

ANNO QUADRAGESIMO QUINTO

GEORGII III. REGIS.

CAP. LVIII.

An Act to repeal an Act, made in the Twenty-third Year of His present Majesty, for the better Regulation of the Office of Paymaster General of His Majesty's Forces, and the more regular Payment of the Army; and for the more effectually regulating the said Office. [27th *June* 1805.]

WHEREAS several of the Provisions of an Act, passed in the Twenty-third Year of His Majesty's Reign, intituled, *An Act for the better Regulation of the Office of the Paymaster General of His Majesty's Forces, and the more regular Payment of the Army; and to repeal an Act, made in the last Session of Parliament, intituled, 'An Act 'for the better Regulation of the Office of Paymaster General of His Majesty's 'Forces,'* have been found inconvenient: 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this present Parliament assembled, and by the Authority of the same, That the said Act shall be, and the same is hereby repealed. 23 G. 3. c. 50. repealed.

II. And be it further enacted, That the Paymaster General of His Majesty's Forces for the Time being, in all Memorials to be by him presented to the Treasury for Money for Army Services, shall pray, that such Sum as he requires may be issued to the Governor and Company of The Paymaster General, in his Memorials to the Treasury, to specify the Sum re-

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quired, and for what particular Service; and the Sum required shall be issued to the Governor and Company of the Bank of England.

the Bank of *England*, on his Account, specifying in every such Memorial the Sum he requires, and for what particular Service or Services; and the Commissioners of His Majesty's Treasury for the Time being, or any Three or more of them, by their Letter, from Time to Time shall direct the Auditor of the Exchequer to issue to the said Governor and Company, on Account of the Paymaster General of His Majesty's Forces (naming such Paymaster General for the Time being), the Sum for which such Letter shall be drawn upon the unsatisfied Order at the Exchequer in favour of the said Paymaster General, for which the Receipt of the Cashier or Cashiers of the said Governor and Company shall be a sufficient Discharge; and all Sums for which such Letters of the Commissioners of His Majesty's Treasury shall be drawn, shall be issued from the Exchequer to the Governor and Company of the Bank of *England*, and not to the Paymaster General of His Majesty's Forces, and shall be placed to the Account in the Books of the said Governor and Company, intituled, "The Account of the Paymaster General of His Majesty's "Forces," inserting the Name of such Paymaster General for the Time being.

Only customary Fees to be paid at the Exchequer or Treasury.

III. And be it further enacted, That no Fees whatever shall be paid at the Exchequer or Treasury, by reason of the Transactions aforesaid, beyond the Amount of what hath been usually paid upon Imprests and Accounts hitherto made, according to the former Custom of transacting Business between the Exchequer, Pay Office, and Bank severally.

Paymaster or his Deputy to draw on the Bank for all Army Services; Bank not to pay unless on proper Drafts.

IV. And be it further enacted, That the Paymaster General of His Majesty's Forces for the Time being, by himself or his Deputy, or the Person or Persons in his Office duly authorized by the said Paymaster General, shall draw upon the Governor and Company of the Bank of *England*, for all Army Services whatever, by Drafts signed by him or his Deputy, or the Person or Persons so authorized; and shall specify in every Draft, the particular Head of Service to which the Sum therein mentioned is to be applied; and no Draft of the said Paymaster or his Deputy, or the Person or Persons authorized as aforesaid, shall be deemed a sufficient Voucher to the said Governor and Company, unless the same shall specify the Service for which it is drawn, and shall be actually paid by the said Governor and Company; and the Monies so to be issued to the said Governor and Company on Account of the Paymaster General of His Majesty's Forces, shall not be paid out of the Bank, unless for Army Services, in pursuance of Drafts in which shall be specified the Heads of Service to which the Sums therein mentioned are to be applied, and which Drafts so drawn shall be sufficient Authority to the Bank to pay such Money to the Persons mentioned in such Drafts, or to the Bearer thereof.

