

ANNO QUADRAGESIMO QUINTO

GEORGII III. REGIS.

CAP. LVII.

An Act to consolidate and extend the several Laws now in force, for allowing the Importation and Exportation of certain Goods and Merchandize into and from certain Ports in the *West Indies*.

[27th *June* 1805.]

WHEREAS by an Act passed in the Twenty-seventh Year of His present Majesty's Reign, intituled, *An Act for allowing the Importation and Exportation of certain Goods, Wares, and Merchandize, in the Ports of* Kingston, Savannah La Mar, Montego Bay, *and* Santa Lucea, *in the Island of* Jamaica; *in the Port of* Saint George *in the Island of* Grenada; *in the Port of* Roseau *in the Island of* Dominica; *and in the Port of* Nassau *in the Island of* New Providence, *One of the* Bahama *Islands, under certain Regulations and Restrictions;* and by several other Acts passed subsequently thereto, the Ports of *Kingston, Savannah La Mar, Montego Bay, Santa Lucea,* and *Port Antonio* in the Island of *Jamaica,* the Port of *Saint George* in the Island of *Grenada,* the Port of *Rosseau* in the Island of *Dominica,* the Port of *Saint John's* in the Island of *Antigua,* the Port of *San Josef* in the Island of *Trinidad,* the Port of *Scarborough* in the Island of *Tobago,* the Port of *Nassau* in the Island of *New Providence* One of the *Bahama* Islands, and the Port of *Road Harbour* in the Island of *Tortola,* were opened for the Importation of certain Goods 27 G. 3. c. 2

and Merchandize under certain Regulations and Reſtrictions: And whereas it is expedient that ſuch of the Proviſions of the ſaid Acts relating to the Importation or Exportation of any Goods, Wares, or Merchandize to or from the aforeſaid Ports, or any of them, or to the Admiſſion of any Ships or Veſſels into the ſaid Ports, or any of them, or to any Duties payable on ſuch Importation, Exportation, or Admiſſion, as are now in force, ſhould be conſolidated into One Act, and that ſuch of the ſaid Laws as are now temporary ſhould be made perpetual; and that, in Addition to the aforeſaid Ports, the Port of *Saint Ann* in the Iſland of *Jamaica*, the Port of *Pitt's Town* in *Portland Harbour* in *Crooked Iſland* another of the *Bahama* Iſlands, the Port of *Kingſton* in the Iſland of *Saint Vincent*, and the principal Port in the Iſland of *Bermuda*, ſhould be opened under certain Regulations and Reſtrictions: 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, from and after the paſſing of this Act, Wool, Cotton Wool, Indigo, Cochineal, Drugs of all Sorts, Cocoa, Log Wood, Fuſtick, and all Sorts of Wood for Dyers Uſe, Hides, Skins, and Tallow, Beaver and all Sorts of Furs, Tortoiſe Shell, Hard Wood, or Mill Timber, Mahogany, and all other Woods for Cabinet Ware, Horſes, Aſſes, Mules, and Cattle, being the Growth or Production of any of the Colonies or Plantations in *America*, or of any Country on the Continent of *America*, belonging to or under the Dominion of any Foreign *European* Sovereign or State, and all Coin and Bullion, Diamonds and precious Stones, may be imported from any of the ſaid Countries into the ſeveral Ports of *Kingſton*, *Savannah La Mar*, *Montego Bay*, *Santa Lucea*, *Antonio*, and *Saint Ann* in the Iſland of *Jamaica*, the Port of *Saint George* in the Iſland of *Grenada*, the Port of *Roſſeau* in the Iſland of *Dominica*, the Port of *Saint John's* in the Iſland of *Antigua*, the Port of *San Joſef* in the Iſland of *Trinidad*, the Port of *Scarborough* in the Iſland of *Tobago*, the Port of *Road Harbour* in the Iſland of *Tortola*, the Port of *Naſſau* in the Iſland of *New Providence* One of the *Bahama* Iſlands, the Port of *Pitt's Town* in *Portland Harbour* in *Crooked Iſland* another of the *Bahama* Iſlands, the Port of *Kingſton* in the Iſland of *Saint Vincent*, and the principal Port in the Iſland of *Bermuda*, in any Foreign Sloop, Schooner, or other Veſſel whatever, not having more than One Deck, and being owned and navigated by Perſons inhabiting any of the ſaid Colonies or Plantations in *America*, or Countries on the Continent of *America*, belonging to or under the Dominion of any Foreign *European* Sovereign or State; any Law, Cuſtom, or Uſage, to the contrary notwithſtanding.

