

ANNO QUINTO & SEXTO

VICTORIÆ REGINÆ.

****

CAP. XLIX.

An Act to amend the Laws for the Regulation of the Trade of the *British* Possessions abroad.

[16th *July* 1842.]

WHEREAS an Act was passed in the Third and Fourth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to regulate the Trade of the* British *Possessions abroad*, herein-after designated as "The Possessions Act:" And whereas it is expedient to make certain Alterations and Amendments therein: Be it therefore enacted by the Queen'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, except as herein-after is provided, from and after the Fifth Day of *July* One thousand eight hundred and forty-three so far as relates to the *British* Possessions in *North America*, and from and after the Fifth Day of *April* One thousand eight hundred and forty-three so far as relates to the *British* Possessions in *South America* and the *West Indies*, and from and after the Fifth Day of *July* One thousand eight hundred and forty-three so far as relates to the *Mauritius*, this Act shall come into and be and continue in full Force and Operation for all the Purposes mentioned herein.

3 & 4 W. 4. c. 59.

Commencement of Act.

II. And

Recital of 4 G. 3. c. 15.

II. And whereas, under or by virtue of an Act passed in the Fourth Year of His late Majesty King *George* the Third, intituled *An Act for granting certain Duties in the* British *Colonies and Plantations in* America; *for continuing, amending, and making perpetual an Act passed in the Sixth Year of the Reign of His late Majesty King* George *the Second, intituled* 'An Act for the better 'securing and encouraging the Trade of His Majesty's Sugar Colo-'nies in America;' *for applying the Produce of such Duties, and of the Duties to arise by virtue of the said Act, towards defraying the Expences of defending, protecting, and securing the said Colonies and Plantations; for explaining an Act made in the Twenty-fifth Year of the Reign of King* Charles *the Second, intituled* 'An Act 'for the Encouragement of the Greenland *and* Eastland *Trades, and* 'for the better securing the Plantation Trade;' *and for altering and disallowing several Drawbacks on Exports from this Kingdom, and more effectually preventing the clandestine Conveyance of Goods to and from the said Colonies and Plantations, and improving and securing the Trade between the same and the United Kingdom,* the following Duties are chargeable upon Wines imported into the *British* Possessions in *America;* (that is to say,)

For every Ton of Wine of the Growth of the *Madeiras*, or of any other Island or Place from whence such Wine may be lawfully imported, and which shall be so imported from such Islands or Places, the Sum of Seven Pounds:

For every Ton of *Portugal*, *Spanish*, or any other Wine (except *French* Wine), imported from the United Kingdom, the Sum of Ten Shillings:

Recital of 6 G. 3. c. 52.

And whereas, under or by virtue of an Act passed in the Sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repealing certain Duties in the* British *Colonies and Plantations granted by several Acts of Parliament, and also the Duties imposed by an Act made in the last Session of Parliament upon certain* East India *Goods exported from the United Kingdom, and for granting other Duties instead thereof, and for further encouraging, regulating, and securing several Branches of the Trade of this Kingdom and the* British *Dominions in* America, the following Duties are chargeable upon Melasses and Syrups and *British* Pimento imported into the *British* Possessions in *America;* (that is to say,)

For every Gallon of Melasses and Syrups (except as in the same Act is mentioned), One Penny:

For every Pound Weight Avoirdupois of *British* Pimento (except as in the same Act is mentioned), One Halfpenny:

Recital of 14 G. 3. c. 88.

And whereas, under or by virtue of an Act passed in the Fourteenth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to establish a Fund towards further defraying the Charges of the Administration of Justice and Support of the Civil Government within the Province of* Quebec *in* America, the following Duties are chargeable on Brandy, Rum, and Spirits imported into any Port of *Canada;* (that is to say,)

For every Gallon of Brandy or other Spirits of the Manufacture of the United Kingdom, Three-pence:

For every Gallon of Rum or other Spirits which should be imported or brought from any of His Majesty's Sugar Colonies in the *West Indies*, Sixpence:

For every Gallon of Rum or other Spirits which should be imported or brought from any other of His Majesty's Colonies or Dominions in *America*, Nine-pence:

For every Gallon of Foreign Brandy or other Spirits of Foreign Manufacture imported or brought from the United Kingdom, One Shilling:

For every Gallon of Rum or Spirits of the Produce or Manufacture of any of the Colonies or Plantations in *America* not in the Possession or under the Dominion of His Majesty, imported from any other Place except the United Kingdom, One Shilling:

Repeal of Duties under 4 G. 3. c. 15., 6 G. 3. c. 52., 14 G. 3. c. 88.

