ANNO QUINQUAGESIMO QUINTO

GEORGII III. REGIS.

CAP. LX.

An Act to repeal ſeveral Acts relating to the Execution of Letters of Attorney and Wills of Petty Officers, Seamen, and Marines, in His Majeſty's Navy, and to make new Proviſions reſpecting the ſame. [25th *May* 1815.]

WHEREAS the conſolidating the ſeveral Laws relating to the Payment of the Wages, Pay, Prize Money, Bounty Money, and other Allowances of Money, due to Petty Officers and Seamen, Non-commiſſioned Officers of Marines, and Marines, and making ſuch further Proviſion reſpecting the ſame, as from Experience has been found to be neceſſary, would be attended with great Advantages to that Deſcription of Perſons; 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 an Act paſſed in the Ninth and Tenth Years of the Reign of His late Majeſty King *William* the Third, intituled *An Act for the better preventing the Embezzlement of His Majeſty's Stores of War, and preventing Cheats, Frauds, and Abuſes in paying Seamen's Wages*, as relates to the Crimes of perſonating Seamen, and of Forgery therein mentioned, and of perſonating the Wives, Relations or Creditors of ſuch Seamen, and to Letters of Attorney and Wills made by ſuch Seamen; and alſo ſo much of an Act paſſed in the Twentieth Year of the Reign of His late Majeſty King *George* the Second, intituled *An Act for the better ſecuring the Payment of Shares of Prizes taken from the Enemy, to the Royal Hoſpital of* Greenwich, *and for preventing the Embezzlement of Goods and Stores belonging to the ſaid Hoſpital*, as relates to ſuch Letters of Attorney;

9 & 10 W. 3. c. 41.

20 G. 2. c. 24.

torney; and alſo ſo much of an Act paſſed in the Thirty-firſt Year of the Reign
31 G. 2. c. 10. of His late Majeſty King *George* the Second, intituled *An Act for the Encouragement of Seamen employed in the Royal Navy, and for eſtabliſhing a regular Method for the punctual, frequent, and certain Payment of their Wages, and for enabling them more eaſily and readily to remit the ſame for the Support of their Wives and Families, and for preventing Frauds and Abuſes attending ſuch Payments*, as relates to Letters of Attorney made by inferior Officers or Seamen in the Service of His Majeſty, or by the Executors or Adminiſtrators of any ſuch Seamen, and to the Sum to be taken for the Writing and ſuing forth of the Probate of any Wills or Letters of Adminiſtration, granted to the Widow or Child, Father or Mother, Brother or Siſter of any inferior Officer, Seaman or Marine; and alſo as to the Crimes of perſonating or falſely aſſuming the Name or Character of any Officer, Seaman or other Perſon, or the Executor or Adminiſtrator, Wife, Relation, or Creditor of ſuch Officer, Seaman, or other Perſon, and of Forgery, and taking or procuring any other Perſon to take a falſe Oath therein mentioned; and alſo ſo much of an Act paſſed in the Ninth Year of the Reign
and 9 G. 3. c. 30. in part repealed: of His preſent Majeſty, intituled *An Act for repealing ſo much of an Act paſſed in the Tenth Year of Her late Majeſty Queen* Anne, *as relates to the Harbour Moorings of the Royal Navy, and for the more effectual Preſervation of ſuch Harbour Moorings, and Puniſhment of Perſons guilty of ſtealing or embezzling His Majeſty's Naval Stores, or of Forgery or Perjury in relation to Seamen's Wages*, as relates to the Crimes of Forgery or Perjury therein mentioned, and to the Abſtract of the Proviſions and Regulations of the ſaid Act thereby directed to be uſed; and alſo an Act paſſed in the
26 G. 3. c. 63. Twenty-ſixth Year of the Reign of His preſent Majeſty, intituled *An Act for the further preventing Frauds and Abuſes attending the Payment of Wages, Prize Money, and other Allowances due for the Service of Petty Officers and Seamen on board any of His Majeſty's Ships*; and alſo an Act paſſed in the
and 32 G. 3. c. 34. repealed; Thirty-ſecond Year of the Reign of His preſent Majeſty, intituled *An Act for explaining and amending an Act paſſed in the Twenty-ſixth Year of the Reign of His preſent Majeſty, intituled 'An Act for the further preventing Frauds 'and Abuſes attending the Payment of Wages, Prize Money, and other Allow-'ances, due for the Service of Petty Officers and Seamen on board any of His 'Majeſty's Ships;' and for further extending the Benefits thereof to Petty Officers and Seamen, Non-commiſſioned Officers of Marines, and Marines, ſerving, or who may have ſerved on board any of His Majeſty's Ships*; and alſo ſo much of an Act paſſed in the ſaid Thirty-ſecond Year of the Reign
32 G. 3. c. 67. of His preſent Majeſty, intituled *An Act for extending certain Acts therein mentioned to Petty Officers and Seamen, Non-commiſſioned Officers of Marines, and Marines, ſerving or who may have ſerved on board any of His Majeſty's Ships, and reſiding in* Ireland, as directs Abſtracts thereof, and of other Acts of Parliament therein mentioned, to be made out, printed, hung up, and read in His Majeſty's Ships and Veſſels; and alſo ſo much of an Act paſſed in the Forty-ninth Year of the Reign of His preſent Majeſty, inti-
49 G. 3. c. 108. tuled *An Act to amend the ſeveral Acts reſpecting the Payment of Wages and Prize Money, and Allotment of Wages, to Perſons ſerving in His Majeſty's Royal Navy*, as relates to the executing and atteſting of Wills made by Petty Officers and Seamen, Non-commiſſioned Officers of Marines, and Marines, before or after their Entry into His Majeſty's Service, and to the Authority given to ſuch Perſons, after their Diſcharge from ſuch Service, to give Orders for the Payment of Sums to a limited Amount, on the Treaſurer of the Navy; and alſo ſo much of the ſame Act as deſcribes

who shall be deemed Petty or Inferior Officers, Seamen, Non-commissioned Officers of Marines, and Marines, and to the Penalty of forging and uttering the Signature of any Minister, Churchwarden, Elder or Inhabitant of any Parish; and also so much of the same Act as inflicts Penalties on Proctors or other Persons for delivering Letters of Administration or Probates of Wills, to any other Person than the Treasurer or Paymaster of the Navy; and on Agents for paying Prize Money under any other Authority than the Check therein mentioned; and also so much of an Act passed in the Fifty-fourth Year of the Reign of His present Majesty, intituled *An Act for regulating the Payment of Navy Prize Money, and the Transmission of Accounts and Payment of Balances to* Greenwich Hospital, as directs that all the Provisions, Rules, Regulations, Forfeitures, and Penalties respecting the Distribution of Prize Money, and the accounting for and paying over the Proceeds of Prize in the said Act contained, shall be extended to all Seizures under the Revenue Laws, and to Grants of His Majesty's Bounties granted by Parliament, and other Monies in the Hands of Prize Agents as therein mentioned; shall be, and the same are hereby severally repealed, to all Intents and Purposes whatever; save and except as to any Offences or Crimes which may have been or shall be committed against the said Acts or any of them, before the Commencement of this Act, and the Prosecution and Punishment of such Offences or Crimes; and also save and except as to all Letters of Attorney and Wills made by such Petty Officers and Seamen, Non-commissioned Officers of Marines, and Marines, prior to the Commencement of this Act; all which said Letters of Attorney and Wills shall be of the same Force and Effect, and subject to the same Rules and Regulations, as the same were subject to under the said recited Acts or any of them before the passing of this Act.

and 54 G. 3 c. 93. in part repealed.

II. And be it further enacted, That no Will made by any Petty Officer or Seaman, Non-commissioned Officer of Marines or Marine, before his Entry into His Majesty's Service, shall be valid to pass or bequeath any Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money, to accrue due for or in respect of the Service of any such Petty Officer or Seaman, Non-commissioned Officer of Marines or Marine, in His Majesty's Navy; and that no Letter of Attorney to be hereafter made by any Petty Officer or Seaman, Non-commissioned Officer of Marines or Marine, who shall be or shall have been in the Service of His Majesty, His Heirs or Successors, or by the Executors or Administrators of any such Petty Officer or Seaman, Non-commissioned Officer of Marines or Marine, shall be good, valid, or sufficient to empower or entitle any Person or Persons to receive any Wages, Pay, or other Allowance of Money of any Kind, due or to grow due for the Service of any such Petty Officer or Seaman, Non-commissioned Officer of Marines or Marine, on board any Ship or Vessel of His Majesty, His Heirs or Successors, unless such Letter of Attorney shall be declared to be revocable by the express Words thereof; and that no such Letter of Attorney shall be good, valid, or sufficient to empower or entitle any Person or Persons to receive any such Wages, Pay, or other Allowance of Money; nor shall any Will made or to be made by any such Petty Officer or Seaman, Non-commissioned Officer of Marines or Marine, who shall be or shall have been in the Service of His Majesty, His Heirs or Successors, or at any Time since, be good, valid, or sufficient to bequeath any such Wages, Pay, or other Allowance of Money, or any Prize Money or Bounty Money,

Mode of executing Letters of Attorney and Wills.

Money, due or to grow due to any ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines or Marine, unleſs ſuch Letter of Attorney or Will reſpectively ſhall contain the Name of the Ship to which the Perſon executing the ſame belonged at the Time, or to which he laſt belonged; or in caſe ſuch Letter of Attorney ſhall be made by an Executor or Adminiſtrator, ſhall contain the Name of the Ship to which his or her Teſtator or Inteſtate laſt belonged in his Life-time; and alſo in every Caſe a full Deſcription of the Degree of Relationſhip or Reſidence of the Perſon or Perſons to whom or in whoſe Favour, either as Attorney or Attornies, Executor or Executors, the ſame ſhall be granted or made; and alſo the Day of the Month and Year, and the Name of the Place when and where the ſame ſhall have been executed; nor ſhall any ſuch Letter of Attorney or Will be good, valid, or ſufficient for the Purpoſes aforeſaid, unleſs the ſame reſpectively ſhall, in the ſeveral Caſes hereinafter ſpecified, be executed and atteſted in the Manner herein-after mentioned; that is to ſay, In caſe any ſuch Letter of Attorney or Will ſhall be made by any ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines or Marine, at any Time or Times whilſt they ſhall reſpectively belong to and be on board of any Ship or Veſſel belonging to His Majeſty, His Heirs or Succeſſors, as Part of the Complement thereof, or be borne on the Books of any ſuch Ship or Veſſel as a Supernumerary, or as an Invalid, or for Victuals only, unleſs ſuch Letter of Attorney or Will ſhall be executed in the Preſence of and atteſted by the Captain or other Officer having the Command of ſuch Ship or Veſſel, or (during the Abſence of ſuch Captain or other Officer on Leave or on ſeparate Service) by the Commanding Officer of ſuch Ship or Veſſel for the Time being; and who, in that Caſe, ſhall ſtate at the Foot of ſuch Atteſtation the Abſence of ſuch Captain or other Commanding Officer from ſuch Ship or Veſſel, at the Time of the Execution of ſuch Will or Letter of Attorney, and the Occaſion thereof; or in caſe of the Inability of ſuch Captain or Commanding Officer, by reaſon of Wounds or Sickneſs, to atteſt any ſuch Will or Letter of Attorney, then, unleſs ſuch Letter of Attorney or Will ſhall be executed in the Preſence of and atteſted by the Firſt Lieutenant or other Officer next in command of ſuch Ship or Veſſel, who ſhall ſtate at the Foot of ſuch Atteſtation the Inability of ſuch Captain or Commanding Officer to atteſt the ſame: In caſe any ſuch Letter of Attorney or Will ſhall be made by any ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines or Marine, in any of His Majeſty's Hoſpitals, or on board of any of His Majeſty's Hoſpital Ships, or in any Military or Merchant Hoſpital, or at any Sick Quarters either at Home or Abroad, unleſs ſuch Letter of Attorney or Will ſhall be executed in the Preſence of and atteſted by the Governor, Phyſician, Surgeon, Aſſiſtant Surgeon, Agent, or Chaplain of any ſuch Hoſpital or Sick Quarters of His Majeſty, or by the Commanding Officer, Agent, Phyſician, Surgeon, Aſſiſtant Surgeon, or Chaplain for the Time being of any ſuch Hoſpital Ship, or by the Phyſician, Surgeon, Aſſiſtant Surgeon, Agent, Chaplain, or chief Officer of ſuch Military or Merchant Hoſpital, or other Sick Quarters, or one of them: In caſe any ſuch Letter of Attorney or Will ſhall be made by any ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines or Marine, on board of any Ship or Veſſel in the Tranſport Service, or in any Merchant Ship or Veſſel, unleſs the ſame ſhall be executed in the Preſence of and atteſted by ſome Commiſſion or Warrant Officer, or Chaplain in His Majeſty's Navy, or ſome Commiſſion Officer or Chaplain

lain belonging to His Majeſty's Land Forces or Royal Marines, or the Governor, Phyſician, Surgeon, Aſſiſtant Surgeon, or Agent of any Hoſpital in His Majeſty's Naval or Military Service, who may happen to be then on board of ſuch Tranſport or Merchant Veſſel, or by the Maſter or Firſt Mate of ſuch Tranſport or Merchant Veſſel, or One of them: In caſe any ſuch Letter of Attorney or Will ſhall be made by any ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines or Marine, after he ſhall have been diſcharged from His Majeſty's Service; or if ſuch Letter of Attorney ſhall be made by the Executors or Adminiſtrators of any ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines or Marine, unleſs the ſame (if the Party making ſuch Letter of Attorney or Will ſhall then reſide in *London* or *Weſtminſter*, or within the Bills of Mortality) ſhall be executed in the Preſence of and atteſted by the Inſpector for the Time being of Seamen's Wills and Powers of Attorney, or his Aſſiſtant or Clerk; or unleſs the ſame (if the Party making ſuch Letter of Attorney or Will ſhall then reſide at or within the Diſtance of Seven Miles from any Port or Place where the Wages of Seamen in His Majeſty's Service are paid) ſhall be executed in the Preſence of and atteſted by One of the Clerks in the Office of the Treaſurer of the Navy reſident at ſuch Port or Place; or unleſs the ſame (if the Party making ſuch Letter of Attorney or Will ſhall then reſide at any other Place in *Great Britain* or *Ireland*, or in the Iſlands of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, or *Man*) ſhall be executed in the Preſence of and atteſted by One of His Majeſty's Juſtices of the Peace, or by the Miniſter or Officiating Miniſter or Curate of the Pariſh or Place in which ſuch Letter of Attorney or Will ſhall be executed; or unleſs the ſame (if the Party making ſuch Letter of Attorney or Will ſhall then reſide in any other Part of His Majeſty's Dominions, or any Colony, Plantation, Settlement, Fort, Factory, or any other Foreign Poſſeſſion or Dependency of His Majeſty, His Heirs or Succeſſors, or any Settlement within the Charter of the *Eaſt India* Company) ſhall be executed in the Preſence of and atteſted by ſome Commiſſion or Warrant Officer or Chaplain of His Majeſty's Navy, or Commiſſion Officer of Royal Marines, or the Commiſſioner of the Navy, or Naval Storekeeper at One of His Majeſty's Naval Yards, or a Miniſter of the Church of *England* or *Scotland*, or a Magiſtrate or principal Officer, reſiding in any ſuch Iſland, Colony, Plantation, Settlement, Fort, Factory, or other Poſſeſſion or Dependency of His Majeſty, or Settlement within the Charter of the *Eaſt India* Company, (or if the Party making ſuch Letter of Attorney or Will ſhall then reſide at any Place not within His Majeſty's Dominions, or any Settlement, Fort, Factory, or other Foreign Poſſeſſion or Dependency of His Majeſty, His Heirs or Succeſſors, or any Settlement within the Charter of the *Eaſt India* Company), unleſs the ſame ſhall be executed in the Preſence of and atteſted by the *Britiſh* Conſul or Vice Conſul, or ſome Officer having a public Appointment or Commiſſion, Civil, Naval, or Military under His Majeſty's Government, or by a Magiſtrate or Notary Public, of or near the Place where ſuch Letter of Attorney or Will ſhall be executed.

Letters of Attorney and Wills executed in Foreign Priſons valid, if atteſted as herein mentioned.

