ANNO QUADRAGESIMO PRIMO

GEORGII III. REGIS.

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C A P. XXVII.

An Act for extending the Time for the Payment of certain Sums of Money advanced by way of Loan to ſeveral Perſons connected with and trading to the Iſlands of *Grenada* and *Saint Vincent*.

[31ſt *December* 1800.]

WHEREAS an Act was paſſed in the Thirty-fifth Year of the Reign of His preſent Majeſty, to direct the Iſſue of Exchequer Bills, to a limited Amount, for the Purpoſes and in the Manner therein mentioned: And whereas Exchequer Bills were iſſued under the ſaid Act to certain Commiſſioners therein named to a large Amount, and were by them advanced to certain Perſons connected with and trading to the Iſlands of *Grenada* and *Saint Vincent*, on certain Terms and Conditions: And whereas an Act was paſſed in the Thirty-ſeventh Year of His Majeſty's Reign, for allowing further Time for Payment of Inſtalments to become due on certain Sums advanced by way of Loan, purſuant to the ſaid firſt-mentioned Act; and for granting further Relief to Perſons connected with and trading to the ſaid Iſlands: And whereas an Act was paſſed in the Thirty-ninth Year of the Reign of His preſent Majeſty, for allowing further Time for the Payment of Inſtalments to become due on the ſaid Loans: And whereas another Act was alſo paſſed in the Second Seſſion of Parliament in the ſaid Thirty-ninth Year of the Reign of His preſent Majeſty for allowing further Time for the Payment of

Preamble.

35 *Geo.* III, Cap. 127,

37 *Geo.* III, Cap. 27,

39 *Geo.* III, Cap. 11, and 39 & 40 *Geo.* III, Cap. 13, recited.

of a certain Proportion of the Inſtalments then and to become due on the ſaid Loans: And whereas Circumſtances have occurred which render it expedient to continue the Powers of the ſaid Acts, and further to extend the Time for the Repayment of the Inſtalments remaining due on the ſaid Loans of Exchequer Bills, upon the Terms and Conditions herein-after ſpecified: Be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful to and for any Perſon or Perſons to whom any ſuch Relief ſhall have been granted under the ſaid recited Acts, his, her, or their Heirs, Executors, and Adminiſtrators, and who reſpectively ſhall be deſirous of enlarging or extending the Time limited by the ſaid Acts for the Repayment of any Part of any Loan of ſuch Exchequer Bills, to make Application to the Commiſſioners named and appointed under the ſaid Acts, or ſuch of them as ſhall be ſtill living, who are hereby nominated and appointed Commiſſioners for executing this Act, for any Enlargement or Extenſion of the Times limited for ſuch Repayment, not exceeding the Times or the Proportions of any ſuch Loan herein-after ſpecified, and the ſaid Commiſſioners are hereby authorized to enlarge and extend the Time for the Repayment of any ſuch Loan, in the Proportions as to what may be due thereon, and for the Times herein-after ſpecified, either upon the Obligation or Obligations, Security or Securities, Surety or Sureties, heretofore accepted and made liable for Repayment of any ſuch Loan, or any Intereſt thereon, without any other or new Obligation, Deed, or other Security or Agreement whatſoever, other than ſuch Conſent of Sureties as herein-after mentioned, or upon ſuch other and new Security or Securities, or other and new Surety or Sureties, either for the Whole of any ſuch Loan, or for any ſeparate and diſtinct Part or Parts of any ſuch Loan, upon new and ſeparate and diſtinct Security or Securities, either with the former Sureties, or ſeparate and new Sureties, for each ſeparate and diſtinct Part of any ſuch Loan, in lieu of any former Security or Securities, Surety or Sureties, as to them the ſaid Commiſſioners ſhall ſeem proper and neceſſary; and it ſhall and may be lawful for the ſaid Commiſſioners, and they are hereby authorized to require any new Security or Securities, Surety or Sureties, whenever they ſhall think the ſame neceſſary, and to cancel and annul any former Obligation or Obligations, Security or Securities, and to ſeparate and divide any ſuch Loan or Loans, and to grant ſuch Enlargement and Extenſion of Time for each Part ſeparately of any Loan ſo divided under this Act, and to require and take ſeparate and diſtinct Securities for any ſuch divided Part of ſuch Loan; and it ſhall be lawful for the ſaid Commiſſioners, and they are hereby authorized and empowered to require the Appearance of any Party or Parties, in any ſuch Loan, and to proceed to examine into and determine the Sufficiency of any ſuch old or new Security or Securities, Surety or Sureties, in like Manner in every Reſpect as they are empowered by the ſaid recited Acts to do with reſpect to any Security or Securities, Surety or Sureties, to be propoſed and given, previous to the Advance or Iſſue of any Exchequer Bills, or extending the Time for the Repayment of any ſuch Loan under the ſaid recited Acts, or any or either of them.

