

ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

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and other Ships Materials taken poſſeſſion of by them in the Places to be appointed by this Act.

up any Anchors, Cables, or any Goods or Merchandize which may have been parted with, cut from or left by any Ship or Veſſel within any Harbours, Rivers, or Bays, or on any of the Coaſts of this Kingdom, whether the ſame Ship or Veſſel ſhall be or ſhall have been in Diſtreſs or otherwiſe, and which ſhall have been weighed, ſwept for, or taken Poſſeſſion of by any ſuch Boatman, Pilot, Hoveller, or other Perſon, ſhall ſend a Report in Writing of the Articles ſo found, and ſtating the Marks (if any) thereon, and alſo an accurate and particular Deſcription of the Bearings, Diſtances, and Situations, and Time when and where the ſame were ſo found, to a Deputy Vice-Admiral or his Agent at or near to the Port or Place where ſuch Boatman, Pilot, Hoveller, or other Perſon ſhall firſt arrive with ſuch Articles, within Forty-eight Hours after his or their Arrival at ſuch Port or Place, or before he or they ſhall leave the Port, if he or they ſhall quit it before that Time ſhall expire; and ſhall alſo within ſuch Period as aforeſaid deliver ſuch Articles ſo found into a proper Warehouſe, or ſuch other Place as the Vice-Admiral of each County ſhall appoint for ſafe Cuſtody, until the ſame ſhall be claimed by the Owner or Owners thereof, or his, her, or their Agent or Agents, and the Salvage, together with ſuch other Charges and Expences as are hereinafter directed to be paid in reſpect of ſuch Articles paid by him or them, or Security given for the Payment thereof, to the Satisfaction of the Salvor or Salvors thereof; and every ſuch Pilot, Boatman, Hoveller, or other Perſon who ſhall wilfully and fraudulently keep Poſſeſſion of or retain, or conceal or ſecrete any Anchors or Cables ſo found, weighed, ſwept for or taken Poſſeſſion of as aforeſaid, and ſhall not report and deliver the ſame at ſome proper Warehouſe or other Place in the Manner aforeſaid, and within the Time herein-before limited, ſhall on Conviction be adjudged and deemed guilty of receiving Goods knowing them to have been ſtolen, and ſhall ſuffer the like Puniſhment as if the ſame had been ſtolen on Shore.

Deputy Vice-Admiral to ſend Report of Goods depoſited to the Corporation of the Trinity Houſe of Deptford Strond.

II. And be it further enacted, That every Deputy Vice Admiral, or his Agent, to whom any ſuch Report ſhall be ſent, ſhall within Two Days forward the ſame, or a true Copy thereof, to the Secretary of the Corporation of the Trinity Houſe of *Deptford Strond* in *London*, and the ſame ſhall be placed by him in ſome conſpicuous Situation, for the Inſpection of all Perſons chooſing to inſpect and examine the ſame.

Proviſo that no Report ſhall be made until the Articles amount in value to 20l.

III. Provided always, That no Report ſhall be forwarded by ſuch Deputy Vice Admiral or his Agent to the ſaid Corporation of the Trinity Houſe of *Deptford Strond*, until the Articles ſo to be depoſited as aforeſaid for and in reſpect of which a Report is required to be made as herein-before is directed, ſhall amount in Value to the Sum of Twenty Pounds.

Deputy Vice-Admiral may ſeize Goods not reported and depoſited as required by this Act, and if ſeized without previous Information, ſhall have One Third of the Value thereof.

IV. And be it further enacted, That it ſhall be lawful for any Deputy Vice Admiral, or his Agent, to ſeize and detain any ſuch Articles as ſhall not have been reported in the Manner herein-before directed, and upon ſuch Seizure ſuch Deputy Vice Admiral, or his Agent, ſhall depoſit the ſame in the Warehouſe or other Place to be appointed as aforeſaid, and ſhall within Two Days thereafter ſend a Report in Writing of the Articles ſo ſeized, and ſtating the Marks (if any) thereon, to the ſaid Corporation of the Trinity Houſe of *Deptford Strond* as before directed, to be made public as aforeſaid; and every ſuch Deputy Vice Admiral,

or his Agent, ſo ſeizing, who ſhall not make ſuch Report as aforeſaid, within Two Days after Seizure as aforeſaid, ſhall, on Conviction before any Juſtice of the Peace or Magiſtrate, upon the Oath of one credible Witneſs, or on the Confeſſion of the Party offending, forfeit and pay the Sum of Twenty Pounds for every ſuch Neglect, together with double the Value of the Goods ſo ſeized; One Half of which Penalty ſhall be paid to the Informer, and the other Half to the Poor of the Pariſh or Township where ſuch Offence ſhall be committed; and every Deputy Vice Admiral, or his Agent, who ſhall make any ſuch Seizure, without any previous Information being given to ſuch Deputy Vice Admiral or his Agent, ſhall, on the ſame Articles being claimed by and delivered to the Owner thereof, or his or her Agent, be entitled to receive ſuch Sum of Money as ſhall be equal to One Third Part of the Value thereof.

Mode of aſcertaining the Value of Articles ſeized.