Paymaster on his First Memorial to the Treasury every Month, shall insert the Balance of publick Money in the Bank, on his Account.

V. And, in order that the Commissioners of His Majesty's Treasury may have frequent Knowledge of the Balance of Cash in the Hands of the Governor and Company of the Bank of *England*, on Account of the Paymaster General, and thereby be enabled to judge of the Propriety and Necessity of further Issues, and to prevent the unnecessary Accumulation of Publick Money in the Hands of the said Governor and Company; be it enacted, That in the First Memorial presented every Month, or oftener if required, to the Commissioners of His Majesty's Treasury, by the Paymaster

master General for the Time being, for a Supply of Money for Army Services, such Paymaster General, or the Accountant in his Office, shall insert in the Body of such Memorial, the Sum Total of the Balance of Publick Money on Account of the Paymaster General in the Hands of the said Governor and Company, together with an Account of all the Claims, outstanding Drafts, and other Demands, with which such Balance is chargeable, and is to be applied.

Manner of making up the Paymaster General's Accounts.

VI. And be it further enacted, That the Paymaster General for the Time being shall, during his Continuance in Office, make up an annual Account of the Ordinary and Extraordinary Services of the Army, to be intituled, "The Account of the Paymaster General of His Majesty's Forces," the First annual Account after the passing of this Act, to commence on the Twenty-fifth Day of *December* One thousand eight hundred and four, and to end on the Twenty-fourth Day of *December* One thousand eight hundred and five, and every succeeding Account to commence on the Twenty-fifth Day of *December*, and to end on the Twenty-fourth Day of *December* following: Provided always, that in the Event of the Death, Resignation, or Removal of the Paymaster General in the Course of the Year, the Accounts shall be made up in the Manner following; (that is to say), The Accounts for the Pay of all Regiments, Troops, and Companies, shall be made up to the Twenty-fourth Day of the Month of which the Subsistence of the Army shall have been paid in Advance previous to such Death, Resignation, or Removal; the Accounts for the Pay of the General and Staff Officers, Garrisons, and other regular voted Services, shall be made up so as to include all Payments which shall have been actually made on Account thereof, previous to such Death, Removal, or Resignation; and the Accounts of the Extraordinary Services of the Army shall be made up to the Day of such Death, Removal, or Resignation; and in every such Case the succeeding Paymaster General shall open a new and distinct Account or Accounts for all Army Services, the Payments for which shall not have been completed by his Predecessor or Predecessors; and all Payments necessary to complete such Services shall be made in the Name of the Paymaster General for the Time being, who shall cause the same to be entered in such new and distinct Account or Accounts, until all Payments for such Services shall be completed.

On the Death or Removal of Paymaster, the Balance in the Bank to vest in his Successor.

VII. And be it further enacted, That upon the Death, Resignation, or Removal of any Paymaster General of His Majesty's Forces, the Balance of Cash for which he shall at that Time have Credit on his Account as Paymaster General with the Governor and Company of the Bank of *England*, shall, as soon as a Successor shall be appointed, actually vest in such Successor in Trust for the Service of the Army, and be forthwith carried over and placed to the Account of such Successor of such Paymaster General of His Majesty's Forces, to be applied to the said Service in pursuance of the like Drafts as aforesaid; and the succeeding Paymaster General shall, and he is hereby directed and required to form his Memorials and Requisitions to the Treasury, and to issue his Drafts as aforesaid, for all unsatisfied Charges and Demands on Account of Army Services which shall have accrued in the Time of any preceding Paymaster General.

Accounts of the Paymaster General to be transmitted to the Auditors.

