ANNO QUADRAGESIMO SECUNDO

GEORGII III. REGIS.

****

C A P. LXIX.

An Act to enable ſuch Officers, Mariners, and Soldiers as have been in the Land or Sea Service, or in the Marines, or in the Militia, or any Corps of Fencible Men, ſince the Twenty-fourth Year of His preſent Majeſty's Reign, to exerciſe Trades.

[22d *June* 1802.]

WHEREAS there have been and are divers Officers, Mariners, Soldiers, and Marines who have ſerved His Majeſty in the late Wars by Sea and Land, ſome of whom are Men that uſed Trades, others that were Apprentices to Trades who have not ſerved out their Times, and others who, by their own Induſtry, have made themſelves apt and fit for Trades; many of whom, the Wars being now ended, would willingly employ themſelves in thoſe Trades which they were formerly accuſtomed to, or which they are apt or able to follow and make Uſe of for getting their Living by their own Labour, but are or may be hindered from exerciſing thoſe Trades in certain Cities, and Corporations, and other Places within this Kingdom, becauſe of certain Bye Laws and Cuſtoms of thoſe Places, and of the Statute made in the Fifth Year of Queen *Elizabeth* prohibiting the Uſe of certain Trades by any Perſon who has not ſerved as an Apprentice to ſuch Trade for the Space of Seven Years: For Remedy whereof be it enacted by the King's moſt 5 Eliz. c. 4.

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 all ſuch Officers, Mariners, Soldiers, and Marines as have been at any Time employed in the Service of His Majeſty ſince the Sixteenth Day of *July* One thouſand ſeven hundred and eighty-four, and have not ſince deſerted the ſaid Service, and alſo the Wives and Children of ſuch Officers, Mariners, Soldiers, and Marines, may ſet up and exerciſe ſuch Trades as they are apt and able for in any Town or Place within this Kingdom, without any Let, Suit, or Moleſtation of any Perſon or Perſons whatſoever, for or by Reaſon of the uſing of ſuch Trade, nor ſhall ſuch Officers, Mariners, Soldiers, or Marines, or their Wives or Children, during the Time they ſhall exerciſe ſuch Trades, be removeable from ſuch reſpective Place or Places, to his, her, or their laſt legal Place of Settlement by virtue of any Law now in being relative to the Settlement of the Poor, until ſuch Perſon or Perſons ſhall become actually chargeable to ſuch Pariſh or Place; and if any ſuch Officer or Officers, Mariner or Mariners, Soldier or Soldiers, Marine or Marines, or the Wife or any Child of any ſuch Officer, Mariner, Soldier, or Marine ſhall be ſued, impleaded, or indicted in any Court whatſoever within this Kingdom for uſing or exerciſing any ſuch Trades as aforeſaid, then the ſaid Officer or Officers, Mariner or Mariners, Soldier or Soldiers, Marine or Marines, or the Wife or any Child of any ſuch Officer, Mariner, Soldier, or Marine, making it appear to the ſame Court where they are ſo ſued, impleaded, or indicted, that they have ſerved His Majeſty as aforeſaid, or that he, ſhe, or they is or are the Wife or Wives, Child or Children of ſuch Officer or Officers, Mariner or Mariners, Soldier or Soldiers, Marine or Marines who ſhall have ſo ſerved His Majeſty, ſhall, upon the General Iſſue pleaded, be found not guilty in any Plaint, Bill, Information, or Indictment exhibited againſt them; and ſuch Perſon or Perſons who, notwithſtanding this Act, ſhall proſecute the ſaid Suit by Bill, Plaint, Information, or Indictment, and ſhall have a Verdict paſs againſt him or them, or become nonſuit therein, or diſcontinue his or their ſaid Suit, ſuch Perſon or Perſons ſhall pay unto ſuch Officer or Officers, Mariner or Mariners, Soldier or Soldiers, Marine or Marines, or the Wife or Child of ſuch Officer, Mariner, Soldier, or Marine reſpectively, Double Coſts of Suit, to be recovered as any other Coſts at Common Law may be recovered; and all Judges and Jurors before whom any ſuch Suit, Information, or Indictment ſhall be brought, and all other Perſons whatſoever are to take Notice of this preſent Act, and ſhall conform themſelves thereto; any Statute, Law, Ordinance, Cuſtom, or Proviſion to the contrary in anywiſe notwithſtanding.

