

ANNO TRICESIMO NONO & QUADRAGESIMO

GEORGII III. REGIS.

CAP. LXXX.

An Act for erecting a Lazaret on *Chetney Hill*, in the County of *Kent*; and for reducing into One Act the Laws relating to Quarantine, and for making further Provision therein.

[28th *July* 1800.]

Preamble. WHEREAS by an Act, passed in the First Session of the Thirty-ninth Year of His present Majesty's Reign, intituled, *An Act to encourage the Trade into the* Levant Seas, *by providing a more convenient Mode of performing Quarantine; and for reducing the Duty, granted by an Act of the last Session, on Goods the Manufacture of* Great Britain, *exported to any Place within the* Streights of Gibraltar, it was enacted, That it should and might be lawful to and for His Majesty, His Heirs and Successors, by and with the Advice of His or Their Privy Council, by any Order or Orders to be issued from Time to Time, to grant Licence and Permission for the Importation into *Great Britain*, or the Islands of *Guernsey*, *Jersey*, *Alderney*, *Sark*, or *Man*, of all Goods, Wares, and Merchandizes, coming from the *Levant Seas*, without clean Bills of Health, without such Goods, Wares, and Merchan- 39 *Geo.* III. Cap. 99.

dizes having been opened and aired in any of the Lazarets of *Malta*, *Ancona*, *Venice*, *Meſſina*, *Leghorn*, *Genoa*, or *Marſeilles*, as was before by Law required; and that all ſuch Goods and Merchandizes ſhould and might be admitted to an Entry in any of the Ports of *Great Britain*, or the ſaid Iſlands of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, or *Man*, ſubject nevertheleſs to ſuch Regulations, Rules, Orders, and Directions, with reſpect to opening and airing ſuch Goods and Merchandizes previous to the landing thereof, and to the Performance of Quarantine by the Crews or other Perſons belonging to or being on board of the Ships or Veſſels in which ſuch Goods or Merchandizes ſhould be imported, as His Majeſty, by and with the Advice of His Privy Council, ſhould, by any Order or Orders to be iſſued as aforeſaid, make, preſcribe, or direct: And whereas by the Laws of this Kingdom, all Ships or Veſſels coming without ſuch clean Bill of Health from any other Place liable to the Plague, or any other infectious Diſorder of the Nature of the Plague, except from the *Levant*, were not, previous to the paſſing of the ſaid Act of the Thirty-ninth Year of His preſent Majeſty's Reign, nor are now reſtrained from entering into any of the Ports of this Kingdom, in none of which, nevertheleſs, has ſufficient Proviſion been made for the Performance of Quarantine by Ships ſo coming without ſuch clean Bills of Health: And whereas certain Ships did ſo arrive from the Port of *Mogadore*, in the Courſe of laſt *Autumn*, which, for Want of ſuch Proviſion, it was neceſſary to deſtroy, and the Publick thereby became ſubject to a great Charge: And whereas by an Act, paſſed in the Twenty-ſixth Year of the Reign of His Majeſty King *George* the Second, intituled, *An Act to oblige Ships more effectually to perform their Quarantine; and for the better preventing the Plague being brought from Foreign Parts into* Great Britain *or* Ireland, *or the Iſles of* Guernſey, Jerſey, Alderney, Sark, *or* Man; it was enacted, That whenever His Majeſty, His Heirs and Succeſſors, by and with the Advice and Conſent of Parliament, ſhould direct Houſes or Lazarets to be provided for the receiving and entertaining of Perſons obliged to perform Quarantine, or for the depoſiting, opening, and airing of Goods and Merchandizes liable to perform Quarantine, as therein mentioned, it ſhould and might be lawful for His Majeſty to erect the ſame in ſuch Places, and in ſuch Manner as His Majeſty ſhould judge neceſſary for the Purpoſes aforeſaid, paying ſuch Rate, Rent, or other Conſideration, as ſhould be agreed upon, or aſſeſſed and adjudged, in ſuch Manner as therein preſcribed: And whereas by an Act paſſed in the Fifth Year of His preſent Majeſty's Reign, a certain Sum of Money was granted by Parliament towards building a Lazaret: And whereas Doubts having ariſen whether His Majeſty was ſufficiently enabled, by the Powers in the ſaid laſt-mentioned Acts contained, to contract and agree for the abſolute Purchaſe of Lands, Meſſuages, Tenements, and Hereditaments, to be ſettled unalienably in the Crown, for the Purpoſe of making, erecting, and eſtabliſhing ſuch Lazaret; it was, by an Act paſſed in the Twelfth Year of His preſent Majeſty's Reign, intituled, *An Act to explain and amend ſo much of an Act made in the Twenty-ſixth Year of the Reign of His late Majeſty King* George *the Second, as relates to the Eſtabliſhment of Lazarets*, enacted, That it ſhould be lawful to and for the Lords Commiſſioners of His Majeſty's Treaſury, then or for the Time being, or any Three or more of them, or the Lord High Treaſurer for the Time being, on the Behalf of His Majeſty, His Heirs and Succeſſors, from Time to Time, and at all Times thereafter, to treat, contract,

26 *Geo.* II, Cap. 6.

12 *Geo.* III, Cap. 37.

and

and agree for the abſolute Purchaſe or Sale, Releaſe or Surrender, to or for the Uſe of His Majeſty, His Heirs and Succeſſors, of any Eſtate or Eſtates of Inheritance in any Lands, Meſſuages, Tenements, or Hereditaments which they ſhould judge to be, by their Situation and in other Reſpects, convenient and fit for the Purpoſes intended by the ſaid Act, for ſuch Sum or Sums of Money, or upon ſuch other Terms or Conditions, as they ſhould think fitting, and to make Payment of the ſame out of the before-mentioned Sum of Money: And whereas the Lords Commiſſioners of His Majeſty's Treaſury have, in purſuance and under the Authority of the ſaid laſt mentioned Act, made Purchaſe of certain Lands on *Chetney Hill*, in the County of *Kent*, for the Purpoſe of erecting a Lazaret thereon: And whereas it is expedient that a Fund ſhould be provided for enabling His Majeſty to defray the Charges of erecting a proper Lazaret on the ſaid Lands on *Chetney Hill*, and alſo ſuch Charges as ſhall ariſe from the neceſſary Eſtabliſhment and Expences incident to ſuch Lazaret when completed, as well as from thoſe of a Floating Lazaret to be made uſe of in the mean Time, until ſuch Lazaret ſhall be ſo erected and completed: 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 for the Lords Commiſſioners of His Majeſty's Treaſury, or any Three or more of them, or the Lord High Treaſurer for the Time being, from and after the paſſing of this Act, to give Directions, and make any Contract or Contracts for erecting or cauſing to be erected a Lazaret upon the ſaid Lands ſo purchaſed on *Chetney Hill*, in the County of *Kent*, with all neceſſary and convenient Accommodations for the Purpoſe of performing Quarantine, according to ſuch Plan as His Majeſty, by and with the Advice of His Privy Council, may from Time to Time approve and direct; and for defraying the Expences attending the ſame, to cauſe any Sum of Money to be iſſued out of the Conſolidated Fund, not exceeding in the Whole the Sum of Sixty-five thouſand Pounds, of which a Part, not exceeding Thirty thouſand Pounds, may be iſſued within the Space of Twelve Months from the paſſing of this Act; and the ſaid Lazaret when completed, and all the Buildings and Accommodations thereto belonging, and until the ſame ſhall be completed the ſaid Floating Lazaret, ſhall be under the Management, Order, and Direction of ſuch Officers as ſhall be appointed by the Lords Commiſſioners of His Majeſty's Treaſury, or any Three or more of them, or the Lord High Treaſurer for the Time being, for keeping the ſame fit and ready for the Reception of Perſons and Goods, and for their due Performance of Quarantine; and ſuch Officers reſpectively ſhall have ſuch Salaries as ſhall from Time to Time be appointed by His Majeſty, by and with the Advice of His Privy Council; and the Salaries of the ſaid Officers, and all contingent Expences, ſhall be defrayed out of the Funds, and in the Manner in which the Charges and Expences of performing Quarantine are at preſent defrayed, until ſuch Time as a Revenue ſhall be raiſed ſufficient for thoſe Purpoſes, in the Manner herein-after mentioned.