V. Provided always, and be it further enacted, That if the Owner and Deputy Vice Admiral or Agent ſo ſeizing cannot agree on the Value of the Articles, ſuch Value ſhall be aſcertained in like Manner as is hereinafter directed with regard to Salvage.

If Deputy Vice-Admiral ſeize by previous Information, he and Informer to divide Part.

VI. Provided alſo, and be it further enacted, That if any ſuch Seizure ſhall have been made in conſequence of any Information given to any ſuch Deputy Vice Admiral or his Agent, the Deputy Vice Admiral or his Agent ſo ſeizing, ſhall only be entitled to receive from the Owner or their Agents of the Articles One Sixth Part of the Value thereof, and one other Sixth Part of ſuch Value ſhall be paid to the Perſon who ſhall have given the Information, the Value of ſuch Articles to be aſcertained in Manner aforeſaid.

If Articles not claimed within a limited Time, to be ſold according to the Stat. of 12 Anne, cap. 18. and if they ſhall have been ſeized, the Deputy Vice-Admiral ſeizing, and the Perſon informing, ſhall be equally entitled to Salvage.

VII. And be it further enacted, That if any ſuch Articles ſo reported and delivered into the Warehouſe or other Place as aforeſaid, ſhall not be claimed within a Year and a Day after ſuch Report ſhall have been tranſmitted to the ſaid Corporation of the Trinity Houſe of *Deptford Strond*, as before mentioned, the ſame ſhall be ſold, and a Certificate of ſuch Sale ſhall be delivered to the Purchaſer thereof under the Directions of the High Court of Admiralty, and the Monies ariſing from the Sale thereof be applied in the Manner directed in and by an Act paſſed in the Twelfth Year of the Reign of Her late Majeſty Queen *Anne*, intituled, *An Act for preſerving all ſuch Ships and Goods thereof which ſhall happen to be found on Shore or ſtranded on the Coaſts of this Kingdom, or any other of Her Majeſty's Dominions*, and if the ſame ſhall have been ſeized by the Deputy Vice Admiral or his Agent as aforeſaid, then the Deputy Vice Admiral or Agent ſo ſeizing, and the Perſon who ſhall have given ſuch Information as ſhall have led to the Seizure (if any ſuch Information ſhall have been given) ſhall be equally entitled to the Salvage which ſhall be allowed by the High Court of Admiralty to the Salvors in the Caſe of unclaimed Property.

If the Owners and Salvors cannot agree reſpecting the Amount of Salvage, or the Value of the Articles, Two Juſtices ſhall determine the Difference.

VIII. And be it further enacted, That if the Salvors of any ſuch Articles, or any Goods ſo found, weighed, ſwept for, or taken Poſſeſſion of as aforeſaid, and ſo lodged and reported as aforeſaid, and the Owner or Owners thereof, or his, her, or their Agent or Agents, cannot agree reſpecting the Amount of Salvage to be paid for or in reſpect of the ſame, or the Value thereof, as the Caſe may be, then the Matter in Difference ſhall be determined by any Two Juſtices of the Peace reſiding near to the Place

Place where such Articles or Goods shall be deposited; and such Justices shall begin to proceed in their Enquiry as to such Matters in Dispute, within Forty-eight Hours after such Difference shall be referred to them for their Determination thereof; and if they cannot agree respecting the same, then it shall be lawful for them to nominate any Third Person conversant in Maritime Affairs, at their Option, who shall ascertain the Amount of the Salvage to be paid, or the Value thereof, as the Case may be, within Forty-eight Hours after he shall have been so nominated as aforesaid, and the said Justices and such Third Person so nominated as aforesaid, shall have full Power and Authority, whenever they see Occasion, to examine the Parties or their Witnesses upon Oath, which Oath they are hereby authorized to administer.

If the Justices cannot agree, they shall nominate a third Person conversant in Maritime Affairs, who shall determine.

Two Justices may in like Manner determine upon Remuneration to be made for Services rendered to Ships in Distress or otherwise.

IX. And be it further enacted, That it shall also be lawful for the said Justices to decide in the like Manner, and within the same Time as is herein-before directed, with regard to Salvage on all Claims and Demands whatsoever which shall or may after the First Day of *August* One thousand eight hundred and nine, be made by Pilots, Boatmen, and other Persons, for Services of any Description (except Pilotage) to be rendered by them to any Ship or Vessel, as well for carrying off from the Shore to such Ship or Vessel any Anchors, Cables, or other Stores, from any Port or Ports of the Coast of *England* and *Wales*, and *Berwick-upon-Tweed*, or for the saving and preserving any Goods or Merchandize which may have been wrecked, stranded, or cast away from any Ship or Vessel, or for being instrumental in saving the Life or Lives of any Person or Persons on board the said Ship or Vessel, the Master, Owner, or Owners of such Ship or Vessel, or his, her, or their Agent or Agents being present with such Justices; and that the said Justices, or such other Person so appointed as aforesaid, shall have full Power and Authority to hear and determine on all Cases whatever of Services rendered by Pilots, Boatmen, and others to Ships or Vessels (except Pilotage) whether such Ships or Vessels shall at the Time be in Distress or not, and that they shall have the like Power of examining the Parties or their Witnesses upon Oath as last herein-before directed; and the Decision of such Justices, or of the Person so to be by them appointed as aforesaid, shall be final and conclusive on all Parties, save and except in such Cases in which an Appeal shall be interposed by either Party to the High Court of Admiralty, such Appeal to be interposed within Thirty Days after the Award of the Justices or such Person so appointed as aforesaid.

