ANNO TRICESIMO NONO

GEORGII III. REGIS.

C A P. XXIII.

An Act to repeal certain Parts of Three Acts, made in the Thirty-ſeventh and Thirty-eighth Years of the Reign of His preſent Majeſty, for raiſing a Proviſional Force of Cavalry; and for making further Proviſion reſpecting ſuch Part of the Proviſional Cavalry of this Kingdom as is now actually called out and embodied.

[21ſt *March* 1799.]

WHEREAS it is expedient that ſuch Part of the Proviſional Force of Cavalry, raiſed by virtue of Two ſeveral Acts, paſſed in the Thirty-ſeventh Year of His preſent Majeſty, as hath not been embodied prior to or under another Act, paſſed in the laſt Seſſion of Parliament, ſhould be forthwith diſbanded, in the Manner and according to the Regulations herein-after mentioned; and that ſuch Part of the ſaid Proviſional Cavalry as hath been embodied prior to or under Preamble.

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under the ſaid Act, ſhould remain embodied under the Regulations of the ſaid Acts and of this Act, until the End of the preſent War, or ſuch ſhorter Time as His Majeſty ſhall think proper, and then to be diſbanded, in like Manner as the Proviſional Cavalry, not now embodied, is directed by this Act to be diſbanded: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That in every County, Riding, or Place, where the Proviſional Cavalry thereof ſhall have been embodied prior to the paſſing of the ſaid Act of the laſt Seſſion of Parliament, all and every the Proviſions, Clauſes, Regulations, Privileges, Matters, and Things, in the ſaid Act or in this Act contained, relating to Proviſional Cavalry embodied under the ſaid Act, ſhall be extended to, and are hereby declared to be in Force, and ſhall be applied to any Proviſional Cavalry embodied prior to the paſſing of the ſaid Act, and now remaining embodied, in as full and ample a Manner, in every Reſpect as to any other Proviſional Cavalry raiſed, and now embodied under the above recited Acts, or any or either of them.

38 Geo. III, Cap. 94, and this Act, to extend to Proviſional Cavalry embodied prior to paſſing the former Act, and now remaining embodied.

II. And be it further enacted, That in every County, Riding, and Place, the Proviſional Cavalry whereof is not now embodied, the Proviſions of the ſaid ſeveral Acts, or of any other Acts reſpecting the ſaid Proviſional Force of Cavalry, which relate to the muſtering, training, and exerciſing, or embodying, the ſaid Proviſional Cavalry, or to the making any further Allowances for the Expences of keeping the Horſes belonging to ſuch Proviſional Cavalry, ſhall, from and after the paſſing of this Act, be, and the ſame are hereby repealed; and that in every County or Riding, the Proviſional Cavalry whereof is now embodied, all the Proviſions contained in the ſeveral Acts aforeſaid, which relate to the furniſhing any Mare or Gelding for ſuch Proviſional Cavalry, or providing any Men to ſerve therein, ſhall alſo, from and after the paſſing of this Act, be, and the ſame are hereby repealed.

Where the Proviſional Cavalry is not now embodied, the Proviſions relating to muſtering, *&c.*; and where now embodied, the Proviſions relating to furniſhing Horſes, and providing Men, to be repealed.

III. And be it further enacted, That in all Caſes where the Proviſional Cavalry is not now embodied, and any Mare or Gelding, Cloaths, Furniture, or Accoutrements, or other Articles, as required by the ſaid Acts, have been furniſhed to any Perſon ſerving, or ballotted to ſerve, in the Proviſional Cavalry, out of any Publick Monies applied under any of the ſaid Acts, or any Allowance of any Publick Monies has been made to any Perſon ſo ſerving or ballotted as aforeſaid, for the providing any Mare or Gelding, Cloaths, Furniture, Accoutrements, or other Articles required to be provided according to the Directions of the ſaid Acts, that then and in every ſuch Caſe the Sum of Money expended in the furniſhing ſuch Mare or Gelding, Cloaths, Furniture, or Accoutrements, or other Articles, as required by the ſaid Acts, or as an Allowance to the Perſon ballotted, or Claſs from which the Perſon was ballotted for the providing the ſame, or ſuch Proportion thereof as the Deputy Lieutenants, or Court of Lieutenancy, ſhall, under all Circumſtances, adjudge reaſonable, not being in any Caſe leſs than One Half of