The Treaſury may contract for erecting a Lazaret upon *Chetney Hill*, and may defray the Expence out of the Conſolidated Fund.

Lazaret to be under the Management of Officers appointed by the Treaſury, *etc.*

II. And whereas it is reaſonable that the Owners of Ships, Veſſels, and Cargoes, which in future ſhall have to perform Quarantine, ſhould defray the Charge incurred thereby; be it further enacted, That, from and after the Firſt Day of *October* One thouſand eight hundred, there ſhall be

From *October* 1, 1800, the Owners of Ships performing Qua-

rantine to pay the Duties of Customs herein specified.

be raised, levied, collected, and paid to His Majesty, His Heirs and Successors, the several and respective Duties of Customs herein-after mentioned; that is to say, for every Ton Burthen of every Ship or Vessel, the Cargo of which, or any Part thereof, shall have performed Quarantine in this Kingdom, and which shall have arrived from any Part of *Turkey*, or from any Port or Place in *Africa* within the *Streights of Gibraltar*, or in the *West Barbary* on the *Atlantic Ocean*, with a clean Bill of Health, Seven Shillings and Sixpence; for every Ton Burthen of every such Ship or Vessel, which shall have so arrived without a clean Bill of Health, Fifteen Shillings; for every Ton Burthen of every Ship or Vessel, the Cargo of which, or any Part thereof, shall have performed Quarantine in this Kingdom, and which shall have arrived from any Port or Place whatever except from any Part of *Turkey*, or from any Port or Place in *Africa* within the *Streights of Gibraltar*, or in the *West Barbary* on the *Atlantic Ocean*, with a clean Bill of Health, Three Shillings; for every Ton Burthen of every such Ship or Vessel, which shall have so arrived without a clean Bill of Health, Ten Shillings; for every Ton Burthen of every Ship or Vessel arriving in this Kingdom, with a Cargo which in Whole or in Part shall consist of Goods, Wares, or Merchandize, the Growth, Produce, or Manufacture of *Turkey*, or of any Port or Place in *Africa* within the *Streights of Gibraltar*, or in the *West Barbary* on the *Atlantic Ocean*, and which shall have performed Quarantine in this Kingdom, and which shall have arrived from any Port or Place in *Holland*, or from any Port or Place whatever at which there is not a regular Establishment for the Performance of Quarantine, Seven Shillings and Sixpence; for every Ton Burthen of every Ship or Vessel which shall have so arrived under such Circumstances as shall induce His Majesty, by and with the Advice of His Privy Council, to subject them to the like Quarantine as Ships arriving from *Turkey* without clean Bills of Health, Fifteen Shillings; for every Ton Burthen of every Ship or Vessel, the Cargo of which, or any Part thereof, shall have performed Quarantine in this Kingdom, and which Ship or Vessel shall enter Inwards in the Port of *London*, an additional Duty of One Shilling; all which several and respective Duties shall be raised, levied, collected, and paid, and shall be sued for, recovered, and accounted for, in the same Manner, and subject to the same Rules, Regulations, Penalties, and Forfeitures, as any Duties of Customs are now subject to by Law, as far as the same are applicable thereto: Provided always, That no Ship or Vessel arriving in this Kingdom from any Port or Place whatever, except from any Part of *Turkey*, or from any Part or Place in *Africa*, within the *Streights of Gibraltar*, or in the *West Barbary* on the *Atlantic* Ocean, with a clean Bill of Health, in Ballast, or whose Cargo shall consist wholly of Salt, shall be liable to or charged with any Duty under this Act: Provided also, That no Ship or Vessel which shall, together with its Cargo, have duly performed Quarantine in the Lazarets of *Malta*, *Ancona*, *Venice*, *Messina*, *Leghorn*, or one of them, and shall sail from thence, and arrive in this Kingdom with proper Documents and Vouchers attesting the same, to the Satisfaction of His Majesty, His Heirs or Successors, or of His or Their Privy Council, shall be liable to or charged with any Duty under this Act.

Certain Vessels exempted from Payment of such Duties.

Treasury may order the Duties to be re-

III. Provided always, and be it further enacted, That if after the Re-payment (in the Manner herein-after mentioned) to the Consolidated

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Fund, of the ſaid Sum of Sixty-five thouſand Pounds, hereby directed to be iſſued out of the ſame, it ſhall appear to the Lord High Treaſurer or the Lords Commiſſioners of His Majeſty's Treaſury for the Time being, that the Duties hereby granted are more than ſufficient to defray the neceſſary Expences of carrying the ſeveral Purpoſes of this Act into Execution, it ſhall and may be lawful for the ſaid Lord High Treaſurer or Lords Commiſſioners for the Time being, from Time to Time, by any Warrant or Warrants under the Hands of the ſaid Lord High Treaſurer or of the ſaid Lords Commiſſioners for the Time being, or of any Three or more of the ſaid Lords Commiſſioners, to order and direct that the Duties hereby granted ſhall be reduced in ſuch Proportion and Manner as they ſhall think proper; and alſo by like Warrant or Warrants (in caſe the ſaid neceſſary Expences ſhould afterwards require an Increaſe of the ſaid Duties) to order and direct that the ſame ſhall be again raiſed and increaſed to any Amount, not exceeding the Sums hereby authorized to be raiſed and levied; and ſuch Warrant or Warrants ſhall be ſufficient Authority to the Commiſſioners and Officers of the Cuſtoms for raiſing, levying, collecting, and recovering the ſeveral and reſpective Duties ſpecified and contained in ſuch Warrant or Warrants; any Law or Uſage to the contrary notwithſtanding.

duced and afterwards raiſed again.

IV. And be it further enacted, That no Ship or Veſſel, upon which the Tonnage Duty by this Act impoſed ſhall be due and payable, ſhall be permitted to be cleared Inwards in any Port of *Great Britain*, or the Iſlands of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, or *Man*, unleſs the ſaid Tonnage Duty ſhall have been firſt duly paid to the proper Officers of the Cuſtoms appointed to receive the ſame, or the Commiſſioners of the Cuſtoms ſhall otherwiſe direct; and that the Tonnage of every Ship or Veſſel ſhall be computed and taken, for the Purpoſe of aſcertaining the ſaid Duties according to the Regiſter thereof, under the Proviſions of 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*; and in caſe of any Diſpute or Doubt relative thereto the ſame ſhall be aſcertained by Admeaſurement, in the Mode and Manner preſcribed in the ſaid laſt-mentioned Act.

No Veſſel upon which the Duty is impoſed, ſhall be cleared Inwards unleſs it be firſt paid.

Tonnage to be aſcertained according to the Regiſter under 26 *Geo.* III, Cap. 60.

V. And be it further enacted, That it ſhall and may be lawful for the Owner or Owners of any Ship and Veſſel, in reſpect of which any of the Duties impoſed by this Act ſhall have been paid, to demand and receive from the reſpective Importers, Proprietors, or Conſignees of any Goods or Merchandizes brought or imported in any ſuch Ship or Veſſel, ſuch Sum or Sums of Money as ſhall be equal to the juſt and reaſonable Contribution, which the Proportion that ſuch Goods and Merchandize bear to the Tonnage Burthen of the Ship ſhall require, and no more; ſuch Proportion to be aſcertained according to the Uſage of Merchants in like Caſes.

Owners of Veſſels may demand from Importers a Proportion of Duties.