III. And whereas divers Petty Officers and Seamen, Non-commiſſioned Officers of Marines, and Marines, have made their Wills, and died whilſt they were Priſoners of War in Parts beyond the Seas; and Doubts have ariſen whether ſuch Wills, and alſo Letters of Attorney made and executed under like Circumſtances, are good, valid, and ſufficient to bequeath or to empower any Perſon to receive Wages, Pay, Prize Money, Bounty Money,

Money, or other Allowances of Money of any Kind, due at the reſpective Times of making ſuch Letters of Attorney, or of the Deaths of the Parties reſpectively, by reaſon that the ſame were not executed and atteſted in the Manner directed by the ſaid recited Acts or any of them; and it is therefore expedient to provide, that ſuch Letters of Attorney and Wills ſhall, in certain Caſes, be good and valid; be it therefore enacted, That every ſuch Letter of Attorney and Will, which have or hath been, or which at any Time or Times hereafter ſhall be made by any ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, at any Time or Times whilſt they were or ſhall be reſpectively Priſoners of War in Parts beyond the Seas, are and ſhall be as good, valid, and ſufficient, and of ſuch and the ſame force, to all Intents and Purpoſes, as if the ſame had been reſpectively executed and atteſted in the Manner required by the ſaid recited Acts or any of them; provided every ſuch Letter of Attorney or Will ſhall have been executed in the Preſence of and atteſted by ſome Commiſſion or Warrant Officer of His Majeſty's Navy, Commiſſion Officer of Royal Marines, Phyſician, Surgeon, Aſſiſtant Surgeon, Agent or Chaplain to ſome Naval Hoſpital, or ſome Commiſſion Officer, Phyſician, Surgeon, Aſſiſtant Surgeon, or Chaplain of the Army, or any Notary Public, any Thing in the ſaid recited Acts or any of them, or in any other Act or Acts, to the contrary thereof in anywiſe notwithſtanding; but ſo as not to invalidate or diſturb any Payment which hath been already made under any Letter of Adminiſtration, Certificates, or otherwiſe, purſuant to the ſaid recited Acts or any of them, in conſequence of the Rejection of any ſuch Wills as may have been rejected by the Inſpector of Seamens Wills for want of the due Atteſtation thereof, according to the Directions of the ſaid recited Acts or any of them.

No Seaman's Will contained in the ſame Inſtrument with a Letter of Attorney to be valid.

IV. And be it further enacted, That no Will of any Seaman, contained, printed, or written in the ſame Inſtrument, Paper, or Parchment, with a Letter of Attorney, ſhall be good or available in Law, to any Intent or Purpoſe whatever.

Wills, &c. to be entered on Muſter Book.

V. And be it further enacted, That all Captains and Commanders of Ships ſhall, upon their Monthly Muſter Books or Returns, ſpecify which of the Perſons mentioned in the ſaid Returns have made or granted any Letter of Attorney or Will during that Month or other Space of Time from the preceding Return, by inſerting the Date thereof oppoſite the Party's Name, under the Heads of "Letter of Attorney," or "Will," or both, as the Caſe may require.

Letters of Attorney and Wills to be examined by the Inſpector, and approved if found authentic.

VI. And be it further enacted, That before any ſuch Letter of Attorney or Will, as in this Act mentioned, ſhall be attempted to be acted upon or put in force, the ſame ſhall be ſent to the Treaſurer of the Navy at the Navy Pay Office *London*, in order that the ſame may be examined by the Inſpector of Seamen's Wills and Letters of Attorney, who, or his Aſſiſtants, ſhall immediately on Receipt of every ſuch Letter of Attorney and Will, duly regiſter the ſame reſpectively, in a numerical and alphabetical Manner, in ſeparate Books to be kept for that Purpoſe, ſpecifying the Date of ſuch Letter of Attorney or Will, the Place where executed, and the Name and Addition, Names and Additions of the Perſon or Perſons to whom or in whoſe Favour, either as Attorney or Attornies, Executor or Executors, the ſame ſhall have been granted or made; and alſo the Names and Additions of the Witneſſes atteſting the ſame, and ſhall mark the

the ſaid Letters of Attorney and Wills, with Numbers correſponding with the Numbers made on the Entries thereof in the ſaid Books; and the ſaid Inſpector ſhall take all due and proper Means to aſcertain the Authenticity of every ſuch Letter of Attorney and Will; and in caſe it ſhall appear to him, or he ſhall have reaſon to ſuſpect that any ſuch Letter of Attorney or Will is not authentic, he ſhall forthwith give Notice in Writing to the Perſon or Perſons to whom or in whoſe Favour ſuch Letter of Attorney or Will ſhall have been granted or made, either as Attorney or Attornies, Executor or Executors, that the ſame is ſtopped, and the reaſon thereof, and ſhall alſo report the ſame to the Treaſurer or Paymaſter of the Navy, and ſhall enter his Caveat againſt ſuch Letter of Attorney or Will, which ſhall prevent any Money from being had and received thereon, until the ſame ſhall be authenticated to the Satisfaction of the ſaid Treaſurer or Paymaſter; but if upon ſuch Examination and Enquiry it ſhall appear to the ſaid Treaſurer, Paymaſter or Inſpector, that ſuch Letter of Attorney or Will is authentic, the ſaid Inſpector, or his Aſſiſtant, ſhall ſign his Name to ſuch Letter of Attorney or Will, and alſo put a Stamp thereon in Token of his Approbation thereof; and the ſaid Inſpector, or his Aſſiſtant, ſhall, as to ſuch Letters of Attorney which ſhall have been ſo approved and ſigned as aforeſaid, forthwith ſend to ſuch Attorney or Attornies a Check, ſigned by him the ſaid Inſpector or his Aſſiſtant, ſpecifying the Number of ſuch Letter of Attorney, the Name and Addition of the Perſon granting the ſame, the Name and Addition of the Perſon in whoſe Favour the ſame is granted, the Date and Place when and where executed, and the Names of the Witneſſes atteſting the ſame, which ſaid Check ſhall be a ſufficient Authority for the ſaid Attorney or Attornies to demand and receive Payment of, and to give Acquittances for all ſuch Wages, Pay, or other Allowances of Money, to which the Perſon granting the ſame was entitled for his Service on board any of His Majeſty's Ships or Veſſels.

No Letter of Attorney to be paſſed by the Inſpector until a Certificate is produced.

VII. And be it further enacted, That no Letter of Attorney made or executed by any Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, ſhall be paſſed, ſtamped and allowed by the ſaid Inſpector, until a Certificate ſhall be produced to him from the Captain, or Commanding Officer of the Ship or Veſſel to which ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine belonged, during the Time for which the Wages, Pay, or other Allowances to be received under or by virtue of ſuch Letter of Attorney, became due: Which Certificate ſhall be in the Form following, or to the like Effect;

Form.

'No.

'THESE are to certify, That *A. B.* has ſerved as on board of His Majeſty's Ship under my Command, from the to the Dated the of *A. B.* is Feet Inches high, is of a Complexion, and aged Years.'

Unleſs ſuch Power of Attorney ſhall have been made and executed on board the Ship or Veſſel to which ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine belonged, in the Manner and Form directed by this Act, or unleſs reaſonable Cauſe ſhall be ſhewn to and allowed of by the ſaid Treaſurer, Paymaſter or Inſpector, for diſpenſing with ſuch Certificate.

Executors to obtain Probate of Wills in manner herein mentioned.

VIII. And be it enacted, That where any Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, who ſhall have belonged to any Ship or Veſſel of His Majeſty, His Heirs or Succeſſors, has died, or ſhall hereafter die, having left a Will or Teſtament appointing any Executor or Executors therein, no Pay, Wages, Prize Money, Bounty Money or other Allowance of Money, which may have been due or owing to ſuch Teſtator at the Time of his Death, ſhall be paid over to or recovered by ſuch Executor or Executors, except upon the Probate of ſuch Will, to be obtained in the following Manner; *videlicet*, after ſuch Will ſhall have been ſo tranſmitted, regiſtered, inſpected and approved, as herein-before directed, the Inſpector of Seamen's Wills and Powers of Attorney ſhall iſſue or cauſe to be iſſued, to the Perſon named and deſcribed as Executor or Executrix of ſuch Will, a Check in lieu thereof, containing Directions to return the ſame, upon the Teſtator's Death, to the Treaſurer or Paymaſter of His Majeſty's Navy; which Check ſhall be in the Words and Figures, or to the Purport or Effect following; (that is to ſay),

'No.

'CHECK.

'Navy Pay Office,

18

'IT being directed by Act of Parliament, 55 Geo. III. Cap. . that 'Wills granted by Petty Officers and Seamen, Non-commiſſioned 'Officers of Marines and Marines, belonging to His Majeſty's Navy, 'ſhall be lodged in this Office for the Purpoſes therein ſpecified; and that 'a Check ſhall be iſſued for every ſuch Will, mentioning the particular 'Heads thereof, which by virtue of the ſaid Act ſhall ſtand in the Place 'of the ſame: This is therefore iſſued to ſhew the Receipt at this Office, 'of a Will dated at [*or*, on board of] upon the 'Day of made and executed by *A.B.* now 'or formerly of His Majeſty's Ship in Favour of *C.D.* 'and appointing *E.F.* Executor [*or*, Executrix] and which is atteſted by '*G.H.* and *J.K.* The ſaid *E.F.* upon the Teſtator's Death, is entitled, 'upon Production of this Check, to demand of this Office, that the ſaid 'Will may be directed and ſent to a Proctor in *Doctors Commons* to obtain 'a Probate thereof, which Probate is alſo to be lodged in this Office; I

'

'

'now apply for a Certificate, to enable me to obtain Probate of the above 'mentioned Will, being the Executor [*or*, Executrix] therein named. '—My Place of Abode is at

'(Signed) *E.F.*'

'WE hereby certify, That we perſonally know the above ſubſcribing '*E.F.* the preſent Holder of this Check, who is an Inhabitant of 'this Pariſh; and that we believe him [*or*, her] to be the Perſon 'deſcribed as Executor [*or*, Executrix] therein.

'*L.M.*

'*N.O.*

'Both Houſekeepers of the Pariſh 'of in the County 'of

'I hereby

'I hereby certify, That I have examined the above-named *E.F.* the 'Executor [*or*, Executrix] and alſo the above-named *L.M.* and 'N.O. (Inhabitant Houſeholders in this Pariſh) as to their Knowledge 'of the ſaid *E.F.* and of his [*or*, her] being the Executor [*or*, 'Executrix] of the Will of the above-named *A.B.* as he [*or*, ſhe] 'repreſents himſelf [*or*, herſelf] to be; and that I am ſatisfied with 'their Anſwers, and have ſeen the ſaid *E.F.* ſign the ſaid Petition or 'Application, and the ſaid *L.M.* and *N.O.* ſign the ſaid Certificate 'in my Preſence.

'The ſaid *E.F.* the Executor, *or* Executrix, is Feet 'Inches high, Complexion, Eyes, 'Hair, Age, particular Marks.

'At 'this Day of } *P.Q.* Miniſter.

'N. B. If the Teſtator ſhall die after he leaves the Naval Service, a 'Certificate of his Burial, or ſome other authentic Proof of his 'Death, muſt likewiſe be ſent to this Office.

'If the Executor [*or*, Executrix] knows any Proctor in *Doctors Com-* 'mons, he [*or*, ſhe] is deſired to mention his Name, that he may 'be employed in obtaining the Probate.

'The above Application and Certificates are to be filled up and 'ſigned upon the Teſtator's Death, and the Check to be ſent by the 'General Poſt, under Cover directed to the Treaſurer, *or*, to the 'Paymaſter of His Majeſty's Navy, *London*.'

And in the Event of the Teſtator's Death, the Miniſter, Officiating Miniſter, or Curate of the Pariſh in which the ſaid Executor or Executrix may then reſide, ſhall, upon being applied to for his Signature to the Certificate at the Foot of the ſaid Check, examine ſuch Executor or Executrix, and ſuch Two Inhabitant Houſeholders of the Pariſh, as may be diſpoſed to ſign the Firſt Certificate on the ſaid Check, touching the Claim of the ſaid Executor or Executrix; and being ſatisfied of his or her being the Perſon deſcribed as Executor or Executrix in the ſaid Check, the ſaid Executor or Executrix ſhall ſubſcribe the Application ſubjoined to the ſaid Check (the Blank therein being firſt filled up agreeably to the Truth), in the Preſence of the ſaid Miniſter, Officiating Miniſter, or Curate; and the ſaid Two Inhabitant Houſeholders ſhall alſo ſubſcribe the ſaid Firſt Certificate on the ſaid Check (the Blanks therein being firſt filled up agreeably to the Truth) in the like Preſence; for which reſpective Purpoſes the ſaid Executor or Executrix, and the ſaid Houſeholders, ſhall attend at ſuch Time and Place, Times and Places, as the ſaid Miniſter, Officiating Miniſter, or Curate ſhall appoint; and the ſaid Miniſter, Officiating Miniſter, or Curate ſhall ſign the Second Certificate on the ſaid Check, (the Blanks therein, and in the Deſcription thereunto ſubjoined, being firſt filled up agreeably to the Truth); and the ſaid Executor or Executrix ſhall, before his or her Examination, or his or her ſigning the ſaid Application, pay to the ſaid Miniſter, Officiating Miniſter, or Curate, a Fee of Two Shillings and Sixpence for his Trouble on the Occaſion; and the ſaid Application and Certificates, being in all Things completed according to the Directions therein and hereby given, the ſame ſhall be tranſmitted by the ſaid Miniſter, Officiating Miniſter, or Curate, by the General Poſt, addreſſed to the Treaſurer or to the Paymaſter of the Navy, *London*; and the ſaid original Will having been paſſed

and ſtamped in the Manner directed by this Act, the Inſpector of Seamen's Wills, or his Aſſiſtant, ſhall note thereon the Amount of the Wages due to the Deceaſed, as calculated on the Search ſent to the Inſpector from the Navy Office, and ſhall forward ſuch Will to a Proctor in *Doctors Commons*, in order to his obtaining Probate thereof: And in caſe the Executor or Executrix ſhall not reſide within the Bills of Mortality, the ſaid Inſpector ſhall alſo forward to ſuch Proctor a Letter addreſſed to the ſaid Miniſter, in the Form or to the Effect following; (that is to ſay),

'No.

'Navy Pay Office,

'Reverend Sir, 18 .

'I AM directed by Act of Parliament, 55 Geo. III. Chap. . to forward 'to you the incloſed [Commiſſion, *or* Requiſition] for the Purpoſe 'of ſwearing *E.F.* therein named as Executor [*or*, Executrix] of the 'Will of *A.B.* late a Seaman [*or*, Marine] in His Majeſty's Navy, de- 'ceaſed, which [Commiſſion, *or* Requiſition] when executed, you will 'be pleaſed to return, addreſſed as follows.: 'To the Treaſurer [*or*, To the 'Paymaſter] of His Majeſty's Navy, *London*,' ſpecifying and deſcribing 'the Receiver General of the Land Tax, the Collector of the Cuſtoms, 'or of the Exciſe, or Clerk of the Cheque, whoſe Abode is neareſt to 'the Executor [*or*, Executrix] and who will be directed to pay him, [*or* 'her] the Wages due to the Deceaſed.

'The Copy of the Will may be delivered to the Executor [*or*, Exe- 'cutrix.]

'I am, Reverend Sir,

'Your moſt obedient Servant,

J.P. Inſpector.'

'To *P.Q.* Miniſter of the Pariſh
'of in the
'County of .'

And ſuch Proctor having received the ſaid Will, and the ſaid Letter ſo written by the Inſpector (in caſe ſuch Letter ſhall be neceſſary), ſhall immediately ſue out the previous Commiſſion or Requiſition, or take ſuch other proper and legal Steps as may be neceſſary towards enabling the ſaid Executor or Executrix, ſo applying for Probate of the ſaid Will, to obtain the ſame; and ſhall encloſe in the ſaid Letter ſuch previous Commiſſion or Requiſition, or other legal or neceſſary Inſtrument, with Inſtructions for executing the ſame, and alſo a Copy of the ſaid Will; and the ſaid Letter and Incloſures ſhall be forwarded to the ſaid Miniſter by the General Poſt, agreeably to the Addreſs put thereon by the Inſpector of Seamen's Wills as aforeſaid.

Miniſters on receiving Commiſſions to procure the Execution, and tranſmit them to the Pay Office. Reſidence of the neareſt Receiver General of the Land Tax, &c. to be ſpecified.

IX. And be it further enacted, That ſuch Miniſter ſhall immediately upon the Receipt of ſuch previous Commiſſion or Requiſition, or other Inſtrument, take ſuch Steps as to him may ſeem proper or neceſſary for procuring the Execution of ſuch previous Commiſſion or Requiſition, or other Inſtrument, directed by the Proctor employed in *Doctors Commons* to be executed, and the ſame being ſo executed, he ſhall tranſmit the ſame to the Treaſurer or to the Paymaſter of His Majeſty's Navy, *London*; and if the Perſon applying for ſuch Probate of Will, ſhall be and reſide at a Diſtance from the Place where Wages, Prize Money, or other Allowances of Money due to the Deceaſed are payable, he ſhall ſpecify and deſcribe the

the Receiver General of the Land Tax, Collector of the Customs, Collector of the Excise, or Clerk of the Cheque, who may be most convenient or nearest to the Person applying for such Probate; and the said Treasurer, Paymaster, or Inspector, shall, immediately upon Receipt thereof, send the said previous Commission or Requisition, or other legal Instrument, executed by the Person applying for the Probate as aforesaid, to the aforesaid Proctor in *Doctors Commons*, who, in pursuance thereof, shall forthwith sue out and procure such Probate. Probate to be obtained.

X. And be it further enacted, That when any Petty Officer or Seaman, Non-commissioned Officer of Marines, or Marine, who shall have belonged to any Ship or Vessel of His Majesty, His Heirs or Successors, has died, or hereafter shall die intestate, leaving any Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money of any Kind due to him, in respect of Services in His Majesty's Navy, the same shall not be paid unto any Representatives of such Intestate but upon Letters of Administration to be obtained in the following Manner, viz'. the Person or Persons claiming such Administration shall send or give in a Note or Letter to the said Inspector, stating his or her Place of Abode, and the Parish in which the same is situate, the Name of the Deceased, the Name of the Ship or Ships to which he belonged, and that he or she has been informed of his Death, and requesting the Inspector to give such Directions as may enable him or her to procure Letters of Administration to the Deceased, or to the like Effect; upon Receipt whereof the said Inspector shall send or cause to be sent, by Course of Post, under Cover to the Minister, Officiating Minister or Curate of the Parish wherein the said Claimant shall reside, a Petition or Paper in the Words and Figures following, or to the like Purport and Effect; Wages of Persons dying intestate to be paid only upon Administration obtained in the Manner herein mentioned.

