcription than the true Name and Deſcription of ſuch Alien, (without diſcloſing to the Perſon granting ſuch Licence, or Allowance of further Time to obtain a Licence or Paſſport, the true Name and Deſcription of ſuch Alien, and the Reaſon for concealing the ſame), or ſhall falſely pretend to be the Perſon intended to be named and deſcribed in any ſuch Licence, Allowance of Time to obtain a Licence, Paſſport, or Allowance of a Paſſport, every Perſon ſo offending, being lawfully convicted thereof, ſhall ſuffer Impriſonment in the Common Gaol for any Time not exceeding One Year, and, if the Court before whom ſuch Perſon ſhall be convicted ſhall think fit, ſhall alſo be tranſported beyond the Seas for any Term not exceeding Seven Years.

or obtaining them under falſe Names, *etc.*

XX. And be it further enacted, That when any Alien ſhall be ordered to quit this Kingdom in purſuance of the ſaid Act of the Thirty-third Year of His Majeſty's Reign, or of this Act, it ſhall be lawful for One of His Majeſty's Principal Secretaries of State to cauſe ſuch Alien to be taken into Cuſtody, and carried before any Juſtice of the Peace, or Mayor or Chief Magiſtrate of any County, Riding, Stewartry, City, Town, or Place, where ſuch Alien ſhall happen to be, and to require ſuch Alien to give Security to quit this Kingdom within a Time to be limited by the Recognizance, in a ſufficient Penalty, of Two or more Perſons, who ſhall be either natural-born Subjects of His Majeſty, or Perſons naturalized or made Denizens, or Aliens having Licence to reſide in this Kingdom, ſuch Security to be approved by ſuch Juſtice of the Peace, Mayor, or Chief Magiſtrate; and if ſuch Security ſhall not be given, it ſhall be lawful for ſuch Juſtice of the Peace, Mayor, or Chief Magiſtrate, and he is hereby required, to commit ſuch Alien to the Common Gaol, there to remain until he or ſhe can be ſent out of this Kingdom by Warrant from One of His Majeſty's Principal Secretaries of State.

The Secretaries of State may cauſe Aliens ordered to quit the Kingdom to be taken into Cuſtody, and to give Security for quitting it, *etc.*

XXI. And be it further enacted, That all Licences, Allowances of further Time to obtain Licences, Paſſports, and Allowances of Paſſports, herein directed to be obtained, ſhall be given without Fee or Reward, and ſhall be ſubject to no Duty or Charge whatſoever.

Licences, &c. to be given *gratis*.

XXII. Provided always, and be it further enacted, That no Foreign Ambaſſador, or other Publick Miniſter duly authorized, nor the Domeſtick Servants of any ſuch Foreign Ambaſſador or Publick Miniſter, regiſtered as ſuch according to the Directions of the Laws in Force for that Purpoſe, or being actually attendant upon ſuch Ambaſſador or Miniſter, ſhall be deemed an Alien within the Meaning of this Act: Provided alſo, that nothing in this Act contained, ſhall affect any Alien in reſpect of any Act done or omitted to be done, who ſhall make it appear that he or ſhe was not above the Age of Fourteen Years at the Time when ſuch Act was ſo done or omitted to be done: Provided always, that if any Queſtion ſhall ariſe whether any Perſon alledged to be an Alien, and ſubject to the Proviſions of this Act, or any of them, is

Act not to extend to Foreign Ambaſſadors, &c. nor to Aliens not upwards of 14 Years old.

Proof to lie on the Party accuſed

an Alien or not, or is or is not an Alien ſubject to the ſaid Proviſions, or any of them, the Proof that ſuch Perſon is, or by Law is to be deemed to be a natural-born Subject of His Majeſty, or Denizen of this Kingdom, or naturalized by Act of Parliament, or if an Alien, is not ſubject to the Proviſions in this Act contained, or any of them, by reaſon of any Exception contained in this Act, or which ſhall be expreſſed in any Proclamation or Order in Council as aforeſaid, or in any Special Warrant from One of His Majeſty's Principal Secretaries of State as aforeſaid, ſhall lie on the Perſon ſo alledged to be an Alien, and to be ſubject to the Proviſions of this Act, ſome or One of them.

Tranſportation to be to ſuch Place as His Majeſty in Council ſhall direct.