The Articles herein mentioned of the Production of any Colony of America, may be imported in certain Foreign Veſſels to certain Ports in the Weſt Indies.

II. And be it further enacted, That, from and after the paſſing of this Act, Tobacco, being the Growth or Production of any Iſland in the *Weſt Indies*, or of any Country on the Continent of *America*, belonging to or under the Dominion of any Foreign *European* Sovereign or State, may be imported from any of the ſaid Iſlands or Countries into any of the ſaid Ports herein-before enumerated, in the like Foreign Ships and Veſſels, and be again exported from thence to any Part of the United Kingdom, under the ſame Rules, Regulations, and Reſtrictions, and ſubject to the like Penalties and Forfeitures as are in this Act mentioned and contained with regard to the Goods, Wares, and Merchandize herein-before enumerated.

Tobacco of the Growth of the Weſt Indies, &c. may be imported into the Ports above mentioned, and exported from thence to this Kingdom.

III. And

III. And be it further enacted, That all such Tobacco so imported into any of the said Ports, shall, when imported into any Part of the United Kingdom from any of the said Ports, pay the same Duties of Customs and Excise, and none other, as Tobacco, the Growth or Production of any of His Majesty's Plantations in the *West Indies*, or of the Territories of the United States of *America*, and be subject to the same Rules, Regulations, Conditions, and Restrictions, and be liable to the same Forfeitures and Penalties for the Breach thereof. Duties payable on such Tobacco.

IV. And be it further enacted, That it shall and may be lawful, from and after the passing of this Act, to import into the said Port of *Nassau* in the Island of *New Providence*, and into the said Port of *Pitt's Town* in *Portland Harbour* in *Crooked Island*, and into such other Port or Ports in the said *Bahama* Islands, and into the principal Port in the Island of *Bermuda*, and into such Port or Ports in the Islands called *Caicos* as shall be approved by His Majesty in Council, Sugar and Coffee, the Produce of any Foreign Country or Plantation, in such Foreign Ships or Vessels, and subject to such Rules, Regulations, and Restrictions, as are prescribed in this Act with respect to the Goods, Wares, and Merchandize herein-before enumerated. Sugar and Coffee may be imported in Foreign Ships to Nassau, &c.

V. And be it further enacted, That Sugar and Coffee which shall be imported into the Port of *Nassau* in the Island of *New Providence*, or the Port of *Pitt's Town* in *Crooked Island*, or into such Port or Ports in the said *Bahama* Islands, or into the principal Port in the Island of *Bermuda*, or into any such Port or Ports in the said Islands called *Caicos*, as have been or may hereafter be approved by His Majesty in Council, may be imported into and again exported from any of the said Ports, without Payment of any Duties of Customs whatsoever; any Law, Custom, or Usage to the contrary notwithstanding. and may be imported into and exported from such Ports without Payment of Duty;

VI. And be it further enacted, That on the Importation of any Sugar or Coffee into any Part of the United Kingdom from the said Port of *Nassau* in the Island of *New Providence*, or the said Ports of *Pitt's Town* in *Crooked Island*, or such other Port or Ports in the *Bahama* Islands, or the Island of *Bermuda*, or any such Ports in the said Islands called *Caicos*, such Sugar or Coffee shall respectively be deemed to be not of the *British* Plantations, and shall be liable to, and shall pay Duty of Customs and Excise as such, and may be warehoused in like Manner, and shall be subject to the Regulations of any Act or Acts of Parliament in force at the Time of Importation of such Sugar or Coffee, so far as they relate to Sugar or Coffee not of the *British* Plantations. but on Importation into this Kingdom shall pay the Duties payable on Sugar and Coffee not of the British Plantations.