Perſons may apply to the Commiſſioners to have the Time for Repayment of Loans extended, who may extend it as herein ſpecified.

II. And

Sureties willing to remain so for Repayment of Loan at the extended Times, to signify their Consent to the Secretary, in the Form in the Schedule A.

II. And be it further enacted, That all and every Persons and Person liable as Sureties or Surety for the Repayment of any such Loan or Advance, at the Times limited by the said hereinbefore mentioned Acts, and who shall be willing to remain Sureties or Surety for the Repayment of such Loan or Advance, or of any Part or Proportion thereof, separated and divided under this Act as aforesaid, at such enlarged or extended Time as shall be granted under this Act, shall signify their Consent to remain such Sureties or Surety, by subscribing their or his Names or Name to a Writing, to be left with the Secretary of the said Commissioners for the Time being, according to the Form in the Schedule in this Act marked A.; and every such Consent, so subscribed and delivered, shall be binding upon the respective Sureties or Surety so signing the same, their, his, or her Heirs, Executors, or Administrators, in like Manner as such respective Sureties or Surety were or was, by the original Bonds or Bond entered into by them or him, bound for the Repayment of such Loan or Advance at the Times thereby limited for the Repayment thereof.

Commissioners to meet to receive, or appoint Persons to receive, Applications for Extension of Times for Repayment of Loans, and fix Days for taking them into Consideration.

III. And be it further enacted, That within Seven Days after this Act shall have received the Royal Assent, the said Commissioners, or any Three or more of them, shall meet to receive, or to appoint a proper Person or Persons to receive, all such Applications in Writing as shall be made to them for such Enlargement or Extension of the Times for the Repayment of the Amount of any such Loan of Exchequer Bills, and shall also fix proper and convenient Days for the Purpose of taking into Consideration all such Applications, and shall meet together for that Purpose, and proceed to take into Consideration all such Applications, as shall specify the Times to which such Payments are required to be extended, (not exceeding the Limits or Proportions herein-after mentioned).

Commissioners may grant to Persons not prepared to tender new Securities or Sureties, previous to Instalments becoming due, *etc.* further Time, the Grant of which shall be in the Form in the Schedule B.

IV. And be it further enacted, That in case any Persons or Person, making such Application to the said Commissioners, shall be required by the said Commissioners to give any new Security or Securities, or to produce any new or other Surety or Sureties, and shall not, previous to or upon any of the said Instalments becoming due and payable under the said recited Acts, be prepared to render such sufficient Security or Securities, or Sureties or Surety, as shall by the said Commissioners be deemed requisite; or, in case such Person or Persons shall prove to the Satisfaction of such Commissioners, that by Reason of the Distance at which any Sureties or Surety are then residing, the Consent of such Sureties or Surety under this Act cannot immediately be procured, it shall be lawful for the said Commissioners, by Writing under the Hands of any Three or more of them, to grant to such Persons or Person such further Time for the procuring and tendering such Security or Securities, or procuring the Consent of any such Surety or Sureties, as they in their Discretion shall think fit to allow, not exceeding the Period of Four Months from the Time of granting such further Time as aforesaid, and every Grant of such further Time as aforesaid shall be in the Form in the Schedule to this Act annexed marked B.; and in the mean Time, and until the Expiration of the Time so allowed by the said Commissioners for the Purpose aforesaid, such Persons respectively shall not be deemed or taken to have made Default in Payment of such Instalment of the

