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GEORGII III. REGIS.

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C A P. LXXV.

An Act for making further Provision for the Payment of Salaries and other Charges in the Office of the Commissioners for the Affairs of *India*; and for enabling the *East India* Company to restore to the Service of the said Company, Military Officers removed therefrom by Sentences of Courts Martial; and to authorize the said Company, in Cases of unforeseen Emergency, to take up Ships by private Contract. [15th *June* 1811.]

WHEREAS by an Act passed in the Thirty-third Year of the Reign of His present Majesty, intituled, *An Act for continuing in the* East India *Company, for a further Term, the* 33 G. 3. c. 52. *Possession of the* British *Territories in* India, *together with their exclusive Trade, under certain Limitations; for establishing further Regulations for the Government of the said Territories, and the better Administration of Justice within the same; for appropriating to certain Uses the Revenues and Profits of the said Company; and for making Provision for the good Order and Government of the Towns of* Calcutta, Madras, *and* Bombay, it was among other Things enacted, That it should be lawful for His Majesty, His Heirs or Successors, by any Letters Patent, or by any Commission or Commissions to be issued under the Great

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Seal

Seal of *Great Britain*, from Time to Time to nominate, conſtitute, and appoint, during his or their Pleaſure, ſuch Members of the Privy Council (of whom the Two Principal Secretaries of State and the Chancellor of the Exchequer for the Time being ſhould always be Three), and ſuch other Two Perſons as His Majeſty, His Heirs or Succeſſors, ſhould think fit, to be and who ſhould accordingly be and be ſtyled *Commiſſioners for the Affairs of* India; and it was in and by the ſaid Act alſo enacted, that the ſaid Board of Commiſſioners ſhould and might nominate and appoint ſuch Secretaries and Officers as ſhould be neceſſary to attend upon the ſaid Board, who ſhould be ſubject to Diſmiſſion at the Pleaſure of the ſaid Board; and that as well the ſaid Commiſſioners, or ſuch and ſo many of them as His Majeſty ſhould think fit, as likewiſe their Secretaries and other Officers, ſhould be paid ſuch fixed Salaries as His Majeſty ſhould by any Warrant or Warrants under his Sign Manual, counterſigned by the Chancellor of the Exchequer for the Time being, direct; all which Salaries, together with all other contingent Charges and Expences to be incurred by the ſaid Board, ſhould be paid and defrayed Quarterly by the United Company of Merchants of *England* trading to the *Eaſt Indies*, and be deemed and taken as Part of their Commercial Charges, the quarterly Amount thereof being firſt ſettled and allowed by the ſaid Board, and certified by the Preſident or acting Preſident of the ſaid Board for the Time being, to the Court of Directors of the ſaid Company; provided that the whole of the Salaries to be paid to the Members of the ſaid Board ſhould not exceed the Sum of Five thouſand Pounds in any One Year; and that the whole of the Salaries, Charges, and Expences of the ſaid Board, excluſive of the Salaries of the Members of the ſaid Board, ſhould not exceed the Sum of Eleven thouſand Pounds in any One Year: And whereas it is reaſonable that a more ample Allowance ſhould be made for the ſaid Salaries, Charges, and Expences; 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 ſo much of the ſaid Act as limits the whole of the Salaries to be paid to the Members of the ſaid Board to the Sum of Five thouſand Pounds in any one Year, and the whole of the Salaries, Charges, and Expences of the ſaid Board, excluſive of the Salaries of the Members thereof to the Sum of Eleven thouſand Pounds in any One Year, ſhall be and the ſame is hereby repealed.

So much of Act as limits the Salaries and Expences, repealed.

II. Provided always, and be it further enacted, That from and after the Twenty-fifth Day of *December* One thouſand eight hundred and ten, the whole of the Salaries to be paid to the Members of the ſaid Board, and to the Secretaries and Officers of the ſame, together with all other contingent Charges and Expences of the ſaid Board, to be defrayed by the ſaid United Company as aforeſaid, ſhall not exceed the Sum of Twenty-two thouſand Pounds in any one Year.

Salaries and Expences to be paid in future not to exceed 22,000l.