VI. And be it further enacted, That the Monies ariſing from the Duties hereby granted, ſhall be paid into the Receipt of His Majeſty's Exchequer, and carried to and made Part of the Conſolidated Fund; and that in the Office of the Auditor of the Receipt of His Majeſty's Exchequer, there ſhall be provided and kept a Book or Books, in which all

Duties to be paid into the Exchequer, and a ſeparate Account to be kept.

all the Monies arising from the said Duties, and paid into the said Receipt, shall be entered separate and apart from all other Monies paid or payable to His Majesty, His Heirs or Successors, upon any Account whatsoever.

Application of Duties.

VII. And be it further enacted, That the Money so raised, levied, collected, and paid, shall be applied in the First Place to defray the annual Expences of the said Floating Lazaret and Land Lazaret, and all other annual Expences which shall be incurred in the Execution of this Act; and in the next Place, to make good any Money that shall have been issued from the Consolidated Fund for the First erecting of the said Lazaret, and for providing the necessary and convenient Accommodations thereto belonging in Manner herein-before mentioned, and to no other Purpose whatsoever.

From *October* 1, 1800, the following recited and all other Acts, in so far as they relate to the Performance of Quarantine, repealed.

VIII. And whereas it is expedient that the several Acts of Parliament now in force for performing Quarantine, should be reduced into One Act, and that further Provision should be made for obliging Ships and Persons coming from Places infected with or subject to the Plague, or any infectious Disease or Distemper of the Nature of the Plague, to perform Quarantine in such Manner as shall be directed by Proclamation or by Order of His Majesty in Council, and for punishing Offenders against such Orders; be it enacted, That, from and after the First Day of *October* One thousand eight hundred, an Act, passed in the Twenty-sixth Year of the Reign of His Majesty King *George* the Second, intituled, *An Act to oblige Ships more effectually to perform their Quarantine, and for the better preventing the Plague being brought from Foreign Parts into* Great Britain *or* Ireland, *or the Isles of* Guernsey, Jersey, Alderney, Sark, *or* Man; another Act, passed in the Twenty-ninth Year of the same Reign, intituled, *An Act to repeal a Clause in an Act, made in the Twenty-sixth Year of His present Majesty, intituled,* '*An Act to oblige Ships more effectually to perform their Quarantine, and for the better preventing the Plague being brought from Foreign Parts into* Great Britain *or* Ireland, *or the Isles of* Guernsey, Jersey, Alderney, Sark, *or* Man,' *whereby the stationing of Ships infected with the Plague to the Northward of* Cape Finisterre, *is confined to the Harbour of* New Grimsby, *and removeable to no other Place, and for appointing a more safe and commodious Place instead thereof*; an Act passed in the Twelfth Year of His present Majesty's Reign, intituled, *An Act to explain and amend so much of an Act made in the Twenty-sixth Year of the Reign of His late Majesty King* George *the Second, as relates to the Establishment of Lazarets*; so much of an Act passed in the Twenty-eighth Year of His present Majesty's Reign, intituled, *An Act more effectually to secure the Performance of Quarantine, and for amending several Laws relating to the Revenue of Customs*, as relates to the Performance of Quarantine; and also so much as relates to the Performance of Quarantine, of an Act passed in the Thirty-eighth Year of His present Majesty's Reign, intituled, *An Act to amend Two Acts, made in the Twenty-sixth Year of King* George *the Second, and the Twenty-eighth Year of the Reign of His present Majesty, respecting the Performance of Quarantine; for punishing Persons acting contrary to any Order in Council, which may be made for laying any Embargo on Ships or Vessels, or for prohibiting or regulating the Exportation of any Goods, Wares, or Merchandize; to prevent the fraudulent*

26 *Geo.* II, Cap. 6.

29 *Geo.* II, Cap. 8.

12 *Geo.* III, Cap. 57.

28 *Geo.* III, Cap. 34.

38 *Geo.* III, Cap. 33.

Importation of Glaſs into this Kingdom; for permitting the Removal of Coffee and Cocoa Coaſtwiſe, for the greater Convenience of Exportation; to authorize the Commiſſioners of the Cuſtoms to return the Duties paid on Goods imported, which ſhall be loſt or deſtroyed before the landing thereof; to prevent Veſſels licenſed by the Admiralty from being engaged in any Trade or Employment not permitted by their Licences; for permitting Wines put on board any of His Majeſty's Ships to be removed from one Ship to another, without being firſt landed and warehouſed; and for extending the Proviſions of an Act, made in the Thirty-third Year of the Reign of His preſent Majeſty, to Wines delivered into the Charge of the Collector and Comptroller of His Majeſty's Cuſtoms at the Port of Falmouth; and alſo ſo much as relates to the Performance of Quarantine, of an Act, paſſed in the Thirty-ninth Year of His preſent Majeſty's Reign, intituled, *An Act to encourage the Trade into the* Levant Seas, *by providing a more convenient Mode of performing Quarantine; and for reducing the Duty, granted by an Act of the laſt Seſſion, on Goods the Manufacture of* Great Britain, *exported to any Place within the* Streights of Gibraltar; and every other Act or Acts heretofore paſſed, in ſo far as the ſame do or may be deemed or conſtrued to relate to the Performance of Quarantine, and to be contrary to the Proviſions of this Act, ſhall be and the ſame are hereby repealed.

39 *Geo.* III, Cap. 99.

His Majeſty by Proclamation may declare any infectious Diſeaſe to be of the Nature of the Plague.

IX. And whereas infectious Diſeaſes and Diſtempers which may not be deemed the Plague, have raged and may rage in Foreign Parts, the Communication whereof may be highly dangerous to the Health of His Majeſty's Subjects of this Kingdom; be it declared and enacted, That it ſhall be lawful for His Majeſty, by and with the Advice of His Privy Council, by His Royal Proclamation, from Time to Time to declare any ſuch infectious Diſeaſe or Diſtemper to be of the Nature of the Plague.

All Veſſels, Perſons, and Goods coming into any Place in *Great Britain, Guernſey etc.* from any Place from whence His Majeſty ſhall judge the Plague may be brought, ſhall perform Quarantine as ſhall be directed by His Majeſty's Orders in Council.

X. And be it further enacted, That, from and after the Firſt Day of *October* One thouſand eight hundred, all Ships and Veſſels arriving, and all Perſons, Goods, and Merchandizes whatſoever coming or imported into any Port or Place within *Great Britain*, or the Iſles of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, or *Man*, from any Place from whence His Majeſty, His Heirs or Succeſſors, by and with the Advice of His or Their Privy Council, ſhall judge it probable that the Plague or other infectious Diſeaſe or Diſtemper which His Majeſty, with the Advice of His Privy Council, ſhall from Time to Time declare to be of the Nature of the Plague, may be brought, ſhall be liable and obliged to make their Quarantine in ſuch Place and Places, for ſuch Time and in ſuch Manner as ſhall from Time to Time be directed by His Majeſty, His Heirs or Succeſſors, by His or Their Order or Orders in Council, and notified by Proclamation, or publiſhed in the *London Gazette*, and that until ſuch Ships, Veſſels, Perſons, Goods, and Merchandizes ſhall have reſpectively performed and ſhall be duly diſcharged from ſuch Quarantine, no ſuch Perſon, Goods, or Merchandizes, or any of them, ſhall come or be brought on Shore, or go or be put on board any other Ship or Veſſel in any Place within His Majeſty's Dominions, unleſs in ſuch Manner, and in ſuch Caſes, and by ſuch Licence, as ſhall be directed or permitted by ſuch Order or Orders made by His Majeſty, His Heirs or Succeſſors, in Council as aforeſaid; and that all ſuch Ships and Veſſels, and the Perſons or Goods coming

coming or imported in, or going or being put on board the ſame, and all Ships, Veſſels, Boats, and Perſons receiving any Goods or Perſons out of the ſame, ſhall be ſubject to ſuch Orders, Rules, and Directions concerning Quarantine, and the Prevention of Infection, as ſhall be made by His Majeſty, His Heirs and Succeſſors, by and with the Advice of His Privy Council, and notified by His Royal Proclamation, or publiſhed in the *London Gazette*.

Rules for Veſſels on board which the Plague ſhall appear within the Streights of *Gibraltar* or without, till the Land Lazaret ſhall be fit for the Performance of Quarantine.

