

ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

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CAP. XVII.

An Act to authorize His Majesty, during the present War, to make Regulations respecting the Trade and Commerce to and from the *Cape of Good Hope*.

[24th *March* 1809.]

WHEREAS the Castle, Town, and Settlement of the *Cape of Good Hope*, and the Territories and Dependencies thereof, are now in the Possession of His Majesty, and it is expedient, under the present Circumstances, that the Trade and Commerce to and from the same, should be regulated for a certain Time in such Manner as shall seem proper to His Majesty, by and with the Advice of His Privy Council, notwithstanding the Special Provisions of any Act or Acts of Parliament, that may be construed to affect the same; 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, it shall and may be lawful for His Majesty, by and with the Advice of His Privy Council, by any Order or Orders to be issued from Time to Time, to give such Directions, and make such Regulations touching the Trade and Commerce to and from the said Settlement, and the Territories and Dependencies thereof, as to His Majesty in Council shall appear most expedient and salutary, any Thing contained in an Act, passed in the Twelfth Year of the Reign of His Majesty King *Charles* the Second, intituled, *An Act for the encouraging and increasing of Shipping and Navigation*; or in an Act passed in the Seventh and

His Majesty, by Order in Council, may make such Regulations, respecting the Trade to and from the Cape of Good Hope, as He shall think fit.

12 Car. 2. c. 18.

and Eighth Years of the Reign of His Majeſty King *William* the Third, intituled, *An Act for preventing Frauds, and regulating Abuſes in the Plantation Trade*; or any other Act or Acts of Parliament now in force, relating to His Majeſty's Colonies and Plantations, or any other Act or Acts of Parliament, Law, Uſage, or Cuſtom, to the contrary notwithſtanding.

7 & 8 Gul 3. c. 22.

Goods imported or exported contrary to Order in Council to be forfeited, with the Veſſel, &c.

II. And be it further enacted, That if any Goods, Wares, or Merchandize whatever, ſhall be imported into or exported from any Place or Places, Part of the ſaid Settlement, or its Territories or Dependencies, or ſhall be exported from any Part of His Majeſty's Dominions, to any of the ſaid Places, or if any Goods, Wares, or Merchandize, ſhall be ſo imported or exported in any Manner whatever contrary to any ſuch Order or Orders of His Majeſty in Council, the ſame ſhall be forfeited, together with the Ship or Veſſel in which ſuch Goods, Wares, or Merchandize ſhall reſpectively be imported or exported, with all her Guns, Ammunition, Furniture, Tackle, and Apparel; and every ſuch Forfeiture ſhall and may be ſued for, proſecuted, and recovered, by ſuch and the like Ways, Means, and Methods, as any Forfeiture incurred by any Law reſpecting the Revenue of Cuſtoms may be ſued for, proſecuted, and recovered, in Places where reſpectively the Offences ſhall be committed, and the Produce thereof ſhall be diſpoſed of, paid, and applied, in like Manner, in the ſaid Places reſpectively, any Law, Cuſtom, or Uſage, to the contrary in anywiſe notwithſtanding: Provided always, that nothing herein contained ſhall in any Manner be conſtrued to infringe the Rights, Privileges, and Advantages belonging to the United Company of Merchants of *England* trading to the *Eaſt Indies*.

Rights of the Eaſt India Company not to be affected.

Continuance of Act.

III. And be it further enacted, That this Act ſhall continue in force during the preſent War.

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