'No.

'LIST.

'1st Degree - Widow.	
'2d — - - Child.	
'3d — - - Father.	
'4th — - - Mother.	
'5th — - - Brother *or* Sister.	
'6th — - - Grandfather, *or* Grandmother.	
'7th — - - Uncle, Aunt, Nephew *or* Niece.	
'8th — - - Cousin German.	
'9th — - - Cousin German once removed.	
'10th — - - Second Cousin.	

'SIR,

'HAVING obtained Information that *A. B.* born about the Year at and belonging to His Majesty's Ship about the Year died at in the Month of One thousand eight hundred and without leaving any Will, to the best of my Knowledge and Belief, I now apply for a Certificate to enable me to obtain Letters of Administration to his Effects, being his lawful and sole [*or* One of his] 'nearest of Kin; no one to the best of my Knowledge and Belief of a 'nearer Degree being living at the Time of the Death of the said Deceased, 'who died a Bachelor [*or* Widower.]—My Place of Abode is

'*C. D.*

'WE

'WE hereby certify, That we perſonally know the above ſubſcribing 'C. D. and believe what he [*or*, ſhe] has ſtated to be true.

'E. F.
'G. H.
'both Inhabitant Houſeholders
'of the Pariſh of
'in the County of

'I hereby certify, That I have examined the above-named *C. D.* who 'claims Adminiſtration to *A. B.* late a belonging to His 'Majeſty's Ship and alſo the above named *E. F.* 'and *G. H.* (Inhabitant Houſeholders of this Pariſh) as to their Know-'ledge of the ſaid *C. D.* and of his [*or*, her] Right to adminiſter to 'the Effects of the ſaid *A. B.* and that I am ſatisfied with their 'Anſwers, and have ſeen the ſaid *C. D.* ſign the above Application 'or Petition, and alſo ſeen the ſaid *E. F.* and *G. H.* ſign the above 'Certificate.

'The ſaid *C. D.* is Feet Inches high,
'Complexion, Eyes, Hair,
'Age, particular Marks.

'At this { *P. Q.*
'Day of 18 . { Miniſter.'

'N. B. If the Perſon applying is the Widow of the Party deceaſed, 'ſhe muſt forward an Extract from the Pariſh Regiſter, or ſome 'other authentic Proof of her Marriage.'

'If the Deceaſed died after he had left the Naval Service, an Extract 'from the Pariſh Regiſter of his Burial, or ſome other authentic 'Proof of his Death, muſt likewiſe be ſent to this Office.'

'If the Perſon applying knows any Proctor in *Doctors Com-*'*mons*, ſhe [*or*, he] is deſired to mention his Name, that he may 'be employed in obtaining the Letters of Adminiſtration.'

'This Application, when filled up and atteſted, is to be ſent by 'the General Poſt, under Cover, directed to the Treaſurer *or* to 'the Paymaſter of His Majeſty's Navy, *London*.'

And the ſaid Inſpector ſhall at the ſame Time ſend or cauſe to be ſent to ſuch Miniſter, Officiating Miniſter or Curate, a Letter, acquainting him with the Nature of the Claim and the Steps to be taken thereon, in purſuance of the Directions herein-after in that Behalf contained; and alſo ſend or cauſe to be ſent, in like Manner, to the Claimant a Letter, adviſing him, or her, of the forwarding of the ſaid Petition or Paper under Cover, to ſuch Miniſter, Officiating Miniſter or Curate, and directing him to take ſuch Steps as are herein-after directed, for the Purpoſe of ſubſtantiating his Claim to the Satisfaction of the ſaid Inſpector; and upon Receipt of the ſaid Petition or Paper and Letter, the ſaid Miniſter, Officiating Miniſter or Curate, ſhall, on being applied to for his Signature to the ſaid Paper, examine the Claimant, and alſo ſuch Two Inhabitant Houſeholders of the Pariſh as may be diſpoſed to ſign the Firſt Certificate on the ſaid Paper, touching the Right of ſuch Claimant to the Adminiſtration to the Effects of the Inteſtate, according to the Degree of Relationſhip ſtated in ſuch Petition, and being ſatisfied of ſuch Right, the Perſon claiming ſuch Adminiſtration ſhall fill up or cauſe to be filled up, the ſeveral Blanks in

the Firſt Part of the ſaid Paper, according as the Truth may be, and ſubſcribe the ſame in the Preſence of the ſaid Miniſter, Officiating Miniſter or Curate, and the ſaid Two Inhabitant Houſeholders ſhall alſo ſubſcribe the Firſt Certificate on the ſaid Paper (the Blanks therein being firſt filled up agreeably to the Truth) in the like Preſence; for which reſpective Purpoſes the ſaid Claimant and the ſaid Houſeholders ſhall attend at ſuch Time and Place, Times and Places, as the ſaid Miniſter, Officiating Miniſter or Curate ſhall appoint; and the ſaid Miniſter, Officiating Miniſter or Curate ſhall ſign the Second Certificate upon the aforeſaid Paper, (the Blanks therein and in the Deſcription thereunto ſubjoined, being firſt filled up agreeably to the Truth); and the ſaid Claimant ſhall, before his or her Examination, or his or her ſigning the ſaid Petition or Application, pay to the ſaid Miniſter, Officiating Miniſter or Curate, a Fee of Two Shillings and Sixpence for his Trouble on the Occaſion; and the ſaid Paper being in all Things completed according to the Directions therein and hereby given, the ſame ſhall be returned by the ſaid Miniſter, Officiating Miniſter or Curate, by the General Poſt, addreſſed to the Treaſurer or to the Paymaſter of the Navy, *London*, who upon receiving the ſame ſhall direct the Inſpector of Seamen's Wills to examine the ſame, and make ſuch Enquiry relative thereto, as may appear to him neceſſary in that Behalf; and being ſatisfied, he ſhall forthwith make out a Certificate in the Words and Figures following, or to the like Purport or Effect;

'By Act of Parliament, 55 Geo. III. Chap.

'No.

'Certificate to obtain Letters of Adminiſtration.

'Navy Pay Office,
18

'HAVING duly examined an Application made to this Office, by *C. D.* of in the County of ſtating that ſhe '[*or* he] is the of *A. B.* originally of 'and late a Seaman [*or*, Marine] belonging to His Majeſty's Ship who died inteſtate a Widower [*or*, Bachelor] on the Day of 18 . and 'without leaving any One of a nearer Degree of Kindred to him; and it 'appearing that no Will of the Deceaſed has been lodged in this Office, 'I therefore grant this Abſtract of the ſaid Application, and certify, that 'I believe what is therein ſtated to be true; and alſo that the ſaid *C. D.* 'may obtain Letters of Adminiſtration to the Effects of the ſaid *A. B.* 'deceaſed, which Effects appear not to exceed the Sum of 'provided always, that ſhe [*or*, he] is otherwiſe entitled thereto by Law.

J. P. Inſpector.'

'To

'Proctor in *Doctors Commons*.'

'N. B. The previous Commiſſion or Requiſition (if ſuch ſhould be neceſſary) is to be addreſſed agreeably to the Superſcription of the within Cover, in which the ſame is to be encloſed, and forwarded by the Proctor; and when ſuch Commiſſion or Requiſition ſhall be returned to this Office, it will be forwarded to him, and he is then to ſue out Letters of Adminiſtration, and ſend them to the Inſpector, with his Charge noted thereon.'

And after filling up the Blanks in the ſaid Certificate (as the Caſe may require) the ſaid Inſpector ſhall ſign and addreſs the ſame to a Proctor in *Doctors Commons*; and in caſe the Perſon claiming Adminiſtration ſhall not reſide within the Bills of Mortality, the ſaid Inſpector ſhall at the ſame Time encloſe and ſend with ſuch Certificate a Letter addreſſed to the Miniſter and Churchwardens, or Elders (as the Caſe may be), of the Pariſh within which ſuch Perſon then ſhall reſide, ſignifying the Tranſmiſſion of ſuch Commiſſion or Requiſition, for the Purpoſe of ſwearing the Claimant as Adminiſtrator or Adminiſtratrix as aforeſaid; provided to the beſt of the ſaid Miniſter's or Curate's Belief, he or ſhe anſwers the Deſcription contained in the ſame; and inſtructing him to return the Commiſſion or Requiſition, when executed, under Cover, addreſſed to the Treaſurer or to the Paymaſter of His Majeſty's Navy, *London*, and to ſpecify and deſcribe the Receiver General of the Land Tax, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque, whoſe Abode is neareſt to the Perſon applying for ſuch Adminiſtration, and who will be directed to pay him or her the Wages due to the Deceaſed; and the Proctor to whom ſuch Certificate ſhall be addreſſed and ſent, ſhall, immediately upon Receipt of the ſame, ſue out the previous Commiſſion or Requiſition, if neceſſary, or take ſuch other Steps as may be proper towards enabling the Perſon ſo applying for Letters of Adminiſtration, to obtain the ſame, and ſhall encloſe ſuch previous Commiſſion or Requiſition, or other legal and neceſſary Inſtrument, with Inſtructions for executing the ſame, in the Letter ſo to be addreſſed to ſuch Miniſter, by the ſaid Inſpector, as laſt aforeſaid, and ſhall forward ſuch Letter and Encloſures by the General Poſt, agreeably to the Addreſs put thereon by the Treaſurer of the Navy, the Paymaſter of the Navy, or the ſaid Inſpector.

If Miniſter, &c. reject Petition, he ſhall ſtate his Reaſons to Treaſurer of Navy.

XI. Provided always, and be it enacted, That if the Miniſter, Officiating Miniſter or Curate, ſhall reject the ſaid Petition or Paper, for want of Proof to his Satisfaction of the Claimant being the Perſon entitled to Letters of Adminiſtration of the Deceaſed's Effects, ſuch Miniſter, Officiating Miniſter or Curate, ſhall ſtate his Reaſons for ſuch Rejection on the ſaid Petition or Paper, and forthwith return the ſame, addreſſed to the Treaſurer or to the Paymaſter of the Navy as aforeſaid; and in caſe no Application ſhall be made to him the ſaid Miniſter, Officiating Miniſter or Curate, by the Claimant, or no effectual Steps ſhall be taken by ſuch Claimant, ſo as to complete the ſaid Petition or Paper, and the Certificates thereon, within the Space of Two Calendar Months from the Date of the Inſpectors Letter accompanying ſuch Petition or Paper, he the ſaid Miniſter, Officiating Miniſter or Curate, ſhall at the Expiration of that Time forthwith return the ſaid Petition or Paper, addreſſed to the Treaſurer or to the Paymaſter of the Navy as aforeſaid, with his reaſon for doing ſo noted thereon.

Miniſters on receiving ſuch Commiſſions to procure the Execution, and tranſmit them to the Pay Office.

XII. And be it enacted, That ſuch Miniſter ſhall, immediately upon the Receipt of ſuch Letter as aforeſaid, with the previous Commiſſion or Requiſition or other Inſtrument encloſed therein, take ſuch Steps as to him may ſeem proper or neceſſary for procuring the Execution of ſuch previous Commiſſion or Requiſition, or other Inſtrument tranſmitted by the Proctor to be executed; and being ſo executed, he ſhall tranſmit the ſame to the Treaſurer or to the Paymaſter of His Majeſty's Navy, *London*; and if the Perſon

Perſon applying for ſuch Letters of Adminiſtration ſhall be or reſide at a Diſtance from the Place where the Wages, Prize Money, or other Allowances of Money due to the Deceaſed, are payable, he or they ſhall ſpecify and deſcribe the Receiver General of the Land Tax, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque, who may be moſt convenient or neareſt to ſuch Perſon applying for ſuch Adminiſtration; and the Treaſurer or Paymaſter of His Majeſty's Navy ſhall, immediately upon the Receipt thereof, ſend the ſaid previous Commiſſion or Requiſition, or other legal Inſtrument executed by the Perſon applying for the Adminiſtration as aforeſaid, to the Proctor employed in *Doctors Commons*, who in purſuance thereof ſhall forthwith ſue out and procure Letters of Adminiſtration in Favour of the Perſon ſo applying for the ſame, in the Manner and Form above mentioned, to the Eſtate and Effects of the Perſon who has ſo died Inteſtate, as aforeſaid.

Reſidence of the neareſt Receiver General of the Land Tax, &c. to be ſpecified.

Adminiſtration to be obtained.

XIII. And be it further enacted, That as ſoon as any Letters of Adminiſtration, or Probates of Wills, or Letters of Adminiſtration with Will annexed, have been obtained, and paſſed the Seal of the proper Court in the Manner herein-before directed in the different Events herein-before ſpecified, the Proctor who hath ſued out the ſame ſhall immediately ſend ſuch Letters of Adminiſtration or Probates of Wills, and Letters of Adminiſtration with Will annexed, addreſſed to the Treaſurer or to the Paymaſter of His Majeſty's Navy, together with a Copy of the Will, and an Account of his or their Charges and Expences in obtaining the ſame; which ſaid Charges and Expences ſhall not exceed the Sum or Sums herein-after allowed to be charged in the different Events herein-after ſpecified; and the ſaid Treaſurer or Paymaſter of His Majeſty's Navy, upon receiving ſuch Letters of Adminiſtration, or Probates of Wills, or Letters of Adminiſtration with Will annexed, ſhall direct the Inſpector of Seamen's Wills, or the Perſon authorized to act for him, to iſſue or cauſe to be iſſued a Check containing the Heads of ſuch Letters of Adminiſtration, or Probate of Will, or Letters of Adminiſtration with Will annexed (as the Caſe may be); and the ſaid Inſpector, or the Perſon authorized to act for him, ſhall note thereon the Amount of the ſaid Proctor or Proctors Charges and Expences, provided the ſame ſhall be at and after the Rates herein-after allowed to be charged; and likewiſe ſpecify and deſcribe upon the ſaid Check, the Revenue Officer or Clerk of the Cheque reſiding as aforeſaid, neareſt to the Adminiſtrator or Executor ſo to be named in ſuch Check, if ſuch Communication ſhall have been made to him; which Check of Letters of Adminiſtration, or Letters of Adminiſtration with Will annexed, ſo prepared, ſhall be delivered over by him to the ſaid Adminiſtrator; and which Check of Probate of Will ſhall be delivered over by him to the ſaid Executor, together with the Copy of the Will which ſhall have been ſo tranſmitted to him by the Proctor or Proctors in *Doctors Commons*, the ſaid Copy being firſt ſtamped by the Inſpector, if the ſaid Adminiſtrator, or the ſaid Adminiſtrator with Will annexed, or the ſaid Executor, (as the Caſe may be) ſhall be preſent or demand the ſame in Perſon; but if he ſhall not be preſent, but be and reſide at a Diſtance, then and in that Caſe the ſaid Inſpector ſhall deliver ſuch Check and ſuch Copy of Will to the Deputy Paymaſter; which Check ſhall be in the following Form, or to the like Effect;

Treaſurer or Paymaſter of the Navy, to direct the Inſpector to iſſue a Check, &c.

'No.

'No.

'CHECK.

'Navy Pay Office,
Day of

'IT being directed by Act of Parliament, Fifty-fifth *George* Third, 'Chap. that Letters of Adminiſtration and Probates 'of Wills, granted to the Repreſentatives of Petty Officers and Seamen, 'Non-commiſſioned Officers of Marines, and Marines, belonging to His 'Majeſty's Navy, ſhall be lodged in this Office, as Vouchers to the Trea- 'ſurer for Payments made thereon, and that a Check ſhall be iſſued for 'every ſuch Adminiſtration and Probate of Will, and Adminiſtration 'with Will annexed, ſpecifying the particular Heads thereof, which, by 'virtue of the ſaid Act, ſhall ſtand in place of the ſame; this is therefore 'iſſued, to ſhew the Receipt at this Office of [Letters of Adminiſtration, 'Probate of Will, Letters of Adminiſtration with Will annexed] granted 'to *C. D.* of in the County of 'as [Adminiſtrat Execut Adminiſtrat with Will annexed] 'of *A. B.* late of His Majeſty's Ship 'Dated the Day of

'No.

'Remittance Bill, to be addreſſed to at

'The aforeſaid [Letters of Adminiſtration, Probate of Will, Letters of 'Adminiſtration with Will annexed] were ſued out by Proctor 'in *Doctors Commons*, whoſe Charges amount to

'*J. P.* Inſpector.

'To the Deputy Paymaſter of the Navy.'

No Proctor ſhall deliver any Letter of Adminiſtration with Will annexed to any Perſon but the Treaſurer or Paymaſter of the Navy.

