ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

CAP. CLV.

An Act to repeal an Act for eſtabliſhing Regulations reſpecting Aliens arriving in or reſident in this Kingdom, in certain Caſes; and for ſubſtituting other Proviſions, until the End of the next Seſſion of Parliament, in lieu thereof. [29th *July* 1814.]

WHEREAS an Act was paſſed in the Forty-third Year of His Majeſty's Reign, intituled *An Act to repeal an Act paſſed in the laſt Seſſion of Parliament, for eſtabliſhing Regulations reſpecting Aliens arriving in this Kingdom, or reſident therein; and for eſtabliſhing, until Three Months after the Ratification of a Definitive Treaty of Peace, Regulations reſpecting Aliens arriving in this Kingdom, or reſident therein, in certain Caſes:* And whereas it is expedient that the ſaid Act ſhould be repealed, and that other Proviſions ſhould be made in lieu thereof; be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of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this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Act ſhall be and the ſame is hereby repealed. 43 G. 3. c. 155. Recited Act repealed.

II. And be it enacted, That when and ſo often as His Majeſty, His Heirs and Succeſſors, ſhall, by His or their Proclamation, or by His or their Order in Council, or Order under His or their Sign Manual, or the Lord Lieutenant or other Chief Governor or Governors, and the Privy Council of that Part of this Realm or United Kingdom of *Great Britain* and *Ireland* called *Ireland*, ſhall, by Proclamation, or by Order of Council, direct that any Alien or Aliens who may be within this Realm, or who may hereafter arrive therein, ſhall depart this Realm within a Time limited in any ſuch Proclamation or Order reſpectively; and any ſuch Alien ſhall knowingly and wilfully refuſe or neglect to pay due Obedience to ſuch Proclamation or Order reſpectively, or ſhall be found in Aliens not departing this Realm when ordered by Proclamation, &c. may be committed to Gaol.

in this Realm or any Part thereof, contrary to such Proclamation or Order, as the Case may be; it shall be lawful for any of His Majesty's Principal Secretaries of State, or the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, or for any Justice of the Peace, or for any Mayor or Chief Magistrate of any City or Place, to cause every such Alien to be arrested, and to be committed to the Common Gaol of the County or Place where he or she shall be so arrested; there to remain without Bail or Mainprize until he or she shall be taken in charge for the Purpose of being sent out of the Realm, under the Authority herein-after given for that Purpose.

Penalty on Aliens disobeying Proclamations, &c.

III. And be it further enacted, That every such Alien, so knowingly and wilfully refusing or neglecting to pay due Obedience to any such Proclamation or Order as aforesaid, or being found in this Realm, or any Part thereof, contrary to such Proclamation or Order, and who shall be lawfully convicted thereof in His Majesty's Courts of King's Bench in *Westminster*, or in *Dublin*, or in any Court of Oyer and Terminer, Gaol Delivery in *England* or *Ireland*, or Great Sessions in *Wales*, or Court of Justiciary in *Scotland*, may, at the Discretion of such Courts respectively, be adjudged to suffer Imprisonment for any Time not exceeding One Month for the first Offence, and not exceeding Twelve Months for the second and any subsequent Offence.

Aliens may be given in Charge, by Warrant of a Secretary of State, to be conveyed out of the Kingdom.

IV. And be it further enacted, That it shall be lawful for any One of His Majesty's Principal Secretaries of State, or the Lord Lieutenant or Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, in any Case in which he or they shall apprehend that any Alien will not pay immediate Obedience to any such Proclamation or Order as aforesaid, or in any Case when any Alien shall have been arrested or committed for Refusal or Neglect to obey any such Order, or shall have been convicted of such Refusal or Neglect, and either before or after such Alien shall have suffered the Punishment inflicted for the same, by Warrant under his Hand and Seal to give such Alien in Charge to One of His Majesty's Messengers, or to any other Person or Persons to whom he shall think proper to direct such Warrant, in order to his or her being conducted out of the Kingdom, and such Alien shall be so conveyed accordingly: Provided always, that where such Alien (not having been convicted as aforesaid) shall alledge any Excuse for not complying with such Proclamation or Order, or any Reason why such Proclamation or Order should not be enforced, or why further Time should be allowed him for complying therewith, it shall be lawful for the Lords of His Majesty's Privy Council in *Great Britain* or *Ireland* to judge of the Sufficiency of such Excuse or Reason, and to allow or disallow the same either absolutely or on such Conditions as they shall think fit; and where such Alien shall be in Custody under such Warrant of any of His Majesty's Secretaries of State as aforesaid, the Messenger or other Person in whose Custody he shall be, forthwith upon its being signified to him that such Excuse or Reason is alledged by such Alien, make known the same to the said Secretary of State, who upon receiving such Notification, or in any case in which he shall be informed that any such Excuse or Reason is alledged by or on Behalf of any Alien, under Proclamation or Order to quit the Realm, shall forthwith suspend the Execution of such Proclamation or Order, until the Matter can be heard before the said Lords of His Majesty's

