Anno ſexto

Georgii III. Regis.

CAP. V.

An Act to prohibit the Exportation of Corn, Grain, Malt, Meal, Flour, Bread, Biſcuit, and Starch, for a limited Time.



WHEREAS the Exportation of any Sort of Corn, Grain, Malt, Meal, Flour, Bread, Biſcuit, and Starch, out of the Kingdoms of Great Britain or Ireland, may at this Time be greatly prejudicial to His Majeſty's Subjects; 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 from and after the paſſing of this Act, no Perſon or Perſons whatſoever, at any Time or Times before the Twenty ſixth Day of Auguſt, One thouſand ſeven hundred and ſixty ſix, ſhall directly or indirectly export, tranſport, carry, or convey, or cauſe or procure to be exported, tranſported, carried, or conveyed, out of

Preamble.

No Corn, or Grain, or other of the Commodities here enumerated, to be exported, or laid on Board for Exportation, from *Great Britain* or *Ireland*, at any Time before 26 *Auguſt*, 1766;

of or from the said Kingdoms of Great Britain or Ireland, or load or lay on Board, or cause or procure to be laden or laid on Board, in any Ship or other Vessel, or Boat, in order to be exported or carried out of the said Kingdoms of Great Britain or Ireland, any Sort of Corn, Grain, Malt, Meal, Flour, Bread, Biscuit, or Starch, under the Penalties and Forfeitures herein after mentioned; that is to say, That all the said Commodities that shall be so exported, shipped, or laid on Board, or loaded to be exported, shipped, or carried out, contrary to this Act, shall be forfeited; and that every Offender or Offenders therein shall forfeit the Sum of Twenty Shillings for every Bushel of Corn, Grain, Malt, Meal, or Flour; and Twelve Pence of lawful Money of Great Britain for every Pound Weight of Bread, Biscuit, or Starch, and so in Proportion for any greater or less Quantity, which shall be so exported, shipped, or put on Board to be exported; and also the Ship, Boat, or Vessel, upon which any of the said Commodities shall be exported, shipped, or laden to be exported, and all her Guns, Tackle, Apparel, and Furniture, shall be forfeited; and One Moiety of all the said Penalties and Forfeitures shall be to the King's Majesty, his Heirs, and Successors, and the other Moiety to him or them that will sue for the same; and for Offences which shall be committed in that Part of Great Britain called England, such Penalties and Forfeitures shall be recovered by Action of Debt, Bill, Plaint, or Information, in any of his Majesty's Courts of Record at Westminster, or before the Justices of Assize, or at the Great Sessions in Wales, or by Information at any General Quarter Sessions of the Peace for the County, City, Riding, Division, or Place, where the Offence shall be committed; and in such Suit, no Essoin, Protection, Privilege, or Wager of Law, shall be allowed; and for Offences which shall be committed in that Part of Great Britain called Scotland, by Action, or summary Bill, or Information, in the Courts of Session or Exchequer in Scotland; and for Offences which shall be committed in Ireland, in his Majesty's Courts of Record in Dublin, or at the General Quarter Sessions of the Peace for the County, City, or Place, where the Offence shall be committed; and that the Master and Mariners of any such Ship, Boat, or Vessel, wherein any such Offence shall be committed,

on Forfeiture of the same,

together with 20 *s. per* Bushel for all such Corn, *&c.*

and 12 *d. per lib.* for all such Bread, *&c.* with the Vessel, her Tackle and Furniture, *&c.*

One Moiety to the Crown, the other to the Prosecutor;

to be recovered by Action of Debt, *&c* in the respective Courts here mentioned;

and the Master of the Vessel being privy to,

committed, knowing ſuch Offence, and wittingly and willingly aiding and aſſiſting thereunto, and being thereof duly convicted in any ſuch Courts as aforeſaid, ſhall be impriſoned for the Space of Three Months, without Bail or Mainprize.

and aiding therein, to be committed for Three Months.

And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, being an Officer or Officers of the Cuſtoms, or being lawfully authorized in this Behalf, by the Lord High Treaſurer of Great Britain, or the Commiſſioners of the Treaſury for the time being, or any Three or more of them, to take and ſeize all ſuch of the ſaid Commodities not allowed to be exported by this Act, or by his Majeſty's Royal Proclamation, or ſuch Order of Council in purſuance of this Act, as he or they ſhall happen to find, know, or diſcover, to be laid on Board any Ship or other Veſſel or Boat at Sea, or in any Port, or in any navigable River or Water, to the Intent or Purpoſe to be exported, tranſported, or conveyed out of Great Britain or Ireland, contrary to the true Intent of this Act, and alſo the Ship, Veſſel, or Boat, in which the ſame ſhall be found, and to bring the ſaid Goods to the King's Warehouſe or Warehouſes belonging to the Cuſtom-houſe next to the Place where ſuch Seizures ſhall be made, or to ſome other ſafe Place (where there are no ſuch Warehouſes) in order to be proceeded againſt according to Law, and in caſe of Recovery, to be divided according to the Directions of this Act.