XI. And be it further enacted, That if the Plague, or other infectious Diſeaſe or Diſtemper as aforeſaid, ſhall appear on board any Ship or Veſſel within the *Streights of Gibraltar*, the Maſter, Commander, or other Perſon having Charge thereof, ſhall immediately proceed to ſome one of the Foreign Lazarets, and there perform Quarantine, until ſuch Time as the Land Lazaret, to be erected as aforeſaid, ſhall, by His Majeſty, His Heirs or Succeſſors, by and with the Advice of His or their Privy Council, and by Order of the ſame notified by Proclamation, or publiſhed in the *London Gazette*, have been declared to be fit for the due Performance of Quarantine therein; but if ſuch Plague, or other ſuch infectious Diſeaſe or Diſtemper as aforeſaid, ſhall appear on board any Ship or Veſſel without the *Streights of Gibraltar*, then the Maſter, Commander, or other Perſon having the Charge or Command thereof, ſhall (unleſs ſuch Land Lazaret ſhall have been ſo declared to be fit for the due Performance of Quarantine therein) immediately proceed to the Harbour of *Saint Helens Pool*, between the Iſlands of *Saint Helens Tean* and *North Withel*, being Two of the Iſlands commonly called *The Iſlands of Scilly*, or to ſuch other Place as His Majeſty, His Heirs or Succeſſors, by and with the Advice of His or Their Privy Council, ſhall from Time to Time direct and appoint; where, being arrived, he ſhall make known his Caſe to ſome Officer of the Cuſtoms there, who ſhall immediately acquaint the Governor, Deputy Governor, or other Principal Magiſtrate thereof, and alſo ſome Cuſtom Houſe Officer of ſome Port of *England* near thereunto; and the ſaid Cuſtom Houſe Officer of ſuch near Port in *England* ſhall, with all poſſible Speed, ſend Intelligence thereof to the Commiſſioners of the Cuſtoms in the Port of *London*; and the ſaid Governor, Deputy Governor, or other Principal Magiſtrate, ſhall in like Manner, with all poſſible Speed, ſend Intelligence thereof to One of His Majeſty's Principal Secretaries of State, to the End that ſuch Meaſures may be taken for the Comfort and Support of the Crew and Paſſengers on board ſuch Ship ſo infected, and ſuch Precautions uſed to prevent the ſpreading of the Infection, as the Caſe ſhall require; and the ſaid Ship or Veſſel ſhall there remain until His Majeſty's Pleaſure be known; nor ſhall any of the Crew or Paſſengers on board thereof go on Shore: But in caſe the ſaid Maſter, Commander, or other Perſon having Charge of the ſaid Ship or Veſſel ſo infected, ſhall not be able to make the ſaid Iſlands of *Scilly* or other Place ſo appointed by His Majeſty as aforeſaid, or ſhall be forced by Streſs of Weather, or otherwiſe, to go up either of the Channels, it ſhall not be lawful for him to enter with ſuch Ship or Veſſel into any Port, but he ſhall remain in ſome open Road till he receives Directions by ſome Order of the Privy Council, and he ſhall uſe every neceſſary Means in his Power to prevent any of his Ship's Company or Paſſengers from going out of his Ship, and to avoid all Intercourſe with other

other Ships, Veſſels, or Perſons; and ſuch Ship's Company or Paſſengers ſhall, until ſuch Maſter, Commander, or other Perſon ſhall have received ſuch Directions, remain in ſuch Ship, and ſhall avoid all Intercourſe with other Ships, Veſſels, or Perſons; and the ſaid Maſter or any other Perſon on board ſuch Ship or Veſſel as aforeſaid, who ſhall be diſobedient herein, ſhall be adjudged guilty of Felony, and ſhall ſuffer Death as in Caſes of Felony, without Benefit of Clergy.

Maſters of Veſſels, *etc.* diſobedient herein, ſhall ſuffer Death.

XII. And be it further enacted, That every Commander, Maſter, or other Perſon having the Charge of any Ship or Veſſel liable to the Performance of Quarantine, ſhall be and is hereby required, from and after the Firſt Day of *October* One thouſand eight hundred, at all Times when ſuch Ship or Veſſel ſhall meet with any other Ship or Veſſel at Sea, or ſhall be within Four Leagues of the Coaſt of *Great Britain* or *Ireland*, or the Iſles of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, or *Man*, to hoiſt a Signal to denote that his Ship or Veſſel is liable to the Performance of Quarantine, which Signal ſhall be in the Day Time, if the ſaid Ship or Veſſel ſhall have a clean Bill of Health, a large Yellow Flag of Six Breadths of Bunting at the Main Topmaſt Head; and if ſuch Ship or Veſſel ſhall not have a clean Bill of Health, then a like Yellow Flag, with a circular Mark or Ball entirely Black thereon, whoſe Diameter ſhall be equal to Two Breadths of Bunting, and in the Night Time the Signal ſhall, in both Caſes, be a large Signal Lantern, ſuch as is commonly uſed on board His Majeſty's Ships of War, with a Light at the ſame Maſt Head, and ſuch Commander, Maſter, or other Perſon ſhall keep ſuch Signals reſpectively, as the Caſe ſhall be, hoiſted during ſuch Time as the Ship or Veſſel ſhall continue within Sight of ſuch other Ship or Veſſel, or within Four Leagues of the ſaid Coaſts or Iſlands, and while ſo in Sight or within ſuch Diſtance, until ſuch Ship or Veſſel ſhall have arrived at the Port or Place where it is to perform Quarantine, and until it ſhall have been legally diſcharged from the Performance of Quarantine, on Failure whereof ſuch Commander, Maſter, or other Perſon having Charge of ſuch Ship or Veſſel ſo liable to the Performance of Quarantine, ſhall forfeit and pay, for every ſuch Offence, the Sum of Two hundred Pounds.

Maſters of Veſſels liable to Performance of Quarantine, meeting other Veſſels at Sea, or being within Four Miles of the Coaſt of *Great Britain*, *Ireland*, *Guernſey*, *etc.* to hoiſt a Signal, on Penalty of 200 *l.*

XIII. And be it further enacted, That if any Maſter, Commander, or other Perſon having the Charge or Command of any Ship or Veſſel, not liable to the Performance of Quarantine, ſhall hoiſt ſuch Yellow Flag, whereby other Ships may be put to the Inconvenience of changing their Courſe, ſuch Maſter, Commander, or other Perſon as aforeſaid, ſhall forfeit and pay the Sum of Fifty Pounds.

Penalty of 50 *l.* on Maſters of Veſſels not liable to Quarantine hoiſting a Yellow Flag.

XIV. And be it further enacted, That in caſe any Pilot ſhall bring or conduct, or cauſe to be brought and conducted, any Ship or Veſſel liable to the Performance of Quarantine, into any Place which is not, or which ſhall not be ſpecially appointed for the Reception of Ships and Veſſels ſo liable to the Performance of Quarantine, unleſs compelled by Streſs of Weather, adverſe Winds, or Accidents of the Seas, ſuch Pilot ſhall, for each and every ſuch Offence, forfeit and pay the Sum of One hundred Pounds.

