

ANNO NONO

GEORGII IV. REGIS.

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CAP. XCIII.

An Act to allow Sugar to be delivered out of Warehouse to be refined. [28th *July* 1828.]

WHEREAS it is expedient to permit, for a Time to be limited, and in limited Quantities, Foreign Sugar to be used in Refineries employed in refining Sugar for Exportation: 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 upon the Application of any Person actually carrying on the Business of a Sugar Refiner in the Ports of *London*, *Liverpool*, *Bristol*, or *Glasgow*, and having Two Pans at least at work upon the same Premises, it shall be lawful for the Officers of the Customs at those Ports respectively, at any Time before the Fifth Day of *July* One thousand eight hundred and twenty-nine, to deliver to such Person any Quantity of Foreign Sugar, or of Sugar the Produce of the *East Indies*, not exceeding the Quantity herein-after expressed, to be by him refined, under the Regulations and upon the Conditions herein-after mentioned, and upon Payment of the following Duties; (that is to say,)

Foreign Sugar may be delivered to be refined until July 1829, on Payment of the Duties herein mentioned.

DUTIES on SUGAR delivered to be refined under the Provisions of this Act.

	£	s.	d.
Brown or Muscovado or Clayed Sugar, not being of greater Value than the Average Price of Sugar of the *British* Plantations in *America* - - - - the Cwt.	1	7	0
- - - - and further, in respect of every Shilling by which such Sugar shall be of greater Value than such Average Price - - - - the Cwt.	0	0	9

Mode of ascertaining Average Price of Sugar.

II. And in order that the proper Duties imposed by this Act may be ascertained, be it further enacted, That the Prices of Brown or Muscovado Sugar, the Produce of the *British* Possessions in *America*, shall from Time to Time be ascertained and taken in manner hereinafter mentioned; (that is to say,) every Importer or Importers of such Sugar within the City of *London* or the Bills of Mortality, who shall, after the Fifth Day of *August* One thousand eight hundred and twenty-eight, by himself or themselves, his or their Sworn Broker or any other Agent acting in his or their Behalf, buy or sell any such Brown or Muscovado Sugar, shall and is hereby required, by himself or themselves, his or their Sworn Broker or any other Agent acting in his or their Behalf, to deliver in, upon Oath before the Lord Mayor or any of the Aldermen of the said City of *London* (which Oath the said Lord Mayor or Aldermen are hereby respectively authorized to administer), to the Clerk of the Grocers Company now and for the Time being, on or before *Tuesday* in every Week, a true Account of the Quantities of such Brown or Muscovado Sugar bought or sold by him or them, his, her, or their Sworn Broker or any other Agent acting in his or their Behalf, in the preceding Week, specifying the Name of the Ship in which such Sugar was imported, and the Name of the Master of such Ship, and also the Marks and Packages, and the Sum Total of the net Landing Weights of such Sugar, as far as the same can be made out, and the Price paid for each Quantity respectively, exclusive of the Duty of Customs; and the said Clerk of the Grocers Company shall and he is hereby required to compute and make up in every Week, from the Accounts so delivered to him of the said Quantities and Prices of such Sugar bought or sold by the said Importer or Importers, his or their Sworn Broker or any other Agent acting in his or their Behalf, in the Week immediately preceding, the Average Price of such Sugar, and shall cause such Average Price to be published every *Friday* in the *London Gazette*; and such Average Price shall be deemed and taken to be the Price of Brown or Muscovado Sugar for the Purposes of this Act.

A Register or Book of the Average Prices to be kept by the Clerk of the Grocers Company.

III. And be it further enacted, That a Register or Book shall be kept by the said Clerk of the Grocers Company, containing all the Accounts so received by him from Time to Time from the Importer or Importers, his or their Sworn Broker or any other Agent acting in his or their Behalf, and of the Average Prices by him computed and made up from the same; which Register or Book shall and may at convenient Times be inspected by any Person or Persons whatever, upon paying the Fee of One Shilling and no more for the same.

Penalty on Clerk neglecting to do what is herein required.

IV. And be it further enacted, That if the said Clerk of the Grocers Company shall neglect to do and perform what he is required by this Act to do and perform, he shall forfeit and pay for every such Neglect the Sum of Fifty Pounds, to be recovered by Action of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, Wager of Law, or any more than One Imparlance, shall be granted or allowed.