VIII. And be it further enacted, That all such Accounts of the Paymaster General for the Time being, shall be transmitted, with proper Vouchers, to

to the Commiſſioners for auditing the Publick Accounts, who ſhall and they are hereby directed and required, with the leaſt poſſible Delay after the Receipt thereof, to examine or cauſe to be examined the ſaid Accounts, and if found ſatisfactory, to preſent or cauſe to be preſented the ſame to the proper Officer or Officers for Declaration; and when the ſame are declared, a Quietus or Acquittance in the uſual Form ſhall be made out to the Paymaſter or Paymaſters General whoſe Accounts ſhall have been ſo declared, his or their Heirs, Executors, or Adminiſtrators.

For keeping of Accounts of Army Services beyond the Cape of Good Hope or Cape Horn, ſeparate from other Accounts, and providing for the Examination thereof.

IX. And whereas it may frequently happen that the clearing Warrants for Accounts of Regiments, Troops, or Companies, ſerving at any Places beyond the *Cape of Good Hope* or *Cape Horn*, cannot, by reaſon of the great Diſtance of ſuch Places, be made out till long after all the other Accounts of Army Services are ſettled and prepared for Examination, whereby much unavoidable and inconvenient Delay might ariſe in the Examination of ſuch ſettled Accounts; for Remedy whereof, be it enacted, That it ſhall be lawful for the Paymaſter General of His Majeſty's Forces, for the Time being, to make out and keep the Accounts for all Regiments, Troops, and Companies, and other Army Services, in Places beyond the *Cape of Good Hope* or *Cape Horn*, ſeparate and diſtinct from all other Accounts for Army Services, and to tranſmit ſuch other Accounts for Army Services, whenever the ſame ſhall be prepared for Examination, to the Commiſſioners for auditing the Publick Accounts, without regard to the Accounts for any ſuch Places beyond the *Cape of Good Hope* and *Cape Horn*; and whenever the ſaid Accounts for Places beyond the *Cape of Good Hope* and *Cape Horn* can be made up and prepared for Examination, in like Manner to tranſmit the ſame to the Commiſſioners for auditing the Publick Accounts; and the ſaid Commiſſioners for auditing the Publick Accounts are hereby authorized and required to examine, or cauſe to be examined, ſuch Accounts for general Army Services when ſo tranſmitted to them, although the Accounts for Regiments, Troops, and Companies, and other Army Services, at any ſuch Places beyond the *Cape of Good Hope* and *Cape Horn*, ſhall not be included therein; and in like Manner to examine, or cauſe to be examined, the ſaid laſt mentioned Accounts whenever the ſame ſhall be tranſmitted to them; and if ſuch reſpective Accounts ſhall be found ſatisfactory, to preſent, or cauſe to be preſented, the ſame reſpectively for Declaration; and when the ſame reſpectively are declared, a Quietus or Acquittance in the uſual Form ſhall be made out to the Paymaſter General whoſe Accounts ſhall have been ſo declared, his or their Heirs, Executors, or Adminiſtrators, for the Amount of ſuch reſpective Accounts, in like Manner as if in the ſame reſpectively had been included the Whole ordinary and extraordinary Services of the Army for the Year.

Any Accounts of Paymaſters General in Arrear, directed to be made up, in order to their being paſſed before the Auditors.

X. And whereas no Accounts of any Paymaſter General have been paſſed before the Commiſſioners for auditing the Publick Accounts, for a Period ſubſequent to the paſſing of the ſaid recited Act, and it is expedient that ſome Proviſion ſhould be made in order to their being made up and paſſed before the ſaid Commiſſioners, as ſpeedily as may be; be it therefore enacted, That the preſent Paymaſter General, and the Paymaſter General for the Time being, ſhall and they are hereby required, to cauſe all ſuch Accounts of the ſeveral Perſons who have been Paymaſters General, from the Twenty-fourth Day of *April* One thouſand ſeven

