

ANNO QUINQUAGESIMO SEXTO

GEORGII III. REGIS.

****

CAP. LXXXVI.

An Act for eſtabliſhing Regulations reſpecting Aliens arriving in or reſident in this Kingdom, in certain Caſes, for Two Years from the paſſing of this Act, and until the End of the Seſſion of Parliament in which the ſaid Two Years ſhall expire, if Parliament ſhall be then ſitting. [26th *June* 1816.]

WHEREAS it is expedient that Proviſion ſhould be made for eſtabliſhing Regulations reſpecting Aliens arriving in this Kingdom, or reſident therein, in certain Caſes; be it 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 when and ſo often as His Majeſty, His Heirs and Succeſſors, ſhall by His or their Proclamation, or by His or their Order in Council, or Order under His or their Sign Manual, or the Lord Lieutenant or other Chief Governor or Governors, and the Privy Council, of that Part of this Realm or United Kingdom of *Great Britain* and *Ireland* called *Ireland*, ſhall by Proclamation or by Order of Council, direct that any Alien or Aliens who may be within this Realm, or who may hereafter arrive therein, ſhall depart this Realm within a Time limited in any ſuch Proclamation or Order reſpectively, and any ſuch Alien ſhall knowingly and wilfully refuſe or neglect to pay due Obedience to ſuch Proclamation or Order reſpectively, or ſhall be found in this Realm, or any Part thereof, contrary to ſuch Proclamation or Order, as the Caſe may be, it ſhall be lawful for any of His Majeſty's Principal Secretaries of State, or the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, or for any Juſtice of the Peace, or for any Mayor or Chief Magiſtrate of any City or Place, to cauſe every ſuch Alien to be arreſted, and to be committed to the Common Gaol of the

Aliens not departing this Realm, when ordered by Proclamation, &c. may be committed to Gaol.

the County or Place where he or ſhe ſhall be ſo arreſted, there to remain without Bail or Mainprize until he or ſhe ſhall be taken in charge for the Purpoſe of being ſent out of the Realm under the Authority hereinafter given for that Purpoſe.

Penalty on Aliens diſobeying Proclamations, &c.

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

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

III. And be it further enacted, That it ſhall be lawful for any One of His Majeſty's Principal Secretaries of State, or the Lord Lieutenant or Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, in any Caſe in which he or they ſhall apprehend that any Alien will not pay immediate Obedience to any ſuch Proclamation or Order as aforeſaid, or in any Caſe when any Alien ſhall have been arreſted or committed for Refuſal or Neglect to obey any ſuch Order, or ſhall have been convicted of ſuch Refuſal or Neglect, and either before or after ſuch Alien ſhall have ſuffered the Puniſhment inflicted for the ſame, by Warrant under his Hand and Seal, to give ſuch Alien in charge to One of His Majeſty's Meſſengers, or to any other Perſon or Perſons to whom he ſhall think proper to direct ſuch Warrant, in order to his or her being conducted out of the Kingdom, and ſuch Alien ſhall be ſo conveyed accordingly: Provided always, that where ſuch Alien (not having been convicted as aforeſaid) ſhall alledge any Excuſe for not complying with ſuch Proclamation or Order, or any Reaſon why ſuch Proclamation or Order ſhould not be enforced, or why further Time ſhould be allowed him for complying therewith, it ſhall be lawful for the Lords of His Majeſty's Privy Council, in *Great Britain* or *Ireland*, to judge of the Sufficiency of ſuch Excuſe or Reaſon, and to allow or diſallow the ſame either abſolutely or on ſuch Conditions as they ſhall think fit; and where ſuch Alien ſhall be in Cuſtody under ſuch Warrant of any of His Majeſty's Secretaries of State as aforeſaid, the Meſſenger or other Perſon in whoſe Cuſtody he ſhall be, forthwith upon its being ſignified to him that ſuch Excuſe or Reaſon is alledged by ſuch Alien, make known the ſame to the ſaid Secretary of State, who, upon receiving ſuch Notification, or in any Caſe in which he ſhall be informed that any ſuch Excuſe or Reaſon is alledged by or on Behalf of any Alien under Proclamation or Order to quit the Realm, ſhall forthwith ſuſpend the Execution of ſuch Proclamation or Order until the Matter can be determined by the ſaid Lords of His Majeſty's ſaid Privy Council, and ſuch Alien, if in Cuſtody under any ſuch Warrant, ſhall remain in ſuch Cuſtody until the ſaid Lords ſhall have ſignified their Determination thereon, unleſs in the mean Time the ſaid Secretary ſhall conſent to, or the ſaid Lords ſhall make Order for the Releaſe of ſuch Alien, either with or without Security.