And whereas it is expedient that the several herein-before mentioned Duties imposed by the said Acts respectively should be repealed; be it therefore enacted, That so much of each of the said Three several Acts of His late Majesty King *George* the Third as imposes or authorizes the Charge of the herein-before mentioned Duties upon Wine, Melasses, Pimento, and Spirits respectively, shall be and the same is hereby repealed.

Repeal of Prohibitions established by Possessions Act.

III. And whereas by the said Possessions Act it was enacted, that the several Sorts of Goods enumerated and described in the Table therein mentioned, denominated "A Table of Prohibitions and Restrictions," should be prohibited to be imported or brought either by Sea or inland Navigation into the *British* Possessions in *America*, or should be so imported or brought only under the Restrictions mentioned in such Table, according as the several Sorts of Goods are set forth therein, and that if any Goods should be imported or brought into any of the *British* Possessions in *America* contrary to any of the Restrictions mentioned in such Table in respect of such Goods, the same should be forfeited; and that if the Ship or Vessel in which such Goods should be imported should be of less Burden than Seventy Tons, such Ship or Vessel should also be forfeited: And whereas it is expedient that the Prohibitions established by the lastly herein-before recited Enactment should be materially modified, and that for this Purpose the said Enactment should be repealed, and such Prohibitions should be enacted as herein-after are mentioned; be it therefore enacted, That so much of the said Possessions Act as prohibits the Importation of the Goods enumerated and described in the Table in the said Act contained and herein-before mentioned, and as declares the Forfeiture of such Goods, and of certain Vessels importing the same, as herein-before is mentioned, shall be repealed.

Establishing Prohibitions as per Table.

IV. And be it enacted, That the several Sorts of Goods enumerated or described in the Table following, denominated "A Table of Prohibitions and Restrictions," are hereby prohibited to be imported or brought, either by Sea or by inland Carriage or Navigation, into the *British* Possessions in *America* or the *Mauritius*, or shall be so imported or brought only under the Restrictions mentioned in such Table, according as the several Sorts of such Goods are set forth therein; (that is to say,)

A TABLE

A TABLE OF PROHIBITIONS AND RESTRICTIONS.

GUNPOWDER,
AMMUNITIONS, ARMS, or UTENSILS of WAR,
prohibited to be imported, except from the United Kingdom or from some other *British* Possession.

COFFEE,
SUGAR, not being refined, in Bond in the United Kingdom,
MOLASSES,
RUM,
being the Produce or Manufacture of any *British* Possession within the Limits of the *East India* Company's Charter, except and subject as herein-after is provided, or being of Foreign Produce or Manufacture, prohibited to be imported into any of the *British* Possessions on the Continent of *South America* or in the *West Indies* (the *Bahama* and *Bermuda* Islands not included), or into the *Mauritius*, except to be warehoused for Exportation only, and may also be prohibited to be imported into the *Bahama* or *Bermuda* Islands by Her Majesty's Order in Council.

BASE or COUNTERFEIT COIN,
BOOKS, such as are prohibited to be imported into the United Kingdom,
prohibited to be imported.

And if any Goods shall be imported or brought into any of the *British* Possessions in *America* or the *Mauritius* contrary to any of the Prohibitions or Restrictions mentioned in such Table in respect of such Goods, the same shall be forfeited; and if the Ship or Vessel in which such Goods shall be imported be of less Burden than Seventy Tons, such Ship or Vessel shall also be forfeited.

Coffee, Sugar, and Rum may be imported into the British Possessions in the West Indies and South America, and the Mauritius, in certain Cases.

V. Provided always, and be it enacted, That it shall be lawful to import into any *British* Possessions in the *West Indies* and *South America*, and into the *Mauritius*, any Coffee the Produce of any *British* Possessions within the Limits of the *East India* Company's Charter, and also any Sugar the Produce of any *British* Possessions within the Limits of the *East India* Company's Charter into which the Importation of Sugar the Produce of any Foreign Country or of any *British* Possession into which Foreign Sugar may be legally imported has been prohibited, and also any Rum the Produce of any *British* Possession within the Limits of the *East India* Company's Charter into which the Importation of Rum the Produce of any Foreign Country or of any *British* Possession into which Foreign Sugar or Rum may be legally imported has been prohibited: Provided nevertheless, that no such Coffee, Sugar, or Rum shall be entered in any *British* Possession in the *West Indies* or *South America*, or in the Island of *Mauritius*, as being the Produce of any *British* Possession within the Limits of the *East India* Company's Charter from which the same may be legally imported under the Proviso last aforesaid, unless the Master of the Ship importing the same