VII. And be it further enacted, That, from and after the passing of this Act, no Goods, Wares, or Merchandize, except such as are herein-before enumerated, shall be imported in any Foreign Ship, Sloop, Schooner, or Vessel whatever, from any of the Colonies or Plantations in *America*, or any Countries on the Continent of *America* belonging to or under the Dominion of any Foreign *European* Sovereign or State, into any of the before mentioned Ports upon any Pretence whatever, upon Pain of forfeiting the same, together with the Ship, Sloop, Schooner, or Vessel in which the same shall be imported, and the Guns, Tackle, Apparel, No Goods except such as are herein enumerated shall be imported in Foreign Ships from America to the Ports before mentioned, on Forfeiture thereof with the Ships.

parel, and Furniture of such Ship, Sloop, Schooner, or Vessel; and in every such Case the same shall and may be seized by any Officer or Officers of His Majesty's Customs or Navy, who are or shall be authorized or empowered to make Seizures in Cases of Forfeiture, and shall and may be prosecuted in such Manner as hereinafter directed.

Rum and Negroes may be exported from the said Ports to America, &c. in certain Vessels; and also all Goods legally imported, except Masts, &c. from the British Colonies.

VIII. And be it further enacted, That it shall and may be lawful, from and after the passing of this Act, to export from any of the said Ports to any of the Colonies or Plantations in *America*, or any Countries on the Continent of *America*, belonging to or under the Dominion of any Foreign *European* Sovereign or State, in any Sloop, Schooner, or other Vessel whatever, not having more than One Deck, and being owned and navigated by Persons inhabiting any such Colony, Plantation, or Country, Rum of the Produce of any *British* Island, and also Negroes which shall have been brought into the said Islands respectively in *British*-built Ships, owned, navigated, and registered according to Law; and all Manner of Goods, Wares, or Merchandize, which shall have been legally imported into the said Islands respectively, except Masts, Yards, or Bowsprits, Pitch, Tar, and Turpentine, and also except such Iron as shall have been brought from the *British* Colonies or Plantations in *America*; any Law, Custom, or Usage, to the contrary in anywise notwithstanding.

Goods of the Manufacture of Europe may be imported from the said Ports in British Vessels to any British Colony in America, &c.

IX. And be it further enacted, That, from and after the passing of this Act, it shall be lawful to export in any *British* Ship or Vessel, owned and navigated according to Law, from any of the said Islands in this Act enumerated, to any *British* Colony or Plantation in *America* or the *West Indies*, any Goods or Commodities whatever of the Manufacture of *Europe*; and also any Goods, Wares, or Merchandize, which shall have been legally imported into any of the said Islands, from any of the Colonies or Plantations in *America*, or any Country on the Continent of *America* belonging to or under the Dominion of any Foreign *European* Sovereign or State.

Officers of the Customs to be satisfied as to the Legality of the Importation before Goods are shipped for Exportation.

X. Provided always, and be it further enacted, That if any Doubts shall arise whether any such Goods, Wares, or Merchandize, intended to be so exported, shall have been legally imported into the said Islands respectively in this Act enumerated, the Legality of such Importation shall be made appear to the Satisfaction of the Collector and Comptroller, or other principal Officer of the Customs at the Port of Exportation, before such Goods, Wares, or Merchandize shall be suffered to be shipped for Exportation.

Wool, &c. of the Production of America allowed to be exported from the said Ports to this Kingdom, under the Regulations provided by

XI. And it is hereby further enacted, That, from and after the passing of this Act, all Wool, Cotton Wool, Indigo, Cochineal, Drugs of all Sorts, Cocoa, Log Wood, Fustick, and all Sorts of Wood for Dyers Use, Hides, Skins, and Tallow, Beaver and all Sorts of Furs, Tortoise Shell, Mahogany and all other Woods for Cabinet Ware, of the Growth or Production of any of the Colonies or Plantations in *America*, or Countries on the Continent of *America* belonging to or under the Dominion of any Foreign *European* Sovereign or State, shall be allowed to be exported from any of the said Islands in this Act enumerated, to any Part of the United Kingdom of *Great Britain* and *Ireland*, under the

Rules, Regulations, Reſtrictions, Securities, Penalties, and Forfeitures, particularly mentioned and provided in an Act of Parliament made in the Twelfth Year of the Reign of King *Charles* the Second, intituled, *An Act for encouraging and encreaſing of Shipping and Navigation*; and in another Act of Parliament made in the Twenty-ſecond and Twenty-third Years of the Reign of King *Charles* the Second, intituled, *An Act to prevent the planting of Tobacco in* England, *and for regulating the Plantation Trade*; and in another Act of Parliament made in the Twentieth Year of His preſent Majeſty's Reign, intituled, *An Act to allow the Trade between* Ireland *and the* Britiſh *Colonies and Plantations in* America *and the* Weſt Indies, *and the* Britiſh *Settlements on the Coaſt of* Africa, *to be carried on in like Manner as it is now carried on between* Great Britain *and the ſaid Colonies and Settlements*; or in any of the ſaid Acts, with reſpect to the Goods, Wares, or Merchandize, therein enumerated or deſcribed.

