

ANNO QUINQUAGESIMO SEPTIMO

GEORGII III. REGIS.

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CAP. XCV.

An Act to exempt the Territories within the Limits of the *East India* Company's Charter from certain of the Navigation Laws. [10th *July* 1817.]

WHEREAS by an Act passed in the Twelfth Year of the Reign of His late Majesty King *Charles* the Second, for the encouraging and increasing of Shipping and Navigation; and by another Act passed in the Fifteenth Year of the same Reign, for the Encouragement of Trade; and by another Act passed in the Twenty-second and Twenty-third Years of the same Reign, among other Things, for regulating the Plantation Trade; and by another Act passed in the Twenty-fifth Year of the same Reign, amongst other Things, for the better securing the Plantation Trade; and by another Act passed in the Seventh and Eighth Years of the Reign of His late Majesty King *William* the Third, for the Increase and Encouragement of Seamen; and by another Act passed in the Third and Fourth Years of the Reign of Her late Majesty Queen *Anne*, for granting to Her Majesty a further Subsidy on Wines and Merchandizes imported; and by another Act passed in the Eighth Year of the Reign of His late Majesty King *George* the First, amongst other Things, to subject Copper Ore of the Production of the *British* Plantations to such Regulations as other enumerated Commodities of the like Production are subject; divers Prohibitions, Regulations, and Provisions have been enacted, respecting the Importation of Goods and Commodities of the Growth, Production, or Manufacture of *Europe*, into any Lands, Islands, Plantations, Colonies, Territories, or Places to His Majesty belonging or in his Possession, in *Asia*, *Africa*, or *America*, and also

12 C. 2. c. 18.
15 C. 2. c. 7.
22 & 23 C. 2. c. 26.
25 C. 2. c. 7.
7 & 8 W. 3. c. 21.
4 & 5 A. c. 5.
8 G. 1. c. 18.

alſo reſpecting the Tranſportation of certain Articles of the Growth, Production, or Manufacture of *Britiſh* Plantations in *Aſia*, *Africa*, or *America*: And whereas the ſaid Prohibitions, Regulations, and Proviſions have been commonly ſuppoſed not to apply, and have not in Practice been applied, and it is not expedient that the ſame ſhould be applied, to the Trade of His Majeſty's Subjects to and from the *Eaſt Indies*: And whereas it is reaſonable and juſt that Relief ſhould be given to Perſons who may have inadvertently incurred Penalties and Forfeitures, by offending againſt ſuch Prohibitions, Regulations, and Proviſions; 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 nothing contained in the ſaid Acts, or in any other Act or Acts paſſed for the like Purpoſes or any of them, ſhall extend or be conſtrued to extend to or in any Way affect the Importation or Exportation by the United Company of Merchants trading to the *Eaſt Indies*, or by any other of His Majeſty's Subjects in *Britiſh*-regiſtered Veſſels navigated according to Law, or in Veſſels regiſtered or trading under the Proviſions of an Act paſſed in the Fifty-fifth Year of the Reign of His preſent Majeſty, intituled *An Act to make further Regulations for the Regiſtry of Ships built in* India, of any Goods, Wares, or Merchandize at, into, or from any Port or Place within the Limits of the Charter of the ſaid Company, or to affect the Importation or Exportation at, into, or from any Place whatſoever in ſuch Veſſels as aforeſaid of any Goods, Wares, or Merchandize of the Growth, Produce, or Manufacture of any Place within the Limits aforeſaid, or to require that any Bond for the Exportation or Importation of Goods in any particular Manner, ſhall be given in reſpect of any ſuch Veſſels bound to or from any Place ſituate within the Limits aforeſaid.

Nothing in the recited Acts to affect Import and Export within the East India Company's Charter.

Perſons not to be ſued for Penalties.