Pilots conducting Veſſels liable to Quarantine into Places not appointed, to forfeit 100 *l.*

XV. And, to the End that it may be the better known whether any Ship or Veſſel be actually infected with the Plague, or other infectious

Diſeaſe or Diſtemper as aforeſaid, or whether ſuch Ship or Veſſel, or the Mariners or Paſſengers coming, or the Cargo imported in the ſame, are liable to any Orders touching Quarantine: Be it further enacted, That when any Country or Place ſhall be infected with the Plague, or other ſuch infectious Diſeaſe or Diſtemper as aforeſaid, or when any Order or Orders ſhall be made by His Majeſty in Council concerning Quarantine, and the Prevention of Infection as aforeſaid, then and in ſuch Caſe, as often as any Ship or Veſſel ſhall attempt to enter into any Port or Place in *Great Britain*, or of the Iſles of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, or *Man*, whether ſuch Port ſhall have been appointed for the Performance of Quarantine or not, the Principal Officer of His Majeſty's Cuſtoms in ſuch Port or Place, or ſuch Perſon as ſhall be authorized to ſee Quarantine duly performed, ſhall go off, or cauſe ſome other Perſon to be by him appointed for that Purpoſe to go off, to ſuch Ship or Veſſel, and ſuch Officer or other Perſon authorized to ſee Quarantine performed as aforeſaid, or the Perſon ſo by him appointed for that Purpoſe, ſhall, at a convenient Diſtance from ſuch Ship or Veſſel, demand of the Commander, Maſter, or other Perſon having Charge of ſuch Ship or Veſſel, and ſuch Commander, Maſter, or other Perſon having Charge of ſuch Ship or Veſſel ſhall, upon ſuch Demand, give a true Anſwer in Writing or otherwiſe, and upon Oath or not upon Oath, according as he ſhall by ſuch Officer or other Perſon be required, to all ſuch Queſtions and Interrogatories as ſhall be put to him, by virtue and in purſuance of ſuch Regulations and Directions as His Majeſty, by Order in Council, ſhall be pleaſed to preſcribe; and in caſe ſuch Commander, Maſter, or other Perſon having Charge of ſuch Ship or Veſſel ſhall, upon ſuch Demand made as aforeſaid, refuſe to make a true Diſcovery in any of the Particulars concerning which he ſhall be interrogated in Manner aforeſaid, ſuch Commander, Maſter, or other Perſon having Charge of ſuch Ship or Veſſel, for every ſuch Offence ſhall forfeit and pay the Sum of Two hundred Pounds.

When any Place ſhall be infected with the Plague, or when any Order ſhall be made by His Majeſty concerning Quarantine, the Perſon authorized to ſee it performed at the Place, ſhall demand certain Queſtions of the Maſter of every Veſſel, who, for Refuſal, ſhall forfeit 200 *l.*

XVI. And be it further enacted, That in caſe it ſhall appear upon ſuch Examination or otherwiſe, that ſuch Ship or Veſſel is under ſuch Circumſtances as ſhall render it liable to perform Quarantine, and that the Port where it ſo arrives is not the Port where it ought ſo to perform Quarantine, in ſuch Caſe it ſhall and may be lawful to and for the Officers of any of His Majeſty's Ships of War, or any of His Majeſty's Forts or Garriſons, and all other His Majeſty's Officers whom it may concern, upon Notice thereof given to them, or any of them reſpectively, and to and for any other Perſon or Perſons whom they ſhall call to their Aid and Aſſiſtance; and ſuch Officers and other Perſons are hereby required to oblige ſuch Ship or Veſſel to go and repair to ſuch Place as hath been or ſhall be appointed for Performance of Quarantine, and to uſe all neceſſary Means for that Purpoſe, either by firing of Guns upon ſuch Ship or Veſſel, or by any other Kind of neceſſary Force whatſoever; and in caſe any ſuch Ship or Veſſel ſhall come from any Place viſited with the Plague, or other infectious Diſeaſe or Diſtemper as aforeſaid, or ſhall have any Perſon on board actually infected, and the Commander, Maſter, or other Perſon having Charge of ſuch Ship or Veſſel ſhall conceal the ſame, ſuch Commander, Maſter, or other Perſon having Charge of ſuch Ship or Veſſel, ſhall be adjudged guilty of Felony, and ſhall ſuffer Death as in Caſes of Felony, without Benefit of Clergy.

If it ſhall appear that any ſuch Veſſel is liable to perform Quarantine, the Officers of any Ship of War, *&c.* ſhall compel it to go to the appointed Place.

Maſters of Veſſels coming from Places viſited with the Plague, or having any infected Perſon on board, and concealing the ſame, ſhall ſuffer Death.

XVII. And

XVII. And be it further enacted, That every Maſter, Commander, or other Perſon having Charge of any Ship or Veſſel which ſhall be ordered to perform Quarantine as aforeſaid, ſhall forthwith, after his Arrival at the Place appointed for the Performance of his Quarantine, deliver on Demand to the Chief Officer appointed to ſee Quarantine Duty performed there, or Perſon acting for him, and which Officer or Perſon is hereby required to make ſuch Demand, ſuch Bill of Health and Manifeſt as he ſhall have received from any *Britiſh* Conſul during his Voyage, together with his Log Book and Journal, under Pain of forfeiting the Sum of Five hundred Pounds if he ſhall wilfully refuſe and neglect ſo to do.

Maſters of Veſſels ordered to perform Quarantine, ſhall deliver to the Chief Officer appointed to ſee it performed, their Bill of Health, &c. on Penalty of 500 *l.*

XVIII. And be it further enacted; That every Maſter, Commander, or other Perſon having the Charge or Command of any Ship or Veſſel liable to perform Quarantine, ſhall deliver to the Conſul or other Perſon acting as ſuch, and where there is none ſuch reſiding there, then to Two known *Britiſh* Merchants at the Port at which he ſhall take on board any Articles, a Liſt, Schedule, or Manifeſt, retaining One or more true Copies thereof in his own Poſſeſſion, of all ſuch Articles of every Deſcription, whether brought as Baggage, Preſents, or otherwiſe, and of all Packets, Parcels, or Letters, which Liſt, Schedule, or Manifeſt, ſhall by him be verified on Oath, and ſubſcribed before the *Britiſh* Conſul, or other Perſon or Merchants as aforeſaid, who ſhall atteſt the ſame by ſubſcribing his or their Name or Names thereto; and ſuch *Britiſh* Conſul, or other Perſon or Merchants as aforeſaid, ſhall tranſmit the ſaid Liſt, Schedule, or Manifeſt ſo ſigned by him or them, as the Caſe may be, to the Commiſſioners of the Cuſtoms in the Port of *London*, for their Information; and the ſaid Maſter, Commander, or other Perſon as aforeſaid, on his Arrival in this Kingdom, ſhall declare upon Oath before the Collector or Principal Officer of the Cuſtoms at the Port where he ſhall arrive, or at the Port neareſt thereto, that he has not received any Goods, Packages, or Articles whatever on board, either as Baggage, Preſents, or otherwiſe, nor any Letter or Packets, or Parcels of Letters, but ſuch as are ſpecified in ſuch Liſts, Schedules, or Manifeſts; and in caſe the Maſter, Commander, or other Perſon as aforeſaid, ſhall not, on Demand by ſuch Collector or Principal Officer of the Cuſtoms, produce all or any of the Articles ſo ſpecified in ſuch Liſts, Schedules, or Manifeſts as aforeſaid, or make it appear that the ſame have been unavoidably loſt, deſtroyed, or conſumed, ſuch Maſter, Commander, or other Perſon, ſhall forfeit and pay, for every ſuch Default, a Sum not exceeding the Sum of Five hundred Pounds nor leſs than the Sum of One hundred Pounds; and if any Perſon ſhall land or unſhip, or ſhall move, in order to the landing or unſhipping thereof, any Goods, Wares, or Merchandize, or any ſmall Articles brought as Baggage, Preſents, or otherwiſe, or any Letters or Packets, or Parcels of Letters whatever from on board ſuch Ship or Veſſel, or ſhall receive the ſame after they have been ſo landed or unſhipped, he ſhall forfeit and pay a Sum not exceeding the Sum of Five hundred Pounds, nor leſs than the Sum of One hundred Pounds.

Maſters of Veſſels liable to Quarantine, to deliver to the Conſul at the Port where they ſhall take on board any Articles, a Manifeſt, who ſhall tranſmit it to the Commiſſioners of the Cuſtoms, and the Maſter on his Arrival ſhall make Oath before the Officers of the Cuſtoms at the Port, that he has not received on board any Articles but what are contained in the Manifeſt.

Penalty on Maſters not producing all ſuch Articles.