hundred and eighty-two to the Twenty-fourth of *December* One thouſand eight hundred and four, as have not been made up and completed, to be forthwith made up and completed, in order to their being paſſed before the ſaid Commiſſioners; and it ſhall be lawful for the Paymaſter General, for the Time being, to give all ſuch Directions as ſhall be neceſſary for the Completion of ſuch Accounts; and all ſuch Accounts, when made up and completed, ſhall, together with the Vouchers, be tranſmitted to the ſaid Commiſſioners for auditing the Publick Accounts, who ſhall, and they are hereby required, to examine or cauſe to be examined the ſame, with the leaſt poſſible Delay after the Receipt thereof, and if found ſatisfactory, to preſent or cauſe to be preſented the ſame to the proper Officer or Officers for Declaration, and when the ſame are declared, a Quietus or Acquittance in the uſual Form ſhall be made out to the Paymaſter General, his Heirs, Executors, or Adminiſtrators, to whom ſuch Acquittance ſhall be due: Provided always, that nothing herein contained ſhall be conſtrued to extend to exonerate any of the Perſons who have executed the Office of Paymaſter General ſince the paſſing of the ſaid recited Act, or their legal Repreſentatives, from any Reſponſibility to which they are liable by any Law now in force.

Memorials for Money to complete the Services of former Years, to ſpecify that it is required for thoſe Services.

XI. And be it further enacted, That the Paymaſter General for the Time being, in his Memorials to the Treaſury for Money required to complete the Army Services for any Periods prior to the Twenty-fifth Day of *December* One thouſand eight hundred and four, ſhall ſpecify that the Money required is for ſuch Services; and all ſuch Sums ſhall be iſſued to the Paymaſters General for the Time being, on Account of the Paymaſters General, prior to the Twenty-fifth Day of *December* One thouſand eight hundred and four, and ſhall be entered in the Books of the Governor and Company of the Bank of *England*, under a ſeparate Title; and in his Drafts upon the ſaid Governor and Company for Money to complete ſuch Services, the Paymaſter General for the Time being ſhall ſpecify the Service for which the ſaid Money is required.

Paymaſter to keep an Account with the Bank.

XII. And be it further enacted, That the Paymaſter General of His Majeſty's Forces for the Time being ſhall keep an Account with the Bank of *England* of all Monies iſſued or directed to be paid to him for the Service of the Army; and the Paymaſter General, obſerving the Rules and Regulations hereby preſcribed, ſhall not be anſwerable for any Money which he ſhall not actually receive, or which ſhall not be actually drawn for by him or his Deputy, or other Perſon or Perſons authorized by him as aforeſaid; and the ſaid Governor and Company of the Bank of *England* ſhall be anſwerable for all the Monies which ſhall be actually received by them for the Service of the Army.

Books of Accounts in the Paymaſter's Office, ſhall be held to belong to the ſame.

XIII. And be it further enacted, That all Books of Account, and all Vouchers whatever, kept in the Office of Paymaſter General, ſhall belong to the ſaid Office, and ſhall not be at the Diſpoſal of the Paymaſter General to take and diſpoſe of the ſame as his private and proper Books of Account and Vouchers: Provided that nothing herein ſhall extend to prevent any Perſon who hath exerciſed the Office of Paymaſter General, or his or their Executors or Adminiſtrators, by himſelf or themſelves, or by any Perſon or Perſons authorized by him or them, from taking Copies or Extracts thereof, until an Acquittance in the Exchequer ſhall be made

out for such Paymaster, his Heirs, Executors, and Administrators; nor the Transmission of the Vouchers in due Time to the Commissioners for auditing the Publick Accounts.

No Fees to be taken in the Paymaster's Office for Business done therein.