The Decision of such Justices shall in this Case be final, unless an Appeal to the High Court of Admiralty.

Persons dissatisfied may appeal to the High Court of Admiralty, but the Goods to be restored to the Owners on giving Bail.

X. And be it further enacted, That in case the Person or Persons so claiming to be entitled to Salvage, or the Party or Parties who is or are to pay the same, or their Agents, shall be dissatisfied with such Award and Decision of the Justices, or of the Person so to be nominated by them as aforesaid, it shall be lawful for either of them respectively, within Forty-eight Hours after such Award is made, but not afterwards, to declare to the Justices, or such other Person to be nominated by them as aforesaid, his, her, or their Desire of obtaining the Judgement of the High Court of Admiralty respecting the said Salvage, and thereupon the Person or Persons so claiming to be entitled to Salvage shall be compelled to proceed within Thirty Days from the Date of such Award, by taking out a Monition against the adverse Party; but in such Case the said Justices are hereby required and empowered to deliver to the Owners and Proprietors or their

Agents, any such Anchor or Cable, Goods, or other Articles respecting which any Claim for Salvage shall be made upon the Owners or Proprietors thereof, his, her, or their Agent, giving good and sufficient Bail in double the Amount of the Value of the Articles in respect of which such Salvage shall be claimed, and which Bail shall be taken by a Commissioner for taking Examinations in Prize Causes, if there shall be one in the Port or Place where such Difference shall arise, but if there shall be no such Commissioner there, then the said Justices to whom such Difference shall have been referred, or either of them, or any other of His Majesty's Justices of the Peace, are and is hereby authorized to take the same; and the Commissioner or Justice who shall take such Bail shall certify the same according to the Form contained in the Schedule hereunto annexed, and transmit the same without Delay to the High Court of Admiralty, together with a true Certificate in Writing of the gross Value of the Whole of the Articles respecting which Salvage shall be claimed, and also a Copy of such Proceedings and Awards on unstamped Paper, certified under the Hand of such Commissioner or Justice taking the Bail as aforesaid, and the same shall be admitted by such Court of Admiralty as Evidence in the Cause.

Justices to be paid.

XI. And be it further enacted, That it shall and may be lawful for the Persons so to be named by the said Justices as aforesaid, who shall decide on the Amount of Salvage to be paid, or on the Value of the Articles, or on the Remuneration to be made to Persons rendering Assistance to Ships or Vessels, or Persons as aforesaid, to demand and receive of and from the Owner or Owners of the Articles saved, or of the Ships or Vessels in Behalf of which the Services may have been rendered, or his, her, or their Agents or Agent, a Sum of Money not exceeding Two Pounds Two Shillings each, and such Owner or Owners, or his, her, or their Agent or Agents, shall and is and are hereby required to pay to the Persons so to be by the said Justices nominated as aforesaid, such Fee or Reward immediately after he shall have made his Award or Decision, and on Delivery of the same.

Persons cutting away or defacing Buoy Ropes, &c. to be deemed guilty of Felony, &c.

XII. And be it further enacted, That if any Person or Persons shall, from and after the First Day of *August* One thousand eight hundred and nine, wilfully cut away, cast adrift, remove, alter, deface, sink, or destroy, or shall do or commit any Act with Intent and Design to cut away, cast adrift, remove, alter, deface, sink, or destroy, or in any other Way injure or conceal any Buoy, Buoy Rope, or Mark, belonging to any Ship or Vessel, or which may be attached to any Anchor or Cable belonging to any Ship or Vessel whatever, whether in Distress or otherwise, such Person or Persons so offending shall, on being convicted of such Offence, be deemed and adjudged to be guilty of Felony, and shall be liable to be transported for any Term not exceeding Seven Years, or in Mitigation of such Punishment to be imprisoned for any Number of Years at the Discretion of the Court in which the Conviction shall be made.

Punishing Purchasers and Receivers of stolen Goods.

XIII. And be it further enacted, That if any Person or Persons shall knowingly and wilfully, and with Intent to defraud and injure the true Owner or Owners thereof, or any Person interested therein as aforesaid, purchase or receive any Anchors, Cables, or Goods, or Merchandize, which may have been taken up, weighed, swept for, or taken Possession of, whether the same shall have belonged to any Ship or Vessel in Distress or otherwise,

or whether the ſame ſhall have been preſerved from any Wreck, if the Directions herein before contained with regard to ſuch Articles ſhall not have been previouſly complied with, ſuch Perſon or Perſons ſhall on Conviction thereof be deemed guilty of receiving ſtolen Goods, knowing the ſame to be ſtolen, as if the ſame had been ſtolen on Shore, and ſuffer the like Puniſhment as for a Miſdemeanor at the Common Law, or be liable to be tranſported for Seven Years, at the Diſcretion of the Court before which he, ſhe, or they ſhall be tried.

Maſters of Ships bound to Parts beyond the Seas, finding or taking on board Anchors and other Articles, to report the ſame to the Trinity-Houſe, and on their Arrival in England to depoſit them.