Penalty on Perſons landing, or receiving any Articles from on board ſuch Veſſels.

XIX. And be it further enacted, That if any Commander, Maſter, or other Perſon having Charge of any Ship or Veſſel liable to perform Quarantine, and having Notice that ſuch Ship or Veſſel is ſo liable, ſhall himſelf quit, or ſhall knowingly permit or ſuffer any Seaman or Paſſenger

Maſters quitting, or ſuffering Perſons to quit Veſſels, or not in due Time carrying them into the Places ap-

pointed for Quarantine, to forfeit 500*l.*

ſenger coming in ſuch Ship or Veſſel to quit ſuch Ship or Veſſel, by going on Shore, or by going on board any other Ship, Boat, or Veſſel, before ſuch Quarantine ſhall be fully performed, unleſs in ſuch Caſes, and by ſuch proper Licence as ſhall be directed and granted by and by virtue of ſuch Order or Orders made or to be made concerning Quarantine, and the Prevention of Infection as aforeſaid; or in caſe any Commander, Maſter, or other Perſon having Charge of ſuch Ship or Veſſel, ſhall not, within a convenient Time after due Notice given for that Purpoſe, cauſe ſuch Ship or Veſſel, and the Lading thereof, to be conveyed into the Place or Places appointed for ſuch Ship, Veſſel, and Lading, to perform their Quarantine reſpectively; then and in every ſuch Caſe every ſuch Maſter, Commander, or other Perſon as aforeſaid, for every ſuch Offence ſhall forfeit and pay the Sum of Five hundred Pounds; and if any Perſon ſhall ſo quit ſuch Ship or Veſſel by going on Shore, or by going on board any other Ship or Veſſel contrary to the true Meaning of this Act, it ſhall and may be lawful for all Perſons whatſoever, by any Kind of neceſſary Force, to compel ſuch Perſon to return on board ſuch Ship or Veſſel; and every ſuch Perſon ſo quitting ſuch Ship or Veſſel ſhall, for every ſuch Offence, ſuffer Impriſonment for the Space of Six Months, and ſhall alſo forfeit and pay the Sum of Two hundred Pounds.

Perſons quitting ſuch Veſſels may be compelled to return on board, and ſhall be liable to Impriſonment, and Penalty of 200*l.*

When a Veſſel arrives with a clean Bill of Health, the Maſter ſhall give Notice thereof, and of the Contents of his Manifeſt, and of the Port in which he has performed Quarantine, to the Officer of the Cuſtoms, that the ſame may be laid before the Privy Council.

Penalty of 200*l.* for landing Goods before an Order of Council is made, or contrary thereto.

XX. And be it further enacted, That when any Ship or Veſſel which has performed Quarantine in any Foreign Lazaret, ſhall arrive in any of the Ports of *Great Britain*, or the Iſles of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, or *Man*, with a clean Bill of Health, no Goods or Merchandize liable to retain the Infection of the Plague, or other infectious Diſeaſe or Diſtemper as aforeſaid, ſhall be permitted to be landed or unſhipped, unloaded or moved, in order to be landed out of ſuch Ship or Veſſel, but the Maſter, Commander, or other Perſon having the Charge or Command of ſuch Ship or Veſſel ſhall, immediately upon his Arrival, give Notice thereof, and of the Contents of his Liſts, Schedules, or Manifeſts as aforeſaid, and of the Foreign Port in which ſuch Ship or Veſſel hath performed Quarantine, to the Principal Officer of His Majeſty's Cuſtoms at the Port where he ſhall arrive, or at the Port neareſt thereto, in order that the ſame may be forthwith laid before His Majeſty's Privy Council; and if the Maſter, Commander, or other Perſon as aforeſaid, or any Perſon whatſoever, ſhall land, or ſhall unſhip, unload, or move, in order to land any Goods or Merchandize out of the ſaid Ship or Veſſel, before an Order of His Majeſty's Privy Council ſhall be made, giving Directions therein, or otherwiſe than ſhall be directed in the ſaid Order, every ſuch Perſon ſhall, for every ſuch Offence, forfeit and pay the Sum of Two hundred Pounds.

Perſons liable to Quarantine to be ſubject to the Orders of the Officers authorized to direct the Performance thereof, who may enforce Obedience thereto, and call in Aid.

XXI. And whereas Diſobedience or refractory Behaviour in Perſons under Quarantine, may be attended with very great Danger to His Majeſty's Subjects; be it further enacted, That all Perſons liable to perform Quarantine, whether in Ships or in a Lazaret, or elſewhere, ſhall be ſubject, during the ſaid Quarantine, to ſuch Orders as they ſhall receive from the proper Officers authorized to direct and ſuperintend the due Performance thereof; and the ſaid Officers are hereby empowered and required to enforce all neceſſary Obedience to the ſaid Orders; and in caſe of Neceſſity to call in others to their Aſſiſtance; and all Perſons ſo

called

called in are hereby required to assist accordingly; and such Officers shall, and they are hereby empowered and required to compel all Persons obliged to perform Quarantine as aforesaid, to repair and to cause all Goods and Merchandizes comprized within any such Orders made or to be made as aforesaid, to be conveyed to the said Lazaret or other Place duly appointed in that Behalf, in such Manner, and according to such Directions as shall be made by Order of His Majesty in Council as aforesaid; and if any Person obliged to perform Quarantine as aforesaid shall wilfully refuse or neglect to repair within convenient Time, after due Notice for that Purpose given to him or her by the proper Officer to the said Lazaret, or other Place duly appointed for him or her, or having been placed in the said Lazaret or other Place shall escape, or attempt to escape out of the same before Quarantine duly performed, it shall and may be lawful to and for the Watchmen and other Persons appointed to see Quarantine performed, and they are hereby required, by such necessary Force as the Case shall require, to compel every such Person so refusing or neglecting as aforesaid, and every such Person so escaping or attempting to escape as aforesaid, to repair or return into such Lazaret or other Place so appointed for him or her as aforesaid; and every Person so refusing or neglecting to repair, within convenient Time after such Notice as aforesaid, into the said Lazaret or other Place, and also every Person actually escaping as aforesaid, shall be adjudged guilty of Felony, and suffer Death as in Cases of Felony, without Benefit of Clergy.

If any Person shall neglect to duly repair to the Place appointed for him, or shall escape, he shall be compelled to return, and every Person refusing to return, or escaping, shall suffer Death.

XXII. And be it further enacted, That if any Officer of His Majesty's Customs, or any other Officer or Person whatsoever to whom it doth or shall appertain to execute any Order or Orders made or to be made concerning Quarantine, or the Prevention of Infection, and notified as aforesaid, or to see the same put in Execution, shall be guilty of any wilful Breach or Neglect of Duty in that Behalf, every such Officer and Person so offending shall forfeit such Office or Employment as he may be possessed of, and shall become from thenceforth incapable to hold or enjoy the same, or to take a new Grant thereof, and every such Officer and Person shall forfeit and pay the Sum of One hundred Pounds; and if any such Officer or Person shall desert from his Duty when employed as aforesaid, or shall knowingly and willingly permit any Person, Ship, Vessel, Goods, or Merchandize, to depart or be conveyed out of the said Lazaret, Ship, or other Place as aforesaid, unless by Permission under an Order of His Majesty, by and with the Advice of His Privy Council, or if any Person hereby authorized and directed to give a Certificate of a Ship having duly performed Quarantine or Airing, shall knowingly give a false Certificate thereof, every such Officer and Person so offending shall be deemed guilty of Felony, and suffer Death as in Cases of Felony, without Benefit of Clergy; and if any such Officer or Person shall knowingly and wilfully damage any Goods performing Quarantine under his Direction, he shall be liable to pay Treble Damages and full Costs of Suit to the Owner of the same.

Officers of the Customs, &c. for Breach or Neglect of Duty shall forfeit their Office, and 100 *l.*; and if they shall desert from their Duty when employed, or permit any Person or Vessel, &c. to depart out of the Lazaret, *etc.* or if the Persons authorized shall give false Certificates, they shall suffer Death.

