ANNO QUARTO & QUINTO

GULIELMI IV. REGIS.

****

CAP. LII.

An Act to amend an Act of the Twentieth Year of His Majesty King *George* the Second, for the Relief and Support of sick, maimed, and disabled Seamen, and the Widows and Children of such as shall be killed, slain, or drowned in the Merchant Service; and for other Purposes.

[13th *August* 1834.]

WHEREAS by an Act passed in the Twentieth Year of His Majesty King *George* the Second, intituled *An Act for the Relief and Support of maimed and disabled Seamen, and the Widows and Children of such as shall be killed, slain, or drowned in the Merchants Service,* a Body Corporate and Politic was created by the Name of "The President and Governors for the Relief and Support of sick, maimed, and disabled Seamen, and of the Widows and Children of such as shall be killed, slain, or drowned in the Merchants Service," and divers Powers and Privileges were thereby granted to the said Corporation, and Regulations made for the Management thereof; and various Provisions were by the said Act made for the Relief and Support of maimed and disabled Seamen, and the Widows and Children of such as shall be killed, slain, 20 G. 2. c. 38.

slain, or drowned as aforesaid: And whereas another Act was passed in the Thirty-seventh Year of the Reign of His Majesty King *George* the Third, intituled *An Act for preventing the Desertion of Seamen from* British *Merchant Ships trading to His Majesty's Colonies and Plantations Abroad:* And whereas it is expedient to repeal some, and to extend and comprise in One Act of Parliament others of the Provisions of the said Two recited Acts: 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 Thirty-first Day of *December* One thousand eight hundred and thirty-four, from which Day (except as herein-after is expressly provided) this Act shall commence and take effect, the whole of the said recited Act of the Twentieth Year of the Reign of His said late Majesty King *George* the Second, except so far as the same relates to the Incorporation and perpetual Succession of the said Body Corporate and Politic, or to the Powers and Authorities thereby vested in the said President and Governors for receiving, possessing, and applying such Sums of Money as should be contributed, devised, or bequeathed to it, and for purchasing and holding Lands and erecting an Hospital, or to the Rules and Method thereby provided for supplying the Places of the President and Assistants or Committees and Governors or Members thereof so often as Vacancies shall occur, and making and altering the Bye Laws, Constitutions, and Ordinances of the said Corporation; and so much of the said recited Act of the Thirty-seventh Year of the Reign of His said late Majesty King *George* the Third as relates to the Payment and Appropriation to and for the Uses and Purposes therein mentioned of the Wages of deceased Seamen and other Persons engaged in *British* Merchant Ships trading to the *West Indies*, and to the Penalties and Forfeitures thereby imposed, so far as the same are payable or recoverable on account of any Infraction of the Provisions of the said Act respecting the Payment and Appropriation of such Wages as aforesaid; be and the same are hereby declared to be repealed: Provided always, that all Offences which shall have been committed, and all Penalties and Forfeitures which shall have been incurred, and all Payments and Duties to which any Party shall have become liable, previous to the Commencement of this Act, against the Provisions of the said Acts, shall and may be punishable and recoverable under the said Acts as if the same had not been repealed, although such Payments and Duties shall not in consequence of such Liability have become actually receivable by the said President and Governors until after the said Thirty-first Day of *December*.

37 G. 3. c. 73.

Repeal of certain Parts of recited Acts.

Proviso as to Offences committed or Penalties incurred.

President and Governors empowered to relieve disabled Seamen and their Widows and Children.