Where the Proviſional Cavalry is not now embodied, and any Horſe, *&c.* has been furniſhed out of any Publick Money, the Sum ſo expended, or ſuch Part as the Deputy Lieutenants, or Court of Lieutenancy, ſhall adjudge reaſonable, ſhall be repaid to ſuch Perſon as they, with the

of the Sum ſo advanced, ſhall be repaid to ſuch Perſon, at or before the Time of the ſaid Proviſional Cavalry being diſbanded, as the Deputy Lieutenants of the Diviſion, or Court of the Lieutenancy of the Place, with the Conſent of the Receiver General for the County, Riding, or Place, in which ſuch Perſon was ballotted to ſerve, ſhall authorize to receive the ſame, according to the Order of the ſaid Deputy Lieutenants, or Court of Lieutenancy, or in Default thereof, the Mare or Gelding, Cloaths, Furniture, Accoutrements, and other Articles ſo furniſhed or provided as aforeſaid, ſhall be forthwith delivered to ſuch Perſon as ſhall be appointed by the Lieutenant or Deputy Lieutenants, or Court of Lieutenancy, to receive the ſame; and all ſuch Mares, Geldings, Cloaths, Furniture, Accoutrements, and other Articles ſo ordered to be delivered, ſhall thereupon be ſold and diſpoſed of by publick Auction, as ſoon as conveniently may be, for the beſt Price that can be obtained, and the Money ſo to be repaid, or the Produce ariſing from ſuch Sales, or ſo much thereof as have been ſo advanced, ſhall be paid over to ſuch Receiver General or his Deputy, and go in Payment, or in Aid of Payment, of the Sums required to replace the Monies advanced by ſuch Receiver General, under the ſaid Acts for the Proviſional Cavalry raiſed in ſuch Diviſion or Place: Provided always, That any Overplus ariſing from ſuch Sale, after paying the Money advanced, or ſuch Proportion thereof as aforeſaid, to ſuch Receiver General as aforeſaid, ſhall be repaid to the Party who ſhall have provided ſuch Mare, Gelding, Cloaths, Furniture, Accoutrements, or other Articles as aforeſaid.

Conſent of the Receiver General, ſhall order, or the Horſe, &c. ſhall be delivered to ſuch Perſon as they ſhall appoint, to be ſold, and the Produce, or the Sum ſo repaid, to be paid over to the Receiver General.

Any Overplus from Sales to be repaid the Party who provided the Horſe, &c.

IV. And be it further enacted, That in the ſeveral Counties, Ridings, and Places, where the Proviſional Cavalry has not been embodied, the Deputy Lieutenants of each Subdiviſion of ſuch County or Riding, and the Court of Lieutenancy of any Place, ſhall, as ſoon after the paſſing of this Act as conveniently may be, meet in their reſpective Subdiviſions and Places, and cauſe all ſuch of the Proviſional Cavalry in their ſeveral Subdiviſions and Places reſpectively, as ſhall not have been furniſhed as aforeſaid, at the Public Expence, with any Mares, Geldings, Cloaths, Furniture, or Accoutrements, or ſhall not have received any Allowances for the providing any Mares, Geldings, Cloaths, Furniture, or Accoutrements, to be forthwith diſbanded; and ſhall, at ſuch Meeting, appoint a Day, not later than Fourteen Days from the Time of ſuch Firſt Meeting, for the muſtering of all ſuch Proviſional Cavalry as ſhall not have been diſbanded at ſuch Firſt Meeting as aforeſaid, and by whom any Mare, Gelding, Cloaths, Furniture, or Accoutrements, ought to be returned, or Allowances granted, ought to be repaid as aforeſaid; and every Perſon for whom any Mare or Gelding, Cloaths, Furniture, or Accoutrements, ſhall have been furniſhed at the Publick Expence, or to whom any Allowance of Money has been made for providing the ſame, who ſhall neglect to attend ſuch Muſter, or to ſend ſome Agent on his or her Behalf, to deliver up at ſuch Meeting ſuch Mare, Gelding, Cloaths, Furniture, or Accoutrements as ought to be returned at ſuch Meeting, or to repay ſuch Sum of Money as may be due in lieu thereof, to the Perſon appointed by the Deputy Lieutenants, or Court of Lieutenancy, to receive the ſame as aforeſaid, ſhall forfeit ſuch Sum of Money as ſhall be fixed by any Two or more Deputy Lieutenants, or ſuch Court of