But if sufficient Reason be given for not complying with the Proclamation, &c. the Privy Council may allow the same.

Jeſty's ſaid Privy Council; and ſuch Alien, if in Cuſtody under any ſuch Warrant, ſhall remain in ſuch Cuſtody until the ſaid Lords ſhall have ſignified their Determination thereon, unleſs in the mean Time the ſaid Secretary ſhall conſent to, or the ſaid Lords ſhall make Order for the Releaſe of ſuch Alien, either with or without Security.

Maſters of Veſſels ſhall, on their Arrival, declare in Writing to the Officer of the Cuſtoms the Number of Aliens on board, ſpecifying their Names and Deſcriptions.

V. And be it further enacted, That the Maſter or Commander of every Ship or Veſſel which ſhall arrive in any Port or Place of this Realm, ſhall immediately on his Arrival declare in Writing to the Officer of the Cuſtoms eſpecially appointed for that Purpoſe by the reſpective Commiſſioners of Cuſtoms in *England*, *Ireland*, and *Scotland* reſpectively, or by any of His Majeſty's Principal Secretaries of State, or by the Chief Secretary to the Lord Lieutenant, or the Chief Governor or Governors of *Ireland*, at or near ſuch Port or Place, whether there are or is to the beſt of his Knowledge any Alien or Aliens on board his ſaid Veſſel, or who have to his Knowledge landed or been landed therefrom; and ſhall in his ſaid Declaration ſpecify the Number of Aliens (if any) on board his ſaid Veſſel, or who have to his Knowledge landed or been ſo landed therefrom, and alſo ſpecify their Names and reſpective Rank, Occupation or Deſcription, as far as he ſhall be informed thereof.

Maſter neglecting to make ſuch Declaration ſhall forfeit 10l. for each Alien he ſhall have had on board.

VI. And be it further enacted, That the Maſter or Commander of every Ship or Veſſel ſo arriving as aforeſaid, who ſhall refuſe or neglect to make ſuch Declaration as aforeſaid, ſhall for every ſuch Offence forfeit and pay the Sum of Ten Pounds for each and every Alien who ſhall have been on board at the Time of the Arrival of ſuch Ship or Veſſel, or who ſhall have to his Knowledge landed or been landed therefrom as aforeſaid, whom he ſhall wilfully have refuſed or neglected to declare as aforeſaid; and in caſe ſuch Maſter or Commander as aforeſaid ſhall neglect or refuſe forthwith to pay ſuch Penalty as he ſhall be adjudged to pay in Manner aforeſaid, it ſhall be lawful for the Officer of the Cuſtoms ſo appointed as aforeſaid, to detain ſuch Ship or Veſſel as aforeſaid until the ſame ſhall have been paid.

Act not to extend to Mariners certified to be employed in the Navigation of the Ship.

VII. Provided always, and be it further enacted, That nothing hereinbefore contained ſhall extend or be conſtrued to extend to any Mariner whom the Maſter or Commander of any Ship or Veſſel arriving in any Port or Place in this Realm ſhall certify to ſuch Officer of the Cuſtoms as aforeſaid, in Writing, ſubſcribed by ſuch Maſter or Commander, to be actually engaged and employed in the Navigation of ſuch Ship or Veſſel, during the Time that ſuch Mariner ſhall remain ſo actually engaged and employed; and which Certificate in Writing, ſo ſubſcribed as aforeſaid, every ſuch Maſter or Commander as aforeſaid is hereby required to give.

