ANNO QUADRAGESIMO OCTAVO

GEORGII III. REGIS.

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C A P. XXXIII.

An Act to prohibit, until the End of the next Session of Parliament, the Exportation of Jesuits Bark from *Great Britain*. [14th *April* 1808.]

WHEREAS it is expedient to prohibit for a limited Time the Exportation of Jesuits Bark from *Great Britain*, except in the Manner herein-after mentioned; 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 whatever shall, directly or indirectly export, carry, or convey, or cause or procure to be exported, carried, or conveyed, out of or from any Port or Place in *Great Britain*, or shall load or lay on board, or cause or procure to be laden or laid on board in any Ship or other Vessel or Boat, any Jesuits Bark, in order to be carried, exported, or conveyed out of any such Port or Place, except to *Ireland*, and also except as herein-after is provided.

Jesuits Bark not to be exported, except to Ireland, &c.

II. Provided always, and be it further enacted, That it shall be lawful for His Majesty, by any Licence under his Royal Sign Manual, to authorize any Person to export from *Great Britain* for his or their own Account, or for Account of any Subject or Subjects of any State in Amity with His Majesty, any Jesuits Bark, under such Regulations, Restrictions, and Securities as may be specified in the said Licence.

His Majesty may authorize the Exportation to States in Amity.

3 Y III. Provided

Exportation may be allowed for the Supply of the Army and Navy;

III. Provided always, and be it further enacted, That nothing in this Act contained shall extend to prohibit the Exportation in any Ship or Vessel of War, belonging to His Majesty, or in any Transport Vessel in the Service of His Majesty, of any Jesuits Bark for the Use of His Majesty's Army or Navy, under such Rules, Regulations, and Restrictions, as the Commissioners of Customs in *England* and *Scotland* respectively, or any Three or more of them, may direct.

and for the Use of Crews of Ships.

IV. Provided also, and be it further enacted, That it shall be lawful for the Commissioners of Customs in *England* and *Scotland* respectively, or any Three or more of them, by Licence under their Hands, to permit the Exportation of Jesuits Bark for the Use of the Crew or other Persons on board of any Ship or Vessel on which the same shall be laden, in such Quantities (not exceeding One Pound Weight for every Five Men of the Crew or other Persons on board any such Ship or Vessel), and under such Regulations as the said Commissioners of Customs shall prescribe, any Thing in this Act to the contrary notwithstanding.

Penalty for exporting Bark contrary to this Act.

V. And be it further enacted, That all Jesuits Bark which shall be so exported, carried, or conveyed in, or laid on board any Ship or other Vessel or Boat, in order to be exported, carried, or conveyed out of *Great Britain*, contrary to this Act, shall be forfeited, and that every Offender therein shall forfeit also the Sum of Forty Shillings for every Pound Weight of such Jesuits Bark which shall be so exported, carried, or conveyed, or so laden in or laid on board any Ship or other Vessel or Boat, in order to be exported, carried, or conveyed out of *Great Britain*; and also the Ship, Vessel, or Boat, wherein the same shall be exported, or in or upon which the same shall be laden or laid in order to be exported, together with her Guns, Furniture, Ammunition, Tackle, and Apparel, shall be forfeited, and the same respectively may be seized by any Officer or Officers of the Customs.

Penalties how to be recoverd and applied.

VI. And be it further enacted, That all Penalties and Forfeitures created and incurred by this Act, shall and may be sued for, prosecuted, recovered, and disposed of, in such Manner, and by such Ways, Means, and Methods, as any Penalties incurred on any Goods, Ships, or Vessels forfeited for any Offence against the Laws of Customs, may now be legally sued for, prosecuted, recovered, and disposed of; and the Officer or Officers concerned in Seizures or Prosecutions under this Act, shall be entitled to and receive such Share of the Produce arising from the Seizures, as they are now by Law entitled to, upon Prosecution of Seizures for unlawful Importation, and to such Share of the Produce arising from any pecuniary Fine or Penalty or Composition paid for any Offence against this Act, as they are now by any Law or Regulation entitled to, upon Prosecution for pecuniary Penalties.

Actions against Persons refusing to clear Vessels laden with Bark made void.

VII. And be it further enacted, That all personal Actions and Suits, Indictments, Informations, and all Prosecutions and Proceedings whatsoever, which have been or shall hereafter be prosecuted or commenced against any Person or Persons for having refused to receive any Entry or Entries for the Exportation of any Jesuits Bark, or to clear out any Ship or Vessel laden with Jesuits Bark intended to be exported before the passing of this Act, be, are, and shall be discharged and made void

by virtue of this Act; and that if any Action or Suit ſhall be proſecuted or commenced againſt any Perſon or Perſons, for or by reaſon of any ſuch Act, Matter, or Thing, he, ſhe, or they may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence; and if the Plaintiff or Plaintiffs in any Action or Suit ſo to be proſecuted or commenced, ſhall become Nonſuit or forbear further Proſecution, or ſuffer Diſcontinuance, or if a Verdict paſs againſt ſuch Plaintiff or Plaintiffs, the Defendant or Defendants ſhall recover his, her, or their double Coſts, for which he, ſhe, or they ſhall have the like Remedy as in Caſes where the Coſts by Law are given to the Defendant.

Act may be altered or repealed this Seſſion.

VIII. And be it further enacted, That this Act may be altered, amended, or repealed, by any Act or Acts to be made in this preſent Seſſion of Parliament.

Continuance of this Act.

IX. And be it further enacted, That this Act ſhall continue and be in force until the End of the next Seſſion of Parliament.

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