III. And be it further enacted, That ſo much of an Act paſſed in the Fiftieth Year of His preſent Majeſty's Reign, intituled, *An Act to direct that Accounts of Increaſe and Diminution of public Salaries, Penſions, and Allowances, ſhall be annually laid before Parliament, and to regulate and controul the granting and paying of ſuch Salaries, Penſions, and Allowances,*

So much of 50 G. 3. c. 117. as directs Accounts of Increaſe and Diminution

as directs that between the First Day of *February* and the Twenty-fifth Day of *March* in every Year, if Parliament shall be sitting during any Part of such Period; or if Parliament shall not be sitting during any Part of such Period, then within Forty Days after the Commencement of the Session of Parliament in such Year, there shall be laid before both Houses of Parliament, an Account of every Increase and Diminution which shall have taken place within the preceding Year, ending on the First Day of *January*, in the Number of Persons employed in all publick Offices or Departments, or in the Salaries, Emoluments, Allowances, and Expences which may have taken place, or been paid, granted, received, or incurred for and in respect of all Officers and Persons belonging to or employed in or by, or in the Service of all publick Offices or Departments, specifying the Amount and Nature thereof, and distinguishing in such Account every Increase and Diminution in the Amount of all Allowances or Compensations granted or allowed, as retired Allowances or Superannuations, to any Person or Persons having held any Office, Place, or Employment in any such publick Office or Department, or having been employed in any Manner in any publick Services under any such Office or Department; and specifying in every such Account the Time and Length of Service of every such Person, and the Amount of the Salary or Allowances received by such Person immediately preceding such Superannuation, and the Nature of his Services; and also specifying in every such Account the Grounds upon which every such Increase or Diminution in the Establishment of any such publick Office or Department, or of any such Salary, Emolument, Allowance, or Compensation, or Superannuation as aforesaid, shall have been made, granted, or allowed, shall extend and be construed to extend to the Office of the Commissioners for the Affairs of *India*.

of Salaries, &c to be laid before Parliament, shall extend to the Office of the Commissioners for the Affairs of India.

IV. And whereas it was in and by the said Act of the Thirty-third Year of His present Majesty's Reign also enacted, that after Sentence or Judgement of any Court, having competent Jurisdiction, whether in *Great Britain* or in *India*, against any Governor General, Governor, President, Counsellor, or Commander in Chief, or against any of the said United Company's Servants, Civil or Military, for any Debts or Penalty due or belonging to the said United Company, or for any Extortion or other Misdemeanor, it should not be lawful for the said United Company, in any Case whatever, to release or compound such Sentence or Judgement, or to restore any Servant or Servants of the said Company who should have been removed or dismissed from his or their Office or Employment, for or on account of Misbehaviour, by the Sentence of any of the said Courts: And whereas Doubts have arisen whether Military Officers may be restored to the Service of the said United Company, who may have been removed therefrom by Sentences of Courts Martial: Be it therefore enacted and declared, That it was and is lawful for the Court of Directors of the said United Company, to restore to the Service of the said Company any Military Officer who shall have been or shall be dismissed or suspended therefrom by the Sentence of a Court Martial.

East India Company may restore to their Service Military Officers removed therefrom by Sentences of Courts Martial;

V. Provided always, and be it enacted, That from and after the passing of this Act, no such Restoration shall be in anyways valid or effectual without the Approbation and Consent of the Board of Commissioners for the Affairs of *India*, for that Purpose had and obtained.

with Consent of the Board of Commissioners.

VI. And

VI. And whereas by an Act, paſſed in the Thirty-ninth Year of the Reign of His preſent Majeſty, intituled, *An Act for regulating the Manner in which the United Company of Merchants of* England *trading to the* Eaſt Indies, *ſhall hire and take up Ships for their Regular Service*, it is enacted, amongſt other Things, that it ſhould be lawful for the Court of Directors of the ſaid Company, or their Servants Abroad, in Caſes of unforeſeen Exigency, to hire Ships for any particular Service, and that, in Caſes of Ships ſo hired, publick Notice ſhould be given by Advertiſement of the Ships or Tonnage wanted, and the Service required, Fourteen Days at leaſt previous to the Time appointed for taking up the ſame: And whereas in many Caſes of unforeſeen Exigency, it is impracticable or highly inconvenient to comply with the Requiſition of the ſaid Act; be it therefore enacted, That it ſhall and may be lawful to and for the Court of Directors of the ſaid United Company, or their Servants Abroad, in all Caſes of unforeſeen and preſſing Exigency, to hire and take up by private Contract, with or without advertiſing, any Ship or Ships whatſoever, for any particular Purpoſe, ſo as no ſuch Ship ſhall be hired or taken up for more than one Voyage; and that the Reaſons for taking up any ſuch Ship in leſs Time than Fourteen Days as aforeſaid after the Publication of an Advertiſement, be ſtated in the Minutes of the ſaid Court of Directors, and reported to the Court of Proprietors that ſhall be next holden after ſuch hiring and taking up.

39 G. 3. c. 89.

Company in Caſes of unforeſeen Exigency may take up Ships by private Contract.

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