ANNO QUADRAGESIMO PRIMO

GEORGII III. REGIS.

****

CAP. XLIV.

An Act for reviving, continuing until the Twentieth Day of *May* One thousand eight hundred and two, and amending an Act made in the Thirty-ninth and Fortieth Years of the Reign of His present Majesty, intituled, *An Act to repeal the Duties on Sugar and Coffee exported, granted by an Act passed in the Thirty-ninth Year of His present Majesty's Reign, for allowing* British *Plantation Sugar to be warehoused; for reviving so much of an Act made in the Thirty-second Year of the Reign of His present Majesty, as relates to the ascertaining the Average Price of Sugar, and regulating the Allowance of Drawback on the Exportation thereof; and for allowing certain Drawbacks on Sugar exported, until the Tenth Day of* May *One thousand eight hundred and one.* [20th *June* 1801.]

4 D WHEREAS

Preamble. 39 & 40 Geo. III, Cap. 48.

WHEREAS an Act passed in the Thirty-ninth and Fortieth Years of the Reign of His present Majesty, intituled, *An Act to repeal the Duties on Sugar and Coffee exported, granted by an Act passed in the Thirty-ninth Year of His present Majesty's Reign, for allowing* British *Plantation Sugar to be warehoused; for reviving so much of an Act made in the Thirty-second Year of the Reign of His present Majesty, as relates to the ascertaining the Average Price of Sugar, and regulating the Allowance of Drawback on the Exportation thereof; and for allowing certain Drawbacks on Sugar exported, until the Tenth Day of* May *One thousand eight hundred and one:* And whereas the said recited Act hath expired: And whereas it is expedient that the said Act should be revived and continued for a limited Time; 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 Tenth Day of *May* One thousand eight hundred and one, the said recited Act, and all the Clauses, Provisions, Powers, Authorities, Directions, and Regulations therein contained, shall be, and the same are hereby revived, and shall be and remain in full Force during the Continuance of this Act (except as to any such Provisions, Regulations, Clauses, Matters, and Things, as are by this Act altered, amended, or repealed), in as full and ample a Manner, to all Intents and Purposes, as if the same were repeated and re-enacted in the Body of this Act.

Recited Act revived from *May* 10, 1801.

From *May* 10, 1801, to *May* 10, 1802, the present Drawbacks and Bounties on the Exportation from *Great Britain*, of certain Sugar, shall be discontinued, and in lieu thereof, those in the annexed Schedule to be allowed.

II. And be it further enacted, That, from and after the Tenth Day of *May* One thousand eight hundred and one, and until the Tenth Day of *May* One thousand eight hundred and two, the several Drawbacks and Bounties heretofore allowed and paid, under and in pursuance of any Act or Acts of Parliament, on the Exportation from *Great Britain*, of any Sugar of the *British* Plantations, in the same State in which it was imported, or of any Refined Sugar called *Bastards*, or any Ground or Powder Sugar, or Refined Loaf Sugar broken in Pieces, or Sugar called *Candy*, or any other Refined Sugar in the Loaf, complete and Whole, or Lumps duly refined, shall be, and the same are hereby discontinued, and that, instead and in lieu thereof, the several Drawbacks and Bounties in the Schedule to this Act annexed, shall be paid and allowed in like Manner in every Respect, and subject to, and under and according to the like Rules, Regulations, Restrictions, Penalties, and Forfeitures, as any Drawbacks or Bounties were paid or allowed before the passing of an Act of the Thirty-ninth Year of the Reign of His present Majesty, intituled, *An Act for granting to His Majesty certain additional Duties on Sugar imported and exported, and for reducing the Drawbacks now allowed on the Exportation of Sugar.*

If by Notice in the *Gazette*, it shall appear that the Average Prices of Brown or *Muscovado* Sugar, did not, on passing this Act, or on *Aug.* 10 or *Nov.* 9, 1801, exceed

III. And be it further enacted, That if, on or immediately after the passing of this Act, or on the Tenth Day of *August*, or on the Ninth Day of *November* One thousand eight hundred and one respectively, or any or either of the said Days, it shall appear by Notice in the *London Gazette*, in Manner directed in the said Act, made in the Thirty-second Year of the Reign of His present Majesty, intituled, *An Act for regulating the Allowance of the Drawback, and Payment of the Bounty on the Exportation of Sugar, and for permitting the Importation of Sugar and Coffee into*