ſaid Loan under the ſaid recited Acts, unleſs Default ſhall be made in the Payment of any ſuch Firſt Inſtalment as aforeſaid, nor ſhall any Proceſs, Suit, or other Proceeding, be iſſued, commenced, or had, nor any Warrant for the ſame granted againſt the ſaid Parties reſpectively, or their Sureties or Surety, their Heirs, Executors, or Adminiſtrators, or upon or in reſpect of any Securities or Security made, aſſigned, or depoſited, for the Purpoſes in the ſaid Acts mentioned, or otherwiſe, for the Purpoſe of recovering or compelling Payment of the ſaid Loan, or any Part thereof: Provided always, That all and every ſuch Securities and Security and Sureties and Surety aforeſaid, ſhall, at the Expiration of any ſuch Time ſo granted under this Act as aforeſaid, be and remain liable as ſuch Securities or Security, Sureties or Surety, in like Manner as if ſuch further Time had not been granted for the procuring ſuch Conſent as aforeſaid.

After ſigning Conſent by Original Sureties, *etc.* the Commiſſioners may grant Extenſion of Times of Repayment of Loan.

V. And be it further enacted, That, from and after the ſigning of ſuch Conſent by ſuch Sureties under the ſaid Acts or any or either of them as aforeſaid, and the Depoſit of ſuch further Security or Securities, Surety or Sureties, (where any ſuch ſhall be required by the ſaid Commiſſioners), it ſhall and may be lawful for the ſaid Commiſſioners, and they are hereby authorized and empowered to grant and allow, in Manner herein-after mentioned, to ſuch Parties reſpectively, ſuch Enlargement or Extenſion of the Times of Repayment of ſuch Loan as they the ſaid Commiſſioners ſhall in their Diſcretion think proper, ſo that the ſame be made payable in Proportions not leſs, and Periods not longer than herein-after particularly mentioned; that is to ſay, in every Caſe where the Whole of any ſuch Loan remains unpaid, One Third Part of ſuch Loan, with Intereſt for the ſame at the Rate of Five Pounds *per Centum per Annum*, on the Fifth Day of *March* One thouſand eight hundred and two; One other Third Part thereof, with the like Intereſt for the ſame, on the Fifth Day of *March* One thouſand eight hundred and three; and the remaining Third Part thereof, with the like Intereſt for the ſame, on the Fifth Day of *March* One thouſand eight hundred and four; and in every Caſe where the Firſt Inſtalment, or the Firſt and Second Inſtalments on any ſuch Loan, or any Proportion thereof, hath been or ſhall be paid, previous to any Application being made for the Enlargement or Extenſion of the Time or reſpective Times of Payment of the Remainder of ſuch Loan, then the Remainder of any ſuch Loan at ſuch reſpective Times for what may remain due on ſuch Loan as are herein-before mentioned for the Payment of Inſtalments of any Loan on which no Part has been paid; and ſuch Parties reſpectively, to whom the ſaid Commiſſioners ſhall allow ſuch Enlargement or Extenſion of the Times of Payment of the ſaid Loan, ſhall not be deemed or taken to have made Default in Payment of the ſaid Loan in Manner directed by the ſaid recited Acts, nor ſhall any Proceſs, Suit, or other Proceeding be iſſued, commenced, or had, nor any Warrant for the ſame granted, againſt the ſaid Parties reſpectively, or their Sureties or Surety, their or any of their Heirs, Executors, or Adminiſtrators, or upon or in reſpect of any Securities or Security made, aſſigned, or depoſited, for the Purpoſes in the ſaid Act mentioned, or otherwiſe, in order to recover or compel the Repayment of the ſaid Loan or any Part thereof, until the Expiration of ſuch enlarged or extended Times as aforeſaid.

VI. And

VI. And be it further enacted, That in all Cases in which the said Commissioners shall think fit to grant or allow any such Enlargement or Extension of Time for the Repayment of any Proportion of any such Loan, they the said Commissioners shall certify such their Allowance by a Writing under the Hands of any Three or more of them, according to the Form in the Schedule to this Act annexed marked C.; and such Certificate shall be delivered to the respective Parties to whom such Extension of Time shall be granted as aforesaid, and a Copy or Minute of all such Certificates shall be entered in a Book or Books to be kept by the said Commissioners for that Purpose. Grant of such Extension to be in the Form in Schedule C.