Where the Proviſional Cavalry has not been embodied, the Deputy Lieutenants of each Subdiviſion, and the Court of Lieutenancy of any Place, ſhall meet and cauſe ſuch as ſhall not have been furniſhed at the publick Expence, with Horſes, &c. to be diſbanded, and appoint a Day for muſtering ſuch as ſhall not be diſbanded; and ſuch as ſhall have been furniſhed with any Horſe, &c. at the publick Expence, who ſhall neglect to attend to deliver up ſuch Horſe, etc. ſhall forfeit a Sum not exceeding 20*l.*

of Lieutenancy, at ſuch Meeting as aforeſaid, not exceeding the Sum of Twenty Pounds, which Sum ſhall be certified to the reſpective Commiſſioners, and ſhall be added to the laſt or next Aſſeſſment of ſuch Perſon, in reſpect of the Duties on Horſes in the ſaid Acts mentioned, and levied and accounted for together with the Duties therein contained, and as Part thereof, under the ſame Powers as the Duties on Horſes may by Law be levied and recovered.

Summons for attending Muſters, and Notice thereof to be given as Notice of Time and Place of Exerciſe.

V. And be it further enacted, That the Summons for attending ſuch Muſters ſhall be iſſued, and Notice thereof given by the Conſtables and other Officers, in their reſpective Juriſdictions, in the ſame Manner as is directed in the ſaid laſt mentioned Act, for giving Notice of any Time and Place of Exerciſe under the ſaid laſt mentioned Act.

Where the Proviſional Cavalry is now embodied, the Commanding Officer ſhall cauſe an Account to be taken of the Horſes fit for Military Service, diſtinguiſhing ſuch as have been valued, and tranſmitted to the County Lieutenant, who ſhall cauſe ſuch to be valued as have not been; and, upon Production of the proper Certificate, the Receiver General ſhall pay the valued Price, after deducting any Allowance that may have been made, to the Perſons or Claſſes to whom the Horſes ſhall belong.

VI. And be it further enacted, That in every County, Riding, or Place, the Proviſional Cavalry whereof ſhall be now embodied, the Officer commanding ſuch Proviſional Cavalry ſhall, within One Month after the paſſing of this Act, cauſe an Account to be taken of the ſeveral Mares and Geldings in ſuch Proviſional Cavalry that ſhall be fit for Military Service, diſtinguiſhing in the ſaid Account ſuch as ſhall have been valued, and of which Certificates of Value ſhall have been granted at or after the embodying of ſuch Proviſional Cavalry, as is directed by the ſaid Act of the laſt Seſſion of Parliament, or by any former Act relating to the Proviſional Force of Cavalry, and ſhall cauſe ſuch Account to be tranſmitted to the Lieutenant, or in his Abſence to the Deputy Lieutenants of the County, Riding, or Place to which ſuch Proviſional Cavalry ſhall belong; and the Lieutenant or Deputy Lieutenants of ſuch County, Riding, or Place, ſhall thereupon cauſe all ſuch Mares or Geldings as have not been ſo valued as aforeſaid, to be valued by Two ſkilful Perſons, to be named, with the Approbation of ſuch Commanding Officer, by the ſaid Lieutenant or Deputy Lieutenants of ſuch County, Riding, or Place, according to the Price at which the ſame might be ſold, ſuch Price not in any Caſe to exceed the Sum of Twenty-five Pounds; and thereupon, and upon Production of the joint Certificate of the Commanding Officer of ſuch Proviſional Cavalry, or of the Officer appointed by him to attend ſuch Valuation, and of the Perſons making ſuch Valuation, or upon the Production of the Certificate of Valuation granted under the ſaid Act of the laſt Seſſion of Parliament, or ſuch other Acts as aforeſaid, reſpectively indorſed by the Clerk to the General Meeting of Lieutenancy of the ſaid County, Riding, or Place, which Indorſement ſhall ſpecify whether any and what Allowance ſhall have been made to the Perſon providing any ſuch Mare or Gelding, for and towards providing the ſame, it ſhall be lawful for the Receiver General of the ſame County, Riding, or Place, or his Deputy, and he is hereby required to pay or remit the valued Price of ſuch Mare or Gelding, after deducting the Amount of the Allowance that ſhall appear by ſuch Certificate to have been made for or towards providing the ſame, to the Perſon or Claſs to whom ſuch Mare or Gelding ſhall belong, within Ten Days after Demand of ſuch Price as aforeſaid, out of any Publick Monies in the Hands of ſuch Receiver or his Deputy, ariſing out of any Duties receivable