into the Bahama *and* Bermuda *Islands in foreign Ships*, that the Average Prices of Brown or *Muscovado* Sugar, taken in Manner directed by the said Act, for the Six Weeks preceding, shall not have exceeded Seventy Shillings for an hundred Weight, exclusive of the Duties of Customs paid or payable thereon, on the Importation into *Great Britain*, then, and in every such Case, the Drawback and Bounty in the Schedule to this Act annexed mentioned as corresponding to or with the Price of which such Notice in the *London Gazette* shall have been given as aforesaid, shall be paid and allowed, until Notice of any other Average Price shall be given in the *London Gazette* on the *Saturday* immediately preceding any other of such subsequent Days; and such Drawback and Bounty shall be paid and allowed in like Manner in every Respect, and subject to, and under, and according to the like Rules and Regulations, Restrictions, Penalties, and Forfeitures, as any Drawbacks and Bounties were paid or allowed before the passing of the said Act of the Thirty-ninth Year of His present Majesty, by any Act or Acts of Parliament, (except as any such Rules or Regulations are altered by this Act); and the Whole of the Duty granted by an Act passed in the Forty-first Year of the Reign of His present Majesty, intituled, *An Act for granting to His Majesty certain Duties of Customs on Timber, Sugar, Raisins, and Pepper, imported into, and on Lead exported from* Great Britain, upon Sugar imported into *Great Britain*, by the United Company of Merchants of *England* trading to the *East Indies*, and warehoused according to Law, and sold at the Sales of the said Company, after the passing of this Act, shall, upon the Delivery thereof, out of the Warehouses for Exportation, during the Time of any Drawbacks or Bounties being paid or allowed under this Act, in respect of *British* Plantation Sugar, be wholly drawn back, under such Rules, Regulations, Restrictions, Penalties, and Forfeitures as any former Drawbacks are paid or allowed, any Thing in the said Act, passed in the Thirty-ninth Year of the Reign of His present Majesty, contained to the contrary notwithstanding.

10*s. per Cwt.* exclusive of Duty, the Drawback and Bounty in the annexed Schedule corresponding with such Price in the *Gazette* shall be paid, until another Price shall be noticed on the *Saturday* preceding any other of such subsequent Days, and the Duty granted by 41 *Geo.* III, C. p. 28, on Sugar imported by the *East India* Company, and sold at their Sales after passing this Act, shall on Exportation be drawn back, while Drawbacks are allowed on *British* Plantation Sugars.

IV. Provided always, and be it further enacted, That on the Exportation from this Kingdom of any Refined Sugar in any other than a *British* Ship or Vessel, owned, navigated, and registered, according to Law, there shall be paid and allowed One Shilling less Bounty for each and every hundred Weight of such Sugar so exported, than if the same had been exported in a *British* Ship or Vessel so owned, navigated, and registered, any Law, Custom, or Usage, to the contrary notwithstanding.

On Exportation of Refined Sugar in any other than a *British* Ship 1*s.* less Bounty *per Cwt.* shall be paid.

V. Provided always, and be it enacted, That the Drawback and Bounty payable on the Exportation of Sugar, by virtue and in pursuance of this Act, shall be paid and allowed on all Sugar which shall have been, or shall be shipped or laden on board any Ship or Ships, or water-born with Intent to be shipped or laden on board any Ship or Ships in *Great Britain* for Exportation, after the Tenth Day of *May* One thousand eight hundred and one.

Drawback to be allowed on Sugar shipped, or water-borne with Intent to be shipped for Exportation after *May* 10, 1801.

VI. And be it further enacted, That, from and after the passing of this Act, and until the Tenth Day of *May* One thousand eight hundred and two, all Bonds to His Majesty from the Importer or Importers, Proprietor or Proprietors, Consignee or Consignees of any *British* Plantation Sugar,

Until *May* 10, 1802, Bonds for Duties on *British* Plantation Sugar imported into

Great Britain after *May* 10, 1801, shall be made payable in Three Months, and if the Duties are not paid within that Period, the Sugars may be sold.

Sugar, for the Payment of the Duties chargeable upon any such Sugar imported into any Port in *Great Britain*, at any Time after the Tenth Day of *May* One thousand eight hundred and one, and warehoused, shall be made payable, together with Interest, at and after the Rate of Five Pounds *per Centum per Annum*, upon the Amount of such Duties, within Three Months from the Date thereof; and if the Importer or Importers, Proprietor or Proprietors, Consignee or Consignees of such Sugar shall omit, neglect, or refuse to pay and satisfy all the Duties due and payable in respect of such Sugar, within Three Months from the Date of any Bond given under this Act for the Payment of the Duties, upon such Sugar as aforesaid, unless further Time shall be given by the said Commissioners of Customs, pursuant to the Provisions of this Act, it shall be lawful for the Commissioners of the Customs in *England* and *Scotland* respectively, at the Expiration of such Periods as aforesaid, to cause such Sugar to be publickly sold to the best Bidder, at such Places as the said Commissioners of the Customs in *England* and *Scotland* respectively shall think proper, and out of the Proceeds of such Sale, to satisfy such Duties, together with the Interest due thereon, and all such Expences as shall have arisen relating to any such Sugar; and the Overplus (if any be) shall be paid to the Importer or Importers, Proprietor or Proprietors, Consignee or Consignees of such Sugar, or such other Person or Persons as shall be authorized to receive the same.