XXIII. And be it further enacted, That in all Caſes in which any Perſon ſhall be adjudged to be tranſported in purſuance of this Act, the Tranſportation ſhall be adjudged to be, and ſhall be, to ſuch Place or Places as His Majeſty, with the Advice of His Privy Council, ſhall direct or appoint.

Tranſported Perſons found within the Realm to ſuffer Death.

XXIV. And be it further enacted, That in caſe any Perſon ordered or adjudged to be tranſported in purſuance of this Act, ſhall be found at large within this Realm, after Sentence of Tranſportation pronounced, he or ſhe ſhall be deemed guilty of Felony, and ſhall ſuffer Death as a Felon, without Benefit of Clergy.

Recovery of Penalties.

XXV. And be it further enacted, That all pecuniary Penalties by this Act impoſed, exceeding the Sum of One hundred Pounds, ſhall be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majeſty's Courts of Record at *Weſtminſter*, or the Courts of Great Seſſion in *Wales*, or the Courts of the Counties Palatine of *Cheſter*, *Lancaſter*, and *Durham*, or by Action, or Summary Bill or Information in the Courts of Juſticiary or Exchequer in *Scotland*, as the Caſe ſhall require, wherein no Eſſoin, Privilege, Protection, or Wager of Law, or more than One Imparlance ſhall be allowed; and all pecuniary Penalties by this Act impoſed, not exceeding the Sum of One hundred Pounds, ſhall, on Conviction of the Offender upon Oath before any Juſtice of the Peace of the County, Riding, Stewartry, City, or Place, where the Offence ſhall be committed, be levied by Diſtreſs and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of ſuch Juſtice, rendering to ſuch Offender the Overplus (if any) on Demand, after deducting the Charges of ſuch Diſtreſs and Sale; and for Want of ſufficient Diſtreſs, ſuch Juſtice is hereby required to commit ſuch Offender to the Common Gaol of the County, Riding, Stewartry, City, or Place, where ſuch Offence ſhall be committed, for any Time not exceeding Six Calendar Months; and no Writ of *Certiorari*, or of Advocation or Suſpenſion, ſhall be allowed to remove the Proceedings of the ſaid Juſtice, touching the pecuniary Penalties aforeſaid, or to ſuperſede or ſuſpend Execution or other Proceeding thereupon.

Offenders to be committed for want of Diſtreſs.

No Writ of *Certiorari*, *etc.* to be allowed, touching pecuniary Penalties.

Inhabitants may be Witneſſes.

XXVI. And be it further enacted, That the Inhabitants of any Pariſh, Townſhip, or Place, ſhall be deemed and taken to be competent Witneſſes for the Purpoſe of proving the Commiſſion of any Offence againſt this Act, within the Limits of ſuch Pariſh, Townſhip, or Place, notwithſtanding any Part of the Penalty incurred by ſuch Offence is given or applicable to the Poor of ſuch Pariſh, Townſhip, or Place.

XXVII. And be it further enacted, That if any Perſon or Perſons ſhall at any Time be ſued or proſecuted for any Thing by him or them done or executed in purſuance or by Colour of this Act, or of any Matter or Thing therein contained, ſuch Action or Proſecution ſhall be commenced within the Space of Three Calendar Months next after the Offence ſhall be committed; and ſuch Perſon or Perſons ſhall and may plead the General Iſſue, and give the Special Matter in Evidence for his or their Defence; and if upon Trial a Verdict ſhall paſs for the Defendant or Defendants, or the Plaintiff or Plaintiffs ſhall become non-ſuited, or ſhall diſcontinue his or their Suit or Proſecution, or if Judgement be given for the Defendant or Defendants upon Demurrer or otherwiſe, ſuch Defendant or Defendants ſhall have Treble Coſts to him or them awarded againſt the Plaintiff or Plaintiffs.

Limitation of Actions.

General Iſſue.

Treble Coſts.

XXVIII. Provided always, and be it enacted, That this Act, or any of the Proviſions therein contained, may be altered, varied, or repealed, by any Act or Acts to be paſſed in this preſent Seſſion of Parliament.

Act may be altered or repealed this Seſſion.

XXIX. And be it further enacted, That this Act, and alſo the ſaid Act paſſed in the Thirty-third Year of His Majeſty's Reign, ſhall have Continuance until the Firſt Day of *Auguſt* in the Year One thouſand eight hundred, and thence until the End of the then next Seſſion of Parliament.

Continuance of this and the recited Act.

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