VII. Provided always, and be it further enacted, That all and every Persons and Person to whom such Enlargement or Extension of Time, for the Payment of any Part of any such Loan, shall be granted or allowed as aforesaid, shall, previous to the receiving of any such Certificate as aforesaid, pay, or cause to be paid, to the said Commissioners, or such Persons or Person as they, or any Three or more of them, shall appoint to receive the same, all Interest then due and payable on every such Loan at the Time of granting any such Extension of Time as aforesaid. Previous to receiving Certificates of Extension of Time, all Interest due to be paid.

VIII. Provided always, and it is hereby declared, That the said Acts herein-before recited, and all Remedies thereby provided, and all other Remedies whatever under any Act or Acts, or Law or Laws for recovering or compelling the Repayment of the Amount of the Exchequer Bills issued and advanced under the same as aforesaid, or enforcing any such Security or Securities, or Proceeding against any Surety or Sureties, shall continue and be in full Force as against all Persons, and in all Cases, where the Time for Repayment shall not have been enlarged and extended according to the Provisions of this Act; and also against all Persons, and in respect of all Securities and Sureties where any further Time shall have been allowed under the said Acts, or any or either of them, or this Act, for the Payment of any such Loan, or any Part of any such Loan, in like Manner in every Respect, as if the Bonds, Mortgages, Obligations, or other Securities given, or Sureties who shall have become bound in respect of any Loan for the Repayment whereof, or of any Part whereof, any such further Time shall have been or shall be granted, in pursuance of this Act, had been given, renewed, and entered into, or such Sureties had become bound under this Act, as original Bonds, Mortgages, Obligations, Securities, or Sureties. Remedies of recited or other Acts for compelling Re-payment of Loan to continue, &c.

IX. And be it further enacted, That the said Commissioners shall have all such Powers and Authorities, with respect to any Parties applying for Relief under this Act, and shall have all such Remedies for the Purpose of recovering or compelling Repayment of any Loans or Advances already made, the Times of Repayment of which have been or may be enlarged or extended by the Authority of this Act, as are given to the said Commissioners, and provided by the said recited Acts, or any or either of them, in respect of any such Loan, or of any Default in Repayment of any Loan made under the said Acts. Commissioners to have the same Powers as under recited Acts.

X. And be it further enacted, That if any Persons or Person consenting to remain Sureties or Surety for any Parties to whom such Enlargement or Extension of the Times of Repayment of Loans advanced to them Sureties paying Loan to have the same Remedies against the

Principals or Co-Sureties as under recited Acts; and Mortgages taken as Securities to remain as Securities for their Re-imburſement.

as herein-before mentioned ſhall be allowed, on becoming Sureties or Surety for any Perſons or Perſon to whom any ſuch Loan ſhall have been originally made by the Authority aforeſaid, their or his Executors or Adminiſtrators, ſhall pay or ſatisfy ſuch Loan, or any Part thereof, or any Coſts or Charges incurred in recovering or compelling Payment of any ſuch Loan, or any Part thereof, ſuch Sureties or Surety ſhall have all ſuch Remedies as againſt their or his Principals or Principal, or their or his Co-Sureties or Co-ſurety (if any), as are provided by the ſaid recited Acts, or any or either of them, for the Benefit of the Sureties of the Perſons obtaining a Loan of Exchequer Bills under the ſaid Acts: And, moreover, all and every ſuch Mortgages or Mortgage as ſhall be accepted or taken by the ſaid Commiſſioners, under the Authority of the ſaid Acts given to them for that Purpoſe, as Securities or Security for any Loan or Advance heretofore made under the Authority of the ſaid Acts, ſhall ſtand and remain as Securities or a Security for the Reimburſement to ſuch Sureties reſpectively, their Executors and Adminiſtrators, of the Whole of any Sum or Sums of Money which ſhall be paid and ſatisfied by them as ſuch Sureties, and ſhall and may be enforced and rendered available, by and under the Authority of the ſaid Commiſſioners, in like Manner, and with the ſame Force and Effect, as by the ſaid Acts are provided, for the Purpoſe of recovering Payment of any Sum or Sums of Money that ſhall or may be advanced by the ſaid Commiſſioners, upon the Security of ſuch Mortgage or Mortgages under and by virtue of the ſaid Acts.

Three Commiſſioners may act.