XIV. And be it further enacted, That no Fee, Perquisite, Emolument, or Reward whatsoever, whether arising from the Use of the publick Money, or in any other Manner, (other than and except the Salaries and Allowances herein-after mentioned), shall be taken in the said Office, for any Business, Matter, or Thing to be done therein; and in lieu thereof the Officers, Clerks, and Servants in the said Office, shall receive annual Salaries, payable quarterly, without Deduction, and not otherwise; and a List of the said Officers, Clerks, and Servants, together with an Account of the Salaries paid to them from Time to Time, shall be entered in a Book, intituled, "The Salary Book," and deposited in the Office of the said Paymaster General, and Copies thereof lodged in the Treasury and Bank of *England*; and if any Person belonging to, or who shall hereafter belong to the said Office, shall take or accept any Fee Perquisite, Emolument, or Reward, (other than and except the Salaries and Allowances above mentioned), he shall be dismissed from his Office or Employment, and be rendered incapable of serving His Majesty in any Employment whatever, for the Space of Three Years: Provided always, that no Augmentation shall at any Time be made to the Salaries of any such Officers, Clerks, or Servants, without the Approbation of the Commissioners of His Majesty's Treasury; and that when any such Augmentations shall take place, an Entry thereof shall forthwith be made in the Book so to be kept, and new Duplicates thereof shall be transmitted to the Treasury, and to the Bank of *England*.

Not to deprive the Paymaster of the usual Allowances for himself, and for Contingencies.

XV. Provided always, and be it enacted, That nothing in this Act contained shall be construed to deprive the Paymaster General of the usual Allowances for himself or for Contingencies, nor to prevent him from administering or applying the said Contingencies according to the usual course of Office.

Not to take away the Power of the Paymaster of removing Officers employed in his Office.

XVI. Provided always, and be it enacted, That nothing herein contained shall extend, or be construed to extend, to take away, diminish, or alter the Power of the Paymaster General of His Majesty's Forces, to appoint, remove, or change at his Pleasure all or any of the Officers and Clerks employed in his said Office, or with the Consent and Approbation of the Commissioners of the Treasury, or any Three of them, signified in Writing, to increase the Number of such Clerks, in case the Circumstances of the Business of the said Office should render such an Increase necessary; which said additional Officers and Clerks shall, upon their respective Appointments, be subject to all the Rules, Regulations, Provisions, Pains, and Penalties, to which the Officers and Clerks now existing in the said Office are by this Act made liable.

Secretary at War to form Estimates of the several annual Services, under distinct Heads.

XVII. And be it further enacted, That the Secretary at War shall and he is hereby required to form or cause to be formed Estimates for the several annual Services of the Army, (that is to say); an Estimate of the Charge of the Pensions to be paid to the Widows of Commissioned Officers; an Estimate of the Charge of the Clothing of the Non-commissioned Officers and private Men of His Majesty's Forces; an Estimate of the

Charge

Charge of Agency, including the Allowance made to the Agent of the Subſiſtence of Non-effective Men, called *Warrant Men*; an Eſtimate of the Charge of the In and Out-Penſioners of *Chelſea Hoſpital*, and of the Expences of the ſaid Hoſpital; an Eſtimate of the actual Pay of the Commiſſioned Officers and Non-commiſſioned Officers and Private Men of His Majeſty's Forces, on the ſeveral Eſtabliſhments; an Eſtimate of the Charges of the Allowance made to Field Officers and Captains, and for the Uſe of Riding Maſters, Rough Riders, and Expences incident to the ſame; an Eſtimate of the Extra-Allowance for Farriery; an Eſtimate of the Allowance for Great Coats; an Eſtimate of the Charge of the Allowance to the Paymaſter General of His Majeſty's Forces, the Secretary at War, the Comptrollers of Army Accounts, the Commiſſary General of the Muſters, the Judge Advocate, their reſpective Deputies, Clerks, and the Contingent Expences of their reſpective Offices, Exchequer Fees, and all other Services, formerly paid out of the Deduction of Twelve Pence in the Pound and One Day's Pay, and not otherwiſe provided for by this Act; as alſo, Eſtimates of all ſuch other Charges for Army Services, as it may from Time to Time be neceſſary or expedient to ſubmit to Parliament; and the ſaid Secretary at War ſhall and he is hereby required to tranſmit Copies of the ſaid Eſtimates, ſo ſoon as the ſame ſhall have been agreed to by the Houſe of Commons, to the Office of the Paymaſter General of His Majeſty's Forces.

