

ANNO PRIMO & SECUNDO

GEORGII IV. REGIS.

CAP. LXV.

An Act for the further Regulation of Trade to and from Places within the Limits of the Charter of the *East India* Company (except the Dominions of the Emperor of *China*), and Ports or Places beyond the Limits of the said Charter, belonging to any State or Country in Amity with His Majesty. [2d *July* 1821.]

WHEREAS an Act was passed in the Fifty-third Year of the Reign of His late 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 whereas by the said Act it was enacted, that it should be lawful for any of His Majesty's Subjects, in common with the said United Company, to carry on Trade directly, under certain Limitations and Provisions prescribed in the said Act, between the United Kingdom of *Great Britain* and *Ireland* and all Ports and Places within the Limits of the said Charter, save and except the Dominions of the Emperor of *China:* And whereas it was also enacted by the said Act that nothing therein contained should extend or be construed to extend to prevent the making, during the further Term thereby granted to the said Company, such further Provisions by Authority of Parliament as might from Time to Time be deemed necessary for enabling His Majesty's Subjects to carry on Trade and Traffic directly or circuitously, as well between all Ports and Places situate without the Limits of the said Company's Charter, and all Ports and Places (except the Dominions of the Emperor of *China*) situate within those Limits, as between the said United Kingdom, and all the last-mentioned Ports and Places, except as aforesaid: And whereas by an Act passed in the Fifty-fourth Year of His said late Majesty's 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*, Provision was made for

53G.3.c.155.

54G.3.c.34.

enabling the said Company, and all other His Majesty's Subjects carrying on Trade between the United Kingdom and the Ports and Places within the Limits of the said Company's Charter, to make circuitous Voyages, and to touch and trade at certain Ports and Places in *America* and *Africa*, in the said Act mentioned, and also for enabling His Majesty's Subjects to carry on Trade directly and circuitously to, from, and between all the Ports and Places within the Limits of the said Charter: And whereas by an Act made in the Fifty-seventh Year of His said late Majesty's Reign, 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, Provision was made for enabling the said Company, and all other His Majesty's Subjects, to carry on Trade between all Ports and Places within the Limits of the Charter of the said Company (the Dominions of the Emperor of *China* always excepted) and the Island of *Malta* and Port of *Gibraltar*: And whereas it is expedient to give further Facilities for carrying on Trade between the several Ports and Places within the said Limits (except as aforesaid), and the several Ports and Places situate without the said Limits, belonging to Princes, States, and Countries in Amity with His Majesty; 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, from and after the passing of this Act, it shall be lawful for the United Company of Merchants of *England* trading to the *East Indies*, and also for any other of His Majesty's Subjects, to trade (in Ships or Vessels navigated according to Law, or registered or trading under the Provisions of an Act passed in the Fifty-fifth Year of the Reign of His late Majesty, intituled *An Act to make further Regulations for the Registry of Ships built in* India, and proceeding under the Authority of the said Acts, or any of them, upon any Voyage between the United Kingdom, and any Ports or Places within the Limits of the Charter of the said Company) to and at any intermediate Ports or Places situate between the said United Kingdom and the Limits of the said Charter, and belonging to any Prince, State, or Country in Amity with His Majesty, and in the Prosecution of any such circuitous Voyage Outward or Homeward respectively, to discharge the Whole or any Part of the Cargo of any such Ship or Vessel at any such intermediate Ports or Places, and to take on board any other Goods, Wares, or Merchandize.

57 G. 3. c. 36.

East India Company and others may trade to and from any intermediate Places between this Kingdom and the Limits of the Company's Charter, &c.;

II. And be it further enacted, That it shall and may be lawful for the said United Company, and also for any other of His Majesty's Subjects, to carry on (in Ships or Vessels navigated according to Law, or registered or trading as aforesaid) Trade and Traffic in any Goods, Wares, or Merchandize whatsoever, directly and circuitously, between all Ports or Places within the Limits of the said Company's Charter, and any Ports or Places belonging to Princes, States, or Countries in Amity with His Majesty; any thing in the Charter of the said Company, or in any other Act or Acts of Parliament to the contrary notwithstanding: Provided always, that nothing herein contained shall authorize any of His Majesty's Subjects, other than the said Company, or Persons properly licensed by them, to carry on Trade or Traffic with the Dominions of the Emperor of *China*, or to export or import from or to any such Ports or Places within or without such Limits, or to import into the United Kingdom, any Tea, or in any Manner to trade or traffic in Tea between any such Ports or Places as aforesaid.

and may also trade directly and circuitously between all Places within the Limits of the Charter and Countries in Amity.

Restriction as to the Trade of China, and the Article of Tea.

III. Pro-

III. Provided also, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to repeal or alter, or in any manner to affect the Restrictions, Regulations, and Provisions in the said first recited Act contained, as to the Size of Vessels allowed to clear out from or enter in at any Port of the United Kingdom, or as to any Licences, Certificates, or Lists required by the same Act in the Cases therein specified, or any of the Restrictions or Provisions in the same Act, or in any other Act contained, as to the Resort to and Residence of any Persons in the *East Indies*: Provided also, that all Trade with all Ports and Places upon the Continent of *Asia*, from the River *Indus* to the Town of *Malacca* inclusive, or any Island under the Government of the said Company lying to the North of the Equator, or the said Company's Factory at *Bencoolen*, and its Dependencies, shall remain and continue subject to all such Regulations, Provisions, and Restrictions, as shall from Time to Time be in force in relation to Trade at any such Ports and Places under the Authority of any of the Governments of the said Company at their several Presidencies in *India*.

Act not to affect the Regulations of the first recited Act, as to Size of Vessels, Licences, &c.