Penalty for wilfully damaging Goods performing Quarantine.

XXIII. And be it further enacted, That if any Person not infected with the Plague, or other infectious Disease or Distemper as aforesaid, nor liable to perform Quarantine, shall enter the said Lazaret or other Place so appointed as aforesaid, whilst any Person or Persons infected with the Plague, or being under Quarantine, shall be therein, and shall return or attempt

If any sound Person shall enter a Lazaret, he shall perform Quarantine; and if he escape,

shall suffer Death.

attempt to return from thence, unleſs in ſuch Caſes and by ſuch Licence as ſhall be directed and granted by virtue of ſuch Order or Orders of His Majeſty in Council as aforeſaid, it ſhall and may be lawful to and for the Watchmen or other Perſons appointed to guard or ſecure the ſaid Lazaret or other Place ſo appointed as aforeſaid, by ſuch neceſſary Force as the Caſe ſhall require, to compel ſuch Perſon ſo returning or attempting to return, to repair into the ſaid Lazaret or other Place ſo appointed as aforeſaid, there to continue and perform Quarantine; and in caſe ſuch Perſon ſhall actually eſcape out of the ſaid Lazaret or other Place where he or ſhe ſhall be ſo placed for Performance of Quarantine, before he or ſhe ſhall have fully performed the ſame, he or ſhe ſhall be adjudged guilty of Felony, and ſhall ſuffer Death as in Caſes of Felony, without Benefit of Clergy.

Goods, when ſpecified in any Order in Council as liable to retain Infection, ſhall be liable to Quarantine.

XXIV. And whereas certain Sorts of Goods and Merchandizes are more eſpecially liable to retain Infection, and may be brought from Places infected into other Countries, and from thence imported into His Majeſty's Dominions in Ships not obliged to perform Quarantine, be it enacted, That all ſuch Goods and Merchandizes as ſhall be particularly ſpecified for that Purpoſe in any Order or Orders of His Majeſty in Council, made or to be made concerning Quarantine, and the Prevention of Infection as aforeſaid, which ſhall be imported into any of His Majeſty's Dominions from any Foreign Country or Place in any Ship or Veſſel whatſoever, ſhall be ſubject and liable to ſuch Regulations and Reſtrictions as ſhall be made by Order of His Majeſty in Council reſpecting the ſame, for performing Quarantine and the Prevention of Infection as aforeſaid.

After Proof of the Performance of Quarantine, and on Certificate to that Effect, Veſſels and Perſons not liable to farther Reſtraint.

XXV. And be it further enacted, That after Quarantine ſhall have been duly performed by any Ship or Veſſel, Perſon or Perſons obliged to perform Quarantine as aforeſaid, according to this Act, and to ſuch Order or Orders made as aforeſaid, and upon Proof to be made by the Oaths of the Maſter or other Perſon having Charge of ſuch Ship or Veſſel, and of Two of the Perſons belonging thereto, or upon Proof to be made by the Oaths of Two or more credible Witneſſes before the Collector, or Principal Officer of the Cuſtoms at the Port where ſuch Quarantine ſhall be performed, or at the Port neareſt thereunto, or before any Juſtice of the Peace living near to the Port or Place, or when ſuch Quarantine ſhall have been performed, within any of the ſaid Iſles of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, or *Man*, before any Two Jurats or Magiſtrates of any of the ſaid Iſles reſpectively, that ſuch Ship or Veſſel, and all and every ſuch Perſon and Perſons reſpectively, have duly performed Quarantine as aforeſaid, and that the Ship or Veſſel, and all and every Perſon and Perſons, are free from Infection, and after producing a Certificate to that Purpoſe, ſigned by the Chief Officer who ſuperintended the Quarantine of the ſaid Ship, or Perſon acting for him, then and in the ſaid reſpective Caſes ſuch Collector, or Principal Officer of the Cuſtoms, or ſuch Juſtice of the Peace, or ſuch Jurats or Magiſtrates as aforeſaid reſpectively, are hereby required to give a Certificate thereof; and thereupon ſuch Ship or Veſſel, and all and every ſuch Perſon and Perſons ſo having performed Quarantine, ſhall be liable to no further Reſtraint or Detention upon the ſame Account for which ſuch Ship or Veſſel, Perſon or Perſons, ſhall have performed Quarantine as aforeſaid.

XXVI. And

XXVI. And be it further enacted, That all Goods, Wares, and Merchandizes liable to Quarantine as aforesaid, shall be opened and aired in such Place or Places, and for such Time and in such Manner as shall be directed by His Majesty, His Heirs and Successors, by such Order or Orders to be made as aforesaid; and after such Orders shall have been duly complied with, a Certificate thereof shall be given by the Chief Officer appointed to superintend the Quarantine, and airing of such Goods, Wares, and Merchandizes, or by the Person acting for him, and Proof thereof shall be made by the Oaths of Two or more credible Witnesses before the Collector or other Principal Officer of the Customs at the Port lying next to such Place or Places where such Goods, Wares, or Merchandizes shall have been opened and aired as aforesaid, or before any Justices of the Peace living near the same, or before any Two Jurats or Magistrates of the said Isles of *Guernsey*, *Jersey*, *Alderney*, *Sark*, or *Man* respectively, which Collector, or other Principal Officer, or such Justice, or Two Jurats or Magistrates respectively, as the Case may be, shall also make Certificate of such Proof having been made; and upon the Production of such Certificates to His Majesty's Commissioners of the Customs in *England* or *Scotland* respectively, or to the Governor or Lieutenant Governor, Commander in Chief, or Chief Magistrate of any of the said last-mentioned Islands, as the Case may be, such Goods, Wares, and Merchandize shall be forthwith discharged from any Restraint or Detention upon the same Account, by Order of the said Commissioners, or any Three or more of them, or of the said Governor, Lieutenant Governor, Commander in Chief, or Chief Magistrate respectively.

Goods to be opened and aired; and on Certificate of Proof of Compliance, they shall be discharged from Restraint.

XXVII. And be it further enacted, That if any Person shall knowingly and wilfully forge or counterfeit, or procure to be forged or counterfeited, any Certificate directed and required to be granted by this Act, or shall publish as true any such forged or counterfeited Certificate, knowing the same to be forged or counterfeited, he shall be adjudged guilty of Felony, and shall suffer Death as in Cases of Felony, without Benefit of Clergy.

Persons forging Certificate, &c. shall suffer Death.

XXVIII. And be it further enacted, That if any Person or Persons shall knowingly or wilfully conceal from the Officers of Quarantine, or shall clandestinely convey any Letters, Goods, Wares, or Merchandizes in or from any Ship under Quarantine, or liable to perform Quarantine, or from the said Lazaret, or other Place where Goods shall be performing Quarantine, every such Person so offending shall be adjudged guilty of Felony, and shall suffer Death as in Cases of Felony, without Benefit of Clergy.

Persons concealing, or conveying any Articles from any Vessel under Quarantine, or from the Lazarets, shall suffer Death.

XXIX. And be it further enacted, That in case it shall at any Time happen that any Part of *Great Britain*, *Ireland*, or the Isles of *Guernsey*, *Jersey*, *Alderney*, *Sark*, or *Man*, or *France*, *Spain*, *Portugal*, or the Low Countries, shall be infected with the Plague, or any other infectious Disease or Distemper as aforesaid, it shall and may be lawful to and for His Majesty, His Heirs and Successors, by His or their Proclamation, to prohibit and restrain all small Boats and Vessels, under the Burthen of Twenty Tons, from sailing or passing out of any Port or Place of *Great Britain*, or the Isles of *Guernsey*, *Jersey*, *Alderney*, *Sark*, and *Man*, or any of them, until Security be first given by the Master of every such

During the Plague in certain Parts Vessels under 20 Tons may be prohibited from sailing until Security be given with certain Conditions.