The Commissioners of the Customs, if Sugars remain unsold, may renew such Bonds for Three Months.

VII. Provided always, and be it further enacted, That it shall be lawful for the Commissioners of His Majesty's Customs in *England* and *Scotland* respectively, and they are hereby authorized, upon Application made for that Purpose, and on Proof to the Satisfaction of the said Commissioners, that the Sugars in respect whereof the Application is made remain unsold, to give Three Months further Time for the Payment of the Duties payable on any such Sugars, or upon any Part of such Sugars, in Case the Person making Application shall be desirous of paying the Duties in Part of such Sugars, and in any such Case it shall be lawful for the said Commissioners to take any new Bond or Bonds, and to permit the Sugars, in respect whereof any such Bond shall be given, to remain in any Warehouse under the Provisions of this Act for such further Period of Three Months; and if at the Expiration of any such further Period of Three Months the Duties on such Sugars, together with the Interest thereon, at the Rate aforesaid on such Duties shall not be paid, it shall be lawful for the said Commissioners to sell such Sugar for Payment of the Duties and Interest due thereon, and Costs and Charges aforesaid, in like Manner as is herein-before directed.

Fees and Stamp Duties may be deducted from Amount of Bonds.

VIII. Provided also, and be it enacted, That it shall and may be lawful to deduct and retain out of the Principal and Interest that may become due on any Bond, to be taken in pursuance of the said herein-before recited Act, passed in the Thirty-ninth and Fortieth Years of the Reign of His present Majesty, or of this Act, the Fees and Stamp Duties that shall have been paid on such Bond.

Act not to extend to *Ireland*.

IX. Provided always, and be it hereby enacted, That nothing in this Act contained shall extend, or be construed to extend to that Part

of the United Kingdom called *Ireland*, or to any Sugar or Coffee exported from *Great Britain* to *Ireland*.

X. And be it further enacted, That this Act shall, as to all the Matters and Things herein contained relating to the paying and allowing any Drawback or Bounty under this Act, have Continuance until the Tenth Day of *May* One thousand eight hundred and two, for the Ports of *London*, and until the Twentieth Day of *May* One thousand eight hundred and Two, for other Parts of *Great Britain*. Continuance of Act.

SCHEDULE to which this Act refers.

TABLE of Drawbacks and Bounties to be allowed and paid under the Provisions of this Act.

Prices of Brown or *Muscovado* Sugar, at which Drawbacks and Bounties are payable.	Drawback to be allowed on Sugar of the *British* Plantations in the same State in which it was imported, and Bounty on Refined Sugar called Bastards, or Ground or Powdered Sugar, or Refined Loaf Sugar broken in Pieces.	Bounty on other Refined Sugar in Loaf, complete and Whole, or Lump duly refined.
	s.	*s.*
If Average Price of Brown or *Muscovado* Sugar, published in the *Gazette*, shall not exceed Fifty-eight Shillings per *Cwt.* -	20	34
If it shall exceed Fifty-eight Shillings, and not exceed Sixty Shillings	18	31
If it shall exceed Sixty Shillings, and not exceed Sixty-two Shillings	16	27
If it shall exceed Sixty-two Shillings, and not exceed Sixty-four Shillings - - -	14	24
If it shall exceed Sixty-four Shillings, and not exceed Sixty-six Shillings - - -	12	20
If it shall exceed Sixty-six Shillings, and not exceed Sixty-eight Shillings - - -	10	17
If it shall exceed Sixty-eight Shillings, and not exceed Seventy Shillings - - -	8	13
If it shall exceed Seventy Shillings	Nothing.	Nothing.

All the above Prices are to be taken exclusive of the Duties of Customs paid or payable on the Importation of Sugar.

And whereas Returns taken previous to the passing of this Act may include the Duties, all such Duties shall be deducted; the said Returns shall, in respect to the Schedule aforesaid, be subject to a Deduction of Twenty Shillings *per* Hundred Weight, the Duty now paid.

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