Aliens, on their Arrival, and on their Departure, ſhall declare in Writing, to the Officer of the Cuſtoms, their Names, Deſcriptions,

VIII. And be it further enacted, That every Alien who ſhall arrive in this Realm at any Port or Place therein after the paſſing of this Act, ſhall, immediately after ſuch Arrival, declare in Writing to ſuch Officer of the Cuſtoms as aforeſaid, at or near ſuch Port or Place, the Name of the Ship or Veſſel in which he or ſhe ſhall have come to this Country; and every Alien who ſhall ſo arrive, and alſo every Alien who ſhall depart from any Port or Place of this Realm, after the paſſing of this Act, ſhall immediately after ſuch Arrival or before ſuch Departure reſpectively, declare in like

and Occupations, &c.

Manner to such Officer as aforesaid, his or her Name and Rank, Occupation or Description, or if a Domestic Servant, then also the Name, Rank, and Description of his or her Master or Mistress, or shall verbally make to such Officer as aforesaid such Declaration, to be by him reduced to Writing; and shall also in like manner declare the Country or Place from whence he or she shall then have come, and the Place to which he or she is then going, his or her Profession or Occupation, and the Name and Place of Abode of the Person to whom (if any) he or she is known; and that every such Alien coming into this Realm, who shall neglect to make Declaration of the aforesaid Particulars, or who shall wilfully make any false Declaration thereof, may for every such Offence, on Conviction thereof in His Majesty's Court of King's Bench at *Westminster* or in *Dublin*, or in any Court of Oyer and Terminer and Gaol Delivery in *England* or *Ireland*, or Great Sessions in *Wales*, or Justiciary Court in *Scotland*, be imprisoned for any Time not exceeding Three Months, or may, at the Discretion of such Court, be adjudged to depart out of this Realm, and all other His Majesty's Dominions, within a Time to be limited in such Judgment; and if he or she shall be found therein after such Time in such Judgment so limited, without lawful Cause, he or she shall, being duly convicted thereof, be imprisoned for any Term not exceeding Twelve Months.

Penalty on Aliens arriving, who shall neglect to make such Declaration, or shall make a false one.

Officer of the Customs shall register such Declarations in a Book.

IX. And be it further enacted, That the Officer of the Customs so appointed as aforesaid, to whom such Declaration shall be made, or Particulars delivered as aforesaid, shall immediately register the same in a Book to be kept by him for that Purpose; in which Book, Certificates shall be printed in Blank, and Counterparts thereof in the Form following:

Form of Certificate.

Ship's Name.	Alien's Name and Description.	From whence.	Whither going.	Profession, &c.	To whom known.	Remarks.

Form of Counterpart.

Ship's Name.	Alien's Name and Description.	From whence.	Whither going.	Profession, &c.	To whom known.

And ſhall inſert therein the ſeveral Particulars by this Act required, in their proper Columns, in both Parts thereof, expreſſing ſuch Particulars as ſhall be inſerted in the Column of Remarks, which ſhall be entered only in One of ſuch Columns; and ſhall then and there cut off One Part thereof through the Flouriſh or Device between the Two Parts thereof, and deliver, without Fee or other Charge, One Part, containing all the Particulars contained, excepting ſuch thereof as ſhall be contained in the Column of Remarks, to the Alien who ſhall have made ſuch Declaration or delivered ſuch Particulars, according to the Proviſions of this Act; and the Officer keeping or having the Care of ſuch Book ſhall alſo enter or cauſe to be entered therein, an Alphabetical Liſt and Index of the Names of the Aliens, in reſpect of whom ſuch Entries ſhall be made therein as aforeſaid.

Aliens (except Domeſtic Servants) ſhall, within One Week after their Arrival, produce their Certificates to the Chief Magiſtrate of the Place, or to a Juſtice; or where the Certificate is loſt, deliver in an Account of the Particulars.