ceivable by ſuch Receiver; which Certificate, ſo indorſed as aforeſaid, ſhall be a ſufficient Diſcharge to ſuch Receiver General, and which Sums ſhall be reimburſed to ſuch Receiver General, out of any Monies which ſhall then have been or thereafter ſhall be voted by the Commons of *Great Britain* in Parliament aſſembled, towards defraying the Extraordinaries of the Army.

Receiver General to be reimburſed out of the Extraordinaries of the Army.

VII. And be it further enacted, That the ſaid Commanding Officer ſhall alſo cauſe an Account to be taken, and tranſmitted to the Lieutenant or Deputy Lieutenants as aforeſaid of the County, Riding, or Place to which ſuch Proviſional Cavalry ſhall belong, of all the Mares and Geldings in ſuch Proviſional Cavalry that ſhall, on an Examination by him to be had within the Time herein-before mentioned, be deemed unfit for Military Service, and ſhall alſo cauſe all ſuch laſt mentioned Mares and Geldings to be returned, according to ſuch Orders as the Lieutenant or Deputy Lieutenants as aforeſaid ſhall give for that Purpoſe, to the Perſons reſpectively providing the ſame: Provided always, That in every Caſe where any ſuch laſt mentioned Mare or Gelding hath been provided at the Publick Expence, or any Allowance of Publick Monies ſhall have been made to any ſuch Perſon for or towards providing any ſuch Mare or Gelding, then and in ſuch Caſe the ſaid Mare or Gelding ſhall not be returned, but on Re-payment of the Sums ſo advanced, to the Perſon appointed by ſuch Lieutenant or Deputy Lieutenants to receive the ſame, and in Default of ſuch Re-payment, the ſaid Lieutenant or Deputy Lieutenants ſhall forthwith cauſe ſuch Mare or Gelding to be ſold, in Manner herein-before directed as to the Caſes before mentioned; and after Payment of ſuch Sum or Allowance as ſhall have been advanced for or towards providing ſuch Mare or Gelding, to the Receiver General or his Deputy, in the Manner and for the Purpoſes herein-before ſpecified in other the like Caſes of Re-payment, and after deducting the Expences of ſuch Sale, the Surplus ariſing therefrom ſhall be forthwith paid to the Perſon or Claſs who ſhall have provided ſuch Mare or Gelding.

The Commanding Officer to cauſe an Account to be tranſmitted to the County Lieutenant of Horſes deemed unfit for Military Service, and to cauſe them to be returned as the Lieutenant ſhall order to the Perſons providing them: But if any publick Expence has been incurred it ſhall be repaid, or the Horſes ſhall be ſold.