Officers impowered to ſeize all ſuch of the ſaid Commodities by this Act, or by Proclamation, or Order of Council, prohibited, which ſhall be found laden on Board any Veſſel, in order for Exportation;

Provided always, That this Act, or any thing herein contained, ſhall not extend to prohibit the Exportation, or carrying out, of ſuch or ſo much of the ſaid Commodities, as ſhall be neceſſary to be carried in any Ship or Ships, or other Veſſel or Veſſels, in their reſpective Voyages, for the Suſtenance, Diet, and Support, of the Commanders, Maſters, Mariners, Paſſengers, or others, in the ſame Ships or Veſſels only; or for the victualling or providing any of his Majeſty's Ships of War, or other Ships or Veſſels in his Majeſty's Service; or for his Majeſty's Forces, Forts, or Garriſons; any thing herein contained to the contrary notwithſtanding.

neceſſary Proviſions for Ship's Crews in the King's or Merchants ſervice, and for the King's Forces, excepted;

Provided alſo, That this Act, or any thing herein contained, ſhall not extend to prohibit any Perſon or Perſons, to ſhip or put on Board any of the Commodities aforeſaid, to be carried Coaſtwiſe; that is to ſay, From any Port, Creek, or Member of the Kingdoms of Great Britain or Ireland, to any other Port, Creek,

alſo ſuch of the ſaid Commodities as ſhall be ſhipped to be carried Coaſtwiſe only;

first having had a Sufferance, and Security being given for the due Landing, and for producing a Certificate thereof within 6 Months;

or Member of the ſame reſpectively, having ſuch or the like Coaſt Cocquet or Sufferance for that Purpoſe, and ſuch or the like ſufficient Security being firſt given for the landing and diſcharging the ſame, in ſome other Port, Member, or Creek, of the ſaid Kingdoms, and returning a Certificate in Six Months, as is required by Law, in Caſes where Goods which are liable to pay Duties on Exportation, are carried Coaſtwiſe from One Port of Great Britain to another, and not otherwiſe.

alſo excepted ſuch of the ſaid Commodities as ſhall be exported from *Great Britain* to *Ireland*, or from *Ireland* to *Great Britain*; or from thence to *Gibraltar* or *Minorca*; the *American* Colonies, or Fiſheries there; the Exporter giving Security for the due Landing,

Provided alſo, That this Act, or any thing herein contained, ſhall not extend to any of the ſaid Commodities, which ſhall be exported, or ſhipped to be exported, out of or from Great Britain to Ireland, or from Ireland to Great Britain, or from Great Britain or Ireland to Gibraltar or Minorca, or unto any of His Majeſty's Iſlands or Colonies in America, that have uſually been ſupplied with any of the ſaid Commodities from Great Britain or Ireland, for the Suſtentation of the Inhabitants of the ſaid Iſlands, Colonies, or Dominions, or for the Benefit of the Britiſh Fiſhery in thoſe Parts only; ſo as the Exporter do, before the ſhipping or laying on board the ſame, declare the Iſland, Colony, or Dominion, Iſlands, Colonies, or Dominions, for which the ſaid Commodities are reſpectively deſigned, and do become bound with other ſufficient Securities, in Treble the Value thereof, to the Commiſſioners or Chief Officer or Officers of His Majeſty's Cuſtoms belonging to the Port or Place where the ſame ſhall be ſhipped or put on board (who hath or have hereby Power to take ſuch Security in His Majeſty's Name, and to His Majeſty's Uſe) that ſuch Commodities ſhall not be landed or ſold in any Parts whatſoever, other than the Kingdoms, Dominions, Iſlands, or Colonies, for which the ſame ſhall be ſo declared; and that a Certificate under the Hand and Seal of the Collector, Comptroller, or other Chief Officer of the Cuſtoms, or if no ſuch, or the Naval Officer, or ſome other Principal Officer of the Port where the ſame ſhall be landed, ſhall within the reſpective Times, herein after for that Purpoſe mentioned, (the Dangers of the Seas excepted) be returned to the Officers, who took the ſaid Bonds, that the ſaid Commodities have been landed at the Port or Place for which the ſame ſhall be ſo declared; and for the taking of ſuch Security, and giving ſuch Certificate (which the reſpective Officers are hereby on Demand required to give) no Fee or Reward ſhall be demanded or received; and if any Officer ſhall

and for producing a Certificate thereof.