XIV. And be it further enacted, That in caſe the Maſter, Mate, or Crew of any Ship or Veſſel bound to Parts beyond the Seas, ſhall find and take on board of ſuch Ship or Veſſel, any Anchor, Cable, or any Goods or Merchandize, or ſhall receive any Anchor, Cable, or any Goods or Merchandize on board of ſuch Ship or Veſſel, from any other Perſon or Perſons who may have found the ſame, knowing the ſame to have been ſo found, the Maſter, Mate, or other Perſon having the Command of ſuch Ship or Veſſel, ſhall make a true Entry in the Log Book of ſuch Ship of the Deſcription of the Articles ſo found or taken on board as aforeſaid, ſtating the Marks (if any) thereon, and the Bearings and Diſtances, and other minute Deſcription, and the Time when and where the ſame were found and taken on board; and alſo ſhall at the firſt poſſible Opportunity tranſmit a Report in Writing containing a true Copy of ſuch Entry in the Log Book of the ſaid Ship or Veſſel, to the ſaid Corporation of the Trinity Houſe of *Deptford Strond*, and on the Return of ſuch Veſſel to any Port in *England* or *Wales*, or *Berwick-upon-Tweed*, he ſhall deliver the ſame Articles into the Poſſeſſion of a Deputy Vice-Admiral, or his Agent in or neareſt to ſuch Port, with the like Report as is herein-before directed; and ſuch Deputy Vice-Admiral, or Agent, is hereby required to tranſmit ſuch Report to the ſaid Corporation of the Trinity Houſe at *Deptford Strond*, to be placed by the ſaid Corporation for Inſpection in like Manner as aforeſaid; and if the ſame ſhall not be claimed by the Owner or Owners thereof, or his, her, or their Agent, within a Year and a Day after ſuch Report ſhall be tranſmitted, the ſame ſhall be ſold and diſpoſed of according to Law with regard to unclaimed Property; and in Default thereof, or if the Maſter of ſuch Ship or Veſſel ſhall ſell or diſpoſe of ſuch Anchor, Cable, Goods, or Merchandize to any Perſon or Perſons whomſoever, or ſhall, upon his firſt Return to any Port within *England* and *Wales*, or *Berwick-upon-Tweed*, report and deliver the ſame according to the Proviſions of this Act, he ſhall for every ſuch Offence, on being thereof lawfully convicted before any Juſtice of the Peace or Magiſtrate on the Oath of One credible Witneſs, or on the Confeſſion of the Party offending, forfeit and pay any Sum not exceeding Two hundred Pounds, nor leſs than Fifty Pounds, One Half of which Penalty ſhall be paid to the Informer, and the other Half to the Preſident and Governors for the Relief and Support of ſuch maimed and diſabled Seamen, and of the Widows and Children of ſuch as ſhall be killed, ſlain, or drowned in the Merchants Service, under an Act of Parliament made in the Twentieth Year of the Reign of His late Majeſty, King *George* the Second, intituled, *An Act for the Relief and Support of maimed and diſabled Seamen, and the Widows and Children of ſuch as ſhall be killed, ſlain, or drowned, in the Merchants Service*, and ſhall alſo forfeit and pay Double the Value of ſuch Articles, to the Owners or Owner thereof.

Penalty for making Default.

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XV. And

Fees to be paid for Reports.

XV. And be it further enacted, That it shall and may be lawful for the Deputy Vice Admiral or his Agent, who shall make the Report required by this Act to the said Corporation of the Trinity House of *Deptford Strond* as aforesaid, to receive of and from the Owner or Owners of the Articles in respect of which the Report shall be made, or if the same are not claimed then out of the Produce of the Sale thereof, the Sum of One Pound One Shilling for each Report; and that it shall also be lawful for the Secretary or other proper Officer of the said Corporation of the Trinity House of *Deptford Strond*, to receive in like Manner as last mentioned, the Sum of One Pound One Shilling for each Report so to be received by the said Corporation, and to be made publick by them as aforesaid, which last mentioned Sum shall be paid to the said Deputy Vice Admiral or his Agent, before the Delivery of the Goods, and accounted for by him to the Trinity House.

Punishing Pilots and others selling or disposing of Anchors or Cables in foreign Countries.

XVI. And whereas Pilots, Hovellers, Boatmen, and other Persons in small Vessels have for many Years conveyed Anchors and Cables which may have been weighed, swept for, or taken possession of by them as aforesaid, or which they may have purchased of other Persons, knowing them to have been weighed, swept for, or taken possession of without being reported as aforesaid, to Foreign Countries, and there sold and disposed of to the manifest Injury and Loss of the Owners thereof; for remedying whereof be it further enacted, That every Pilot, Hoveller, Boatman, or the Master of any such Vessel, who shall convey after the said First Day of *August* One thousand eight hundred and nine, any such Anchor or Cable to any Foreign Port, Harbour, Creek, or Bay, and there sell and dispose of the same, shall be deemed and adjudged guilty of Felony, and shall be transported for any Term not exceeding Seven Years.

Dealers in Marine Stores to have their Names painted on their Storehouses, and not to cut up any Cable without a Permit from a Magistrate.