XIV. And be it further enacted, That if any Proctor, Regiſtrar, or other Officer of any Eccleſiaſtical Court, ſhall deliver or cauſe to be delivered any Letters of Adminiſtration, Probate of Will, or Letters of Adminiſtration with Will annexed, to any other Perſon or Perſons than the Treaſurer or Paymaſter of His Majeſty's Navy, or the ſaid Inſpector, in the Manner directed by this Act, ſuch Proctor, Regiſtrar, or other Officer of ſuch Eccleſiaſtical Court, ſo offending, ſhall for every ſuch Offence forfeit the Sum of One hundred Pounds to the Uſe of the Royal Hoſpital for Seamen at *Greenwich*; and if any Agent or Agents for Prizes ſhall pay any Prize Money due to a deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, under any other Authority whatever, than the Check directed by this Act to be iſſued by the ſaid Inſpector, or Perſon authorized to officiate for him, ſuch Payment ſhall be null and void; and the Agent or Agents ſo paying the ſame, ſhall forfeit for every and each ſuch Offence a Sum of Money equal to the Amount of the Prize Money ſo paid by him or them, to the Uſe of the ſaid Royal Hoſpital for Seamen at *Greenwich*; and to be ſued for, recovered, and levied, with full Coſts of Suit, by Action of Debt, Bill, Plaint, or Information in any of His Majeſty's Courts of Record at *Weſtminſter*, either in the Name of the Commiſſioners and Governors of the ſaid Royal Hoſpital, or in the Name of the Treaſurer of His Majeſty's Navy for the Time being, or any other Perſon by his Authority; in which Action no Eſſoign, Protection, Wager of Law, or more than One Imparlance ſhall be allowed.

XV. And be it further enacted, That no Eccleſiaſtical Court or Regiſtrar or Regiſtrars of ſuch Court, or any Proctor or other Perſon whatſoever, ſhall, under any Pretence, take and receive any more for the Stamp, Seal, Parchment, Writing, Fees, and Trouble attending the ſuing forth the Probate of any Will or Letters of Adminiſtration to the Effects of any Warrant or Petty Officer or Seaman, Non-commiſſioned Officer of Marines or Marine reſpectively, for the Purpoſe of receiving Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money of any Kind, which ſhall remain due to ſuch Warrant or Petty Officer or Seaman, Non-commiſſioned Officer of Marines or Marine, at the Time of his Death, or for or in reſpect of his Services in His Majeſty's Navy, than the ſeveral Sums ſpecified in the Schedule hereunto annexed marked (B.) according to the different Circumſtances therein expreſſed: Provided nevertheleſs, that if at any Time or Times hereafter any Increaſe or Diminution ſhall take place in the Stamp Duties now payable on Probates of Wills or Letters of Adminiſtration to the Effects of Warrant or Petty Officers or Seamen, Non-commiſſioned Officers of Marines or Marines, or on any Inſtruments connected therewith, then and in ſuch Caſe the Charges for ſuch Probates and Adminiſtrations ſhall and may be increaſed or diminiſhed to the Extent of ſuch Alteration in the Stamp Duties, but no further or otherwiſe.

Limiting the Expence of ſuing out Probate, &c.

XVI. And be it further enacted, That if any Officer or Officers, Proctor or Proctors, or any other Perſon or Perſons ſhall preſume to take any more than the ſeveral Sums allowed and directed to be taken, in the different Events ſpecified in the ſaid Schedule hereunto annexed marked (B.) for the Charges of Probates, Letters of Adminiſtration, Commiſſions, and Requiſitions, in the Manner therein particularly mentioned and expreſſed, the Perſon or Perſons ſo offending ſhall forfeit to the Party aggrieved the Sum of Fifty Pounds, to be recovered with full Coſts of Suit, by Action of Debt, Bill, Plaint, or Information, in any of His Majeſty's Courts of Record at *Weſtminſter* or elſewhere, together with full Coſts of Suit, in which no Eſſoign, Protection, Wager of Law, or more than One Imparlance ſhall be allowed; or if any Regiſtrar or other Officer of any Eccleſiaſtical Court ſhall knowingly or wilfully be aiding or aſſiſting in procuring Probate of the Will or Letters of Adminiſtration, for the Purpoſe of enabling any Perſon or Perſons to receive the Wages, Pay, Prize Money, or Allowance of Money of any Kind, due or becoming due for the Services of any Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, on board any Ship or Ships then or formerly belonging to His Majeſty or His Predeceſſors, or Heirs or Succeſſors, otherwiſe than in the Manner preſcribed by this Act, every ſuch Proctor, Regiſtrar, or other Officer, ſhall for ever after be incapable of acting in any Capacity in any Eccleſiaſtical Court in *Great Britain*, and ſhall for ſuch Offence forfeit and pay the Sum of Five hundred Pounds, to be ſued for, recovered, and levied by Action of Debt, Bill, Plaint, or Information, in any of His Majeſty's Courts of Record at *Weſtminſter*; and one Moiety of every ſuch Penalty or Forfeiture ſhall be and belong to His Majeſty, His Heirs and Succeſſors, and the other Moiety to him or them who ſhall diſcover, inform, or ſue for the ſame, together with full Coſts of Suit, in which no Eſſoign, Protection, Wager of Law, or more than One Imparlance ſhall be allowed.

Penalty on Proctors.

Treaſurer or Paymaſter to allow reaſonable Charge.

XVII. Provided always, and be it further enacted, That whenever any extraordinary Pains, Trouble, or Expence ſhall attend the ſuing out Letters of Adminiſtration, or Letters of Adminiſtration with the Will annexed, to the Widow or next of Kin, or Probates of Wills to the Executors of any ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, the Proctor who has ſued out the ſame, may, in Conſideration thereof, make an Addition in Proportion to the ſaid extraordinary Pains, Trouble, and Expence, to his or their Bill of Charges and Expences; and which appearing reaſonable, the Inſpector ſhall allow and paſs the ſame; but if the ſame ſhall appear to the ſaid Inſpector unreaſonable or exorbitant, he ſhall refer the ſame to the Treaſurer or Paymaſter of the Navy, which Treaſurer or Paymaſter, in caſe he ſhall diſapprove of ſuch Bill, ſhall cauſe the ſame to be returned to *Doctors Commons* to be checked and taxed by the Regiſtrars, or any One of them, or by the Deputy Regiſtrars or any One of them, who are hereby directed ſo to do without Fee or Reward, unleſs the ſaid Charges and Expences ſhall have ariſen in conſequence of any Litigation or Suit reſpecting the obtaining or ſuing out ſuch Letters of Adminiſtration, Letters of Adminiſtration with Will annexed, or Probate of Will; in which Caſe the ſaid Regiſtrars or Deputy Regiſtrars ſhall be permitted to charge and take the Fee of Three Shillings and Four-pence.

Sums not exceeding 20l. to be paid on Certificate.

XVIII. Provided always, and be it further enacted, That where any Sum not exceeding the Sum of Twenty Pounds ſhall be due for the Services as aforeſaid, of any Petty Officer or Seaman, Non-commiſſioned Officer of Marines or Marine deceaſed; in order that the Widow, next of Kin, or Perſon named as Executor in any Will or Teſtament of ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, may not be put to great Expence, it ſhall and may be lawful for the Inſpector of Seamen's Wills, after having taken the previous Steps to aſcertain the Juſtneſs of their reſpective Claims to Probate or Adminiſtration, or Adminiſtration with Will annexed, in like Manner as he has been hereinbefore directed to take, in Caſes of granting Certificates to *Doctors Commons*, for Letters of Adminiſtration, or Letters of Adminiſtration with Will annexed, or for Probates of Wills, to iſſue or cauſe to be iſſued a Certificate in the following Form, or to the like Effect;

'Act of Parliament, 55 Geo. III.

'No.

'CERTIFICATE.

'Navy Pay Office, Day of

'HAVING duly examined a Claim preſented to me as Inſpector of 'Seamen's Wills, &c. by *A. B.* of in the County of 'ſtating that he [*or*, ſhe] is the of *C. D.* 'originally of and lately a Seaman [*or*, Marine] be-'longing to His Majeſty's Ship and who died at 'on the I therefore hereby certify, That I believe 'the Contents as therein ſtated to be true; and alſo, that the ſaid *A. B.* 'is entitled to receive whatever Wages, Prize Money, and other Allow-

'ances

'ances of Money, may be due to the ſaid Deceaſed, provided the Amount 'thereof does not exceed the Sum of Twenty Pounds.

'Remittance Bill to be addreſſed to
'at

J. P. Inſpector.

'To the Deputy Paymaſter of the Navy, [who ſhall take Care to note 'hereon all Sums which he ſhall pay, or cauſe to be paid, upon the 'Authority of the ſame.]'

Which Certificate ſo prepared ſhall be delivered over by him to the ſaid Widow, next of Kin, or Perſon named as Executor, if he, ſhe, or they ſhall be preſent; but if he or they ſhall not be preſent, but be and reſide at a Diſtance, then and in that Caſe the ſaid Inſpector ſhall ſpecify and deſcribe upon the ſaid Certificate, the Revenue Officer reſiding as aforeſaid neareſt to ſuch Widow, next of Kin, or Perſon named as Executor, and ſhall deliver ſuch Certificate to the Deputy Paymaſter.

Creditors of Seamen adminiſtering to deliver to Inſpector Account of their Names and Places of Abode.

XIX. And whereas Frauds have been frequently practiſed on the Repreſentatives of deceaſed Petty Officers and Seamen, Non-commiſſioned Officers of Marines, and Marines, by Perſons falſely pretending to be Creditors of ſuch deceaſed Petty Officers and Seamen, Non-commiſſioned Officers of Marines, and Marines; for Prevention whereof be it enacted, That no Letters of Adminiſtration ſhall be granted to any Perſon or Perſons, as a Creditor or Creditors of any deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, deceaſed, in order to enable or entitle any ſuch Perſon or Perſons to receive the Wages, Pay, Prize Money, Bounty Money, or other Allowance of Money of any Kind, due to any ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, for or in reſpect of his Services in His Majeſty's Navy; but that all and every ſuch Perſon and Perſons claiming to be ſuch Creditor or Creditors ſhall be entitled to receive from the Treaſurer or Paymaſter of His Majeſty's Navy, the Agent or Agents for Prizes, or the Treaſurer of *Greenwich* Hoſpital, or from any Perſon or Perſons, other than the Executor or Adminiſtrator of ſuch deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, the Amount of his or their Claim or Claims, out of ſuch Wages, Pay, Prize Money, Bounty Money, or other Allowance of Money, as may be due to ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, at the Time of his Deceaſe, or as far as ſuch Wages, Pay, Prize Money, Bounty Money, or other Allowance of Money will extend for that Purpoſe, on ſuch Aſcertainment and Approval of the Amount of his or their Claim or Claims, as herein-after mentioned; that is to ſay, every ſuch Perſon ſo claiming to be a Creditor or Creditors, ſhall deliver or cauſe to be delivered to the ſaid Inſpector an Account in Writing, ſigned with his, her, or their Name or Names, ſtating the Particulars of his, her, or their Demand, and ſpecifying the Place or Places of his, her, or their Abode, verified by the Oath or Oaths, or (if ſuch Perſon or Perſons be a Quaker or Quakers) by the Affirmation or Affirmations in Writing of ſuch Perſon or Perſons, or One of them, taken before ſome One of His Majeſty's Juſtices of the Peace, which Oath or Affirmation any ſuch Juſtice of the Peace is hereby authorized and empowered

powered to adminiſter; upon the Receipt of which ſaid Account the ſaid Inſpector is hereby directed, with all convenient Speed, to cauſe an Advertiſement to be inſerted once in Three Public Newſpapers printed and publiſhed in *London*, and alſo Three Times in one Public Newſpaper printed and publiſhed at the neareſt Place where any Public Newſpaper ſhall be printed and publiſhed to the uſual Reſidence (if known) of the next of Kin, or to the Place where ſuch deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, ſhall appear to have been born, in caſe ſuch Reſidence or Place ſhall not appear to be within the Bills of Mortality, ſignifying that a Creditor or Creditors of the deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, hath or have applied to the Treaſurer of the Navy for a Certificate to obtain Payment of his, her, or their Demand; and thereupon if the next of Kin, or the Executor or Executors of the Will of any ſuch deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, ſhall, within Six Calendar Months from the Date of ſuch Advertiſement, petition the Treaſurer or Paymaſter of the Navy for a Certificate to enable him, her, or them to obtain Letters of Adminiſtration, or Probate of the Will of any ſuch deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, the ſaid Inſpector ſhall cauſe Notice in Writing to be given to ſuch next of Kin, Executor or Executors, of the Name or Names, and Place or Places of Abode of the Perſon or Perſons ſo claiming to be a Creditor or Creditors of the deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, and the Amount of the Debt or Debts claimed by him, her, or them; and ſhall alſo in like Manner cauſe Notice in Writing to be given to ſuch Creditor or Creditors of the Place or Places of Abode of ſuch next of Kin, Executor or Executors, and ſuch next of Kin, Executor or Executors, ſhall be at Liberty to petition for a Certificate to obtain ſuch Adminiſtration, or to prove ſuch Will, for the Space of Twelve Calendar Months from the Date of ſuch Advertiſement; but in caſe of his, her, or their neglecting ſo to do for the Space aforeſaid, that then the ſaid Inſpector, or any other Perſon authorized by the ſaid Treaſurer or Paymaſter in Writing ſo to do, ſhall proceed to inveſtigate the Account of ſuch Creditor or Creditors; for which Purpoſe the ſaid Inſpector, or ſuch other Perſon ſo authorized as aforeſaid, is hereby empowered and directed to require from ſuch Perſon or Perſons, having delivered ſuch Account, to produce before him all Books, Accounts, Papers, Vouchers, and other Documents relating to ſuch Demand; and in caſe ſuch Perſon or Perſons ſhall produce ſuch Books, Accounts, Vouchers, Papers, or other Documents, or not being able ſo to do, ſhall give ſome ſatisfactory Reaſon why the ſame cannot be done, and ſhall otherwiſe ſatisfy the ſaid Inſpector, or ſuch other Perſon ſo authorized as aforeſaid, of the Juſtice of his, her, or their Demand, in Part or in the Whole, then the ſaid Inſpector, or ſuch other Perſon ſo authorized as aforeſaid, ſhall allow the ſaid Demand, in Part or in the Whole, as he ſhall ſee fit; but if ſuch Books, Accounts, Vouchers, Papers, or other Documents, ſhall not be produced, or a ſufficient Reaſon aſſigned to the Satisfaction of the ſaid Inſpector, or ſuch other Perſon ſo authorized as aforeſaid, why the ſame cannot be done; or if the ſaid Inſpector, or ſuch other Perſon ſo authorized as aforeſaid, ſhall not be ſatisfied of the Juſtice of ſuch Demand, then the ſaid Inſpector, or ſuch

other Perſon ſo authorized as aforeſaid, ſhall diſallow the ſaid Demand: Provided always, that in caſe ſuch Perſon or Perſons, having delivered ſuch Account, ſhall be diſſatisfied with the Deciſion of the ſaid Inſpector, or ſuch other Perſon ſo authorized as aforeſaid, it ſhall be lawful for him, her, or them to appeal to the ſaid Treaſurer or Paymaſter, who ſhall thereupon proceed to examine the Parties and their Witneſſes upon Oath, or (ſuch Perſon or Perſons being a Quaker or Quakers) upon Affirmation, touching the Matter in Queſtion, (which Oath or Affirmation the ſaid Treaſurer or Paymaſter are hereby ſeverally authorized and empowered to adminiſter) or otherwiſe to receive Proof thereof by the like Oath or Affirmation in Writing, taken before ſome One of His Majeſty's Juſtices of the Peace as aforeſaid, which Oath or Affirmation every ſuch Juſtice is hereby authorized and empowered to adminiſter, and to allow or diſallow the Claim of ſuch Creditor or Creditors, in Part or in the Whole, as to them reſpectively ſhall ſeem fit; which ſaid Deciſion of the ſaid Treaſurer or Paymaſter ſhall be final and concluſive in the Premiſes; and if any Perſon or Perſons ſhall wilfully and knowingly falſely make Oath or Affirmation to any of the Matters herein-before directed to be verified on Oath or Affirmation, or ſuborn any other Perſon or Perſons ſo to do, every ſuch Perſon or Perſons ſo offending ſhall be ſubject and liable to the ſame Pains, Penalties, and Forfeitures as Perſons guilty of wilful and corrupt Perjury, or Subornation of Perjury, are by any Law or Laws now in force ſubject and liable to.

Creditors to be paid if no Wills proved.