No Fee to be taken by the Officer taking ſuch Security, or granting ſuch Certificate:

make any falſe Certificate of any ſuch Commodities being ſo landed, ſuch Officer ſhall forfeit the Sum of Two hundred Pounds, and loſe his Employment, and be incapable of ſerving His Majeſty, His Heirs, or Succeſſors, in any Office relating to the Cuſtoms; and if any Perſon ſhall counterfeit, raſe, or falſify, any ſuch Certificate, or knowingly publiſh any ſuch counterfeit, raſed, or falſe, Certificate, he ſhall forfeit the Sum of Two hundred Pounds, and ſuch Certificate ſhall be void and of no Effect; which ſaid Penalties, for Offences committed in Great Britain or Ireland, ſhall be recovered in the ſame Courts, and in the ſame Manner, as the other Penalties inflicted by this Act are recoverable; and for Offences committed in the Colonies or Plantations in America, or other the Dominions belonging to the Crown of Great Britain in Europe, ſhall be recovered in the High Court of Admiralty, or in any other Chief Court of Civil or Criminal Jurisdiction in ſuch reſpective Colonies, Plantations, or Dominions; and ſhall be divided into equal Moieties between His Majeſty and the Informer; and the ſaid Bond or Bonds, if not proſecuted within Three Years, ſhall be void.

Officer granting a falſe Certificate, is incapacitated, and forfeits 200 *l.*

and Perſon counterfeiting, or falſifying any ſuch, forfeits 200 *l.* and the Certificate void;

One Moiety to the King, and the other to the Informer. Bond to be proſecuted within 3 Years.

Provided alſo, That nothing herein contained ſhall extend to prohibit the Exportation of Beans to the Britiſh Forts, Caſtles, and Factories, in Africa, or for the Uſe of the Ships trading upon that Coaſt, that uſually have been ſupplied with the ſame from Great Britain or Ireland; ſo as the like Security be given for the exporting thereof, as is required by this Act to be given by Perſons carrying any of the ſaid Commodities to the Britiſh Colonies in America.

Alſo excepted Beans for the Uſe of the *Britiſh* Forts in *Africa*, or Veſſels trading thereto, giving Security;

Provided alſo, That nothing herein contained ſhall extend to prohibit the United Company of Merchants of England trading to the Eaſt Indies, from exporting any of the ſaid Commodities to any of their Forts, Factories, or Settlements, for Support of the Perſons reſiding there; ſo as the like Security be given for the exporting thereof, as is required by this Act to be given by Perſons carrying any of the ſaid Commodities to the Britiſh Colonies in America.

alſo ſuch of the ſaid Commodities as ſhall be exported by the *E. India* Company to their Forts, *&c.* giving like Security;

Provided alſo, That this Act, or any Thing herein contained, ſhall not extend to any Wheat, Malt, or Barley, to be tranſported out of or from the Port of Southampton only, unto the Iſlands of Jerſey and Guernſey, or either of them, for the only Uſe of the Inhabitants of thoſe Iſlands; ſo as the Exporter, before the lading

alſo Wheat, Malt, or Barley, exported from *Southampton*, for the Uſe of the Inhabitants of *Jerſey* and *Guernſey* only.

the Exporter giving Security, &c.

lading of such Wheat, Malt, or Barley, or laying the same on Board, do become bound with other sufficient Security, (which the Customer or Comptroller of the same Port hath hereby Power to take in His Majesty's Name, and to His Majesty's Use, and for which Security no Fee or Reward shall be given or taken) that such Wheat, Malt, or Barley, shall be landed in the said Islands of Jersey and Guernsey, or One of them (the Dangers of the Seas only excepted) for the Use of the Inhabitants there, and shall not be landed or sold in any other Parts whatsoever, and to return the like Certificates of the landing the same there, as are herein before required on the Exportation of the said Commodities to the British Colonies in America, and within the Time for that Purpose herein after mentioned; and so as the Quantity of Wheat, Malt, and Barley, which at any Time or Times after the passing of this Act, and before the said Twenty sixth Day of August, One thousand seven hundred and sixty six, shall be shipped at the said Port for Jersey and Guernsey, or either of them, as aforesaid, doth not exceed in the Whole Five thousand Quarters; any thing herein contained to the contrary notwithstanding.

and so as the Quantity do not exceed 5000 Quarters in the Whole.