XVII. And be it further enacted, That all Persons who shall trade or deal in buying and selling Anchors, Cables, Sails, or old Junk, old Iron, or Marine Stores of any Kind or Description, shall have their Names with the Words "Dealer in Marine Stores," painted distinctly in Letters of not less than Six Inches in Length upon the Front of all their Storehouses, Warehouses, and other Depositts for such Goods; and in Default of their so doing, they shall, on Conviction before any Justice or Justices of the Peace, or Magistrate or Magistrates of any Jurisdiction where such Storehouse, Warehouse, and Depôt shall be, upon the Oath of One credible Witness, or on Confession of the Party offending, forfeit and pay a Sum not exceeding Twenty Pounds, nor less than Ten Pounds, One Half of which Penalty shall be paid to the Informer, and the other Half to the Poor of the Parish or Township where such Offence shall be committed; and that it shall not be lawful for such Dealers or Traders to cut up any Cable, or any Part of a Cable, exceeding Five Fathoms in Length, or uncant, untwine, or unlay the same into Junk or Paper-stuff, on any Pretence whatsoever, without first obtaining a Permit from some Justice of the Peace or Magistrate residing near to the Residence of such Dealer, which Permit shall not be granted unless an Affidavit shall have been made that the Cable so intended to be cut up had been *bonâ fide* purchased, and without Fraud, by the Party so intending to cut up the same, and without any Knowledge or Suspicion on his or her Part that the same had been or were dishonestly come by; and in which Affidavit shall also be specified the particular Quality and Description

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of such Cable, and the Name or Names of the Seller or Sellers thereof, which Affidavit shall be recited and set forth at Length in the Permit thereupon granted, on Pain of forfeiting for the First Offence any Sum not exceeding Twenty Pounds nor less than Ten Pounds, and for every Second or further Offence any Sum not exceeding Fifty Pounds nor less than Twenty Pounds, to be recovered before any Justice of the Peace; and One Half thereof to go to the Informer, and the other Half to the Poor of the Parish in which such Offence shall have been committed.

Penalty.

Dealers to keep an Account of old Stores bought by them.

XVIII. And be it further enacted, That for the more effectual Prevention of such Frauds, all Dealers in such Marine Stores as aforesaid shall keep a Book or Books fairly written, in which Entries shall be from Time to Time regularly made of all such old Marine Stores as shall be by them from Time to Time bought, containing a true Account and Description of the Times when the same were so respectively bought by them, and of the Names and Places of Abode of the respective Sellers thereof: And before any Person who shall obtain such Permit for the cutting up of any such Cable (as herein-before required to be obtained) shall proceed to cut up the same by virtue thereof, there shall be published by the Space of One Week at least before the cutting up the same, One or more Advertisement or Advertisements in some public Newspaper, printed nearest to the Storehouse, Warehouse, or Depôt where the Articles shall be deposited, notifying that such Party had obtained such Permit for the Purpose of cutting up such Cable, and of such Kind and Quality as therein described, and also specifying the Place where such Articles shall be deposited; whereupon it shall be lawful for all and every Person or Persons who may have just Cause to suspect that such Articles are the Property of such Person or Persons, and shall have verified upon Oath the Fact of such his, her, or their Suspicion before any Justice of the Peace or Magistrate residing near to the said Storehouse, Warehouse, or Depôt, by Warrant for that Purpose thereupon granted, to require of and from such Dealer who shall have so advertised, and shall be so sworn to be suspected as aforesaid, the Production and Examination of the Book or Books of Entries hereby required by him or her to be kept, and inspect and examine the Cables described in such Permit; and in case any such Dealer, when so thereunto required as aforesaid, shall neglect or refuse to produce to the Person named in such Warrant as the Person on whose Oath the same shall have been obtained, the Book or Books containing the Entries of such Dealer so required to be made therein as aforesaid, or shall neglect to keep any such Book or Books in which Entries containing Accounts of the several Particulars hereinbefore required to be entered shall be made, or to permit such Inspection or Examination as aforesaid, or shall after obtaining such Permit for the cutting up of any such Cable, and before the cutting up of the same, neglect to publish such One or more Advertisement or Advertisements relative thereto as is herein-before directed and required, the Dealer or Dealers so offending in all or any of the Particulars herein-before mentioned shall forfeit and pay for every such Offence, being his, her, or their First Offence, any Sum not exceeding Twenty Pounds, nor less than Ten Pounds, and for every Second or further Offence any Sum not exceeding Fifty Pounds nor less than Twenty Pounds, One Half of which Penalty shall on Conviction before any Justice of the Peace or Magistrate residing near as aforesaid, be paid to the Informer, and the other Half to

To advertise before cutting up of Cordage.

Persons may demand Inspection of Books.

Penalty.

the Poor of the Parish or Township in which such Offences shall be committed; and in case any of the Penalties by this Act imposed shall not be paid, with the Charges incident to the Conviction, immediately upon such Conviction, the same shall and may be levied by Warrant under the Hand and Seal of such Justice of the Peace or Magistrate, upon the Goods and Chattels of any such Offender or Offenders; and in case no sufficient Distress shall be found, then every such Offender or Offenders shall and may be committed by any such Justice of the Peace or Magistrate as aforesaid, to Gaol, in case of any first Offence for the Space of Six Calendar Months, and in case of any Second or further Offence for the Space of Twelve Calendar Months, unless the said Penalty and the Charges shall be sooner paid. Recovery of Penalties.