X. And be it further enacted, That every Alien arriving in this Realm after the paſſing of this Act, except ſuch Domeſtic Servants as aforeſaid, ſhall, within One Week after his or her arriving at the Place which ſhall be expreſſed in the Certificate, delivered to him or her as aforeſaid, as the Place to which he or ſhe propoſes to go, produce ſuch Certificate to the Chief Magiſtrate of the Town or Place in which he or ſhe ſhall be; and if there be no Chief Magiſtrate in ſuch Town or Place, then and in ſuch Caſe, to ſome One of the Juſtices of the Peace in and for the County, City, Town or Diſtrict, in which ſuch Alien ſhall be, or to ſuch Perſon or Perſons as ſhall be authorized to that Effect by ſuch Chief Magiſtrate or Juſtice, as the Caſe may be, by Warrant under his Hand and Seal; or in caſe ſuch Certificate ſhall be loſt, ſhall deliver a full and true Account of all the Particulars that ſhall have been contained in ſuch Certificate; and that every ſuch Alien as aforeſaid, who ſhall ſo neglect or refuſe to produce ſuch Certificate as aforeſaid, or deliver ſuch Account as aforeſaid, or who ſhall wilfully deliver any falſe Account to ſuch Magiſtrate or Juſtice reſpecting any of the Particulars herein-before mentioned, on Conviction thereof before any Two of His Majeſty's Juſtices of the Peace for the County, City, Town or Diſtrict, in which ſuch Alien ſhall be, may be adjudged, at the Diſcretion of ſuch Juſtices, for the Firſt Offence to ſuffer Impriſonment for any Time not exceeding One Month.

Penalty for neglecting to do ſo.

Mayors, &c. to tranſmit to Secretary of State, an Account of their Proceedings.

XI. And be it enacted, That it ſhall be lawful for the Lord Mayor and Mayors, or any One or more of the Aldermen of the Cities of *London* and *Dublin*, and for any One or more of His Majeſty's Juſtices of the Peace for any County, Riding, Stewartry, City or Place, being ſpecially authorized by One of His Majeſty's Principal Secretaries of State, or by ſuch Secretary of the Lord Lieutenant or Chief Governor aforeſaid, by Warrant under his Hand and Seal, or generally authorized by Order of His Majeſty in Council, or any Mayor or Chief Magiſtrate, or other Magiſtrate or Magiſtrates of any City, Borough, or Town Corporate, ſo authorized, to cauſe any Alien whom he or they ſhall have Cauſe to ſuſpect to be a dangerous Perſon, to be taken into Cuſtody and examined, and either to diſcharge or detain ſuch Alien in Cuſtody as ſhall appear adviſable; and if it ſhall appear fit to detain ſuch Alien in Cuſtody, it ſhall be lawful for ſuch Mayor, Aldermen or Chief Magiſtrate, or other Magiſtrate or Magiſtrates, or ſuch Juſtice or Juſtices, by Warrant under his or their Hand and Seal, or Hands and Seals, to order ſuch

Alien to be detained in Cuſtody until His Majeſty's Pleaſure ſhall be known, there to remain without Bail or Mainprize: Provided nevertheleſs, in every ſuch Caſe, every ſuch Mayor, Alderman, Chief Magiſtrate or Magiſtrates, Juſtice or Juſtices, ſhall, and he and they is and are hereby directed and required, forthwith to tranſmit an Account of his or their Proceedings touching ſuch Alien, and of the Reaſons for which he ſhall have thought fit to detain ſuch Alien, to One of His Majeſty's Principal Secretaries of State, or Secretary of the Lord Lieutenant or Chief Governor or Governors of *Ireland*, in order and to the end that His Majeſty, or ſuch Lord Lieutenant or Chief Governor or Governors, may determine what may be fit to be done thereon; and it ſhall be lawful for His Majeſty, by Warrant under His Sign Manual, or for ſuch Lord Lieutenant or Chief Governor, by Order under his Hand, or by Warrant under the Hand and Seal of any One of His Principal Secretaries of State, or the Secretary of ſuch Lord Lieutenant or Chief Governor, either to direct that ſuch Alien ſhall be diſcharged, or ordered out of the Kingdom.

Juſtices ſhall grant Certificates in lieu of ſuch as ſhall appear to be loſt, &c.

XII. And be it further enacted, That if any Certificate iſſued to any Alien by virtue of this Act ſhall be loſt, miſlaid, or deſtroyed, and ſuch Alien ſhall produce to one of His Majeſty's Juſtices of the Peace, from the Officers of the Cuſtoms ſo appointed as aforeſaid, at the Port where ſuch Alien ſhall have arrived, or from the Office of One of His Majeſty's Principal Secretaries of State, or from the Office of the Chief Secretary of the Lord Lieutenant, or of the Chief Governor or Governors of *Ireland*, a Copy of the Certificate ſo loſt, miſlaid, or deſtroyed, and ſhall make it appear to the Satisfaction of ſuch Juſtice, that he or ſhe is the Perſon named in ſuch Certificate, and that the ſame has been loſt, miſlaid, or deſtroyed, without his or her wilful Neglect or Default, it ſhall and may be lawful for ſuch Juſtice, and he is hereby required, to grant to ſuch Alien a freſh Certificate, which ſhall be of the like Force and Effect as the Certificate ſo loſt, miſlaid, or deſtroyed.