Boat or Veſſel reſpectively, to the Satisfaction of the Principal Officer of the Cuſtoms, or the Chief Magiſtrate of the Port or Place from whence ſuch Boat or Veſſel ſhall ſail, by Bond taken by ſuch Officer or Magiſtrate, to the King, His Heirs or Succeſſors, with ſufficient Sureties in the Penalty of Three hundred Pounds, with Condition that if ſuch Boat or Veſſel ſhall not go to or touch at any Country, Port, or Place to be mentioned for that Purpoſe in ſuch Proclamation; and if neither the Maſter or other Perſon having Charge of ſuch Boat or Veſſel, nor any Mariner or Paſſenger in ſuch Boat or Veſſel ſhall, during the Time aforeſaid, go on board any other Ship or Veſſel at Sea; and ſuch Maſter or other Perſon having Charge of ſuch Boat or Veſſel ſhall not permit or ſuffer any Perſon or Perſons to come on board ſuch Boat or Veſſel at Sea from any other Ship or Veſſel, and ſhall not, during the Time aforeſaid, receive any Goods and Merchandizes whatſoever out of any other Ship or Veſſel, then ſuch Bond ſhall be void, for the making of which Bond no Fee or Reward whatſoever ſhall be taken; and in caſe any Boat or Veſſel, for which ſuch Security ſhall be required by ſuch Proclamation, ſhall ſet ſail or paſs out of any Port or Place of *Great Britain*, or the Iſlands of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, and *Man*, or any of them reſpectively, before ſuch Security be given as aforeſaid, every ſuch Boat or Veſſel ſo ſailing or paſſing out of any Port or Place, contrary to the true Intent and Meaning of this Act, together with her Tackle, Apparel, and Furniture, ſhall be forfeited to His Majeſty, His Heirs and Succeſſors; and the Maſter of, and every Mariner ſailing in any ſuch Boat or Veſſel ſhall ſeverally forfeit and pay the Sum of Twenty Pounds.

If any ſuch Veſſel ſhall ſail before Security be given it ſhall be forfeited, and 20 *l.* by the Maſter and each Mariner on board.

Publication in the *London Gazette* of any Order in Council to be ſufficient Notice.

XXX. And be it further enacted, That the Publication in the *London Gazette* of any Order of Council made in purſuance of this Act, or His Majeſty's Royal Proclamation made in purſuance of the ſame, ſhall be deemed and taken to be ſufficient Notice to all Perſons concerned, of all Matters therein reſpectively contained.

Recovery and Application of Penalties.

XXXI. And be it further enacted, That all Forfeitures and Penalties aforeſaid, that ſhall be incurred by any Offence committed againſt any Part of this Act, ſhall and may be recovered by Suit in any of His Majeſty's Courts of Record at *Weſtminſter*, in which no Eſſoign, Wager of Law, or more than One Imparlance ſhall be granted, or in *Scotland* by ſummary Action in the Court of Seſſion, or by Proſecution before the Court of Juſticiary there, or by Suit in any of His Majeſty's Courts in the Iſlands of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, or *Man*, by or by Information before any Two Juſtices of the Peace of the County, Riding, Diviſion, City, or Place where the Offence was committed, and may be levied of the Offender's Goods and Chattels, and if he ſhall not have Goods and Chattels equal in Value to the Amount of ſuch Forfeiture or Penalty, then ſuch Offender ſhall be committed to Gaol till Payment thereof, and every ſuch Forfeiture and Penalty ſhall belong and be given, one Moiety to the Perſon who ſhall ſue for the ſame, and the other Moiety to His Majeſty, His Heirs and Succeſſors, to be applied towards defraying the Expences of erecting and maintaining the Lazaret as aforeſaid.

Perſons authorized to take Examinations may adminiſter Oaths.

XXXII. And be it further enacted, That in all Caſes wherein by or by virtue and in purſuance of any of the Proviſions of this Act, any Examinations or Anſwers ſhall be directed to be taken or made upon Oath, the

the Perſon who ſhall by or by virtue of the ſame be authorized and required to take ſuch Examinations and Anſwers, ſhall and ſhall be deemed to have full Power and Authority to adminiſter ſuch Oath; and if any Perſon who ſhall be ſo interrogated or examined, ſhall wilfully ſwear falſely to any Matter concerning which ſuch Perſon ſhall depoſe, or make Oath on ſuch Examination, or if any Perſon ſhall procure any other Perſon ſo to do, he or ſhe ſhall be deemed to have been guilty of, and ſhall be liable to be proſecuted for wilful and corrupt Perjury, or Subornation of wilful and corrupt Perjury, as the Caſe may be, and ſhall ſuffer the Penalties of the Law in ſuch Caſes reſpectively made and provided.

Penalty on Perſons ſwearing falſely, or procuring others to do ſo.

XXXIII. And be it further enacted, That all Offences committed againſt any of the Proviſions of this Act (not being Felony), and every Offence or Diſobedience to any Order of Council made for better carrying into Execution this Act, for which no ſpecifick Penalty, Forfeiture, or Puniſhment is provided by this Act, ſhall and may be tried, heard, and determined before any Two Juſtices of the Peace of the County, Riding, Diviſion, City, or Place where ſuch Offence or Diſobedience ſhall happen; and if any Perſon ſhall be convicted of any ſuch Offence or Diſobedience, he or ſhe ſhall be liable to ſuch Forfeiture and Penalty, not exceeding the Sum of Fifty Pounds for any One Offence, or to ſuch Impriſonment, not exceeding Three Months for any One Offence, as ſhall in the Diſcretion of the Two Juſtices who ſhall have heard and determined the ſame, be judged proper; and ſuch Forfeiture and Penalty ſhall be paid, one Moiety to the Perſon ſuing for the ſame, and the other to His Majeſty, to be applied as the Moieties of other Forfeitures and Penalties are herein before directed to be applied.

Offences, not felonious, againſt this Act or any Order of Council, may be tried before Two Juſtices, who may fine or impriſon the Offender.

Application of Penalty.

XXXIV. Provided always, and it is hereby enacted, That no Attainder of Felony by virtue of this Act ſhall be extended to work any Corruption of Blood, or Forfeiture of any Goods, Chattels, Lands, Tenements, or Hereditaments.

No Attainder of Felony to work Corruption of Blood, &c.

XXXV. And be it further enacted, That all Offences committed upon the High Seas againſt this Act, or againſt any Order of Council made for carrying this Act into Execution, ſhall be deemed to be done within the Body of the County neareſt to the Place where ſuch Offence was committed, and ſhall and may be proſecuted within ſuch County.

Offences committed upon the High Seas, may be proſecuted within the neareſt County.

XXXVI. And be it further enacted, That if any Action or Suit ſhall be commenced againſt any Perſon or Perſons for any Thing done in purſuance and Execution of this preſent Act, or of any Order of Council made by virtue thereof, the Defendant or Defendants in ſuch Action or Suit may plead the General Iſſue, and give this Act and the Special Matter in Evidence at any Trial to be had thereupon, and that the ſame was done in purſuance and in the Execution of the ſaid Act; and if it ſhall appear ſo to have been done, then the Jury ſhall find for the Defendant or Defendants; and if the Plaintiff ſhall be nonſuited, or diſcontinue his Action after the Defendant or Defendants ſhall have appeared, or if Judgement ſhall have been given upon any Verdict or Demurrer againſt the Plaintiff, the Defendant or Defendants ſhall and may recover Treble Coſts, and have

Defendants may plead the General Iſſue.

Treble Coſts.

Limitation of Actions.

have the like Remedy for the ſame as the Defendant or Defendants hath or have in other Caſes by Law; and that no ſuch Action or Suit ſhall be brought againſt any Perſon for any Matter or Thing done in purſuance or Execution of this Act, but within the Space of Two Years after ſuch Matter or Thing ſhall have been done.

Commencement of Act.

XXXVII. And be it further enacted, That this Act ſhall commence and take Effect, except as is herein-before otherwiſe provided, on the Firſt Day of *October* One thouſand eight hundred.

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