XIX. And be it further enacted, That from and after the First Day of *August* One thousand eight hundred and nine, all Manufacturers of Anchors and Kedge Anchors shall place his, her, or their Name or Names, together with a progressive Number, and also the Weight of the Anchor, in legible Characters upon the Crown, and also upon the Shank under the Stock of each Anchor which he, she, or they shall manufacture, and shall also place his, her, or their Name or Names, together with a Number, and also the Weight of the Kedge Anchor upon the Crown, and also upon the Shank near to the Stock of every Kedge Anchor which he, she, or they shall manufacture; and in case any such Manufacturer shall neglect to place such Name, Number, or Weight in the Manner herein-before directed and required, every such Person or Persons so offending shall, on Conviction before any Justice of the Peace or Magistrate, on the Oath of One credible Witness, or on the Confession of the Party so offending, forfeit and pay any Sum not exceeding Five Pounds, nor less than Forty Shillings, One Half of which Penalty shall be paid to the Informer, and the other Half to the Poor of the Parish or Township in which such Offence shall be committed. Manufacturers of Anchors to place Marks on Anchors and Kedge Anchors.

XX. And, for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That all and every Justice and Justices of the Peace before whom any Person shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up according to the following Form; *videlicet*, Form of Conviction.

'BE it remembered, That on the Day of in the Year of our Lord A. B. is convicted before me [*or*, us] One [*or*, Two, *as the Case may be*] of His Majesty's Justices of the Peace for the [*here specify the Offence, and the Time, and Place when and where committed, as the Case may be*] contrary to an Act passed in the Forty-ninth Year of the Reign of King *George* the Third, intituled, [*here insert the Title of this Act*]. Given under my Hand and Seal [*or*, our Hands and Seals] the Day and Year first above written.'

And no *Certiorari* or other Writ or Process for the Removal of any such Conviction, or any Proceedings thereon, into any of His Majesty's Courts of Record at *Westminster*, shall be allowed or granted.

Appeal from Conviction to the General Quarter Seſſions.

XXI. And be it further enacted, That it ſhall and may be lawful to and for any Perſon or Perſons ſo convicted by any Juſtice or Juſtices of the Peace before mentioned of any Offence or Offences againſt this Act, within Three Calendar Months next after ſuch Conviction, to appeal to the Juſtices of the Peace aſſembled at the General Quarter Seſſions holden for the County, City, or Place where the Matter of Appeal ſhall ariſe, firſt giving Ten Days Notice of ſuch Appeal to the Perſon or Perſons appealed againſt, and of the Matter thereof, and entering into a Recognizance before ſome Juſtice of the Peace for ſuch County, City, or Place, with Two ſufficient Sureties conditioned to try ſuch Appeal, and for abiding the Determination of the Court therein; and ſuch Juſtices at the General Quarter Seſſions ſhall, upon due Proof of ſuch Notice having been given, and Recognizance entered into, hear and determine the Matter of ſuch Appeal, and may either confirm, or quaſh and annul the ſaid Conviction, and award ſuch Coſts to either Party as to them ſhall ſeem juſt and reaſonable, and the Deciſion of the ſaid Juſtices therein, ſhall be final, binding, and concluſive; and no Proceeding to be had or taken in purſuance of this Act, ſhall be quaſhed or vacated for Want of Form only, or be removed by *Certiorari*, or any other Writ or Proceſs whatſoever, into any of His Majeſty's Courts of Record at *Weſtminſter* or elſewhere, any Law or Statute to the contrary thereof in anywiſe notwithſtanding.

Inhabitants may be competent Witneſſes.

XXII. Provided always, and be it further enacted, That the Inhabitants of any Pariſh, Townſhip, or Place, ſhall be deemed and taken to be competent Witneſſes for the Purpoſe of proving the Commiſſion of any Offence againſt this Act, within the Limits of ſuch Pariſh, Townſhip, or Place, notwithſtanding the Penalty incurred by ſuch Offence, or any Part thereof, is or may be given or applicable to the Poor of ſuch Pariſh, Townſhip, or Place, or otherwiſe for the Benefit or Uſe, or in Aid or in Exoneration of ſuch Pariſh, Townſhip, or Place.

Offences may be tried in the County where Articles found, or if ſold in foreign Parts, where Offenders reſide.

XXIII. And be it further enacted, That all Felonies, Miſdemeanors, and other Offences under this Act, ſhall and may be laid to be committed, and ſhall be tried in any City or County (being a County) where any ſuch Article, Matter, or Thing in relation to which ſuch Offence ſhall have been committed, ſhall have been found in the Poſſeſſion of the Perſon committing the Offence, or if the ſame ſhall have been ſold in foreign Parts, then in the Country or Place in which the Perſon ſelling the ſame ſhall reſide.

Act not to alter the Statute of 48 G. 3. c. 130.