Officer of the Cuſtoms, and Magiſtrates to whom Certificates ſhall be produced, ſhal tranſmit Copies of Entries and Certificates, to the Secretary of State, &c.

XIII. And be it further enacted, That every ſuch Cuſtom Houſe Officer ſhall forthwith, and every Magiſtrate or Juſtice to whom any ſuch Certificate or Account ſhall be produced or delivered as aforeſaid, ſhall forthwith after the ſame ſhall have been ſo produced or delivered as aforeſaid, tranſmit, if in *Great Britain*, to One of His Majeſty's Principal Secretaries of State, and if in *Ireland*, to the Chief Secretary of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, true and exact Copies of all ſuch Entries, Certificates, and Accounts, reſpectively made by or delivered to any ſuch Cuſtom Houſe Officer, Magiſtrate, or Juſtice reſpectively, by virtue of this Act.

No Fee to be taken for granting Certificates, on Penalty of 50*l.*

Officers of the Cuſtoms neglecting to

XIV. And be it further enacted, That all Certificates herein-before required to be given by any Officer of the Cuſtoms appointed for that Purpoſe, or by any Juſtice or Juſtices of the Peace or other Magiſtrates reſpectively, ſhall be given without any Fee or Reward whatſoever; and every ſuch Officer of the Cuſtoms, or Magiſtrate, or Juſtice of the Peace, or other Perſon, who ſhall take any Fee or Reward, or Sum of Money of any Alien, for any Certificate, or other Matter or Thing under this Act, ſhall forfeit for every ſuch Offence the Sum of Fifty Pounds; and every Officer of the Cuſtoms appointed for that Purpoſe as aforeſaid, who ſhall refuſe.

refuſe or neglect to make any ſuch Entry as aforeſaid, or grant any Certificate thereon, in purſuance of the Proviſions of this Act, or ſhall knowingly make any falſe Entry, or neglect to return the Copies thereof in Manner directed by this Act, ſhall forfeit for every ſuch Offence the Sum of One hundred Pounds.

make Entry, or to grant Certificates, &c. ſhall forfeit 100l.

XV. And be it further enacted, That if any Perſon ſhall wilfully forge, counterfeit, or alter, or cauſe to be forged, counterfeited, or altered, or ſhall utter, knowing the ſame to be forged, counterfeited, or altered, any Certificate herein directed to be obtained, or ſhall obtain any ſuch Certificate under any other Name or Deſcription than the true Name and Deſcription of ſuch Alien (without diſcloſing to the Perſon granting ſuch Certificate the true Name and Deſcription of ſuch Alien, and the Reaſon for concealing the ſame) or ſhall falſely pretend to be the Perſon intended to be named and deſcribed in any ſuch Certificate; every Perſon ſo offending, being lawfully convicted thereof, ſhall ſuffer Impriſonment in the Common Gaol for any Time not exceeding One Year.

Penalty on Perſons forging, &c. Paſſports or Certificates.

XVI. Provided always, and be it further enacted, That no Foreign Ambaſſador or other Public Miniſter duly authorized, nor the Domeſtic Servants of any ſuch Foreign Ambaſſador or Public Miniſter, regiſtered as ſuch according to the Directions of the Laws in force for that Purpoſe, or being actually attendant upon ſuch Ambaſſador or Miniſter, ſhall be deemed an Alien within the Meaning of this Act: Provided alſo, that nothing in this Act contained ſhall affect any Alien, in reſpect of any Act done or omitted to be done, who ſhall make it appear that he or ſhe was not above the Age of Fourteen Years at the Time when ſuch Act was ſo done or omitted to be done: Provided always, that if any Queſtion ſhall ariſe, whether any Perſon alleged to be an Alien, and ſubject to the Proviſions of this Act, or any of them, is an Alien or not, or is or is not an Alien ſubject to the ſaid Proviſions, or any of them, the Proof that ſuch Perſon is, or by Law is to be deemed to be, a natural-born Subject of His Majeſty, or Denizen of this Kingdom, or naturalized by Act of Parliament, or if an Alien is not ſubject to the Proviſions in this Act contained or any them, by reaſon of any Exception contained in this Act, or which ſhall be expreſſed in any Proclamation or Order in Council as aforeſaid, or in any Special Warrant from one of His Majeſty's Principal Secretaries of State, or from the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or his or their Chief Secretary as aforeſaid, ſhall lie on the Perſon ſo alleged to be an Alien, and to be ſubject to the Proviſions of this Act, ſome or one of them.