Paymaſter to iſſue Monies appropriated for Clothing, as ſoon in every Year as Money is iſſued to him for that Purpoſe.

XVIII. And be it further enacted, That the Paymaſter General of His Majeſty's Forces ſhall, and he is hereby directed and required, as ſoon after the Twenty-fourth Day of *June* and the Twenty-fourth Day of *December* in every Year as Money ſhall be iſſued for that Purpoſe, to iſſue to ſuch Perſon or Perſons as have regular Aſſignments from the ſeveral Colonels and other Officers commanding Regiments, Corps, Troops, or Companies, for the Monies formerly called *Nett Off-Reckonings*, for the Cloathing of the Non-commiſſioned Officers and Private Men of His Majeſty's Regular and Fencible Forces; provided the Paymaſter General ſhall at ſuch Time have been furniſhed with proper Eſtabliſhments of the ſeveral Regiments and Corps for which ſuch Monies are then to be iſſued: Provided always, that nothing in this Act ſhall extend, or be conſtrued to extend, to the making any Alteration in the Privileges, Profits, or Emoluments which the ſaid Colonels or other Officers commanding Regiments, Corps, Troops, or Companies now derive, either from the Cloathing of the Non-effective Men called *Warrant Men*, or Hautboys of their reſpective Regiments, Troops, and Companies, but the ſaid Colonels and other Officers ſhall continue to have enjoyed and received the ſame Privileges, Profits, and Emoluments as they would otherwiſe enjoy and receive from the Nett Off-Reckonings, and from the Non-effective Men called *Warrant Men*, or Hautboys of their reſpective Regiments and Corps, Troops and Companies, had this Act not been made.

Not to alter the Privileges, Profits, &c. of Colonels, &c. relative to Cloathing, or Non-effective Men.

Secretary at War to tranſmit to the Paymaſter's Office, an Account of the effective Officers and Privates, Regulars, and embodied Militia in Great Britain.

XIX. And, for the better Prevention of the iſſuing from the Exchequer any more Monies than ſhall be neceſſary for the Purpoſes recited in this Act; be it enacted, That, from and after the paſſing of this Act, the Secretary at War ſhall, and he is hereby directed and required, from Time to Time, to tranſmit to the Office of the Paymaſter General of His Majeſty's Forces, Accounts of the Sums neceſſary to be iſſued for the ſeveral Services of His Majeſty's Regular and Fencible Forces and embodied

bodied Militia, according to the effective Strength and the actual Expenditure thereof, distinguishing each Corps severally; and the said Paymaster General shall, and he is hereby directed and required, to form his Memorials and Requisitions to the Treasury, and to issue his Drafts on the Bank as aforesaid, according to the said Accounts.

Annual Allowances to Riding Masters or the Horse and Dragoons, in lieu of Grass Money.

XX. And be it further enacted, That, from and after the passing of this Act, the several Allowances now borne or hereafter to be borne on the Regimental Establishments shall be made, namely, the Allowances to Captains of Troops and Companies, and to certain Field Officers not having Troops or Companies; the Allowance for the Use of the Riding Masters and Rough Riders, and for immediate Expences relating to the same; the extra Allowances for Farriery, and the Allowances for Great Coats; for which said Allowances the Paymaster General of His Majesty's Forces shall, and he is hereby directed and required to form his Memorials and Requisitions, and to issue his Drafts as aforesaid, as soon after the Twenty-fourth Day of *June* and the Twenty-fifth Day of *December* in every Year, as the same can conveniently be done, in equal Payments, and to charge the same to the Account of each Corps as aforesaid.

Agents to make up annual Accounts of their respective Regiments.