XXIV. Provided always, and be it further enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend to or be in force within the Limits ſpecified and directed in an Act paſſed in the Forty-eighth Year of the Reign of His preſent Majeſty, intituled, *An Act for preventing the various Frauds and Depredations committed on Merchants Ship Owners, and Underwriters, by Boatmen and others, within the Juriſdiction of the Cinque Ports, and alſo for remedying certain Defects relative to the Adjuſtment of Salvage, under a Statute made in the Twelfth Year of the Reign of Her late Majeſty Queen* Anne, or in any Manner to affect any of the Proviſions of the ſaid Act, but the ſaid recited Act ſhall remain in full Force within the Limits therein ſpecified, as if this Act had not been paſſed.

XXV. Provided

XXV. Provided alſo, That nothing in this Act contained ſhall extend or be conſtrued to extend to repeal, take away, or alter any of the Clauſes, Powers, or Proviſions contained in an Act of Parliament, made in the Forty-eighth Year of the Reign of His preſent Majeſty, intituled, *An Act for the better Regulation of Pilots, and of the Pilotage of Ships and Veſſels navigating the* Britiſh *Seas*, but that the ſaid Act ſhall remain in full Force as if this Act had not been paſſed. Reſervation of the Statute of 8 G. 3. c. 104.

XXVI. Provided alſo, and it is hereby further declared, That this Act or any Thing herein contained ſhall not extend or be conſtrued to extend to the taking away, abridging, prejudicing, or impeaching in any Manner whatever the Juriſdiction of the High Court of Admiralty of *England*, or the Juriſdiction of the Admiralty Court of the Cinque Ports, Two ancient Towns and their Members, or of the Admiralty Court of the Borough of *Great Yarmouth*, in the County of *Norfolk*, or of the Admiralty Court of the Borough of *Dunwich*, in the County of *Suffolk*, or of the Admiralty Court of the Borough of *Southampton*, in the County of *Hants*, or of the Admiralty Court of the Borough of *Southwold*, in the County of *Suffolk*, or of the Admiralty Court of the Borough of *Lynn Regis*, in the County of *Norfolk*, but that it ſhall and may be lawful for the ſaid Courts reſpectively, and the Judge or Judges thereof for the Time being, to have, uſe, exerciſe, and enjoy Juriſdiction over all ſuch Matters, Rights, and Offences as they have heretofore had, uſed, exerciſed, and enjoyed, as fully and effectually to all Intents and Purpoſes whatever, as if this Act had not been made; any Thing herein contained to the contrary thereof in anywiſe notwithſtanding. Reſervation of the Rights of the High Court of Admiralty.

XXVII. Provided alſo, and it is hereby enacted, That neither this Act, nor any Thing herein contained, ſhall any Ways extend, or be conſtrued to extend, to deprive, or in any Ways prejudice the Rights of His Majeſty, His Heirs or Succeſſors, or any claiming under them, or any of them, or any Patentee or Grantee of the Crown, or any Lord or Lords, or Lady or Ladies of any Manor or Manors whatſoever, but that ſuch reſpective Rights ſhall be enjoyed in as full, ample, and beneficial a Manner, in every Reſpect, as if this Act had never been made. Reſervation of the Rights of the Crown, and of Lords and Ladies of Manors.

XXVIII. Provided alſo, and it is hereby further enacted and declared, That this Act, or any Thing herein contained, ſhall not extend, or be conſtrued to extend to the taking away, abridging, hindering, prejudicing, or impeaching of any Grant, Liberties, Franchiſes, and Privileges heretofore granted to and veſted in the Corporation of the Trinity Houſe of *Deptford Strond*, but that the ſaid Corporation ſhall hold and enjoy the ſame, as fully and effectually, to all Intents and Purpoſes, as they might have done in caſe this Act had never been made; any Thing herein contained to the contrary thereof in anywiſe notwithſtanding. Reſervation of the Rights of the Trinity Houſe of Deptford Strond.

XXIX. Provided alſo, and it is hereby further enacted and declared, That this Act, or any Thing herein contained, ſhall not extend, or be conſtrued to extend to the taking away, abridging, hindering, prejudicing, or impeaching of any Grant, Liberties, Franchiſes, and Privileges heretofore granted to and veſted in the Corporation of the Trinity Houſe of *Kingſton-upon-Hull*, or in the Maſters, Wardens, and Brethren of the Trinity Houſes of *Newcaſtle-upon-Tyne* and *Scarborough* reſpectively, but that Reſervation of the Rights of the Trinity Houſes of Kingſton-upon-Hull, Newcaſtle-upon Tyne, and Scarborough.

that the ſaid Corporation, and the ſaid Maſters, Wardens, and Brethren, ſhall hold and enjoy the ſame, as fully and effectually, to all Intents and Purpoſes, as they might have done in caſe this Act had never been made; any Thing herein contained to the contrary thereof in anywiſe notwithſtanding.

Reſervation of the Rights of the City of London.

XXX. Provided alſo, and it is hereby further enacted and declared, by the Authority aforeſaid, That nothing in this Act ſhall extend or be conſtrued to extend to prejudice or take away any Right, Property, Authority, or Juriſdiction of the Mayor of the City of *London*, or of the Mayor and Commonalty and Citizens of the City of *London*, to, in, and upon the Rivers of *Thames* and *Medway*.

This Act not to extend to Scotland or Ireland.

XXXI. Provided alſo, and be it hereby further enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend to thoſe Parts of the United Kingdom of *Great Britain* and *Ireland* called *Scotland* and *Ireland*.