XX. And be it further enacted, That if within the Space of Twelve Calendar Months from the Date of the ſaid Advertiſement, no Probate of the Will or Letters of Adminiſtration to the Effects of any ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, ſhall have been applied for by the next of Kin, Executor or Executors of ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, the Creditor or Creditors of ſuch deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, ſhall be entitled to receive the full Amount of the Debt due to him, her, or them, which ſhall have been allowed as aforeſaid, ſo far as the Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money, due for the Services of ſuch deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, in His Majeſty's Navy, will extend to ſatisfy the ſame; and thereupon the ſaid Inſpector or his Aſſiſtant ſhall grant to ſuch Creditor or Creditors, a Certificate ſigned by the ſaid Inſpector or his Aſſiſtant, in the Form ſet forth in the Schedule hereunto annexed, marked (A.) and the Deputy Paymaſter ſhall and he is hereby required to note on every ſuch Certificate the exact Amount of the Wages due for the Services of the deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, in every Ship or Veſſel of His Majeſty, in which he ſhall have ſerved; and on the granting of which Certificate, ſo much of the Wages due for the Services of ſuch deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, as ſhall be ſufficient to ſatisfy the Amount of the Sum admitted as aforeſaid to be due to ſuch Creditor or Creditors, ſhall be paid or remitted to ſuch Creditor or Creditors in the Manner herein, and by any other Law or Laws now in force, provided for the Payment and Remittance reſpectively of the like Wages to the Executors or Adminiſtrators of deceaſed Petty Officers and Seamen, Non-commiſſioned Officers of Marines, or Marines: Provided always, that if any

Prize Money or Bounty Money ſhall be due to ſuch deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, the ſame ſhall be payable to ſuch Creditor or Creditors only in the Manner hereinafter directed; that is to ſay, if the Wages, Pay, and other Allowances of Money due from His Majeſty, His Heirs or Succeſſors, to the deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, ſhall not be ſufficient to diſcharge the ſaid Debt ſo allowed as aforeſaid, the Deputy Paymaſter of the Navy ſhall certify the Amount of the Wages, Dead Clothes, and other Allowances actually paid to ſuch Creditor or Creditors, at the Foot of ſuch Certificate, and it ſhall not be lawful for the ſaid Creditor or Creditors to demand or receive from the Treaſurer of *Greenwich* Hoſpital, or any Agent or Agents of Prize, or his or their Attorney or Attornies, Deputy or Deputies, nor for the ſaid Agents or Agent, or his or their Attorney or Attornies, Deputy or Deputies, to pay to ſuch Creditor or Creditors, or any other Perſon or Perſons, for his, her, or their uſe, or on his, her, or their Account, any Prize Money or Bounty Money which may be due in reſpect of the Services of ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine; but the ſaid Prize Money and Bounty Money ſhall be paid over as in Caſes of unclaimed Prize Money, to the Treaſurer of *Greenwich* Hoſpital; and on the ſaid Creditor or Creditors, or his, her, or their Attorney or Attornies, producing ſuch Certificate as herein laſt before mentioned, to the ſaid Treaſurer of *Greenwich* Hoſpital, or his Deputy, the ſaid Creditor or Creditors ſhall be entitled to, and ſhall and may receive from ſuch Treaſurer of *Greenwich* Hoſpital, or his Deputy, ſo much of the Prize Money and Bounty Money due for the Services of ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine (if ſo much ſhall be due), as ſhall be ſufficient to diſcharge ſo much of their reſpective Demands as ſhall then remain unpaid; and the ſaid Deputy Paymaſter or Treaſurer of *Greenwich* Hoſpital, or his Deputy (as the Caſe may be), ſhall and they are hereby reſpectively authorized and required, on paying to ſuch Creditor or Creditors ſo much Money as ſhall be ſufficient to ſatisfy the full Amount of the Debt ſo allowed as aforeſaid, or ſuch Part thereof as ſhall remain due at the Time of ſuch Payment, to retain the Certificate of the Inſpector or his Aſſiſtant in that Behalf, as and for a Voucher or Document of Office: Provided always, that if there ſhall be more than One ſuch Creditor or Creditors, the Creditor or Creditors whoſe Claim ſhall have been firſt allowed, ſhall be firſt ſatisfied, and afterwards the Creditor or Creditors in Succeſſion, according to the Priority of the Allowance of their reſpective Claim or Claims, but ſo as not to deprive any ſuch Creditor or Creditors of any Priority which he, ſhe, or they may by Law have or be entitled to by reaſon of any Specialty, or on any other Account, provided Notice thereof in Writing ſhall have been given to the Treaſurer of the Navy, or the Treaſurer of *Greenwich* Hoſpital (as the Caſe may require), before actual Payment of the Demand of any other Creditor or Creditors, or any Part thereof.

Executors or Adminiſtrators dying before Receipt of Wages.

XXI. And be it further enacted, That whenſoever the Executor or Adminiſtrator of a deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, ſhall die, not having in his Life-time received from the Treaſurer or Paymaſter of His Majeſty's Navy, the Agent or Agents for Prizes, or from the Treaſurer of *Greenwich* Hoſpital, all or any Part of the Wages, Pay, Prize Money, Bounty Money, and other Allowances

Allowances of Money which ſhall have become due for or in reſpect of the Services of ſuch deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, in His Majeſty's Navy, it ſhall and may be lawful to and for the Inſpector of Seamens Wills for the Time being, or his Aſſiſtant, to inveſtigate the Right of any Perſon or Perſons making any Application to the Treaſurer or Paymaſter of the Navy in that Behalf, to repreſent according to Law the Perſon of ſuch deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine; and being ſatisfied of ſuch Right, to certify the Name and Place of Abode of ſuch Perſon ſo applying upon the Check or Certificate formerly iſſued by the Inſpector of Seamens Wills and Powers, to the Executors or Adminiſtrators of ſuch deceaſed Party, and that he, ſhe, or they, in his Judgment is or are the rightful Repreſentative or Repreſentatives of ſuch deceaſed Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, and entitled to receive whatever Wages, Pay, Prize Money, Bounty Money, and other Allowance of Money, may then remain due, or which thereafter may become due or payable in reſpect of ſuch Service as above mentioned; and thereupon, if the Wages, Pay, or other Allowances due from His Majeſty, His Heirs and Succeſſors, for the Services of ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, and the ſaid Prize Money and Bounty Money, remaining unpaid at the Time of the Deceaſe of ſuch Executor or Adminiſtrator, ſhall appear to the ſaid Inſpector or his Aſſiſtant, not to amount nor likely by future Payments to amount to more than the Sum of Twenty Pounds, then and in ſuch Caſe it ſhall and may be lawful to and for the ſaid Treaſurer and Paymaſter of the Navy, and alſo to and for ſuch Agent or Agents for Prizes, and alſo for the proper Officers of the Royal Hoſpital at *Greenwich*, to pay to ſuch Perſon or Perſons, or his, her, or their lawful Attorney or Attornies, all ſuch Wages, Pay, Prize Money, Bounty Money, and other Allowances of Money, ſo due or which may become payable as aforeſaid, without requiring ſuch Perſon or Perſons to take out freſh Letters of Adminiſtration to ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, any Law, Statute, or Uſage to the contrary thereof in anywiſe notwithſtanding; but if the ſaid Wages, Pay, Prize Money, Bounty Money, or other Allowance of Money, ſhall amount, or ſhall appear to the ſaid Inſpector of Seamen's Wills and Powers to be likely to amount to more than the Sum of Twenty Pounds, then and in either of ſuch Caſes, ſuch Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money, ſhall not be paid, except upon freſh Letters of Adminiſtration, to be obtained in the regular and accuſtomed Manner; any Thing herein-before contained to the contrary thereof in anywiſe notwithſtanding.

Payment by Deputy Paymaſter.

XXII. And be it further enacted, That the ſaid Deputy Paymaſter, upon receiving ſuch Check or Certificate as herein-before mentioned, addreſſed to him (as the Caſe may be) ſhall cauſe the Whole of the Wages due thereon to be calculated and aſcertained in the uſual Manner, in which Calculation, Conſideration ſhall be had to the Proctor's Charge (if any ſuch Charge ſhall have been incurred), which ſhall be abated and deducted from the ſaid Wages, and be immediately paid to the ſaid Proctor, or to ſome Perſon authorized to receive the ſame on his Behalf; and the Amount due on ſuch Check or Certificate (as the Caſe may be) being ſo aſcertained, and the Proctor's Charge, where there may be any, being ſo deducted,

ducted, the net Balance or that Part of the net Balance which may be due to the Adminiſtrator, Executor, Widow, next of Kin, or Perſon named as Executor, ſhall immediately be paid to him or them, if he or they ſhall be preſent; and the Check or Certificate upon which the ſame was ſo paid ſhall alſo be delivered to him or them, that it may remain in his and their Hands, and ſtand in place and in ſtead of Letters of Adminiſtration, or Probate of the Will, or Letters of Adminiſtration with Will annexed, as Authority to receive whatever other Sums may be due or become due to the Eſtate of ſuch Deceaſed.

Remittance.

XXIII. And be it further enacted, That in caſe the ſaid Executor or Adminiſtrator, Widow, next of Kin, or Creditor, or Perſon named as Executor, ſhall not be preſent, but be and reſide at a Diſtance, the ſaid Deputy Paymaſter or Treaſurer's Clerk ſhall make out, or cauſe to be made out a Remittance Bill or Bills for the net Balance, or that Part of the net Balance aſcertained as aforeſaid; which ſhall be in the following Form, or to the like Effect:

'No.

'Day of

'Sir,

£ s. d.

'PAY to *B. C.* of
'on his [her or their] producing and delivering the
'Duplicate hereof, the Sum of being on
'account of the Wages of *D. E.* belonging to His
'Majeſty's Ship the if the ſame be
'demanded within Six Calendar Months from the Date
'hereof, otherwiſe you are to return this Bill to the
'Treaſurer of the Navy at the Pay Office of the Navy,
'*London.*

'To { The Receiver General of the Land Tax, in the County of
The Collector of the Cuſtoms at the Port of
The Collector of the Exciſe at
The Clerk of the Cheque at }

'Signed [*F. G.*] Commiſſioner of the Navy.

'Atteſted [*H. I.*] Clerk to the Treaſurer of the Navy.

'By virtue of the Act Fifty-fifth *George* Third, ch.

'*N. B.*—The perſonating or falſely aſſuming the Name and Character of 'any Perſon entitled to receive the Wages of any Inferior Officer or Seaman, 'Non-commiſſioned Officer of Marines, or Marine, or procuring any other 'to do the ſame; or forging or uttering, knowing the ſame to be forged, any 'Letter of Attorney, Bill, Ticket, Certificate or Aſſignment, laſt Will, or 'other Power or Authority; or taking a falſe Oath to obtain Probate of a 'Will or Letters of Adminiſtration, in order to receive Wages due to ſuch 'Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, or 'demanding or receiving ſuch Wages due to ſuch Officer or Seaman, 'Non-commiſſioned Officer of Marines, or Marine, under Probate of Will, 'or Letters of Adminiſtration, knowing the Will to be forged, or the Probate 'or Adminiſtration to have been obtained by Means of a falſe Oath, is made 'Felony without Benefit of Clergy, by the Fifty-fifth of *George* the Third, 'chapter .

'The Officer to whom the aforegoing Bill is addreſſed, is directed by Act Fifty-'fifth *George* the Third, chapter to examine the Duplicate thereof when 'preſented, and enquire into the Truth, by the Oath of the Perſon preſenting 'the ſame; and being ſatisfied, he is to teſtify to that Purpoſe upon the Back of

'the Bill, and pay the Amount without Fee or Reward; but if he ſhall not be 'able to pay the Amount from not having public Money ſufficient in his 'Hands, he ſhall note the Cauſe of his refuſing Payment, and ſhall appoint 'another Day within One Month at fartheſt from that Time, and ſhall de- 'liver back the Bill ſo noted to the Perſon preſenting it; and if upon 'Complaint to the Commiſſioners of the Board of Revenue, on whoſe Officer 'ſuch Bill ſhall have been drawn, it ſhall appear that ſuch Officer hath un- 'neceſſarily delayed Payment, taken any Fee, or made any Deduction what- 'ſoever, he ſhall be fined in a Sum not exceeding Fifty Pounds.'

And which Bill ſhall be ſigned, atteſted, forwarded, and tranſmitted in the Manner directed in Caſes of Parties deſiring their Wages to be remitted at the Pay of a Ship, by the aforeſaid Act paſſed in the Thirty-firſt Year of the Reign of His late Majeſty; and which Remittance Bills ſhall be made payable to ſuch Perſons only as ſhall be expreſſed as Adminiſtrators, Executors, Widows, next of Kin, or Creditors in the Check or Certificate iſſued as before directed by the Inſpector, and all the Money payable by the Treaſurer of the Navy, upon ſuch Check of Adminiſtration, Probate of Will, Adminiſtration with Will annexed, or Certificate, being made into a Remittance Bill or Bills, the Treaſurer's Clerk ſhall examine the ſaid Check, and if it ſhall appear that there are no further Sums due by the ſaid Treaſurer of the Navy, but that the full Sum due by him upon ſuch Authority has been paid and ſatisfied, the ſaid Clerk ſhall encloſe the ſaid Check in the Letter or Cover which contains the Bill of Remittance, and forward it to the Adminiſtrators, Executors, Widows, next of Kin, or Creditors, that it may be and remain (as and with reſpect to any Adminiſtrators or Executors) in their Hands, and ſtand in the Place and Stead of the original Adminiſtration or Probate of the Will, as an Authority to receive whatever other Sums may be due or become due to the Eſtate of the Deceaſed.

In the Abſence of Commiſſioners of the Navy, Senior Officers of Dock Yards may ſign Remittance Bills.

XXIV. Provided always, and be it enacted, That in the Abſence of the Commiſſioner of the Navy comptrolling the Payment of Wages at any of the Out Ports, at the Time when any Remittance Bill made out under the Proviſions of this Act, or the ſaid Act paſſed in the Thirty-firſt Year of the Reign of His ſaid late Majeſty, or any other Act or Acts, it ſhall and may be lawful to and for the Senior Officer of His Majeſty's Dock Yard at ſuch Out Port to ſign ſuch Bill in the Room and Stead of ſuch abſent Commiſſioner, and whoſe Signature to every ſuch Bill ſhall, in that Caſe, render the ſame as valid and effectual as if the ſame had been ſigned by ſuch Commiſſioner, any Thing in this or the ſaid recited Act, or any other Act or Acts to the contrary in anywiſe notwithſtanding.

Duplicate.

XXV. And be it further enacted, That as ſoon as the Duplicate of any Remittance Bill or Bills, made out in Favour of, or granted, in the Manner herein-before directed in the different Events ſpecified, to any Adminiſtrator, Executor, Widow, next of Kin, or Creditor of any Petty Officer or Seaman, Non-commiſſioned Officer of Marines or Marine, ſhall be produced and delivered to any Receiver General of the Land Tax, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque, in the United Kingdom of *Great Britain* and *Ireland* reſpectively, within Six Calendar Months from the Date thereof, he is hereby required and enjoined to examine ſuch Duplicate, and enquire into the Truth thereof by the Oath of the Perſon producing the ſame (which Oath he is hereby

authorized and directed to adminiſter), and upon being duly ſatisfied, to teſtify the ſame on the Back of ſuch Bill, and immediately to pay to the Perſon or Perſons to whom ſuch Bill ſhall be made payable, and who ſhall be entitled to receive the ſame, without Fee or Reward, on any Pretence whatſoever, the Sum contained in ſuch Bill, taking his, her, or their Receipt for the ſame on the Back thereof; which Bill ſo paid, upon being produced and delivered, together with the Duplicate thereof, at the Navy Office, ſhall be immediately aſſigned for Payment by Three or more Commiſſioners of the Navy, and ſhall be immediately repaid, by the Treaſurer of the Navy, to ſuch Receiver General of the Land Tax, Collector of the Cuſtoms, Collector of the Exciſe, Clerk of the Cheque, or to the Order of any of them reſpectively, who ſhall have paid ſuch Bill; but in caſe the Duplicate of ſuch Bill ſhall not be produced and delivered, and the Payment thereof be demanded within Six Calendar Months from the Date thereof, then the ſaid Receiver General of the Land Tax, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque, ſhall return ſuch Bill to the Treaſurer of the Navy, who ſhall cauſe ſuch Bill to be immediately cancelled, and from and after the cancelling thereof, the Sum ſo contained in ſuch Bill ſhall accrue and become payable to ſuch Executor, Adminiſtrator, Widow, next of Kin, or Creditor of ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, for whoſe Wages or Pay it was made out, (or their lawful Repreſentatives, in caſe they ſhall be dead,) in the ſame Manner as if ſuch Bill had never been iſſued.

If Receiver General has no Money in Hand, he is to appoint a future Day for Payment.

XXVI. Provided always, and be it further enacted, That if any ſuch Receiver General of the Land Tax, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque, to whom the Duplicate of any of the Bills herein-before directed to be made out and addreſſed to him as aforeſaid, ſhall be tendered for Payment, ſhall not then have in his Hands public Money ſufficient to anſwer the ſame, and ſhall for that Reaſon refuſe or delay the immediate Payment thereof, ſuch Receiver General, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque, ſhall immediately indorſe on the Back of the ſaid Duplicate the Day of its being ſo tendered to him, and the Cauſe of his Refuſal or Delay to pay the ſame, and ſhall appoint thereon, for the Payment of ſuch Bill, ſome future Day, within the Space of One Month at the furtheſt, from the Day of its having been firſt tendered to him as aforeſaid, and ſuch Duplicate with the Indorſement thereon ſhall immediately be delivered back to the Perſon preſenting the ſame; and if upon Complaint, to be made to the reſpective Commiſſioners appointed by His Majeſty, His Heirs or Succeſſors, to manage the ſaid ſeveral Duties of the Land Tax, Cuſtoms or Exciſe, or to the Commiſſioners of the Navy, if the Perſon complained of be a Clerk of the Cheque, it ſhall appear that ſuch Receiver General, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque hath unneceſſarily and wilfully refuſed or delayed the Payment of ſuch Bill, or that ſuch Receiver General, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque, or any Perſons employed by or under any of them, hath directly or indirectly received or taken any Fee, Reward, Gratuity, Diſcount, or Deduction whatſoever, on account of the Payment of the ſaid Bill, it ſhall and may be lawful to and for any Three or more of the ſaid Commiſſioners to convict and fine any ſuch Offender under their reſpective Direction, in any Sum not exceeding Fifty Pounds,

Pounds, according to the Nature and Degree of the Offence; and ſuch Fine ſhall be adjudged, levied and recovered, in ſuch and the ſame Manner to all Intents and Purpoſes, as any Conviction may be made, and any Penalty or Fine may be levied and recovered for any Offence againſt any Law by which any Cuſtom or Exciſe is impoſed or laid; and the ſaid Fine, when recovered, ſhall be paid to the Informer or Informers againſt ſuch Offender or Offenders.