XXI. And be it further enacted, That the Agents of all Regiments, Troops, and Companies of His Majesty's Regular and Fencible Forces and embodied Militia shall and they are hereby directed and required to make up annual Accounts of every Regiment, Troop, and Company for the preceding Year, ending the Twenty-fourth Day of *December* in every Year; the Accounts of the Forces and Militia serving in *Great Britain* to be made up within Six Months after the Expiration of the Year, and the Accounts of the several Corps on Foreign Service within Nine Months after the Expiration of the Year, unless the Pay Lists from those on Foreign Service shall not have been received and settled, so as to enable the Agents to make up such Accounts; and in the said Accounts the several Imprests or Monies received, including every Receipt which ought to be brought to the Credit of the Publick, in the Accounts of the respective Corps, and the several Disbursements or Monies paid, including Agency, shall be properly distinguished under the several Heads of Service; and the Balance which shall be due to or from the Publick on account of every Regiment, Troop, and Company shall be struck; and such Agents shall transmit the said Accounts within the Times limited as aforesaid, together with proper Vouchers, agreeably to the present Standing Regulations, or any future Regulations which His Majesty shall be pleased to establish, to the Office of the Secretary at War, and a Copy thereof to the Office of the Paymaster General of His Majesty's Forces; and on Failure herein, or in any other of the Regulations prescribed to Agents by this Act, every Agent so offending shall forfeit the Sum of One hundred Pounds for every Offence, to be recovered by any Person or Persons who shall sue for the same; and the Secretary at War, or such other Person or Persons as shall be duly authorized by His Majesty for that Purpose, shall, and he or they is or are hereby directed and required to examine and settle, or cause to be examined and settled, the aforesaid annual Accounts, within Three Months after the Receipt of the said Accounts respectively, and when settled, to transmit Certificates of the several Charges allowed in the said Accounts, to the Office of the Paymaster General of His Majesty's Forces, with Warrants signed by His

Majesty, directing and authorizing the said Paymaster General to form Memorials and Requisitions, and to issue his Drafts as aforesaid, for the Balance or Nett Monies due to each Regiment, Troop, and Company of His Majesty's Regular Forces and embodied Militia, for Clearings, and to charge the same to the Account of the said Regiment, Troop, and Company; and the said Warrants shall authorize and direct the Paymaster General to make the Excess which shall arise upon the several Establishments, after deducting therefrom the Monies so disbursed and paid as aforesaid, a Saving, and to carry it to the Credit of the Publick, and to charge every Deficiency which shall arise from the several Establishments not being able to discharge the Disbursements paid on Account as aforesaid, to the general Account of Contingencies, or to such other Fund as may be applicable thereto.

Agents not paying in their Balances, upon the Requisition of the Paymaster General, into the Exchequer, to be deemed Debtors to the Crown.

XXII. And be it further enacted, That whenever a Balance shall in any Agent's Account so to be transmitted as aforesaid, be admitted to be due to the Publick, and also whenever it shall appear from the Warrants so transmitted to the Paymaster General, that a Balance is due to the Publick from any Agent on any of his Accounts aforesaid, it shall be lawful for the Paymaster General for the Time being, to require such Agent forthwith to pay such Balance into the Bank of *England*, to the Account of the Paymaster General of His Majesty's Forces, of which Payments, Certificate shall be granted to the Parties making the same, by the Cashier or Cashiers of the Bank of *England*, and the said Certificate shall be a sufficient Discharge to the said Parties for the Sums expressed therein; and in case such Agent shall for the Space of One Calendar Month after being required so to do, refuse or neglect to pay such Balance into the Bank of *England* as aforesaid, the Amount of the Balance so admitted to be due by such Agent, or so appearing due from the said Warrant, shall from the Time of such Requisition be deemed and considered to be a Debt to His Majesty on Record, and be recoverable as such by His Majesty, His Heirs, and Successors, with full Costs of Suit, and all other Charges attending the same, by the like Process as by the Laws of that Part of the United Kingdom wherein such Agent shall reside, any Debt to His Majesty arising within the same may be recovered.

Agents, for more than one Regiment, to transmit an Abstract of Accounts of Balances.