Commissioners of the Customs to lay before both Houses of Parliament an Account of the Quantities of Corn, &c. exported in pursuance of the Powers here granted.

And be it further enacted by the Authority aforesaid, That the Commissioners of the Customs for the time being shall, and they are hereby required to give a full and true Account in Writing to both Houses of Parliament, at the Beginning of the next Session thereof, of all Corn, Grain, Malt, Meal, Flour, Bread, Biscuit, and Starch, that shall, before that Time, be exported to any Place whatsoever, by virtue or in pursuance of any of the Liberties or Powers hereby given or granted for that Purpose.

Malt declared and made for Exportation, and Barley steeped, and entered to be made into Malt, before passing this Act, also excepted;

a Certificate being produced thereof from the proper Officer at the Port of Exportation;

Provided, That nothing in this Act contained shall extend to any Malt declared or made for Exportation, and Barley steeped, and entered at the Excise Office, to be made into Malt for Exportation on or before the passing of this Act, which shall be exported; provided the Proprietor or Proprietors thereof shall produce to the Collector or Chief Officer of the Port where such Malt shall be exported, a Certificate or Certificates from the Officer or Officers with whom the Entry of the Corn intended to be made into such Malt for Exportation shall have been made, that the said Malt was actually declared or made for Exportation, and the said Barley steeped, and entered at the Excise Office, to be made into Malt for Exportation, on or before the passing of this Act; nor

to any other of the Commodities aforeſaid which ſhall be cleared out for Exportation at any Cuſtom-houſe within Great Britain, on or before the paſſing of this Act; or at any Cuſtom-houſe in Ireland, on or before the paſſing of this Act, but that ſuch Ships and Veſſels ſhall be permitted to proceed on their Voyages; any thing herein contained to the contrary in any wiſe notwithſtanding.

alſo excepted ſuch other of the aforeſaid Commodities as ſhall be cleared out before paſſing this Act.

Provided always, and be it enacted, That nothing herein contained ſhall extend to prohibit the Exportation of Rice out of this Kingdom.

Rice alſo excepted.

Provided always, and be it enacted by the Authority aforeſaid, That in caſe His Majeſty, at any Time or Times before the ſaid Twenty ſixth Day of Auguſt, One thouſand ſeven hundred and ſixty ſix, ſhall (in His Royal Diſcretion) judge it to be moſt for the Benefit and Advantage of this Kingdom, to permit the Exportation of Corn, Grain, Malt, Meal, Flour, Bread, Biſcuit, and Starch, or any of them; that then it ſhall and may be lawful to and for His Majeſty, by His Royal Proclamation or Proclamations to be iſſued by and with the Advice of His Privy Council, or by His Majeſty's Order in Council to be publiſhed in the London Gazette, from time to time to permit and ſuffer all and every Perſon and Perſons, Natives and Foreigners, but not any particular Perſon or Perſons, at any Time or Times before the ſaid Twenty ſixth Day of Auguſt, to export or carry out of the Kingdoms of Great Britain or Ireland, or out of both or either of them, all or any of the Commodities aforeſaid, to all or any other Place or Places, and upon or without giving Security for the Landing thereof in ſuch Place or Places, and returning Certificates of ſuch Landing, as to His Majeſty ſhall ſeem meet, and as in ſuch Proclamation or Proclamations, or ſuch Orders of Council to be publiſhed in the London Gazette, ſhall be expreſſed and declared; any Thing herein contained to the contrary notwithſtanding.

His Majeſty impowered by Proclamation, or Order of Council, to permit, if He ſhall judge proper, the Exportation of any of the ſaid Commodities at any Time before the ſaid 26 *Aug.*

And be it further enacted by the Authority aforeſaid, That all Certificates of the Landing and Diſcharging of the ſaid Commodities to be exported other than Coaſtwiſe, ſhall be returned within the reſpective Times following; that is to ſay, Where the Bonds are taken in reſpect of any of the ſaid Commodities to be exported from Great Britain or Ireland to any of the ſaid Colonies or Plantations in America, within Eighteen Calendar Months after the Date of the ſaid Bonds; and

Times limited for returning Certificates.

where to Gibraltar or Minorca, within Twelve Calendar Months after the Date of ſuch Bonds; and where to the Iſlands of Guernſey or Jerſey, within Six Calendar Months after the Date of ſuch Bonds; and where from Great Britain to Ireland, or from Ireland to Great Britain, within Six Calendar Months after the Date of ſuch Bonds reſpectively. 6

FINIS.