VIII. And be it further enacted, That during the Time any ſuch Proviſional Cavalry ſhall remain embodied, any Vacancies therein may be filled up and recruited in ſuch Manner as any Fencible Regiment of Cavalry may be recruited, and for that Purpoſe it ſhall be lawful for any Officer, Serjeant, or other Perſon, ſerving for the Time being in ſuch embodied Proviſional Cavalry, being thereunto authorized by the Commanding Officer for the Time being of ſuch Proviſional Cavalry, to beat up for and enliſt Volunteers in any City, Town, Pariſh, or Place, within the County, Riding, or Place, to which ſuch Proviſional Cavalry belongs, but not elſewhere, to ſerve in ſuch Proviſional Cavalry, during all ſuch Time as the ſaid Proviſional Cavalry may be embodied to ſerve by virtue of the ſaid Acts.

Vacancies in embodied Proviſional Cavalry may be recruited as Fencible Cavalry, in the Place to which it belongs.

IX. And be it further enacted, That no Perſon who ſhall have found or ſhall hereafter find any Subſtitute in any Proviſional Cavalry, that ſhall remain embodied as aforeſaid, ſhall be permitted to change ſuch Subſtitute,

Subſtitutes in embodied Proviſional Cavalry ſhall not be changed without

Consent of the Commanding Officer.

Substitute, and provide another Person, to be enrolled in lieu of such Substitute in Manner directed in the said last above recited Act, unless with the Consent of the Commanding Officer of such Provisional Cavalry, or of such other Officer of such Provisional Cavalry as may be authorized by such Commanding Officer to give such Consent.

So much of first recited Act as prohibits carrying out of *Great Britain* Provisional Cavalry suspended, so far as relates to any who may voluntarily offer to so serve, certified by the Commanding Officer, after having explained that they cannot be compelled to serve out of the Kingdom.

X. And be it further enacted, That so much of the said first above recited Act as prohibits the carrying out of *Great Britain* the Whole or any Part of the Provisional Cavalry, shall, during the Continuance of the present War, be suspended, so far as relates to any embodied Provisional Cavalry, or any Part thereof, who His Majesty may think proper to permit to serve out of *Great Britain*, in consequence of any voluntary Offers that may be made by them to that Effect, and duly certified to that Effect by their Commanding Officer: Provided always, That, previous to the certifying such Offer, the Commanding Officer shall have explained to the Persons making the same, that the same, if made, is purely voluntary on their Part, and that no Person serving in such Provisional Cavalry can be compelled to make such Offer, or to engage to serve out of this Kingdom, except by his own Consent signified.

When Overseers of the Poor, after passing this Act, shall relieve the Family of any Person serving in the embodied Provisional Cavalry, Two Justices to examine Quarterly the Account, and order Payment by the Receiver General, who shall be reimbursed out of the Extraordinaries of the Army.

XI. And be it further enacted, That when any Overseer or Overseers of the Poor of any Parish, Tything, or Place, shall, after the passing of this Act, pay any Sum or Sums of Money, under and by virtue of the Regulations of the said before recited Act passed in the last Session of Parliament, for or towards the Relief of the Family of any Person serving in the embodied Provisional Cavalry, that then and in every such Case it shall be lawful for any Two Justices of the Peace of the County, Riding, or Place, where such Payment shall have been made, and they are hereby required, Once in every Quarter of a Year, to enquire into and examine the Account of Monies so paid as aforesaid, at the Request, and on the Oath or solemn Affirmation of such Overseer or Overseers, and shall thereupon allow all such Payments as shall appear to such Justices to have actually been made after the passing of this Act, under and by virtue of the Regulations of the said abovementioned Act; and shall also thereupon forthwith make an Order for the Receiver General of such County, Riding, or Place, to pay the Sum allowed by them in such Account, out of any Monies in the Hands of such Receiver General, arising from any Duties receivable by him as such Receiver General; and such Receiver General or his Deputy shall, and they are hereby respectively required to pay the Sum so allowed in such Account as aforesaid, or to remit the same, within Ten Days after the Receipt of such Order, to the Overseers of the Poor of the Parish, Tything, or Place, from which such Order shall have been transmitted to him, and such Order, certifying the Amount allowed in such Account, shall be a sufficient Discharge to such Receiver General for Payment of such Sum of Money; and which Sums shall be reimbursed to such Receiver General, out of the Sums voted for the Extraordinaries of the Army as before mentioned.