XXIII. Provided always, and be it further enacted, That where any Person shall be Agent for more than One Regiment, Troop, or Company, by reason whereof it may happen that a Balance may be due from such Agent to the Publick on Account of some or One of such Regiments, Troops, or Companies, and a Balance may be due from the Publick to such Agent on Account of others of them, every such Agent shall and he is hereby required annually to transmit to the Paymaster General of His Majesty's Forces, together with the Copy of his annual Accounts hereby required to be transmitted, a general Abstract thereof, including all the Regiments, Troops, or Companies for which he is Agent, in order that it may appear to the Satisfaction of the Paymaster General, whether, upon the Whole of such Accounts, a Balance shall be due to or from the Publick; and in every Case in which such Abstract as by this Act is required shall be transmitted, it shall not be lawful for the Paymaster General to require such Agent to pay into the Bank of *England*, a Sum greater on the Whole on the Account of such Balances which may be due from him on Account of the respective Regiments, Troops, or Companies for which he is Agent, than shall appear to be in his Hands upon the Whole of the

said Accounts: Provided always, that so long as any such Balance shall remain due from such Agent to the Publick on the Whole of the said Accounts, no Monies shall be issued by the Paymaster General to such Agent, on Account of any Regiment, Troop, or Company.

Monies to be paid into the Bank to the Account of the Paymaster General.

XXIV. And be it further enacted, That all Monies whatever which may at any Time become payable by any Person or Persons whomsoever to the Paymaster General of His Majesty's Forces, shall be paid into the Bank of *England*, to the Account of the Paymaster General of His Majesty's Forces; and Certificate of such Payments, which shall be sufficient Discharges to the Persons paying such Money, shall be granted in like Manner as is herein directed in Cases of Balances paid by Agents into the Bank of *England*; and all Monies when so paid into the Bank of *England*, as well by Agents or any other Person or Persons, shall be placed to the same Account, and be drawn for in the same Manner, as if the same had been issued from the Exchequer in pursuance of any Memorial presented by the Paymaster General, according to the Directions of this Act.

Agents to make up such other Accounts, as Secretary at War and Paymaster General may require

XXV. Provided always, and be it further enacted, That it shall be lawful for the Secretary at War, and also for the Paymaster General of His Majesty's Forces, whenever they shall think fit to require any Agent or Agents to make up in the Course of any Year such Account or Accounts as the Secretary at War, or the Paymaster General of His Majesty's Forces, may have Occasion for, and also to require any Person or Persons who shall have been an Agent or Agents, but who shall have ceased to be such, or the Representatives of such Agent or Agents, to make up and transmit such Accounts for the Whole or any Part of the Periods during which he or they shall have been an Agent or Agents, and which shall not have been finally settled, as the Secretary at War or Paymaster General may have Occasion for; and any such Agent or Agents, or Person or Persons having been an Agent or Agents, or the Representatives of any such Agent or Agents, refusing Obedience to such Requisition or Requisitions, or neglecting for the Space of Three Calendar Months after the same shall have been made to obey the same, shall for every Offence be liable to the like Penalty, and to be recoverable in the like Manner as is hereinbefore provided in case of Failure to transmit such annual Accounts as aforesaid: Provided also, that nothing herein contained shall extend to exonerate the Colonel or Commandant of any Regiment, Troop, or Company, or the Representatives of any such Colonel or Commandant, from any Responsibility to which he or they is or are or may be liable, for any Failure or Deficiency of the respective Agents of such Regiments, Troops, or Companies.

This Act not to extend to the Horse Guards or Foot Guards.

XXVI. And be it enacted, That this Act shall not extend or be construed to extend to the making any Alteration in the present Mode or Regulation of the Two Regiments of Life Guards, the Royal Regiment of Horse Guards, or the Three Regiments of Foot Guards, but the same shall continue in the Practice of the same Mode and Regulations as they would otherwise have done had this Act not been made.

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