XI. And be it further enacted, That all Matters and Things which the ſaid Commiſſioners, authorized by this Act are hereby required or empowered to do or execute, ſhall and may be done and executed by any Three or more of them; any Thing herein or in the ſaid former Acts contained to the contrary notwithſtanding.

Obligations taken by the Commiſſioners, &c. not liable to Stamp Duty.

XII. And be it further enacted, That no Obligation to His Majeſty taken by the ſaid Commiſſioners under this Act, nor any Conſent ſigned by any Sureties or Surety for the Purpoſes herein-before mentioned, nor any Promiſſory Note to be given to the Secretary of the ſaid Commiſſioners as a Security for the Re-payment of the Amount of any ſuch Sum or Sums of Money as aforeſaid, nor any Affidavit, Depoſition, or Receipt taken or made by virtue of this Act, ſhall be liable to any Stamp Duty whatſoever.

SCHEDULE

SCHEDULE to which this Act refers.

SCHEDULE A.

WE, whose Names are hereunto subscribed, do hereby severally and respectively consent and agree, That the Bonds already executed by us, under several Acts passed in the Thirty-fifth, Thirty-seventh, Thirty-ninth and Fortieth Years of His present Majesty's Reign, for granting Relief to Persons connected with and trading to the Islands of *Grenada* and *Saint Vincent*, as Sureties for *A. B.* for the Re-payment of a Loan of Exchequer Bills, made to the said *A. B.* under the said Act of the Year of His present Majesty's Reign, shall remain and continue as a Security for Re-payment of the said Sum of remaining unpaid on the Loan, with Interest thereon at the Rate of *per Centum per Annum*, at the extended Periods allowed to the said by the Commissioners under the said Acts, in the Manner as the same now stand, as a Security for Re-payment thereof, by Instalments according to the said Acts: And we further consent and agree, That the said Commissioners shall be at Liberty to grant to the said the said Extension of Time for Payment, either upon the Security already received for the same, as they in their Discretion shall think fit to accept, either for the Whole of the Money remaining due on the said Loan, or upon such Loan separated and divided into such Parts as shall be allowed by the said Commissioners.

SCHEDULE B.

WE Commissioners under several Acts of Parliament passed for granting Relief to Persons connected with and trading to the Islands of *Grenada* and *Saint Vincent*, do hereby grant to until the and no longer, for procuring [and tendering to us, good and sufficient new Security or Securities with Sureties], or [the Consent of Sureties of the said to remain answerable as such Sureties], under an Act passed in the Forty-first Year of His present Majesty's Reign, intituled, *An Act*, [*here insert the Title of this Act*], for the Re-payment of the Sum of with Interest due on a Loan of Exchequer Bills made to the said under the said Acts, and if the said does not produce the same, on or before the said Day of the Securities already given and entered into by the said and his Sureties will be forthwith put in Force for the recovering the Money due on the said Loan.

SCHEDULE

SCHEDULE C.

WHEREAS the Sum of was advanced to in Exchequer Bills on certain Conditions, purſuant to ſeveral Acts paſſed in the Thirty-fifth and Thirty-ninth Years of the Reign of His preſent Majeſty, for granting Relief to Perſons connected with and trading to the Iſlands of *Grenada* and *Saint Vincent*: And whereas the ſaid hath given Security with Sureties, purſuant to the Directions of ſeveral Acts of Parliament reſpecting ſuch Relief as aforeſaid, for the Re-payment of the ſaid Loans by certain Inſtalments, payable at certain Periods, in ſuch Security [*or* Securities] mentioned: And whereas the Sum of ſtill remains unpaid on the ſaid Loan: And whereas an Application has been made to us the ſaid Commiſſioners for further Extenſion of the Time for repaying ſuch Loan: Now we, whoſe Names are hereunto ſubſcribed, being of the Commiſſioners under the ſaid Acts, do, in purſuance of the Directions contained in an Act paſſed in the Forty-firſt Year of the Reign of His preſent Majeſty, intituled, *An Act*, [*here ſet forth the Title of this Act*], certify, That we have granted and allowed to the ſaid the further Time [*or* Times], for Re-payment of the Sum of *or* Inſtalment or Inſtalments of the ſaid Sum of [*as the Caſe may be*], that is to ſay, [*recite the Times and Sums*].

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