XII. And

XII. And be it further enacted, That whenever His Majeſty ſhall think it convenient to diſband any Regiment or Corps of Proviſional Cavalry now embodied, the Officer having the Command thereof ſhall, at ſuch Time as the General Officer of the Diſtrict ſhall, purſuant to His Majeſty's Direction to be ſignified in ſuch Order, fix, cauſe the Proviſional Cavalry of ſuch County or Riding to be marched, under their reſpective Officers, to any Place or Places appointed for that Purpoſe, within the County, Riding, or Place to which they reſpectively belong; and the Lieutenant or Deputy Lieutenants of ſuch County, Riding, or Place, ſhall, on ſome convenient Day preceding the Day fixed for diſbanding ſuch Proviſional Cavalry, cauſe the ſame to be muſtered, and there to be diſbanded.

When His Majeſty ſhall think fit to diſband any embodied Proviſional Cavalry, the Commanding Officer ſhall, at ſuch Time as the General Officer of the Diſtrict fixes, cauſe them to march to the Place appointed, previous to which they ſhall be muſtered.

XIII. And be it further enacted, That all Pay of the Officers and Private Men of the Proviſional Cavalry now embodied, which ſhall be ſo diſbanded as aforeſaid, and all Allowances for the Keep of any ſuch Mares or Geldings belonging to the Proviſional Cavalry not now embodied, and all further Services under the ſaid Acts, or any of them, ſhall wholly ceaſe and determine from the reſpective Days fixed, in Manner herein-before mentioned, for the diſbanding the ſame.

Pay, Allowances, and Service to ceaſe from the Days fixed for Diſbandment.

XIV. And be it further enacted, That the Receiver General of every County, Riding, and Place in *England*, ſhall, as ſoon after the paſſing of this Act as the ſame can be done, make up an Account of all Monies advanced by him under any of the ſaid Acts, and alſo an Account of all Monies which have been repaid to him on Account of the ſame, and ſhall compare the Sums advanced with the Sums repaid, in each Diviſion of the County or Riding for which there are ſeparate Sets of acting Commiſſioners of Land Tax, and apportion the Sums due from each Diviſion; and the ſaid Receiver General may, and he is hereby authorized to require the ſeveral Clerks to the Lieutenants and Deputy Lieutenants, and alſo the ſeveral Clerks of the Commiſſioners of Land Tax within his County, Riding, or Place, to make out and tranſmit, with all Diſpatch, not to exceed, in any Caſe, Two Months from the ſaid Account being required by ſuch Receiver General, all ſuch Accounts as he may think neceſſary to enable him to make out ſuch Accounts, and to apportion ſuch Charges in Manner herein-before required; and if any ſuch Clerk ſhall neglect or refuſe to make out ſuch Accounts within the Time herein-before required, he ſhall forfeit, for every ſuch Offence, the Sum of Twenty Pounds, to be recovered as any Penalty may by the ſaid Acts, or any of them, be recovered.

Receiver General to make up an Account of Monies advanced and repaid, and apportion the Sums due from each Diviſion; and may require the Clerks to the Lieutenancy, and to the Commiſſioners of Land Tax, to tranſmit him ſuch Accounts as he may think neceſſary for that Purpoſe.

Penalty of 20*l.* on Clerk for Neglect.

XV. And be it further enacted, That the Receivers General of the ſeveral Counties, Ridings, and Places in *England*, ſhall, as ſoon as they ſhall reſpectively have made up their Accounts of the ſeveral Sums due in the ſeveral Diviſions of their reſpective Counties or Ridings, and in their ſeveral Places, cauſe the reſpective Sums ſo appearing due, to be certified under their reſpective Hands, or the Hands of their reſpective Deputies, to the ſeveral Clerks to the Commiſſioners for executing an Act

The Receivers General, as ſoon as they ſhall have made up their Accounts, to certify the Sums due to the Clerks to the Commiſſioners for executing

38 *Geo.* III, c. 41, who ſhall proportion the Sum to be added to each Perſon's laſt Aſſeſſment of the Duties on Horſes.