Bills to be allowed on Accounts.

XXVII. And be it further enacted, That all and every ſuch Bill or Bills, Duplicate and Duplicates reſpectively, herein-before directed to be made out and paid as aforeſaid, ſhall be deemed and taken as good and ſufficient Vouchers for the Treaſurer of the Navy, for ſo much Money as ſhall have been ſo directed to be paid upon all or any of ſuch Bill or Duplicate reſpectively, and as ſhall have been paid by him thereon, and ſhall be allowed as ſuch in paſſing his Accounts.

Renewal of Remittance Bills.

XXVIII. Provided always, and be it enacted, That when any Remittance Bill, made out under the Proviſions of this Act, or any Act or Acts of Parliament now in force, in favour of or granted to any Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, or to any other Perſon, for the Whole or any Part of the Wages or Pay due to any ſuch Inferior or Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, and which ſhall have been tranſmitted to the Receiver General of the Land Tax, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque, as reſpectively directed, ſhall be returned by ſuch Receiver General, Collector of the Cuſtoms, Collector of the Exciſe, or Clerk of the Cheque reſpectively, to the Treaſurer or Commiſſioners of the Navy, by his or their Direction, or the Direction of the Paymaſter of the Navy, for any Cauſe whatſoever, before the Expiration of Six Calendar Months from the Date thereof in *Great Britain*, and Nine Calendar Months from the Date thereof in *Ireland*, it ſhall and may be lawful to and for the ſaid Treaſurer or Commiſſioners to cauſe ſuch Bill to be immediately cancelled; and alſo, on its being certified on one Part of the original Bill by the ſaid Treaſurer, Commiſſioners, or Paymaſter, that reaſonable Cauſe had been aſſigned by the Party to whom ſuch Bill may be payable, for the cancelling of the ſaid Bill before the Expiration of Six Months from its Date in *Great Britain*, or Nine Months from its Date in *Ireland*, for the proper Officer or Officers to make out or cauſe to be made out another like Remittance Bill or Bills, for the Sum of Money contained in ſuch Bill ſo cancelled as aforeſaid; which new Remittance Bill ſhall be ſigned in Duplicate, atteſted, forwarded, and paid, in ſuch and the ſame Manner as is provided by this Act and the ſaid reſpective Acts, with reſpect to the original Bill or Bills hereby and thereby directed to be iſſued; and if ſuch new Bill or Bills ſhall not be paid within Six Calendar Months from the Date thereof in *Great Britain*, and Nine Months from the Date thereof in *Ireland*, the ſame ſhall be returned and cancelled, in like Manner as is by the ſame Acts alſo provided with reſpect to ſuch original Bill or Bills; and the Sum or Sums of Money ſo contained in ſuch new Bill or Bills ſhall then accrue and become payable to ſuch Inferior or Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, for whoſe Wages or Pay it was ſo made out, or to his lawful Attorney or Attornies, or his Repreſentatives, in caſe he ſhall be dead, or to other the Perſon or Perſons entitled thereto,

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in the same Manner as if such new Bill had never been issued; any Thing in this Act or in the said recited Acts to the contrary thereof in anywise notwithstanding.

Punishment for Petty Officers forging Certificates.

XXIX. And be it further enacted, That if any Petty Officer or Seaman, Non-commissioned Officer of Marines, or Marine, shall receive his Pay, or shall attempt to receive the same or any Part thereof, upon any Certificate purporting to be a Certificate of Servitude or a Certificate of Discharge, knowing the same to be forged or counterfeited; or if any such Petty Officer or Seaman, Non-commissioned Officer of Marines, or Marine, or any other Person, shall falsely make, forge, or counterfeit, or cause or procure to be falsely made, forged, or counterfeited, or shall willingly act or assist in the false making, forging, or counterfeiting of any such Certificate, every such Petty Officer or Seaman, Non-commissioned Officer of Marines, or Marine, or other Person, being thereof lawfully convicted, shall be punished as in Cases of wilful and corrupt Perjury.

Punishment for Persons falsely representing next of Kin.

XXX. And be it further enacted, That if any Person shall sign or subscribe any Petition or Application to the Treasurer or Paymaster of His Majesty's Navy for the Time being, falsely and wilfully representing herself or himself to be the Widow, or the nearest or one of the nearest of Kindred of any deceased Petty Officer or Seaman, Non-commissioned Officer of Marines, or Marine, who shall have belonged to or served on board any of His Majesty's Ships or Vessels, or utter or publish any such Petition or Application so signed or subscribed as aforesaid, containing such false and wilful Representation as aforesaid, in order to obtain a Certificate from the Inspector of Seamen's Wills and Powers to procure Letters of Administration to the Effects of any such Petty Officer or Seaman, Non-commissioned Officer of Marines, or Marine, or to procure Payment of any Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money under Twenty Pounds, for or in respect of Services on board any Ship or Vessel of His Majesty, His Heirs or Successors; or if any Person or Persons shall demand or receive any Wages, Pay, Prize Money, Bounty Money, or other Allowance of Money due or supposed to be due for or in respect of the Services of any such Petty Officer or Seaman, Non-commissioned Officer of Marines, or Marine, upon or by virtue of any Certificate from the said Inspector of Seamen's Wills, knowing such Certificate to have been obtained by false Representations or Pretences, every such Person shall, on being convicted of any such Offence in due Form of Law, be transported beyond the Seas for the Term of Seven Years, in like Manner as Persons convicted of Felony are directed to be transported by the Laws and Statutes of this Realm.

Punishment for forging Names of Ministers, &c.

XXXI. And be it further enacted, That if any Person shall falsely make, forge, or counterfeit, or cause or procure to be falsely made, forged, or counterfeited, or willingly act and assist in the false making, forging, or counterfeiting the Signature of any Minister or Householder of any Parish, to any Certificate annexed or subjoined to or contained in any Check or Petition for a Certificate, as required, described, and mentioned in this Act, to enable any Person or Persons to obtain Probate of any Will or Letters of Administration to any such Petty Officer or Seaman, Non-commissioned Officer of Marines, or Marine; or shall utter or publish as true, any such Certificate annexed or subjoined to or contained in

in any ſuch Check or Petition, with any falſe, forged, or counterfeited Signature of any ſuch Miniſter, or Houſeholder of any Pariſh ſubſcribed thereto, knowing the ſame Signature to be falſe, forged or counterfeited, with Intention to defraud any Perſon or Perſons, Body or Bodies Politic or Corporate whatſoever, then every ſuch Perſon ſo offending, and being thereof convicted by due Courſe of Law, ſhall be deemed guilty of Felony and ſhall be tranſported as a Felon for the Term of his or her natural Life, or for the Term of Fourteen Years, or Seven Years, as the Court before which ſuch Offender or Offenders ſhall be tried, ſhall adjudge.

Puniſhment for perſonating Petty Officers, &c.

XXXII. And be it further enacted, That if any Perſon or Perſons ſhall willingly or knowingly perſonate or falſely aſſume, or cauſe or procure any other Perſon to perſonate or falſely aſſume the Name or Character of any Commiſſion, Warrant or Petty Officer, or Seaman, or any Commiſſioned or Non-commiſſioned Officer of Marines, or Marine, or any other Perſon entitled or ſuppoſed to be entitled to any Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money, for or in reſpect of Services performed, or ſuppoſed to have been performed on board of any Ship or Veſſel of His Majeſty, His Heirs or Succeſſors, or the Wife, Widow, Executor or Adminiſtrator, Relation, or Creditor, of any ſuch Officer, Seaman, or other Perſon as aforeſaid, in order to receive any Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money, due or ſuppoſed to be due, for or in reſpect of the Services of any ſuch Officer, Seaman, Marine, or other Perſon as aforeſaid, performed, or ſuppoſed to have been performed on board of any Ship or Veſſel of His Majeſty, His Heirs or Succeſſors, or ſhall falſely make, forge, counterfeit or alter, or cauſe or procure to be falſely made, forged, counterfeited or altered, or willingly act or aſſiſt in the falſe making, forging, counterfeiting or altering any Letter of Attorney, Bill, Ticket, Certificate, purporting to be a Certificate from the Inſpector of Seamen's Wills and Powers, or his Aſſiſtant, Aſſignment, laſt Will, or other Power or Authority whatſoever, in order to receive or to enable any other Perſon to receive any Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money, due or ſuppoſed to be due, for or in reſpect of the Services of any ſuch Officer, Seaman, Marine, or other Perſon as aforeſaid, performed, or ſuppoſed to have been performed on board of any Ship or Veſſel of His Majeſty, His Heirs or Succeſſors, with Intention to defraud any Perſon or Perſons, Body or Bodies Politic or Corporate whatſoever, or ſhall utter or publiſh as true, any falſe, forged, counterfeited or altered Letter of Attorney, Bill, Ticket, Certificate, purporting to be a Certificate from the Inſpector of Seamen's Wills and Powers, or his Aſſiſtant, Aſſignment, laſt Will, or other Power or Authority whatſoever, in order to receive any Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money, due or ſuppoſed to be due, for or in reſpect of the Services of any ſuch Officer, Seaman, Marine, or other Perſon as aforeſaid, performed or ſuppoſed to have been performed on board of any Ship or Veſſel of His Majeſty, His Heirs or Succeſſors, with Intention to defraud any Perſon or Perſons, Body or Bodies Politic or Corporate whatſoever, knowing the ſame to be falſe, forged, counterfeited or altered, or ſhall willingly and knowingly take a falſe Oath, or cauſe or procure any other Perſon to take a falſe Oath, to obtain the Probate of any Will or Wills, or to obtain Letters of Adminiſtration, in order to receive or to enable any other Perſon to receive any Wages, Pay, Prize Money, Bounty

Money or other Allowances of Money, due or ſuppoſed to be due, for or in reſpect of the Services of any ſuch Officer, Seaman, Marine, or other Perſon as aforeſaid, performed or ſuppoſed to have been performed on board of any Ship or Veſſel of His Majeſty, His Heirs or Succeſſors, or ſhall demand or receive any Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money due or ſuppoſed to be due, for, or in reſpect of the Services of any ſuch Officer, Seaman, Marine, or other Perſon as aforeſaid, performed or ſuppoſed to have been performed on board any of His Majeſty's Ships or Veſſels, upon or by virtue of any Probate of any Will or Letters of Adminiſtration, knowing the Will on which ſuch Probate ſhall have been obtained, to be falſe, forged, and counterfeited; or knowing the Probate of ſuch Will or ſuch Letters of Adminiſtration as laſt aforeſaid, to have been obtained by Means of any ſuch falſe Oath as aforeſaid, with Intention to defraud any Perſon or Perſons, Body or Bodies Politic or Corporate whatſoever; then every ſuch Perſon or Perſons ſo offending, and being thereof convicted according to due Courſe of Law, ſhall be deemed guilty of Felony, and ſhall ſuffer Death as a Felon without Benefit of Clergy.

Who ſhall be deemed Petty Officers, &c.

XXXIII. And whereas Doubts have ariſen as to the Perſons who come within the Deſcription of Petty Officers and others in His Majeſty's Navy, and Non-commiſſioned Officers of Marines, within the Proviſions of the ſeveral Acts herein-before recited; be it therefore enacted, That for the Purpoſes of this Act all and every Part of the Complement of every Ship or Veſſel in His Majeſty's Navy, ſhall be and are hereby declared to be Petty or Inferior Officers, Seamen, Non-commiſſioned Officers of Marines, or Marines, excepting ſuch as appear by the Books of ſuch Ships, to be Admirals or Flag Officers, Captains, Lieutenants, Maſters, Second Maſters and Pilots, Phyſicians, Surgeons, Aſſiſtant Surgeons, Chaplains, Secretaries to Flag Officers and their Clerks, Purſers, Boatſwains, Gunners, Carpenters and Commiſſioned Officers of Marines.

Penalties of former Acts to be ſued for by Treaſurer.

XXXIV. And whereas by the ſaid recited Act paſſed in the Forty-ninth Year of the Reign of His preſent Majeſty, and by another Act paſſed in the ſaid Forty-ninth Year of His preſent Majeſty, intituled *An Act to explain and amend an Act made in the Forty fifth Year of His preſent Majeſty, for the Encouragement of Seamen, and for the better and more effectually manning His Majeſty's Navy during the preſent War*, and for other Purpoſes; and alſo by the ſaid recited Act paſſed in the Fifty-fourth Year of the Reign of His preſent Majeſty; it is enacted, That the ſeveral Penalties and Forfeitures thereby reſpectively inflicted upon Perſons, for Offences committed or Acts done contrary to the Proviſions of the ſaid Acts of Parliament, ſhall be ſued for in the Name of the Commiſſioners and Governors of the ſaid Royal Hoſpital at *Greenwich*, or in the Names of the Commiſſioners of the Royal Hoſpital at *Chelſea*, as the Caſe may require: And whereas it is expedient, that the Treaſurer of His Majeſty's Navy for the Time being ſhould have Power to ſue for ſuch of the ſaid Penalties as are by the ſaid ſeveral Acts reſpectively made applicable to the Uſe of the Commiſſioners and Governors of the ſaid Royal Hoſpital at *Greenwich*, or ſuable for in their Names; be it therefore enacted, That all and every the Penalties and Forfeitures incurred or to be incurred by any Perſon or Perſons for Offences committed or Acts done by him, her, or them, contrary to the ſaid Three laſt mentioned Acts of Parliament, or either of them, or againſt this Act,

ſo

ſo far as the ſame relate to the Naval Service, and the Penalties and Forfeitures of which Acts are applicable to the Uſe of the Commiſſioners and Governors of the ſaid Royal Hoſpital at *Greenwich*, ſhall and may be ſued for by the Treaſurer of His Majeſty's Navy for the Time being, in his own Name, or in the Name of any other Perſon by his Authority; any Thing in the ſaid recited Acts or in this Act to the contrary thereof in anywiſe notwithſtanding.

Penalty to be applied to the Uſe of the Commiſſioners of Greenwich Hoſpital.

XXXV. Provided always, and be it enacted, That all and every ſuch Penalties and Forfeitures ſo ſued for by the ſaid Treaſurer, or by his Authority, ſhall, when recovered, go and be applied to the Uſe of the Commiſſioners and Governors of the ſaid Royal Hoſpital at *Greenwich*.

Extending Proviſions of former Acts to Ireland.

XXXVI. And whereas by the ſaid recited Act paſſed in the Fifty-fourth Year of the Reign of His preſent Majeſty, certain Proviſions are made to prevent Abuſes with reſpect to any Orders that may be drawn upon the Agents to the Captors of any Prize, or the proper Officers of *Greenwich* Hoſpital, for any Share of Prize or Bounty Money, and it is expedient to extend the ſame to Perſons reſident in *Ireland*, and in the Iſlands of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, and *Man*; be it enacted, That if the Perſon making ſuch Order, as in the Schedule to the ſaid Act marked (B.) is expreſſed, ſhall be reſident in any Place in *Ireland* where no Deputy to the Treaſurer of *Greenwich* Hoſpital reſides, then the Certificate to be thereto ſubjoined, containing ſuch Particulars as in the ſaid Schedule is alſo expreſſed, ſhall be ſigned by the Miniſter and one of the Churchwardens; and if reſident in either of the Iſlands of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, or *Man*, then by the Miniſter of the Pariſh or Place in which ſuch Perſon ſhall reſide at the Time of making ſuch Order; and that every ſuch Order and Certificate, when ſo reſpectively made, ſigned, and atteſted as aforeſaid, ſhall be valid and effectual to all Intents and Purpoſes, as if the ſame had been reſpectively made, ſigned, and atteſted, according to the Directions of the ſaid recited Act; any Thing in the ſame Act to the contrary thereof in anywiſe notwithſtanding.

Aſſignments, &c. not valid unleſs they expreſs the Conſideration Money.

XXXVII. And be it further enacted, That no Aſſignment, Bargain, Sale, Order, or Contract, which ſhall be made or given by any Warrant Officer, for or in reſpect of any Prize or other Money in the Hands of Prize Agents, or paid into *Greenwich Hoſpital*, ſhall be valid, unleſs ſuch Aſſignment ſhall truly expreſs the Conſideration Money actually paid by the Perſon or Perſons in whoſe Favour ſuch Aſſignment, Bargain, Sale, Order, or Contract is made to the Perſon making and executing the ſame, and upon every ſuch Aſſignment, Bargain, Sale, Order, or Contract, the Agent or Agents for Prize and the Treaſurer of *Greenwich Hoſpital* reſpectively, ſhall only pay to the Perſon or Perſons claiming under or by virtue thereof ſo much Money as ſhall appear to have been advanced and paid as ſuch Conſideration Money as aforeſaid.