12 Car. 2. c. 18.

22 & 23 Car. 2. c. 26.

20 G. 3. c. 10.

No Goods of the Production of the Eaſt Indies, &c. ſhall be exported from the ſaid Ports to any Britiſh Colony in America, &c. on Forfeiture thereof.

XII. And be it further enacted, That, from and after the paſſing of this Act, no Goods or Commodities whatever, of the Growth, Production, or Manufacture of the *Eaſt Indies*, or other Places beyond the *Cape of Good Hope*, ſhall upon any Pretence whatever be exported from any of the Ports enumerated in this Act, to any other *Britiſh* Colony or Plantation in *America* or the *Weſt Indies*, upon Pain of forfeiting ſuch Goods or Commodities, together with the Ship or Veſſel in which the ſame ſhall be ſo exported, and the Guns, Tackle, Apparel, and Furniture of ſuch Ship or Veſſel.

Foreign Ships arriving at any of the ſaid Ports with Goods of the Production of the Eaſt Indies, &c. ſhall be forfeited.

XIII. And be it further enacted, That, from and after the paſſing of this Act, if any Foreign Ship or Veſſel as aforeſaid, arriving at or in any of the aforeſaid Ports, ſhall have on board any Goods or Commodities whatever, of the Growth, Production, or Manufacture of the *Eaſt Indies*, or other Places beyond the *Cape of Good Hope*, ſuch Goods or Commodities ſhall be forfeited, together with the Ship or Veſſel in which the ſame ſhall be brought, and all her Guns, Ammunition, Tackle, and Apparel, whether ſuch Goods or Commodities ſhall be intended to be landed or not, or whether Bulk ſhall have been broken or not.

No Duty of Gunpowder, or Fee, ſhall be taken by any Officer for the Entry or Clearance of any Foreign Ship.

XIV. And be it further enacted, That no Duty of Gunpowder, nor any Fee or Reward whatever, ſhall be demanded, taken, or received, by any Officer or Officers whatever in the ſaid Iſlands reſpectively in this Act enumerated, for any Entry, Cocquet, Clearance, or Paſſport, for any Foreign Ship or Veſſel, or for any Goods, Wares, or Merchandize, imported into or exported from the ſaid Iſlands reſpectively in ſuch Foreign Ships or Veſſels, under the like Pains and Penalties as are inflicted upon Officers exacting or receiving greater Fees than are allowed by any Act or Acts of Parliament now in force for regulating the Fees of the Officers of the Cuſtoms in His Majeſty's Colonies and Plantations in *America*.

Penalties and Forfeitures where to be ſued for.

XV. And be it further enacted, That all Penalties and Forfeitures impoſed by this Act ſhall and may be reſpectively proſecuted, ſued for, recovered, and divided, in *Great Britain*, *Guernſey*, *Jerſey*, or the *Iſle of Man*, or in any of His Majeſty's Colonies or Iſlands in *America*, in the ſame Manner and Form, and by the ſame Rules and Regulations in all Reſpects, in ſo far as the ſame are applicable, as any other Penalties and

Forfeitures impoſed by any Act or Acts of Parliament made for the Security of the Revenue of the Cuſtoms, or for the Regulation or Improvement thereof, or for the Regulation of Trade or Navigation, and which were in force immediately before the paſſing of this Act, may be reſpectively proſecuted, ſued for, recovered, and divided, in *Great Britain*, *Guernſey*, *Jerſey*, or the *Iſle of Man*, or in any of His Majeſty's Colonies or Iſlands in *America*.

Former Acts relating to the Opening of the ſaid Ports ſhall be repealed.

XVI. And be it further enacted, That all ſuch Clauſes, Proviſions, Articles, Matters, and Things, in any former Act or Acts of Parliament contained, as relate to the opening and eſtabliſhing any Ports in the Iſlands herein-before mentioned, or any of them, for the more free Importation and Exportation of the Goods, Wares, and Merchandize, in this Act enumerated, ſhall from and after the paſſing of this Act be and the ſame are hereby repealed.

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