Officers, Mariners, Soldiers, and Marines, who have been employed in the King's Service ſince *July* 16, 1784, and have not ſince deſerted, and alſo the Wives, and Children of ſuch, may ſet up and exerciſe Trades in any Part of this Kingdom, and ſhall not be liable to be removed from thence to their laſt legal Place of Settlement, until they become actually chargeable to the Pariſh;

and if ſued, upon pleading the General Iſſue, they ſhall be acquitted, and be paid Double Coſts of Suit.

II. And be it further enacted, That it ſhall and may be lawful for any Two or more Juſtices of the Peace for the County, Town, or Place where any ſuch Officer, Mariner, Soldier, or Marine ſhall ſet up and exerciſe any Trade as aforeſaid, to cauſe ſuch Mariner, Soldier, or Marine to be ſummoned before them in the Town or Place where ſuch Officer, Mariner, Soldier, or Marine ſhall ſet up and exerciſe ſuch Trade as aforeſaid, in order to make Oath of the Place of his laſt legal Settlement (which Oath the ſaid Juſtices are hereby empowered to adminiſter), and ſuch Officer, Mariner, Soldier, or Marine are hereby directed to obey ſuch Summons, and to make Oath accordingly; and ſuch Juſtices are hereby

When any Two Juſtices for the County or Place where ſuch Officers, Mariners, Soldiers, or Marines ſhall ſo ſet up, ſhall ſummon them to give Evidence as to the Place of their laſt legal Settlement, they ſhall make Oath accordingly; an

hereby required to give an atteſted Copy of ſuch Affidavit ſo made before them to the Perſon making the ſame, in order that he may produce it when required; which atteſted Copy ſhall at any Time be admitted as Evidence as to ſuch laſt legal Settlement before any of His Majeſty's Juſtices of the Peace at any General or Quarter Seſſions of the Peace: Provided always, that in caſe any ſuch Officer, Mariner, Soldier, or Marine ſhall again be ſummoned to make Oath as aforeſaid, then on ſuch atteſted Copy of the Oath by him formerly taken being produced by him, or by any other Perſon on his Behalf, ſuch Officer, Mariner, Soldier, or Marine ſhall not be obliged to take any other or further Oath with regard to his legal Settlement, but ſhall leave a Copy of ſuch atteſted Copy of his Examination, if required.

Atteſted Copy whereof ſhall be given them, which ſhall be admitted as Evidence at the Quarter Seſſions; and if ſummoned again, they ſhall not be obliged to take a freſh Oath, but produce the former, or leave a Copy thereof.

III. And be it further enacted, That this Act, and every Part thereof, ſhall extend to all Officers and Soldiers who have perſonally ſerved in the Militia, or any of the Fencible Regiments, from the ſaid Sixteenth Day of *July* One thouſand ſeven hundred and eighty-four, for the Term of Five Years, and have been honourably diſcharged.

This Act ſhall extend to Militia Men and Fencibles who have ſerved Five Years.

IV. Provided always, That this Act ſhall not in anywiſe be prejudicial to the Privileges of the Univerſities of *Cambridge* and *Oxford*, or either of them, or extend to give Liberty to any Perſon to ſet up the Trade of a Vintner, or to ſell any Wine or other Liquors within the ſaid Univerſities without Licence firſt had and obtained from the Vice Chancellor of the ſame reſpectively.

Privileges of the Two Univerſities reſerved.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's moſt Excellent Majeſty. 1802.