Proviſions of 54 G. 3. c. 93. as to Diſtribution of Prizes extended to Seizures under Revenue Laws, &c.

XXXVIII. And be it further enacted, That all the Proviſions, Rules, Regulations, Forfeitures, and Penalties, reſpecting the Diſtribution of Prize Money, and the accounting for and paying over the Proceeds of Prize in the ſaid Act paſſed in the Fifty-fourth Year of the Reign of His preſent Majeſty contained, ſhall be extended to all Seizures under the Revenue Laws, all Grants of His Majeſty, all Bounties granted by Act of Parliament, and all other Monies whatever, coming to and being in the Hands of the

Prize Agents of the Officers and Crews of any of His Majeſty's Ships of War for their Uſe and Benefit, by reaſon of the Service of ſuch Officers and Crews in any of His Majeſty's Ships or Veſſels of War, or other Ships or Veſſels hired for or in the Service of His Majeſty.

Agents not to act after Expiration or Revocation of their Licences.

XXXIX. And be it further enacted, That from and after the paſſing of this Act, no Agent or other Perſon licenſed by the Treaſurer of His Majeſty's Navy, purſuant to the Directions of the Act ſecondly herein-before mentioned to have been paſſed in the Forty-ninth Year of the Reign of His preſent Majeſty, ſhall, after his Licence hath expired or been revoked, be entitled to receive Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money belonging to any Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, by virtue of any Power of Attorney, or any Order or Orders given to or received by him during the Time in which his Licence was in force, but that ſuch Powers of Attorney and Orders ſhall be null, void, and of no Effect; and any Agent or Agents who ſhall, after the Expiration or Revocation of his Licence, receive or demand any ſuch Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money as aforeſaid, unleſs the ſaid Treaſurer ſhall have renewed ſuch Licence, ſhall be guilty of a Miſdemeanor, and being thereof lawfully convicted, ſhall be puniſhed as in Caſes of Miſdemeanor, by Fine and Impriſonment, or both, at the Diſcretion of the Court before which any ſuch Perſon ſhall be convicted.

Agents not to produce Orders for Payment of Prize Money prepared within Six Miles of Place of Payment.

XL. And whereas by the ſaid recited Act paſſed in the Fifty-fourth Year of the Reign of His preſent Majeſty, Agents for Prize are prohibited from paying any Prize Money or Bounty Money to any Perſon upon any Order made within the Diſtance of Five Miles of the Place where ſuch Prize Money or Bounty Money ſhall be payable (ſuch Prize Money or Bounty Money being in Courſe of Diſtribution at the Time of making ſuch Order) under the Penalty therein mentioned; be it further enacted, That if any Agent licenſed by the Treaſurer of His Majeſty's Navy for the Time being, purſuant to the ſaid ſecondly recited Act paſſed in the Forty-ninth Year of the Reign of His ſaid Majeſty, ſhall inſert or cauſe to be inſerted in any Order for Payment of Prize Money or Bounty Money due or payable for or in reſpect of the Services of any Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, in His Majeſty's Navy, the Name or Names of any captured Ship, Veſſel, Fortreſs, or Place, the Proceeds of which, or the Bounty Money payable in reſpect whereof, ſhall be then in Courſe of Diſtribution or Payment within Six Miles of the Place where ſuch Name or Names ſhall be ſo inſerted, and where ſuch Order ſhall be intended to be atteſted under the Proviſions of the ſaid laſt mentioned Act, or ſhall tender any ſuch Order with the Name or Names of any ſuch captured Ship, Veſſel, Fortreſs, or Place inſerted therein, to any Agent for Prize, or to the Treaſurer or Clerk of the Cheque of *Greenwich Hoſpital*, for the Purpoſe of demanding or receiving Payment of any Prize Money or Bounty Money for or in reſpect of ſuch captured Ship, Veſſel, Fortreſs, or Place, ſuch Prize Money or Bounty Money being then in Courſe of Diſtribution or Payment within Six Miles of the Place where ſuch Order ſhall have been made or drawn and atteſted, every ſuch Perſon ſo offending ſhall forfeit and pay the Sum of Fifty Pounds, to be recovered with full Coſts of Suit, by Action of Debt, Bill, Plaint, or Information, in any of His Majeſty's Courts of Record

Record at *Weſtminſter*, wherein no Eſſoign, Protection, Wager of Law, or more than One Imparlance ſhall be allowed; One Moiety of which Forfeiture ſhall go to the Uſe of the ſaid Royal Hoſpital at *Greenwich*, and the other Moiety to him or them who will ſue for the ſame.

Franking Privilege of Treaſurer and Paymaſter, as by 26 G. 3. c. 63.

XLI. And be it further enacted, That all Letters and Packets addreſſed to or ſent by the ſaid Treaſurer or Paymaſter of the Navy for the Time being, ſhall be ſent and received free from the Duty of Poſtage, in the ſame Manner and under the ſame Reſtrictions as the Clerk Aſſiſtant and Chief Clerk without Doors of the Houſe of Commons of the United Kingdom of *Great Britain* and *Ireland* now ſend and receive the ſame.

Franking Privilege of Inſpector, as by 49 G. 3. c. 108, &c. including Aſſiſtant Inſpector.

XLII. And be it further enacted, That all Letters and Packets addreſſed to and ſent from the Inſpector of Seamen's Wills and Letters of Attorney for the Time being, or his Aſſiſtant, upon any Buſineſs or Affairs of or relating to the ſaid Office of Inſpector, ſhall be free from the Duty of Poſtage; and all Letters and Packets being upon any Buſineſs or Affairs relating to the ſaid Office of Inſpector of Seamen's Wills, that ſhall be forwarded by the ſaid Inſpector or his Aſſiſtant for the Time being, ſhall be under Cover, with the Words 'Purſuant to Act of Parliament, '55 Geo. III.' printed upon the ſame, and the ſaid Inſpector or his Aſſiſtant ſhall write his Name under the ſame.

Penalties on Inſpectors of Seamen's Wills, as by ſame Act.

XLIII. And be it further enacted, That if any Inſpector or Aſſiſtant Inſpector of Seamen's Wills, or any other Perſon, ſhall ſend or convey under any of the Covers aforeſaid, any Writing, Paper, or Parcel, other than thoſe relating to the Buſineſs or Affairs of the ſaid Office of Inſpector of Seamen's Wills, the Perſon ſo offending ſhall for every ſuch Offence forfeit and pay the Sum of One hundred Pounds.

Bargains for Seamen's Pay void.

XLIV. And be it further enacted, That all Bargains, Sales, Bills of Sale, Contracts, Agreements, and Aſſignments whatſoever, of, for, or concerning any Wages, Pay, Prize Money, Bounty Money, or other Allowances of Money of any Kind, due or to grow due to any Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, for or in reſpect of Services on board any of His Majeſty's Ships, made or entered into, or hereafter to be made or entered into, ſhall be and are hereby declared to be void and of none Effect, to all Intents and Purpoſes whatſoever; and the Treaſurer of the Navy for the Time being, the Treaſurer of the Royal Hoſpital at *Greenwich* for the Time being, and all and every Agent or Agents for Prizes is and are hereby authorized, directed, and required to pay or cauſe to be paid to all ſuch Petty Officers and Seamen, Non-commiſſioned Officers of Marines, or Marines, as ſhall appear in Perſon at the Pay Table, or in their Abſence to the lawful Attornies empowered by them, in ſuch Manner as is herein-before directed, or to the Executors or Adminiſtrators of ſuch Petty Officers and Seamen, Non-commiſſioned Officers of Marines, and Marines, to their reſpective Attorney or Attornies, duly authorized in ſuch Manner as is herein-before directed, the reſpective Wages, Pay, Prize Money, Bounty Money, or Allowances of Money of any Kind due to them, without regard to any Bargain, Sale, Bill of Sale, Contract, Agreement, or Aſſignment whatſoever, made or to be made, of, for, or concerning any ſuch Wages, Pay, Prize Money, Bounty Money,

or Allowances of Money of any Kind; any Law, Statute, Cuſtom, or Uſage to the contrary thereof in anywiſe notwithſtanding.

Captains to deliver to diſcharged Seamen Certificates.

XLV. And be it further enacted, That when and ſo often as any Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, ſhall be diſcharged for any Cauſe, from any Ship or Veſſel in the Service of His Majeſty, His Heirs or Succeſſors, the Captain or Commanding Officer of ſuch Ship or Veſſel ſhall make or cauſe to be made out a Certificate, in the Manner and Form following, or to the like Effect;

'No.

'THESE are to certify, That *A. B.* has ſerved as on board of His Majeſty's Ship under my Command, from the Day of to the Day of Dated the Day of *A. B.* is Feet Inches high, is of a Complexion, and aged Years.'

Which he ſhall ſign with his Name, and deliver, or cauſe to be delivered to ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, at the Time of his being diſcharged; and no Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, ſhall be entitled to receive his Wages, Pay, or other Allowances, for Services on board any Ship or Veſſel in the Service of His Majeſty, His Heirs or Succeſſors, unleſs at the Time of paying ſuch Wages, Pay, or Allowances, he ſhall be identified by One or more of the Commiſſion or Warrant Officers who belonged to the Ship or Veſſel at the Time or during ſome Part of the Time for which he may ſo claim the Payment for ſuch Services, or unleſs he ſhall produce a Certificate as above deſcribed, and directed to be delivered to him as aforeſaid; and no Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, who ſhall be diſcharged from any Ship or Veſſel in the Service of His Majeſty, into any other Ship or Veſſel in ſuch Service, ſhall be entitled to receive his Wages, Pay, or Allowances of any Kind, for his Service on board of the Ship to which he ſhall have laſt belonged, unleſs he ſhall enter and be muſtered Three Times in the Ship or Veſſel into which he ſhall be ſo diſcharged, or ſhall appear upon the Books of the Ship or Veſſel into which he ſhall next go, to be regularly diſcharged therefrom; or if ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, ſhall be taken by the Enemy, unleſs he ſhall voluntarily return and enter on board ſome Ship or Veſſel, in the Service of His Majeſty, His Heirs or Succeſſors, in a reaſonable Time after he ſhall be releaſed from Priſon; or if the Ship or Veſſel in which ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, laſt ſerved, ſhall have been loſt or deſtroyed, and the Crew, or any Part of the Crew, ſhall have been ſaved, unleſs he ſhall enter again in a reaſonable Time on board ſome Ship or Veſſel in ſuch Service; or if ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, ſhall be diſcharged from the Ship or Veſſel to which he belonged, to any of His Majeſty's Hoſpitals, unleſs he ſhall enter the Ship or Veſſel to which he ſhall be diſcharged from ſuch Hoſpital, or be diſcharged out of the Service, or unleſs in any of the above ſpecified Events, reaſonable Cauſe ſhall be ſhewn and allowed by the Commiſſioner of the Navy, comptrolling ſuch

Payment, and the Clerk of the Treaſurer of the Navy making the ſame, for not producing ſuch Certificate, or for Non-compliance with any Thing herein directed.

Orders executed by Seamen not above 10l.

XLVI. Provided alſo, and be it further enacted, That when any Sum not exceeding the Sum of Ten Pounds ſhall be due and payable by the Rules of the Navy, to any Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, in reſpect of his Services in the Navy, it ſhall and may be lawful for ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, to give an Order in Writing for Payment of the ſame upon the Treaſurer of the Navy, which Order ſhall be revocable, as in the Caſe of Powers of Attorney, and ſhall be payable to the Perſon in ſuch Order named, or to his Order; and the ſame ſhall be atteſted by the Captain or Commander, or any other of the ſigning Officers or a Lieutenant of the Ship on board of which ſuch Services were performed, accompanied with a Certificate from One of the ſigning Officers or Lieutenants of ſuch Ship, certifying the Particulars of the Services of the Drawer of ſuch Order; and the ſaid Order and Certificate ſhall be laid before the ſaid Inſpector, who ſhall examine the ſame, and if he ſees no Cauſe to ſuſpect the Authenticity thereof, he ſhall ſtamp and paſs the ſame for Payment; but if he ſhall ſee Cauſe to ſuſpect the Authenticity of ſuch Order, he ſhall report the ſame to the Treaſurer or Paymaſter of the Navy, and ſhall enter his Caveat againſt the ſame, which ſhall prevent any Money from being had and received thereon, until the ſame ſhall be authenticated to the Satisfaction of the ſaid Treaſurer or Paymaſter; but if any ſuch Sum not exceeding Ten Pounds ſhall be due and payable to any Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, who ſhall have been diſcharged from His Majeſty's Service, then and in ſuch Caſe, the Order for Payment thereof ſhall be atteſted in ſuch and the like Manner as is herein-before directed with reſpect to the Atteſtation of Letters of Attorney, made by ſuch Perſons after their Diſcharge from His Majeſty's Service; and ſuch laſt-mentioned Orders ſhall be accompanied by the like Certificates of Service, and be ſubject to ſuch and the like Examination by the Inſpector of Seamen's Wills and Powers, and ſuch Caveat againſt any Payment to be made under the Authority thereof, as is above directed with regard to Orders made by Perſons in His Majeſty's Service: Provided always, that if the Party making ſuch laſt-mentioned Order ſhall have been diſcharged from His Majeſty's Service, at his own Requeſt, or for any other Cauſe or Reaſon than being unſerviceable, he ſhall not be entitled to immediate Payment on ſuch Order, but ſhall wait for the Payment of the ſame, according to the Rules of the Navy, until the Ship from whence he ſhall have been diſcharged ſhall come in courſe of Payment.

Run Men not to receive Wages until R. taken off.

XLVII. And be it further enacted, That no Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, who ſhall be marked on the Books of any Ship or Veſſel in the Service of His Majeſty, His Heirs or Succeſſors, as having run therefrom, ſhall receive his Wages, Pay, Prize Money, or other Allowance of Money for ſuch Ship or Veſſel, or for any other Ship or Veſſel in His Majeſty's Service in which he may have ſerved, unleſs ſuch Mark ſhall be taken off by Order of the Commiſſioners for executing the Office of Lord High Admiral of *Great Britain*, or by Order of the Commiſſioners of His Majeſty's Navy.

XLVIII. And

Ships Twelve Months in Pay to be paid.

XLVIII. And be it further enacted, That when and ſo often as any Ship or Veſſel having been Twelve or more Calendar Months in Sea Pay, ſhall be or arrive in any Port of *Great Britain*, where any Commiſſioner of the Navy ſhall be or reſide, and Money ſhall have been iſſued for Payment of the Wages due upon the Books of ſuch Ship or Veſſel, ſufficient Time ſhall be allowed for ſending to the Navy Office, preparing and examining the Books of the ſaid Ship or Veſſel, and the Wages due to the Officers or Seamen, Non-commiſſioned Officers of Marines, or Marines, of or belonging to ſuch Ship or Veſſel, for the Time during which the ſaid Books ſhall have been examining and preparing, which ſhall be done without Delay, ſhall be reſerved and kept in arrear, over and above the Six Months ordered to be left unpaid by the ſaid Act made in the Thirty-firſt Year of the Reign of His late Majeſty King *George* the Second; any Thing therein contained to the contrary notwithſtanding.

Months to be reckoned by Calendar Months.

XLIX. And be it further enacted, That all Months mentioned in this and preceding Acts of Parliament relating to the Navy ſhall be counted and reckoned Calendar Months, excepting only in the Computation of Pay, Wages, and other Allowances, which ſhall be computed and caſt by reckoning Twenty-eight Days to the Month, according to the uſual Practice of the Navy.

Lieutenants to ſign Names in Muſter Books.

L. And for the Purpoſe of more effectually preventing Frauds and Forgeries in the Execution and atteſting of Letters of Attorney, Wills, Orders, or Certificates, made by or in favour of Petty Officers, Seamen, Non-commiſſioned Officers of Marines, or Marines; be it enacted, That every Lieutenant on board His Majeſty's Ships ſhall, upon a Page of every Muſter Book of ſuch Ship, ſign his Name, for the Purpoſe only that the Inſpector of Seamen's Wills, or ſuch Perſons as ſhall be deputed by him, may have the Opportunity of comparing the ſame with the Name of any ſuch Lieutenant atteſting the Will, Letter of Attorney, Certificate or Order, executed by or in favour of any Petty Officer, Seaman, Non-commiſſioned Officer of Marines, or Marine.

Tranſmitting Muſters.

LI. And be it further enacted, That when and as often as any Captain or Commander of any Ship or Veſſel belonging to His Majeſty ſhall ſail from any Foreign Station at a Time when no Opportunity ſhall offer of tranſmitting to the Navy Board the Muſter Books, Tickets, and Liſts, by any Acts of Parliament directed to be made out and tranſmitted, then and in every ſuch Caſe ſuch Captain or Commander ſhall leave ſuch Muſter Books, Tickets, and Liſts, with the Naval Officer (if any ſuch Officer ſhall be and reſide at ſuch Place) or if there ſhall be no Naval Officer at ſuch Place, then and in that Caſe, with ſome reſpectable Merchant or other Perſon, with proper Directions to forward the ſame to the Principal Officers and Commiſſioners of His Majeſty's Navy, by the firſt ſafe Opportunity thereafter; and that ſuch Naval Officer, reſpectable Merchant, or other Perſon ſhall give a Receipt for the Muſter Books, Tickets, and Liſts ſo left, and which Receipt ſhall be forwarded by the Captain or Commander to the Commiſſioners of His Majeſty's Navy, at the Time of paſſing his Accounts.