For the better Adjuſtment of Salvage under the Statute of 12 Anne, c. 18.

XXXII. And whereas it is expedient that the like Means of concluſively adjuſting and recovering the Quantum of the Monies or Gratuities to be paid to the ſaid ſeveral Perſons acting or being employed in the Salvage of any Ship or Veſſel, or the Materials or Stores belonging thereto, or Goods or Perſons on board thereof, ſhould ſubſiſt, and be by Law applicable in Caſes where the Salvors ſhall have acted under and by the Employment and Authority of any Magiſtrate, or of the Commander or other ſuperior Officers, Mariners, or Owners of any Ship or Veſſel in Diſtreſs, as are now by Law provided for adjuſting the Quantum of ſuch Monies or Gratuities which ſhall have become due in Caſes where Application ſhall have been firſt made to the Officers of the Cuſtoms, or other the Officer or Officers in that Behalf named and appointed in and by a certain Act made in the Twelfth Year of the Reign of Queen *Anne*, intituled, *An Act for preſerving all ſuch Ships and Goods thereof, which ſhall happen to be forced aſhore or ſtranded upon the Coaſts of this Kingdom, or any other of Her Majeſty's Dominions*; and where ſuch Aſſiſtance ſhall thereupon have been rendered, in purſuance of the Proviſion of that Statute; be it therefore enacted, That from and after the Firſt of *Auguſt* One thouſand eight hundred and nine, all and every the Means which in virtue of the ſaid laſt-mentioned Act ſubſiſt, and may now be by Law applied for the concluſively adjuſting, and for the recovering of the Quantum of the Monies or Gratuities to be paid to the ſeveral Perſons acting or being employed in the Salvage of any Ship or Veſſel, or the Materials or Stores belonging thereto, or Goods, in Caſes where Application ſhall have been firſt made purſuant to the ſaid Act to Officers of the Cuſtoms, or other the Officer or Officers in that Behalf mentioned, and Aſſiſtance ſhall have been thereupon rendered and had in purſuance of the Proviſions of the ſaid Act, ſhall be by Law applicable and available in like Manner to all Intents and Purpoſes in Caſes where the Salvors ſhall have acted under and by the Employment and Authority of any Magiſtrate, or of the Commander or other ſuperior Officers, Mariners, or Owners of any Ship or Veſſel in Diſtreſs, although no ſuch Application ſhall have been made to nor any Authority or Aſſiſtance derived from any Officers of the Cuſtoms, or other the Officer or Officers in the ſaid Statute in that Behalf mentioned; and thereupon upon Payment or

Tender and Refuſal of the Quantum of the Monies or Gratuities to be paid to the ſeveral Perſons who ſhall have acted or been employed in ſuch Salvage, or in caſe ſuch Payment or Tender cannot be made, on Security being given for the true Payment thereof, to the Satisfaction of the Juſtices who ſhall have adjuſted ſuch Quantum or Gratuities, it ſhall not be lawful for any Officer of the Cuſtoms, or other Perſon or Perſons having the Poſſeſſion or Cuſtody of ſuch Ship, Veſſel, Materials, Stores, or Goods, any longer to retain the Poſſeſſion or Cuſtody of the ſame, or any Part thereof, by Reaſon or Pretence of any Claim or Right to a Compenſation or Gratuity of ſuch Salvage as aforeſaid, or for having acted or been employed therein.

Publick Act.

XXXIII. And be it further enacted, That this Act ſhall be deemed and taken to be a Public Act, and ſhall be judicially taken Notice of as ſuch by all Judges, Juſtices, and other Perſons whomſoever, without being ſpecially pleaded.

Continuance of the Act.

XXXIV. And be it further enacted, That this Act ſhall continue in force for Seven Years from the paſſing hereof.

SCHEDULE to which this Act refers.

ON the Day of in the Year of our Lord before me at in the County of [*Ship's Name.*] *A. B.* [*Here insert the Names of the Salvors against and name the Stores and other Articles*; (id est) *Anchors and Cables, &c. as the Case may be,*) certain Goods and Merchandizes lately found and taken possession of and belonging to the said Ship, whereof was Master, and also against the said Master and the Owners [*or if the Owners alone appear by themselves or Agents, then leave out the Master's Name*] of the said Goods and Merchandize in a Cause of Salvage. [*Master's Name.*] On which Day appeared personally of and of who produced themselves as Sureties for the said the Master and for the Owners of the said Goods and Merchandize, and, submitting themselves to the Jurisdiction of the High Court of Admiralty of *England*, bound themselves, their Heirs, Executors, and Administrators for the said Master and Owners of the said Goods and Merchandize, in the Sum of of lawful Money of *Great Britain*, unto the said to answer such Salvage and Expences, or the Value of the Goods as the Case may be, as shall be herein-after decreed by the said Court, according to the Tenor of the Act in that Case made and provided; and unless they shall so do, they hereby consent that Execution shall issue forth against them, their Heirs, Executors, and Administrators, Goods and Chattels, wherever the same shall be found, to the Value of the Sum above mentioned.

This Bail was duly taken, acknowledged, and received at the Time and Place above written, before me the undersigned Commissioner, and I do believe and consider the Persons above mentioned sufficient Security for the said Sum of

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