same shall have delivered to the Collector or principal Officer of the Customs at the Port of Importation such Certificate of Origin as herein-after is mentioned, under the Hand and Seal of the proper Officer at the Place where the same shall have been taken on board; and such Master shall also make and subscribe a Declaration before the proper Officer of the Customs that such Certificate was received by him at the Place where such Coffee, Sugar, or Rum was taken on board, and that the Coffee, Sugar, or Rum so imported is the same as is mentioned therein; and such Certificate of Origin shall, as regards Coffee, certify that a Declaration in Writing had been made and signed before the Officer giving such Certificate, the Contents of which he believed to be true, by the Shipper of such Coffee, that the same was really and *bonâ fide* the Produce of some *British* Possession; and such Certificate of Origin shall, as respects Sugar, state the Name of the District in which such Sugar was produced, the Quantity and Quality thereof, the Number and Denomination of the Packages containing the same, and the Name of the Ship in which they were laden and the Master thereof, to the Officer giving the same, by the Shipper of such Sugar, and shall likewise certify that there had been produced a Certificate under the Hand and Seal of the Collector or Assistant Collector of the Land or Customs Revenue of the District within which such Sugar was produced, that such Sugar was of the Produce of the District, and that the Importation into such District of Foreign Sugar, or Sugar the Growth of any *British* Possession into which Foreign Sugar can be legally imported, is prohibited; and such Certificate of Origin shall, as respects Rum, state the Name of the District in which such Rum was produced, the Quantity and Strength thereof, the Number and Denomination of the Packages containing the same, the Name of the Ship in which they were laden and of the Master thereof, and shall also testify that there had been produced to the Party giving such Certificates, by the Shipper of such Rum, a Certificate under the Hand and Seal of the Collector or Assistant Collector of the Land or Customs Revenue of the District within which such Rum was produced, that the same was the Production of such District.

Repeal of certain Duties imposed by the Possessions Act.

VI. And whereas by the said Possessions Act it is enacted, that there shall be raised, levied, collected, and paid unto Her Majesty the several Duties of Customs as the same are respectively set forth in Figures in the Table of Duties therein-after contained, upon Goods, Wares, and Merchandize imported or brought into any of Her Majesty's Possessions in *America*, and in and by the said Table certain Articles are therein declared to be exempted from or free of such Duties; and it is by the said Possessions Act provided, that no greater Proportion of the Duties imposed thereby, except as therein excepted, shall be charged upon any Article which is subject also to Duty under any of the Acts therein referred to, or subject also to Duty under any Colonial Law, than the Amount, if any, by which the Duty charged by the said Possessions Act should exceed such other Duty or Duties; and it is thereby further provided, that the full Amount of the Duties mentioned therein, whether on account of such former Acts, or on account of such Colonial Law, or on

account of the said Possessions Act, shall be levied and recovered and received under the Regulations and by the Means and Powers of the said Possessions Act: And whereas it is expedient that the said Duties should be repealed, and other Duties substituted in lieu thereof; be it therefore enacted, That the herein-before recited Enactment imposing Duties upon Goods, Wares, and Merchandize imported or brought into any of Her Majesty's Possessions in *America*, and so much of the said Possessions Act as extends any of such Duties to the *Mauritius*, and the said Duties and Exemptions so imposed and established by the said Possessions Act, and the said several Enactments in relation thereto, which are herein-before recited, shall be repealed.

Import Duties imposed.

VII. And be it enacted, That there shall be raised, levied, collected, and paid unto Her Majesty the several Duties of Customs as the same are respectively set forth in Figures in the Table of Duties herein-after contained, upon Goods, Wares, and Merchandize not being the Growth, Production, or Manufacture of the United Kingdom, or of any of the *British* Possessions in *America*, or of the *Mauritius*, or of any of the *British* Possessions within the Limits of the *East India* Company's Charter, or the Produce of any of the *British* Fisheries, imported or brought into any of the *British* Possessions in *America* or the *Mauritius* by Sea or inland Carriage or Navigation:

TABLE OF DUTIES.