Trade from the Indies to Malacca, &c. subject to the Regulations of the Presidencies.

IV. Provided also, and be it further enacted, That it shall not be lawful for any Ship or Vessel, other than the Ships of the said Company, engaged in Trade under the Authority of this Act, to clear out from any Port or Place belonging to any Prince, State, or Country in Amity with His Majesty, where any Consul or Vice-Consul of His Majesty shall be resident, for any Place or Places under the Government of His Majesty, or of the said Company, situate more to the Northward than Eleven Degrees of South Latitude, and between the Sixty-fourth and One hundred and fiftieth Degrees of East Longitude from *London*, until the Master, or other Person having the Command of such Ship or Vessel, shall have made out, and exhibited to His Majesty's Consul or Vice-Consul resident at such Port or Place of Clearance, upon Oath (which Oath such Consul or Vice-Consul is hereby authorized to administer), a true and perfect List, in such Form as shall from Time to Time be settled by the said Court of Directors, with the Approbation of the said Board of Commissioners, specifying and setting forth the Names, Capacities, and Description of all Persons embarked, or intended to be embarked on board such Ship or Vessel, and all Arms on board, or intended to be put on board the same; and when and as soon as any such Vessel shall have been admitted to Entry at any such Port or Place as aforesaid, belonging to any Prince, State, or Country in Amity with His Majesty, the Master, or other Person having the Command of such Ship or Vessel, shall, in like Manner, make out and exhibit to His Majesty's Consul or Vice-Consul there resident, upon Oath (which Oath such Consul or Vice-Consul is hereby authorized to administer), a true and perfect List, in Form to be settled as aforesaid, specifying the Names, Capacities, and Descriptions of all Persons on board, or who shall have been on board such Ship or Vessel from the Time of the sailing thereof to the Time of Arrival, and of all Arms on board, or which shall during that Time have been on board such Ship or Vessel, and the several Times and Places at which such of the said Persons as may have died or left such Ship or Vessel or such of the said Arms as may have been disposed of, have been so disposed of: Provided also, that every such Consul and Vice-Consul shall, and they are hereby required to cause every such List, which shall be so received at such Port or Place, to be transmitted with all reasonable Dispatch to the Court of Directors of the said United Company.

Ships not to sail from Places where there are Consuls, without delivering List of the Persons and Arms on board.

Directing the Transmission of such List.

V. And be it further enacted, That it shall not be lawful for any Ship or Vessel engaged in any Voyage under the Authority of

Directing that no Asiatic Sailor

shall be taken on board without Licence, and under certain Regulations.

of this Act, from any Port or Place in the *East Indies*, to any Port or Place belonging to any Prince, State, or Country in Amity with His Majesty, and not destined to any Port in the United Kingdom, to take or have on board any Lascars, or other *Asiatic* Seamen: Provided always, that it shall be lawful for any of the Governments of the *East India* Company in *India*, or for any Governor or Lieutenant Governor of any Colony, Territory, or Island belonging to His Majesty, within the Limits of the said Charter, and they and he are hereby required, on Application made by the Owner or Commander of any Ship or Vessel, and after having ascertained by due Inquiry, that a sufficient Number of *British* Seamen cannot be procured for the Crew of any Ship or Vessel sailing from *India*, within Ten Days from such Application, to certify the same, and license such Ship or Vessel to sail with such Proportion of Lascars or *Asiatic* Seamen as may be specified in such Certificate and Licence; and the Governor General in Council at *Fort William*, is hereby authorized and required to make Rules and Regulations that all such *Asiatic* Sailors, Lascars, or Natives, as aforesaid, shall be duly supplied with Provisions and Clothing, and other necessary Accommodation, while employed and while absent from the Countries or Places to which they respectively belong, and until they shall be carried back to *India* or any other Country or Place to which they respectively belong, and until they shall be carried back to *India* or any other Country or Place from which they were respectively brought, and for the Conveyance back of such *Asiatic* Sailors, Lascars, and Natives aforesaid, within a reasonable Time, to be ascertained by such Rules and Regulations; and that no Ship or Vessel so licensed to take on board Lascars or *Asiatic* Seamen, shall be permitted to clear out from any Port or Place within the Limits of the said Company's Charter, unless and until the Owner or Captain or Master of such Ship shall have first given such Security as is directed by an Act passed in the Fifty-fourth Year of His late Majesty, and subject to all the Provisions of that Act, for the Maintenance and Conveyance back to *India* of such Lascars or *Asiatic* Seamen which may be received on board of such Ship.

Cape of Good Hope to be considered within the Charter of the said Company.

VI. Provided also, and be it further enacted, That His Majesty's Settlement at the *Cape of Good Hope* shall, as to all Trade allowed by this Act to be carried on between Ports and Places within the Limits of the Charter of the said Company, be deemed, construed, and taken to be within such Limits: Provided also, that nothing herein contained as to the said Settlement being deemed, as to such Trade as aforesaid, to be within such Limits, shall extend or be construed to extend to prevent or in any manner to limit or affect any other Trade which now may or which may hereafter be allowed to be carried on between the said Settlement, and any other Countries, Ports, or Places whatever.

Not to permit Trade contrary to any Prohibition in 1 G. 4. c. 11.

VII. And be it further enacted, That nothing in this Act contained shall in any way affect the Power vested in His Majesty in Council by an Act passed in the last Session of Parliament, intituled *An Act to continue, until the Fifth Day of* July *One thousand eight hundred and twenty-five, an Act of the Fifty-seventh Year of His late Majesty, for regulating the Trade and Commerce to and from the* Cape of Good Hope, *and for regulating the Trade of the Island of* Mauritius.

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