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

IV. And be it further enacted, That the Maſter or Commander of every Ship or Veſſel which ſhall arrive in any Port or Place of this Realm, ſhall immediately on his Arrival declare in Writing to any Inſpector of Aliens appointed by His Majeſty's Principal Secretary of State, reſident at or near ſuch Port or Place, or where no ſuch Inſpector ſhall be ſo appointed and reſident, to the Collector or Comptroller or other Chief Officer of the Cuſtoms at or near ſuch Port or Place, whether there are or is, to the beſt of his Knowledge, any Alien or Aliens on board his ſaid Veſſel, or who have, to his Knowledge, landed or been landed therefrom at any Port or Place within this Realm; and ſhall in his ſaid Declaration ſpecify the Number of Aliens (if any) on board his ſaid Veſſel, or who have, to his Knowledge, landed or been ſo landed therefrom, and alſo ſpecify their Names and reſpective Rank, Occupation, or Deſcription, as far as he ſhall be informed thereof.

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

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

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

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

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

VII. And be it further enacted, That every Alien who ſhall arrive in this Realm, at any Port or Place therein, after the paſſing of this Act, ſhall, immediately after ſuch Arrival, declare in Writing, to ſuch Inſpector of Aliens, or Officer of the Cuſtoms as aforeſaid, as the Caſe may be, at or near ſuch Port or Place, the Name of the Ship or Veſſel in which he or ſhe ſhall have come to this Country; and every Alien who ſhall ſo arrive, and alſo every Alien who ſhall depart from any Port or Place of this Realm after the paſſing of this Act ſhall, immediately after ſuch Arrival or before ſuch Departure reſpectively, declare in like Manner to ſuch Officer as aforeſaid, his or her Name and Rank, Occupation or Deſcription, or if a Domeſtic Servant, then alſo the Name, Rank, and Deſcription of his or her Maſter or Miſtreſs, or ſhall verbally make to ſuch Officer as aforeſaid ſuch Declaration, to be

Aliens, on their Arrival, and on their Departure, ſhall declare in Writing, to the Inſpector or Officer of the Cuſtoms, their Names, Deſcriptions, and Occupations, &c.

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

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

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

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

Form of Certificate.

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

Signature of the Bearer.

Form of Counterpart.

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

Signature of the Bearer.

And

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

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

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

Penalty for neglecting to do ſo.

Mayors, &c. may detain Aliens, and tranſmit to Secretary of State an Account of their Proceedings.

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

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

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

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

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

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

No Fee to be taken for granting Certificates, on Penalty of 10*l.*

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

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

Officers of the Customs neglecting to make Entry, or to grant Certificates, &c. shall forfeit 20l.

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

Penalty on Persons forging, &c. Certificates.

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

Ambassadors, &c. not to be deemed Aliens.

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

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

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

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

XVII. Provided

as may also any Justice, by Authority of a Secretary of State, &c.

XVII. Provided always, and be it further enacted, That it shall be lawful for any Justice of the Peace to admit any Alien to Bail, who shall have been committed by virtue of this Act, such Justice being authorized so to do by Warrant of One of His Majesty's Principal Secretaries of State, or of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or his or their Chief Secretary, for that Purpose, specifying the Security to be taken by such Justice.

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

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

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

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

Penalties, how to be recovered and applied.

XX. And be it further enacted, That all pecuniary Penalties by this Act imposed, exceeding the Sum of Ten Pounds, shall be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at *Westminster* or in *Dublin*, or the Court of Great Session in *Wales*, or the Courts of the Counties Palatine of *Chester*, *Lancaster*, and *Durham*, or by Action or summary Bill or Information in the Courts of Justiciary or Exchequer in *Scotland*, as the Case shall require, wherein no Essoign, Privilege, Protection, or Wager of Law, nor more than One Imparlance shall be allowed; and all pecuniary Penalties by this Act imposed, not exceeding the Sum of Ten Pounds, shall, on Conviction of the Offender upon Oath before any Justice of the Peace of the County,

Riding, Stewartry, City, Town, or Place where the Offence ſhall be committed, be levied by Diſtreſs and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of ſuch Juſtice, rendering to ſuch Offender the Overplus (if any) on Demand, after deducting the Charges of ſuch Diſtreſs and Sale; and for want of ſufficient Diſtreſs, ſuch Juſtice is hereby required to commit ſuch Offender to the Common Gaol of the County, Riding, Stewartry, City, Town or Place where ſuch Offence ſhall be committed, for any Time not exceeding Six Calendar Months, and that no Writ of Certiorari or of Advocation or Suſpenſion ſhall be allowed to remove the Proceedings of the ſaid Juſtice touching the pecuniary Penalties aforeſaid, or to ſuperſede or ſuſpend Execution or other Proceeding thereupon.

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

XXI. And be it further enacted, That the Inhabitants of any Pariſh, Townſhip, or Place, ſhall be deemed and taken to be competent Witneſſes, for the Purpoſe of proving the Commiſſion of any Offence againſt this Act within the Limits of ſuch Pariſh, Townſhip, or Place, notwithſtanding any Part of the Penalty incurred by ſuch Offence is given or applicable to the Poor of ſuch Pariſh, Townſhip, or Place.

Limitation of Actions.

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

General Iſſue.

Treble Coſts.

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

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

Juriſdiction of Magiſtrates.

Continuance of this Act.

XXIV. And be it further enacted, That this Act ſhall continue in force Two Years from the paſſing of this Act, and until the End of the Seſſion of Parliament in which the ſaid Two Years ſhall expire, if Parliament ſhall be then ſitting.

Act may be altered or repealed this Seſſion.

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

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