			s.	*d.*
Wheat Flour		the Barrel of 196 lbs.	2	0
Fish of Foreign Taking or Curing	dried or salted,	the Cwt.	2	0
	pickled	the Barrel	4	0
Meat, salted or cured		the Cwt.	3	0
Butter		"	8	0
Cheese		"	5	0
Coffee		"	5	0
Cocoa		"	1	0
Molasses		"	3	0
Sugar, unrefined		"	5	0
Refined Sugar, the Produce of and refined in Foreign Countries	20 *per Centum ad valorem.*			
Tea, unless imported direct from *China*, or unless imported from the United Kingdom or from any of the *British* Possessions	*per* Pound		0	1
Spirits:				
Rum		*per* Gallon	0	6
Other Spirits and Cordials		„	1	0
Glass Manufactures	15 *per Centum ad valorem.*			
Silk Manufactures				
Spermaceti				

Wine

Wine, whether bottled or not Cotton Manufactures Linen Ditto Woollen Ditto Leather Ditto Paper Ditto Hardware Clocks and Watches Manufactured Tobacco Soap Candles, other than Spermaceti Corks, Cordage, and Oakum	7 *per Centum ad valorem.*
Oil, Blubber, Fins, and Skins, the Produce of Fish and Creatures living in the Sea, of Foreign Fishing	15 *per Centum ad valorem.*
Articles not enumerated, except such as are comprised or referred to in the subjoined Table of Exemptions	4 *per Centum ad valorem.*
And if any of the Goods herein-before proposed to be charged with Duty, except Sugar and Tea, shall be imported through the United Kingdom (having been warehoused therein, and being exported from the Warehouse), or the Duties thereon, if there paid, having been drawn back	Such Goods shall only be charged with Three Fourths of the Duties herein-before proposed.

TABLE OF EXEMPTIONS.

Coin, Bullion, and Diamonds.
Horses, Mules, Asses, Neat Cattle, and all other Live Stock.
Hay and Straw.
Tallow and Raw Hides.
Salt.
Rice.
Corn and Grain unground.
Biscuit or Bread.
Meal or Flour, except Wheat Flour.
Fresh Meat
Fresh Fish.
Fruit and Vegetables, fresh.
Carriages of Travellers.
Wood and Lumber.
Cotton Wool.
Hemp, Flax, and Tow.
Drugs.
Gums and Resins.
Tortoise-shell.
Manures of all Kinds.

Herrings,

Herrings, taken and cured by the Inhabitants of the *Isle of Man*, and imported from thence.
Provisions and Stores of every Description, imported or supplied for the Use of Her Majesty's Land and Sea Forces.
All Goods imported from the United Kingdom after having there paid the Duties of Consumption, and imported from thence without Drawback.

Exemptions from Duty.

VIII. And be it enacted, That the Articles enumerated or mentioned in the Table of Exemptions herein-before contained shall be imported without Payment of any Duty under this Act, and also such of the following Articles; (namely,)

Salted or cured Meat,
Flour,
Butter,
Cheese,
Molasses,
Cork-wood,
Cordage,
Oakum,
Pitch,
Tar,
Turpentine,
Leather and Leather-ware,
Fishermen's Clothing and Hosiery,
Fishing Craft, Utensils, Instruments, and Bait,

as shall be imported for the Use of the *British* Fisheries in *America*, into any Place at or from whence any such Fishery is carried on, subject to such Regulations as the Commissioners of Customs, or the principal Officer of Customs at such Place, shall make, and which they and he are hereby empowered to establish, for the Purpose of ascertaining that such Articles are *bonâ fide* intended to be applied to the Use of such Fisheries, or that such Provisions and Stores as aforesaid are *bonâ fide* imported or supplied for the Use of Her Majesty's Land and Sea Forces.

Import Duty on Sugar refined in Bond.

IX. And be it enacted, That there shall be raised, levied, collected, and paid unto Her Majesty a Duty of Ten Pounds for every One hundred Pounds of the Value upon Sugar refined in Bond in the United Kingdom, not being of the Growth of any of the *British* Possessions in *America*, or of the *Mauritius*, or of any of the *British* Possessions within the Limits of the *East India* Company's Charter, imported or brought into any of the *British* Possessions in *America*, or into the *Mauritius*, by Sea or by inland Carriage or Navigation.