Act of the laſt Seſſion of Parliament, intituled, *An Act for repealing the Duties upon Male Servants, Carriages, Horſes, Mules, and Dogs, and for granting to His Majeſty other Duties in lieu thereof*; and the reſpective Clerks to ſuch Commiſſioners ſhall immediately proceed, upon the Receipt of ſuch Certificate, to make out and proportion the reſpective Sums to be added to each Perſon's laſt Aſſeſſment of the ſaid Duties on Horſes in their reſpective Diviſions and Places, and all ſuch Sums ſo certified ſhall, by force and virtue of ſuch Certificate, be aſſeſſed by the reſpective Commiſſioners, in their ſeveral and reſpective Diviſions, upon all and every the Perſons liable to the Duties upon Horſes, in like Manner in every Reſpect, and according to the ſame Rules and Directions, as are mentioned in the ſaid Act of the laſt Seſſion of Parliament, for the Regulation of the Proviſional Force of Cavalry; and every ſuch Clerk who ſhall not, within One Month after the Receipt of ſuch Certificate, make out an Account of the due Proportion of each Perſon's Aſſeſſments, in Manner herein-before and in the ſaid Act directed, ſhall forfeit and pay, for every ſuch Offence, the Sum of Twenty Pounds, to be recovered and applied as any Penalties may be recovered and applied under the ſaid firſt recited Acts.

Penalty of 20*l.* on Clerk for Neglect.

Where Deputy Lieutenants have made an Order for Payment of Money by any Receiver General without diſtinguiſhing the Sums to be aſſeſſed in each Diviſion, he ſhall apportion the ſame, in Proportion to the Number of Men raiſed, and certify the ſame to the Clerks to the Commiſſioners of the Diviſions, who ſhall apportion the ſame.

XVI. And be it further enacted, That in every Caſe where the Deputy Lieutenants of any County or Riding ſhall, at any General Meeting of Lieutenancy, have made any Order, or granted any Certificate for the Payment, by any Receiver General, of any Money under any of the ſaid Acts, without diſtinguiſhing in ſuch Order or Certificate, the Proportions of the Sums to be aſſeſſed in each Diviſion of ſuch County or Riding, for the Repayment to the ſaid Receiver General of the Money to be advanced upon ſuch Order or Certificate, and ſuch Receiver General ſhall thereupon have advanced ſuch Sum of Money, that then, and in every ſuch Caſe, it ſhall be lawful for ſuch Receiver General, and he is hereby required, to apportion ſuch Sum of Money among the ſeveral Diviſions of ſuch County or Riding, in Proportion to the Number of Men raiſed for the Proviſional Cavalry in each of ſuch Diviſions, as near as the ſame can be done, and thereupon to cauſe the reſpective Sums of Money, that appear upon ſuch Apportionment to be the reſpective Proportions of each Diviſion as aforeſaid, to be certified under his Hand, or the Hand of his Deputy, to the ſeveral Clerks to the Commiſſioners aforeſaid, of the ſeveral Diviſions of ſuch County or Riding, in their reſpective Diviſions; and the ſaid reſpective Sums of Money ſo certified by ſuch Receiver General as aforeſaid, ſhall be thereupon immediately apportioned by ſuch reſpective Clerks, and aſſeſſed, raiſed, levied, and collected in the reſpective Diviſions, in like Manner in every Reſpect, and according to the ſame Rules and Regulations, and under the like Penalties, as are herein-before directed in other Caſes of Money certified by ſuch Receiver General for the Purpoſe of being aſſeſſed as aforeſaid.