II. And be it further enacted, That the said President and Governors and their Successors shall and may and they are hereby authorized and empowered to provide, in such their Hospital as aforesaid, for the Reception of such Seamen as shall be rendered incapable of present or future Service by Sickness, Wounds, or other accidental Misfortunes, and those who shall become decrepit or worn out by Age, or shall provide for such Seamen by allowing them certain Pensions, or otherwise as to the said President and Governors and

their Successors shall seem meet and most for the Advantage of the said Charity; and also to relieve the Widows and Children of such Seamen as shall be killed, slain, or drowned in the said Service; and also to relieve the Widows and Children of such Seamen as shall die after having contributed during a Term of Twenty-one Years to the Funds of this Corporation, provided such Children are not of the Age of Fourteen Years, or if of that Age or upwards, not capable of getting a Livelihood by reason of Lameness, Blindness, or other Infirmities, and are proper Objects of Charity; and also to relieve the Widows and Children (such Children being proper Objects of Charity as aforesaid) of such Seamen as at the Time of their Death shall have been receiving or have been entitled to receive Pensions, under and by virtue of this Act, from the Fund hereby to be created, as decrepit or worn-out Seamen: Provided that no Widow shall be entitled to any Benefit under this Act who shall not have been the Wife of such Seaman or Pensioner before he became entitled to Relief under the Provisions of this Act: Provided nevertheless, that no Seaman in the said Service shall be entitled to any of the Provisions or Benefits of this Act, on account of any Hurt or Damage he may have received on board any Ship or Vessel, unless he shall produce or cause to be produced a Certificate to the said President, Assistants, and Committees, of the Hurt or Damage he hath received, from the Master, Mate, Boatswain, and Surgeon, or so many of them as were in the Ship or Vessel to which such Seaman belonged at the Time of his receiving such Hurt or Damage, or of the Master and Two of the Seamen if there be no other Officer, or in case the Master shall die, or be killed or drowned, then of the Person who shall take upon him the Care of the Ship or Vessel, and Two of the Seamen on board the same, under their Hands and Seals, thereby signifying how and in what Manner such Seaman received such Hurt or Damage, whether in fighting, defending, working, loading, or unloading the said Ship or Vessel, where and when he entered, and how long he had served on board the same; and the Parties so signing and sealing such Certificate shall and are hereby required to make Oath of the Truth of the Contents thereof before some one of His Majesty's Justices of the Peace, if given in *Great Britain* or *Ireland* or other His Majesty's Dominions, or the Chief Officer of the Customs of the Port or Place where there is no Justice of the Peace, or before the *British* Consul or Resident in any Foreign Country where such Certificate is executed (who are hereby respectively authorized and required to administer the same without Fee or Reward); and in case of Sickness, whereby such Seaman shall be rendered incapable of Service, a Certificate signed, sealed, and authenticated in like Manner, signifying that he was healthy when he entered on board such Ship or Vessel, and that such Sickness was contracted on board the same, or on shore in doing his Duty in the Service of the Ship, and not otherwise, and expressing the Time and Place he entered on board such Ship or Vessel, and how long he had served therein; and that no Widow, Child, or Children of any Seaman killed, slain, or drowned in the said Service, shall be relieved or entitled to any Allowance by virtue of this Act unless she or they, or some Person on her or their Behalf, shall produce a Certificate, signed, sealed, and authenticated in

Seamen to produce Certificate of the Hurt they have received.

Parties signing the Certificate to make Oath of the Truth thereof.

Certificates to be produced by Seamen disabled by Sickness, and by Widows and Children of Seamen.