Duties imposed by this Act to be increased in certain Cases, to preserve the same

X. And be it enacted, That if in any of the *British* Possessions in *America* or the *Mauritius* any Duty be chargeable by any Colonial Law upon any Articles being the Growth, Produce, or Manufacture of the United Kingdom, or of the *British* Possessions in *America*, or of the *British* Possessions within the Limits of the *East India* Company's Charter, or the Produce of the *British* Fisheries,

beyond

beyond the Duty (if any) chargeable by such Colonial Law upon similar Foreign Articles, the Imperial Duty hereby imposed upon such Foreign Articles shall be increased by such Excess or Amount (as the Case may be) of the Duties so chargeable by such Colonial Law upon similar *British* Articles; and that if in any of the *British* Possessions in *America* or the *Mauritius* any Duty be chargeable by any Colonial Law upon Tea imported direct from *China*, or imported from the United Kingdom or any of the *British* Possessions, beyond the Duty (if any) chargeable by such Colonial Law upon Tea not so imported, the Imperial Duty hereby imposed upon Tea not so imported shall be increased by such Excess or Amount (as the Case may be) of the Duties so chargeable by such Colonial Law upon Tea imported direct from *China*, or imported from the United Kingdom or from any of the *British* Possessions.

Amount of differential Duty.

XI. And be it enacted, That it shall and may be lawful for Her Majesty, by and with the Advice of Her Privy Council, by any Order or Orders in Council to be issued from Time to Time, to direct that any Article described in such Order, being an Article chargeable under this Act as an unenumerated Article with a Duty of Four *per Centum ad valorem*, shall be added to the List of Exemptions hereinbefore set forth, and shall be free from such Duty, and from and after the Time mentioned in such Order for the Commencement of such Exemption, not being less than Six Months from the Date thereof, such Exemption shall take effect, and such Article shall thenceforth, whilst such Order shall continue in force, be free from such Duty accordingly; and any such Order may at any Time be suspended or revoked by Her Majesty, with the Advice of Her Privy Council, by any other Order in Council.

Power to HerMajesty, by Order in Council, to exempt certain Articles from Duty.

XII. And be it enacted, That the Duties imposed by this Act shall be levied and recovered and received under the Regulations and by the Means and Powers of the Possessions Act, except such of the said Regulations as are repealed or altered by this Act.

Duties how to be levied.

XIII. And be it enacted, That all Sums of Money granted or payable under this Act or under the Possessions Act, as Duties, Penalties, or Forfeitures, in the *British* Possessions in *America* or the *Mauritius*, shall be deemed and are hereby declared to be Sterling Money of *Great Britain*, and shall be collected, recovered, and paid to the Amount of the Value which such nominal Sums bear in *Great Britain*; and that such Monies may be received and taken in Sterling Money of *Great Britain*, or in Foreign Coins at such Rates as shall be equivalent to Sterling Money of *Great Britain*, and which shall have been fixed by any Proclamation issued by Her Majesty; and that all Duties under this Act shall be paid and received in every Part of the *British* Possessions in *America* and in the *Mauritius* according to the Imperial Weights and Measures now by Law established; and that, in all Cases where such Duties are imposed according to any specific Quantity or any specific Value, the same shall be deemed to apply in the same Proportion to any greater or less Quantity or Value; and that all such Duties shall be under the Management of the Commissioners of the Customs.

Currency, Weights and Measures.

Fractional Quantities.

Net Produce of Duties how to be applied.

XIV. And be it enacted, That the net Produce of the Duties so received by the Means and Powers of this Act shall be paid by the Collector of the Customs into the Hands of the Treasurer or Receiver General of the Colony, or other proper Officer authorized to receive the same in the Colony in which the same shall be levied, to be applied to such Uses as shall be directed by the local Legislatures of such Colonies respectively; and that the Produce of such Duties so received as aforesaid in the Colonies which have no local Legislature shall and may be applied in such Manner as shall be directed by the Commissioners of Her Majesty's Treasury.

Goods from the Channel Islands.

XV. And be it enacted, That Goods the Produce or Manufacture of the Islands of *Guernsey*, *Jersey*, *Alderney*, or *Sark*, when imported from such Islands into the *British* Possessions in *America* or the *Mauritius*, shall be admitted to Entry upon Payment of the same Duties as are payable upon the like Goods the Produce or Manufacture of the United Kingdom or of any of the said Possessions, upon Production to the principal Officer of Customs at the Port of Importation of the Proofs now required by Law that such Goods are the Production or Manufacture of the Islands aforesaid.

Collection of Duties in the British Possessions legalised in certain Cases.