II. And be it further enacted, That from and after the Twenty-fifth Day of *December* next, no Perſon or Perſons, Body Politic or Corporate, ſhall be liable to be ſued for any Penalty, nor any Ship, Veſſel, Goods, Wares, or Merchandize liable to be ſeized by reaſon of any Trading contrary to any ſuch Prohibition, Regulation, or Proviſion as aforeſaid, or by reaſon of any ſuch Bond as aforeſaid not having been given in reſpect of any Ship or Veſſel bound to or from any Place within the Limits aforeſaid; and further, that all Ships, Veſſels, Goods, Wares, and Merchandizes, which before the ſaid Twenty-fifth Day of *December* next ſhall have been ſeized, and all Penalties which before the ſaid laſt-mentioned Day ſhall have been ſued for by reaſon of any ſuch Offence as aforeſaid, ſhall be forthwith reſtored or remitted to the Perſon or Perſons, Body or Bodies Politic or Corporate, by whom the ſame may have been forfeited, upon Payment to the Perſon or Perſons who ſhall have ſeized or ſued for the ſame, of his or their reaſonable Coſts of Seizure or Suit; any Law, Statute, or other Thing to the contrary notwithſtanding: Provided always, that nothing herein contained ſhall extend or be conſtrued to extend to prevent any Perſon or any Body Politic or Corporate from diſputing the Legality of any Judgment or other Proceeding by Appeal or otherwiſe, in the ſame Manner as if this Act had not been paſſed, or to prevent any Perſon or Body Politic or Corporate from taking the Benefit of any other Mode of Relief from any ſuch Forfeiture or Penalty as aforeſaid, to which he or they by any Act or Acts now in force or otherwiſe may be entitled.

III. Provided

III. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to alter or affect the Provisions of an Act passed in the Fifty-third Year of the Reign of His present Majesty, intituled *An Act for continuing in the* East India *Company for a further Term the Possession of the* British *Territories in* India, *together with certain exclusive Privileges; for establishing further Regulations for the Government of the said Territories and the better Administration of Justice within the same; and for regulating the Trade to and from the Places within the Limits of the said Company's Charter*; and another Act passed in the Fifty-fourth Year of the same Reign, intituled *An Act for the further Regulation of the Trade to and from the Places within the Limits of the Charter of the* East India *Company*; and another Act passed in the Fifty-fifth Year of the same Reign, intituled *An Act to make further Regulations for the Registry of Ships built in* India; and another Act passed in this present Session, intituled *An Act to regulate the Trade to and from the Places within the Limits of the Charter of the* East India *Company, and certain Possessions of His Majesty in the* Mediterranean; or to alter or affect the Laws now in being relative to the Trade of Foreign Nations in Amity with His Majesty with the said *British* Territorities under the Government of the said Company in the *East Indies*. Not to affect 53 G. 3. c. 155. 54 G. 3. c. 34. 55 G. 3. c. 116. 57 G. 3. c. 36.

IV. Provided also, and be it further enacted, That His Majesty's Settlement at the *Cape of Good Hope* shall, for the Purposes of this Act, be deemed, construed, and taken to be within the Limits of the Charter of the *East India* Company. Cape of Good Hope taken to be within the Limits of the Charter.

V. And be it further enacted, That it shall and may be lawful to import into any Island or Territory within the Limits of the said Company's Charter, not being under the Government of the said Company, in Vessels which may belong to any State being in Amity with His Majesty (not being an *European* State), and lying within the said Limits, any Articles of the Growth, Produce, or Manufacture of any such State, and to export in any such Vessel any Goods which by virtue of this or any other Act may have been legally imported into His Majesty's said Islands or Territories. Goods may be imported into or exported from any Place within the Limits of the Charter, not under the Government of the Company, &c.

VI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to affect an Act passed in the present Session of Parliament, intituled *An Act to continue and extend the Provisions of an Act of the Forty-ninth Year of His present Majesty, for regulating the Trade and Commerce to and from the* Cape of Good Hope, *until the Fifth Day of* July *One thousand eight hundred and twenty, and also for regulating the Trade of the Island of* Mauritius. Not to affect 57 G. 3. c. 1.

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