Delivering Muſters.

LII. And be it further enacted, That if any Captain or Commander ſhall be removed from any Ship or Veſſel in His Majeſty's Service, he ſhall forward

ward to the Commiſſioners of His Majeſty's Navy a perfect Muſter Book, for the Time between the ending of the laſt Two Monthly Muſter Books, and the Date of his quitting the Command, and he ſhall deliver or cauſe to be delivered over to his Succeſſor One complete Muſter Book, ſigned by himſelf and the proper Officers, made up to the Time of ſuch Removal, and for which he ſhall receive a Receipt from his ſaid Succeſſor; and the Principal Officers and Commiſſioners of His Majeſty's Navy are hereby ſtrictly directed and required not to grant to any ſuch Captain or Commander the general Certificate, to entitle him to his Wages or Pay for ſuch Ship or Veſſel, unleſs ſuch Receipt ſhall be produced to them, or unleſs thereto required by particular Order from the Lord High Admiral of *Great Britain*, or from the Commiſſioners for executing the Office of Lord High Admiral of *Great Britain*, or any Three or more of ſuch Commiſſioners in Caſes of Neceſſity, and on its being made appear to their Satisfaction, that the Directions herein-before given in this Behalf have been complied with, as far as the Nature of the Service will admit.

Enabling diſcharged Seamen to receive Wages at Ports where there is no Commiſſioner.

LIII. And whereas by an Act paſſed in the Thirty-ſecond Year of the Reign of His preſent Majeſty, intituled *An Act for explaining and amending an Act paſſed in the Thirty-firſt Year of the Reign of His late Majeſty King* George *the Second, intituled* '*An Act for the Encouragement of Seamen employed in the Royal Navy, and for eſtabliſhing a regular Method for the punctual, frequent, and certain Payment of their Wages, and for enabling them more eaſily and readily to remit the ſame for the Support of their Wives and Families, and for preventing Frauds and Abuſes attending ſuch Payments; and for further extending the Benefits thereof to Petty Officers and Seamen, Non-commiſſioned Officers of Marines, and Marines, ſerving or who may have ſerved on board any of His Majeſty's Ships,*' Proviſion was made, among other Things, for the Payment of Wages due to Petty Officers and Seamen, Non-commiſſioned Officers of Marines, and Marines, who ſhould be duly diſcharged as diſabled or unſerviceable: And whereas it is expedient to give further Facility to the Attainment of that Object, in Caſes not provided for in the ſaid Act, in Ports and Places where there ſhall be no reſident Commiſſioner of the Navy; be it therefore enacted, That it ſhall and may be lawful to and for any Naval Storekeeper or Naval Officer, at any of the Ports or Places within the United Kingdom, where there ſhall be no reſident Commiſſioner of His Majeſty's Navy, to receive from any Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, who ſhall have been duly diſcharged or diſabled or unſerviceable, or in any other way duly diſcharged, and who ſhall be deſirous to receive Payment of any Ticket or Certificate which ſhall have been made out on his Account, as by the ſaid recited Act is directed; and alſo to require a Certificate from the Maſter of the Packet or Veſſel in which ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, ſhall have come Home, or from ſome reſpectable Inhabitant of ſuch Place, to the Purport and Effect reſpectively as required by the ſaid recited Act; and thereupon ſuch Naval Storekeeper or Naval Officer, being ſatisfied in every Reſpect with regard to the Identity of any ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, as in the ſaid Act is mentioned, ſhall in ſuch Caſe grant an Acknowledgment or Receipt to him for ſuch Ticket and Certificate as he ſhall ſo receive, and immediately tranſmit the ſame, together with the Certificate of the Maſter of

the Packet or Veſſel, or of the Inhabitant of ſuch Place (as the Caſe may be) with the Addreſs of the Party, to the Commiſſioners of His Majeſty's Navy, who, on Receipt thereof, ſhall direct the Day on which they ſhall receive the ſame to be indorſed thereon, and ſhall immediately cauſe ſuch Ticket and Certificate to be examined by the Muſter Books, if received, and thereupon return ſuch Ticket and Certificate to the ſaid Naval Storekeeper or Naval Officer, with an Order to him ſubjoined thereto, or indorſed thereon, to pay to the Petty Officer, or Seaman, Non-commiſſioned Officer of Marines, or Marine, therein named, the net Balance due upon ſuch Ticket and Certificate, or upon the Ship's Books for which ſuch Ticket or Tickets ſhall have been made out, in caſe the Ship or Ships ſhall have been paid for the Time; and which Amount the ſaid Naval Storekeeper or Naval Officer ſhall pay to ſuch Petty Officer or Seaman, Non-commiſſioned Officer of Marines, or Marine, only taking his Receipt thereon, duly atteſted, and ſhall charge the ſame in his Account with the ſaid Commiſſioners; and the ſaid Commiſſioners, being ſatisfied that ſuch Payment hath been duly made, ſhall allow the ſame in the Accounts of ſuch Naval Storekeeper or Naval Officer accordingly; any Thing in the ſaid recited Act to the contrary thereof in anywiſe notwithſtanding.

Proviſions of 54 G. 3. c. 93. ſaved,

LIV. Provided always, and be it enacted, That nothing in this Act contained ſhall extend, or be conſtrued to extend, to repeal or alter any of the Proviſions of the before-mentioned Act, paſſed in the laſt Seſſion of Parliament, except ſo far as the ſame is hereby extended to authorize the Treaſurer of the Navy for the Time being to ſue for Penalties and Forfeitures incurred or to be incurred by any Perſon or Perſons, for Offences committed, or Acts done contrary to the ſaid Act; and except ſo far as the ſame Act is hereby amended with regard to the Atteſtation of Orders made in *Ireland*, and in the Iſlands of *Guernſey*, *Jerſey*, *Alderney*, *Sark*, and *Man*; and as to the inflicting a Penalty on licenſed Agents who ſhall inſert the Name of any Prize, or Orders for Payment of Prize Money, payable within Six Miles of the Place where ſuch Orders ſhall be drawn; and as to the Alteration of ſo much of the ſaid Act as extends the Proviſions thereof to Seizures under the Revenue Laws, and to Grants of Money as therein mentioned.

Treaſurer and Commiſſioners to act as Juſtices.

LV. And for the more ſpeedy and effectual bringing to Juſtice Perſons who ſhall commit any of the Offences puniſhable under the Authority of this Act, be it further enacted, That from and after the paſſing of this Act, it ſhall and may be lawful to and for the Treaſurer and Commiſſioners of the Navy for the Time being, or any One or more of them, and they and he is and are hereby reſpectively authorized and empowered from Time to Time in all Places whatever, to do, perform, exerciſe and execute the Office and Duty of a Juſtice or Juſtices of the Peace, to all Intents and Purpoſes whatſoever, in cauſing any Perſon or Perſons who ſhall at any Time or Times, from and after the paſſing of this Act be charged with any of the Offences mentioned in this Act, to be apprehended, committed and proſecuted for the ſame; and all Conſtables, Headboroughs, Keepers of Gaols and Priſons, and all other Officers whatever, ſhall and they are hereby reſpectively required from Time to Time diligently to execute, perform and obey all ſuch Warrant and Warrants as ſhall be made, directed, iſſued or given to them, or any of them, by any One or more of the

Perſons aforeſaid, touching any of the Matters and Things herein-before contained; and all and every the Laws and Statutes of this Realm, made and now in force for the Eaſe, Safety, and Protection of Juſtices of the Peace in the Execution of their Office, ſhall extend and be conſtrued to extend to the Treaſurer and Commiſſioners of His Majeſty's Navy, acting in the Execution of this Act, and to all Conſtables and Headboroughs, or other Peace Officers, or Perſons acting under the Warrant or Authority of the ſaid Treaſurer or Commiſſioners, or any of them, as fully and effectually to all Intents and Purpoſes as if the ſame were herein and hereby repeated and re-enacted, as to and for the Eaſe, Safety and Protection of the ſaid Treaſurer and Commiſſioners, and the Conſtables, Headboroughs, or other Peace Officers or Perſons acting under their or any of their Warrant or Authority.

Act to take effect, &c.

LVI. Provided always, and be it further enacted, That this Act ſhall commence and take Effect at the following Periods (that is to ſay), at all Places in the *Weſt Indies* and *America*, at the Expiration of Six Months, at all Places in the *Eaſt Indies* at the Expiration of Twelve Months, at all Places in the *Mediterranean* and in the *Baltic*, at the Expiration of Four Months, and at all other Places, at the Expiration of Two Months reſpectively next after the paſſing of the ſame.

Commiſſioners to deliver blank Certificates, and Treaſurer to print Abſtracts.

LVII. And be it further enacted, That the Commiſſioners of the Navy ſhall deliver ſufficient Quantities of blank Certificates of Diſcharge, in the Form preſcribed by this Act, to all Captains and Officers in the Command of any of His Majeſty's Ships; and the Treaſurer of the Navy ſhall cauſe to be printed an Abſtract of the Proviſions and Regulations contained in this and other Acts of Parliament, reſpecting the Payment of the Royal Navy, and ſend or deliver a competent Number of Copies thereof to the principal Officers and Commiſſioners of His Majeſty's Navy at Home and Abroad, to the Commiſſioners for taking Care of ſick and wounded Seamen, to the Commiſſioners for conducting His Majeſty's Tranſport Service, to the Commiſſioners of Exciſe and of the Cuſtoms in *England*, *Scotland*, and *Ireland*, to the Governors of His Majeſty's Colonies and Plantations, and to the Governors of the Settlements within the Charter of the *Eaſt India* Company, to His Majeſty's Conſuls abroad, to the Receivers General of Land Tax throughout *Great Britain*, to the Regiſtrars and Deputy Regiſtrars of the Prerogative Court of *Canterbury*, to the Clerks of the Cheque of His Majeſty's Dock Yards, to the Governors and Agents of Royal Hoſpitals, to the Commanding Officers of the ſeveral Diviſions of Marines, all of whom are hereby ſtrictly directed and enjoined to hang up and affix the ſame in ſome conſpicuous Part of their ſeveral Offices, and to promulgate the ſame as effectually as they can in their reſpective Situations; and the Commiſſioners for executing the Office of Lord High Admiral of the United Kingdom for the Time being, ſhall cauſe a competent Number of the Copies of the ſaid Abſtracts to be delivered to the Captains and Commanders of all the Ships and Veſſels in His Majeſty's Service; and every ſuch Captain or Commander, as ſoon as the Ship or Veſſel under his Command ſhall be put into Sea Pay, ſhall cauſe One of the ſaid printed Abſtracts, together with the Articles of War, to be hung up and affixed to the moſt public Place of ſuch Ship or Veſſel, and ſhall cauſe the ſame to be conſtantly kept up and renewed, ſo that they may be at all Times acceſſible

acceſſible to the Inferior Officers and Seamen on board of ſuch Ships or Veſſels; and every ſuch Captain or Commander ſhall cauſe ſuch Abſtracts to be audibly and diſtinctly read over once every Month, in the Preſence of the Officers and Seamen of ſuch Ships or Veſſels, immediately after the Articles of War are read; and the reading of the Articles of War and of the ſaid Abſtracts, and the Days when read, ſhall be atteſted by the Captain or Commander and the uſual ſigning Officers of ſuch Ship or Veſſel, at the Foot of the Muſter Books of ſuch Ship or Veſſel, before they are tranſmitted to the Commiſſioners of the Navy; and the ſaid Commiſſioners are hereby ſtrictly charged and directed to inquire whether the Directions hereby given for hanging up and affixing the ſaid Abſtract and Articles of War, and for reading of the ſame as aforeſaid, have been duly obſerved by the Captain or Commander of ſuch Ship or Veſſel, which Commiſſioners ſhall not grant to ſuch Captain or Commander his general Certificate until they are fully ſatisfied thereof; to the End and Intent that every Seaman employed in the Royal Navy of the United Kingdom, may at One and the ſame Time hear and know the Forfeitures and Puniſhments he is liable to for any Neglect or Diſobedience, and likewiſe the Encouragements and Benefits to which he is entitled by a due and faithful Performance of his Duty; and that upon ſuffering any Oppreſſion or Injury in ſuch Service, he may be better enabled to lay his Complaint before the Lord High Admiral of *Great Britain*, or the Commiſſioners for executing the Office of Lord High Admiral of *Great Britain*, who are hereby reſpectively charged and directed, upon any Complaint being laid, ſtrictly to enquire into the Circumſtances of the ſame, and to grant immediate Redreſs therein, if ſuch Complaint ſhall be juſtly founded, and to take ſpecial and conſtant Care that this Act, and others relating to the Navy, be fully complied with and punctually carried into Execution.

SCHEDULES

SCHEDULES to which this Act refers.

SCHEDULE (A.)

'CERTIFICATE.

'Navy Pay Office,
'Day of 18

'HAVING duly examined a Claim, preſented to me as Inſpector of Seamens Wills, and Letters of Attorney, by *A. B.* of ſtating, that he, ſhe, [*or*, they] is or are the Creditor or Creditors of *C. D.* originally of and lately a Seaman [*or*, Marine] of His Majeſty's Ship and who died at on the Day of I hereby certify, That the ſtated Demands in Writing preſented to this Office by the ſaid *A. B.* as Creditor [*or*, Creditors] of the ſaid *C. D.* under the Authority of the Act paſſed in the Fifty-fifth Year of His Majeſty King *George* the Third, Chapter Section have been duly examined agreeably to the Proviſions of the ſaid Act, and that I believe the Sum of to be due and owing by the late *C. D.* to the ſaid *A. B.* and that the ſaid *A. B.* is, [*or*, are] therefore entitled to receive by virtue of this Certificate the ſaid Sum of out of whatſoever Wages, Prize Money, Bounty Money, or other Allowances of Money, may be due to the ſaid *C. D.* deceaſed, for his Services in His Majeſty's Navy, and no more.

'Signed (*J. B.*) Inſpector.'

SCHEDULE (B.)

TABLE of FEES to be taken for Probates of Wills, Letters of Administration, and Letters of Administration with Will annexed, of Warrant and Petty Officers and Non-commissioned Officers of Marines, and also of Common Seamen and Marines, in pursuance of this Act.

PROBATES.

	Under what Sum the Effects sworn.	Where the Deceased was a Warrant or Petty Officer in the Navy, or a Non-commissioned Officer of Marines.		Where the Deceased was a common Seaman or Marine.	
		If the Executor be a Wife, Child, Parent, Brother, or Sister, of the Deceased.	If the Executor be more remotely related, or a Stranger in Blood to him.	If the Executor be a Wife, Child, Parent, Brother, or Sister, of the Deceased.	If the Executor be more remotely related, or a Stranger in Blood to him.
	£	£ s. d.	£ s. d.	£ s. d.	£ s. d.
If the Executor sworn in London - -	20	— 7 —	— 16 6	— 7 —	— 16 6
	40	1 — 6	1 10 6	— 11 —	1 1 —
	60	1 4 —	1 13 —	— 14 6	1 3 6
	100	1 8 6	1 15 6	— 19 —	1 6 —
If the Executor sworn in the Country by Commission -	20	— 19 —	1 12 —	— 19 —	1 12 —
	40	1 17 —	2 12 6	1 7 6	2 3 —
	60	2 1 6	2 15 —	1 12 —	2 5 6
	100	2 8 —	2 17 6	1 18 6	2 8 —

ADMINISTRATIONS, and ADMINISTRATIONS with Will annexed.

	Under what Sum the Effects sworn.	Where the Deceased was a Warrant or Petty Officer in the Navy, or a Non-commissioned Officer of Marines.				Where the Deceased was a common Seaman or Marine.			
		If the Administrator be a Wife, Child, Parent, Brother, or Sister, of the Deceased.		If the Administrator be more remotely related, or a Stranger in Blood to him.		If the Administrator be a Wife, Child, Parent, Brother, or Sister, of the Deceased.		If the Administrator be more remotely related, or a Stranger in Blood to him.	
		Administrations intestate.	Administrations Will annexed.	Administrations intestate.	Administrations Will annexed.	Administrations intestate.	Administrations Will annexed.	Administrations intestate.	Administrations Will annexed.
	£	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
If the Administrator sworn in London -	20	— 12 6	— 15 —	1 3 —	1 8 —	— 12 6	— 15 —	1 3 —	1 8 —
	40	2 5 6	2 9 —	2 16 —	3 2 —	— 16 —	— 19 6	2 6 6	2 12 6
	60	2 9 —	2 14 —	3 6 6	3 14 —	— 19 6	1 4 6	2 17 —	3 4 6
	100	2 13 6	2 18 6	3 9 —	3 16 6	1 4 —	1 9 —	2 19 6	3 7 —
If the Administrator sworn by Commission in the Country -	20	— 19 6	1 2 —	1 13 6	1 18 6	— 19 6	1 2 —	1 13 6	1 18 6
	40	2 17 —	3 — 6	3 13 —	3 19 —	1 7 6	1 11 —	3 3 6	3 9 6
	60	3 1 6	3 6 6	4 2 6	4 10 —	1 12 —	1 17 —	3 13 —	4 — 6
	100	3 8 —	3 13 —	4 5 —	4 12 6	1 18 6	2 3 6	3 15 6	4 3 —

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