XVI. And whereas the herein-before recited Provisoes contained in the said Possessions Act, which provide that no greater Proportion of the Duties imposed by that Act shall be charged upon any Article which is subject also to Duty under any of the Acts therein referred to, and subject also to Duty under any Colonial Law, than the Amount, if any, by which the Duty charged by the said Possessions Act shall exceed such other Duties, and that the full Amount of the Duties mentioned in the said Possessions Act, whether on account of such former Acts, or on account of such Colonial Law, or on account of the said Possessions Act, should be levied and recovered and received under the Regulations and by the Means and Powers of the said Possessions Act, have been understood and acted on in divers different Senses in the several *British* Possessions in *America* and the *Mauritius*, and in some of the aforesaid Possessions certain Duties have been imposed by the Colonial Legislatures or other Authorities having the Power to impose Duties, which Duties have been expressly directed by the Colonial Acts, or Ordinances imposing the same, to be in addition to or over and above the Duties imposed by the said Possessions Act, and in these and others of the aforesaid Possessions the Duties respectively imposed upon Articles by the said Possessions Act, and by the Colonial Acts and Ordinances in such Possessions, have, notwithstanding the aforesaid Provisoes, been collected in full without any such Abatement as in the said Provisoes is contemplated: And whereas it is expedient that such Collection in full of the said Imperial and Colonial Duties should be held to be good in Law, notwithstanding the aforesaid Provisoes: And whereas Doubts have been entertained whether the Duties imposed upon the Importation of Goods, Wares, or Merchandize into the *West Indies* by the said Possessions Act are, under the Provisions of that Act, leviable upon the like Goods, Wares, and Merchandize imported into the *Mauritius* from the United Kingdom: And whereas, notwithstanding

standing such Doubts, the aforesaid Duties have been levied upon Goods, Wares, and Merchandize so imported into the *Mauritius* from the United Kingdom, and it is expedient that the levying of the same should be held good in Law; be it therefore enacted, That from and after the passing of this Act no personal Action, Suit, or other Proceeding shall be prosecuted or commenced against any Officer of Her Majesty's Customs, or any Officer or other Person authorized by the Legislature or other proper Authorities of any of the aforesaid *British* Possessions, for or in respect of such Officer or Person having levied Duties imposed by the said Possessions Act upon the Importation of any Article in full, without making any Deduction therefrom in respect of Duties imposed by any Colonial Law or Ordinance upon the same Article, or for or in respect of such Officer or other Person having levied Duties imposed upon the Importation of any Article by any Colonial Law or Ordinance in full, without making any Abatement or Deduction therefrom in respect of the Duty imposed by the Possessions Act upon the same Article; and that no personal Action, Suit, or other Proceeding shall be prosecuted or commenced against any Officer of Her Majesty's Customs, or any other Officer or other Person empowered by the proper Authorities to collect Duties in the *Mauritius*, for or in respect of such Officer or other Person having levied the like Duties upon the Importation of any Goods, Wares, or Merchandize into the *Mauritius* from the United Kingdom as are imposed by the said Possessions Act upon the Importation of Goods, Wares, or Merchandize into the *West Indies;* and if any Action or Suit, or other Proceeding whatsoever, shall be prosecuted or commenced against any Officer of Customs, or other Officer or Person as aforesaid, by reason of any thing done as aforesaid, it shall be lawful for the Defendant in any such Action or Suit or other Proceeding as aforesaid to apply to the Court in which such Action shall be brought during the sitting of such Court, or to any Judge of such Court during Vacation, for Stay of Proceedings, and such Court and such Judge respectively shall stay such Proceedings accordingly; and all Payments which may have been made in respect of the Duties so levied in full, or without Abatement or Deduction as aforesaid, or in respect of such Duties so levied upon the Importation of Goods, Wares, and Merchandize into the *Mauritius* as aforesaid, shall be held to have been good, and shall not be recoverable at Law from any Person or Persons who may have received the same.

Imperial and Colonial Duties to be levied in full in certain British Possessions in America.

XVII. And be it enacted, That in any *British* Possession in *America* in which the Imperial Duties imposed by the said Possessions Act and the Colonial Duties imposed by the Laws of such Possession have both been customarily levied in full without making any Deduction from the Imperial Duties in respect of the Colonial Duties, or from the Colonial Duties in respect of the Imperial Duties, it shall be lawful, from and after the passing of this Act, for the Officers of the Customs and other Officers duly authorized to continue so to levy in full such Imperial and Colonial Duties respectively during the Continuance of the said Possessions Act, any thing in the said Possessions Act contained in anywise notwithstanding.

XVIII. And

Act may be amended, &c. this Session.

XVIII. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this present Session of Parliament.

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