Ambaſſadors, &c. not to be deemed Aliens.

Act not to extend to Aliens not more than 14 Years old.

Proof whether any Perſon is or is not an Alien ſhall lie on the Party.

XVII. Provided always, and be it further enacted, That in every Caſe in which Power is given by this Act to commit any Alien to Gaol without Bail or Mainprize, it ſhall and may be lawful for any Juſtices of His Majeſty's Courts of Record at *Weſtminſter* or in *Dublin*, or for any of the Barons in *Great Britain* or *Ireland*, being of the Degree of the Coif, or for the Lord Juſtice Clerk or any of the Commiſſioners of Juſticiary in *Scotland*, if upon Application made he ſhall ſee ſufficient Cauſe, to admit ſuch Perſon to Bail, he or ſhe giving ſufficient Security for his or her Appearance to anſwer the Matters alledged againſt him or her.

Juſtices of the Courts of Weſtminſter or Dublin, &c may admit Aliens to Bail;

XVIII. Provided always, and be it further enacted, That it ſhall be lawful for any Juſtice of the Peace to admit any Alien to Bail, who ſhall have

as may alſo any Juſtice, by Authority

of a Secretary of State, &c.

have been committed by virtue of this Act, such Justice being authorized so to do by Warrant of One of His Majesty's Principal Secretaries of State, or of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, for that Purpose, specifying the Security to be taken by such Justice.

When Questions arise, whether any Person is or is not an Alien, a Domestic Servant, &c. Proof shall lie on the Party.

XIX. And be it further enacted, That in all Cases concerning the Execution of this Act, when any Question shall arise, whether any Person is or is not an Alien born, not having obtained Letters Patent of Denization, nor having been naturalized by Act of Parliament, is or is not such a Domestic Servant as aforesaid, the Proof of being a natural-born Subject of His Majesty, His Heirs and Successors, or of being a Denizen by Letters Patent, or of Naturalization by Act of Parliament, or of being such a Domestic Servant as aforesaid, shall lie upon the Person touching whom such Question shall so arise.

When Aliens have been in Custody Two Months, in order to be sent out of the Realm, Justices of the Courts, &c. may, on Proof being made that Notice had been given of such Application to a Secretary of State, either continue in Custody or discharge such Aliens.

XX. Provided nevertheless, and be it enacted, That where any Alien, who shall have been committed under this Act, to remain until he or she shall be taken in Charge for the Purpose of being sent out of the Realm, shall not be sent out of the Realm within Two Calendar Months after such Commitment, it shall in every such Case be lawful for any of the Justices of His Majesty's Courts of Record at *Westminster* or in *Dublin*, or for any of the Barons in *Great Britain* or *Ireland*, being of the Degree of the Coif, or for the Lord Justice Clerk or any of the Commissioners of Justiciary in *Scotland*, or for any Two of His Majesty's Justices of the Peace in any Part of the United Kingdom, upon Application made to him or them, by or on the Behalf of the Person so committed, and upon Proof made to him or them that reasonable Notice of the Intention to make such Application had been given to some or one of His Majesty's Principal Secretaries of State in *Great Britain*, or to the Lord Lieutenant or Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, according to his or their Discretion to order the Person so committed to be continued in or discharged out of Custody.

Aliens having quitted France on account of the late Troubles, not liable to be arrested for Debts contracted beyond Seas, other than the Dominions of His Majesty.

XXI. And be it further enacted, That Aliens abiding in this Kingdom, who have heretofore quitted their respective Countries by reason of any Revolution or Troubles in *France*, or in Countries conquered by the Arms of *France*, shall not be liable to be arrested, imprisoned, or held to Bail, or to find any Caution for their forthcoming or paying any Debt, nor to be taken in Execution on any Judgment, nor by any Caption, for or by reason of any Debt, or other Cause of Action, contracted or arising in any Parts beyond the Seas, other than the Dominions of His Majesty, while such Aliens were not within the said Dominions of His Majesty; and in case any such Aliens shall have been, or shall be arrested, imprisoned or held to Bail, or taken in Execution on a Judgment, or by Caption, contrary to the Intent of this Act, such Alien shall be discharged therefrom by Order of any of His Majesty's Courts of Record at *Westminster* or *Dublin*, or of the Court of Session in *Scotland*, or of any Judge of such Courts in Vacation Time.