Penalty on Importers or Brokers

V. And be it further enacted, That if any Importer or Importers, or any Sworn Broker or other Agent acting in his or their Behalf,

shall refuse or neglect to deliver in upon Oath a true Account of the Quantities of Brown and Muscovado Sugar by him bought or sold, specifying the Name of the Ship in which such Sugar was imported, and the Name of the Master of such Ship, and also the Marks and Packages, and the Sum Total of the net Landing Weights of such Sugar, as far as the same can be made out, and the Price paid for each Quantity respectively, as herein-before required, he, they, or any of them, being the actual Buyer or Seller of such Sugar, shall forfeit and pay for every Cask of Sugar for which he or they shall so refuse or neglect to deliver in an Account, the Sum of Five Pounds, to any one who will prosecute and sue for the same, to be recovered before the Lord Mayor or any Aldermen of the said City, on the Oath of any One or more credible Witness.

failing to make true Returns.

VI. And be it further enacted, That it shall be lawful for the Officers of the Customs to detain any Sugar entered for the Payment of such Duties, and within Five Days from the Time of such Detention to take the same for the Use of the Crown; and for every Hundred Weight of Sugar which shall be so taken there shall be paid to the Proprietor thereof, in full Satisfaction for the same, a Sum of Money to be computed in manner following; (that is to say,) if such Sugar shall have been entered as not being of greater Value than the Average Price of *British* Plantation Sugar, then the Sum to be paid shall be Two Shillings the Hundred Weight less than such Average Price; and if such Sugar shall have been entered as being of greater Value than such Average Price, then there shall be added to such Sum the Number of Shillings by which such Sugar shall have been entered as being of greater Value than such Average Price; and there shall also be returned to such Proprietor the Duty which had been paid upon the Entry of such Sugar.

Sugar entered for the Payment of Duty may be seized, making Satisfaction to the Proprietor.

VII. And be it further enacted, That upon the Entry of any Sugar for Duty, under the Authority of this Act, the Person entering the same shall give Bond to the Satisfaction of the Officers of the Customs, in the Penalty of Twenty Shillings for every One Hundred Weight of such Sugar, that the whole of such Sugar shall be actually subjected to the Process of Refinement, and that within Four Months from the Date of such Bond, for every Hundred Weight of Sugar so entered and taken to be refined, there shall be by him exported, or delivered into Warehouse to be exported, One hundred and Seven Pounds of Refined Sugar and Treacle in the following relative Proportions; (that is to say,) if such Sugar shall be entered as not being of greater Value than the Average Price of Sugar as aforesaid, then there shall be so exported or delivered Sixty-one Pounds of Refined Sugar in Loaves or Lumps, Eighteen Pounds of Bastard Sugar, and Twenty-eight Pounds of Treacle; and for every Shilling by which such Sugar shall be entered as being of greater Value than such Average Price there shall be so exported or delivered Three Pounds the more of Refined Sugar in Loaves or Lumps, and One Pound the less of Bastard Sugar, and Two Pounds the less of Treacle: Provided always, that no Entry for any such Sugar shall be made except in the Name of the Refiner on whose Premises the same is to be refined, nor unless the Situation of such Premises be stated in such Entry.

Bond to be entered into for duly exporting such Sugar when refined.

VIII. And

Packages of Sugar to be marked before Delivery.

VIII. And be it further enacted, That before any Package of Sugar be delivered for the Purposes of this Act, the Officers of the Customs shall mark the same in some conspicuous Manner, and shall also upon Request deliver to the Carrier of the same a Cartage Note, setting forth the Particulars of every Package so delivered, the Time of Delivery, and the Description or Situation of the Premises to which the same is to be conveyed; and if any Sugar delivered for the Purposes of this Act be found without such Mark on the Package, or removing without a proper Cartage Note for the same, or unloading at any Place other than the Place to which it ought to have been taken, or out of the Line of Road leading to such Place, such Sugar shall be forfeited, and the Person to whom such Sugar was delivered to be refined shall also forfeit the Sum of One hundred Pounds in respect of every Package of Sugar so forfeited or liable to Forfeiture as aforesaid.

Limiting the Quantity of Sugar to be delivered to One Person.

IX. And be it further enacted, That no greater Quantity of Sugar shall be delivered, under the Authority of this Act, to any Person, so as to be at any One Time in his Possession, than One thousand Hundred Weight for every Pan actually at work upon his Premises: Provided always, that every Quantity of Refined Sugar by him exported, or warehoused to be exported, shall be deemed to be Sugar no longer in his Possession, and shall be deducted from the Quantities which had been delivered to him as aforesaid.

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