Aſſeſſments made prior to this Act, for the Duties on Horſes, to be valid, though

XVII. Provided always, and be it further enacted, That all Aſſeſſments made before the paſſing of this Act upon the ſeveral Perſons liable to the Duties upon Horſes in their reſpective Diviſions, ſhall be, and are hereby declared to be reſpectively valid Aſſeſſments, notwithſtanding

ſtanding that any of ſuch Aſſeſſments ſhall not have been added to each Perſon's laſt Aſſeſſment of the ſaid Duties on Horſes, in ſuch reſpective Diviſion, in the Manner directed by the ſaid recited Acts, but ſhall have been made ſeparate and diſtinct therefrom; and it ſhall be lawful in every ſuch Caſe for the ſaid reſpective Commiſſioners in every ſuch Diviſion, to cauſe ſuch Aſſeſſment to be collected and levied ſeparate and diſtinct from the other Aſſeſſment of the Duties on Horſes or Perſons in ſuch Diviſion, and they are hereby reſpectively authorized to cauſe ſuch Aſſeſſments to be levied by Diſtreſs and Sale of the Goods of the Party aſſeſſed, and for that Purpoſe to iſſue Warrants for the levying thereof in ſuch and the like Manner, and to proceed therein by all ſuch Ways and Means, and under ſuch Powers, as they may lawfully do in the levying any Aſſeſſment of the Duties upon Horſes under any Act or Acts relating to ſuch laſt mentioned Aſſeſſments.

not added to the laſt Aſſeſſment, and may be collected ſeparately.

XVIII. Provided always, and be it further enacted, That if the reſpective Commiſſioners of Land Tax and other the Duties before mentioned, ſhall neglect or refuſe to perform the ſeveral Duties required of them under this Act, or any of them, or ſhall neglect or refuſe to iſſue any Warrant of Diſtreſs for the levying of any Sum of Money contained in any ſuch Aſſeſſment as aforeſaid, made upon any Perſon within the Diviſion of ſuch Commiſſioners reſpectively, ſo neglecting or refuſing as aforeſaid, that then, and in every ſuch Caſe, it ſhall be lawful for any Two Juſtices of the Peace of the County or Riding where ſuch Default ſhall be made, upon Complaint being exhibited to them of ſuch Omiſſion and Neglect by the Receiver General of ſuch County or Riding, or his Deputy, or by any Inſpector or Surveyor of the ſaid Duties, or by the Collector appointed to collect the ſame, and ſuch Juſtices are hereby required to execute the ſeveral Duties, Matters, and Things, omitted or neglected to be done by ſuch Commiſſioners, and on Proof thereof, on the Oath or Affirmation of any credible Witneſs or Witneſſes, to iſſue their Warrant for the levying ſuch Aſſeſſment as aforeſaid, by Diſtreſs and Sale of the Goods of the Party aſſeſſed; and ſuch Juſtices are hereby authorized and required to act in all Matters and Things relating thereto, and carry this Act into Execution in all Matters relating thereto, in as full and ample a Manner, and with ſuch and the like Powers and Authorities, as ſuch Commiſſioners ought to and might have done.

If the Commiſſioners of Land Tax, and the other Duties, neglect to perform their Duty, Two Juſtices may perform it.

XIX. And be it further enacted, That all ſuch Sums of Money as ſhall have been or ſhall be advanced by the reſpective Receivers General in purſuance of the ſaid Acts, and ſhall not have been or ſhall not be aſſeſſed by any Aſſeſſment within the Year ending on the Fifth Day of *April* One thouſand eight hundred, ſhall be aſſeſſed and raiſed, levied and paid, in the reſpective Diviſions in or for which the ſame Monies ſhall have been or ſhall be advanced, upon the ſame Perſons reſpectively, who by any Aſſeſſment to be made of the Duties upon Horſes for the Year commencing after the ſaid Fifth Day of *April* One thouſand eight hundred, ſhall be charged to the ſaid Duties, and in Proportion to the Number of Horſes ſo charged upon ſuch Perſons reſpectively.

If Money advanced by the Receiver General ſhall not be aſſeſſed within the Year ending *April* 5, 1800, it may be aſſeſſed the next Year.

Act may be altered or repealed this Seſſion.

XX. Provided always, and be it further enacted, That this Act may be altered, varied, or repealed, by any Act or Acts to be made in this Seſſion of Parliament.

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