Penalties, how to be recovered and applied,

XXII. And be it further enacted, That all pecuniary Penalties by this Act imposed, exceeding the Sum of Ten Pounds, shall be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at *Westminster* or in *Dublin*, or the Courts of Great

Seſſion in *Wales*, or the Courts of the Counties Palatine of *Cheſter*, *Lancaſter*, and *Durham*, or by Action or ſummary Bill or Information in the Courts of Juſticiary or Exchequer in *Scotland*, as the Caſe ſhall require; wherein no Eſſoign, Privilege, Protection, or Wager of Law, nor more than One Imparlance ſhall be allowed; and all pecuniary Penalties by this Act impoſed, not exceeding the Sum of Ten Pounds, ſhall, on Conviction of the Offender upon Oath before any Juſtice of the Peace of the County, Riding, Stewartry, City, Town or Place, where the Offence ſhall be committed, be levied by Diſtreſs and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of ſuch Juſtice, rendering to ſuch Offender the Overplus (if any) on Demand, after deducting the Charges of ſuch Diſtreſs and Sale; and for Want of ſufficient Diſtreſs, ſuch Juſtice is hereby required to commit ſuch Offender to the common Gaol of the County, Riding, Stewartry, City, Town or Place, where ſuch Offence ſhall be committed, for any Time not exceeding Six Calendar Months; and that no Writ of Certiorari, or of Advocation or Suſpenſion, ſhall be allowed to remove the Proceedings of the ſaid Juſtice, touching the pecuniary Penalties aforeſaid, or to ſuperſede or ſuſpend Execution or other Proceeding thereupon.

Pariſhioners may be Witneſſes, though Part of the Penalty be given to the Poor.

XXIII. 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 any Part of the Penalty incurred by ſuch Offence is given or applicable to the Poor of ſuch Pariſh, Townſhip or Place.

Limitation of Actions.

General Iſſue.

Treble Coſts.

XXIV. And be it further enacted, That if any Perſon or Perſons ſhall at any Time be ſued or proſecuted for any Thing by him or them done or executed in purſuance or by colour of this Act, or of any Matter or Thing therein contained, ſuch Action or Proſecution ſhall be commenced within the Space of Twelve Calendar Months next after the Offence ſhall be committed; and ſuch Perſon or Perſons ſhall and may plead the General Iſſue, and give the Special Matter in Evidence for his or their Defence; and if upon Trial a Verdict ſhall paſs for the Defendant or Defendants, or the Plaintiff or Plaintiffs ſhall become nonſuited, or ſhall diſcontinue his or their Suit or Proſecution, or if Judgment be given for the Defendant or Defendants, upon Demurrer or otherwiſe, ſuch Defendant or Defendants ſhall have Treble Coſts, to him or them awarded againſt the Plaintiff or Plaintiffs.

Powers given to the Lord Lieutenant of Ireland, &c. not to extend to the Caſe of Aliens arriving in Great Britain.

Magiſtrates ſhall act within the Limits of their Juriſdictions.

XXV. Provided nevertheleſs, and it is hereby further enacted, That the Powers and Authority given by this Act to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, or to the Privy Council of *Ireland*, ſhall not extend or be held or deemed to extend to the Caſe of any Alien arriving or being in that Part of this Realm or United Kingdom called *Great Britain*; and that the Powers and Authority given by this Act to any Juſtice of the Peace, Mayor, or Chief Magiſtrate of any City, Town, or Place, ſhall not extend or be conſtrued to extend to give to ſuch Magiſtrates any Authority to act beyond the Limits of their reſpective Juriſdictions; any Thing in this Act contained to the contrary notwithſtanding.

Continuance of this Act.

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

Act may be altered or repealed this Session.

XXVII. Provided always, and be it enacted, That this Act, or any of the Provisions therein contained, may be altered, varied, or repealed by any Act or Acts to be passed in this present Session of Parliament.

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