in like Manner, signifying how and in what Manner such Seaman lost his Life in the Service of the said Ship or Vessel, the Time and Place he entered on board, and how long he had served therein; and that no Widow, Child, or Children of any Seaman in the said Service shall be entitled to any Relief by virtue of this Act unless she or they shall produce or cause to be produced a Certificate under the Hands and Seals of the Minister and Churchwardens and Overseers of the Poor of the Parish, Township, or Place, or any Two of them, or under the Hands and Seals of the Minister and Overseers of the Poor of the Parish, Township, or Place, or any Two of them, where there are no Churchwardens, or if in *Scotland* by the Minister and Elders, or if in *Ireland* by a Justice of the Peace for the Parish, Township, or Place where such Widow, Child, or Children shall at the Time reside, and if such Widow, Child, or Children are some of the People called *Quakers*, then by any Two reputable Persons of that Persuasion of the Parish, Township, or Place where such Widow, Child, or Children have a legal Settlement, or do inhabit and reside, to be attested by Two or more credible Witnesses, that such Widow was the lawful Wife and real Widow, and that such Child or Children was or were the lawful Child or Children of such deceased Seaman as aforesaid, and that such Child or Children is and are under the Age of Fourteen Years, or if of that Age or upwards, not capable of getting a Livelihood by reason of Lameness, Blindness, or other Infirmities, and is or are proper Objects of Charity; and that no Seaman shall be provided for by a Pension or otherwise, as decrepit or worn out, unless such Seaman shall have served in the Merchant Service for the Space of Five Years, and shall have during that Time contributed and paid the Monthly Duty out of his Wages, in and by the Act of the Twentieth Year of the Reign of King *George* the Second herein-before recited, or in and by this Act, required to be henceforward paid and deducted as the Case may happen, for the Uses and Purposes in and by this Act provided.

Decrepit Seamen not entitled to the Benefit of this Act unless they have served Five Years, and contributed monthly.

Persons forging, &c. Certificates to be punished.

III. Provided always, and be it further enacted, That if any Person shall forge, counterfeit, erase, or alter, or shall procure to be forged, counterfeited, erased, or altered, or shall unfairly or unduly obtain, any Certificate in order to entitle him or her to any of the Pensions, Allowances, or Benefits of this Act, and shall produce or cause such Certificate to be produced for that Purpose, such Certificate shall, upon Discovery thereof, be null and void, and such Person so applying for Relief or Provision shall be for ever incapable of receiving any of the Benefits of this Act, and shall be subject and liable to the like Punishment as an incorrigible Rogue is subject and liable to, and shall be punished accordingly as such.

President and Five Assistants to make a Court, who are to meet weekly.

The Court may apply the Monies

IV. And be it further enacted, That the said President, with any Five or more of the said Assistants or Committees for the Time being, shall make a full Court of Assistants or Committees, and shall meet from Time to Time upon *Wednesdays* weekly in or near the City of *London*, or at such other Time or Place as they shall think fit to appoint; and such Court shall have Power, when assembled as aforesaid, in the Name of the said Corporation and on their Account, to

to apply the Monies arising and to be received by virtue of this Act, or otherwise belonging to and vested in the said Corporation, for the Relief and Support of such Seamen, their Widows and Children, as are herein-before described, and in case there shall be any Surplus thereof, or any Sum or Sums of Money shall be contributed and given for the Purpose of this Act by any well-disposed Persons, to lay out the same in Parliamentary Securities, or to dispose of the same in the Purchase of such Lands, Tenements, or Hereditaments as are allowed to be purchased and held by the said Corporation by the said recited Act of the Twentieth Year of the Reign of His said late Majesty *George* the Second, and with and under their Common Seal to enter into any Covenants or Contracts for the Purposes aforesaid, as they shall think fit for the better promoting and carrying into effect the Provisions of this Act; and to appoint and choose, and at their Pleasure to remove, displace, and supply, any Officers, Servants, and other Person and Persons to be employed for the Purposes herein mentioned and intended, or other the Affairs of the said Corporation (other than and except such Officers and Persons as by the said Act of the Twentieth Year of the Reign of His said late Majesty King *George* the Second are directed to be chosen and appointed at a General Court or Assembly of the said Corporation), and to direct and appoint such Salaries, Perquisites, and other Rewards for their Labour and Service therein as they shall approve and think proper, and to do, manage, transact, and determine all such Matters and Things as to them or the greater Part of them shall appear necessary and convenient for the effecting and carrying on the Purposes hereby intended.

of the Corporation, and appoint the Officers and their Salaries;

Exception;

and do all other Matters and Things necessary.

V. And be it further enacted, for effecting the Ends and Purposes aforesaid, That every Master of any Merchant Ship or Vessel belonging or to belong to any of the Subjects of His Majesty, His Heirs or Successors, and every Owner being a *British* Subject navigating or working his own Ship or Vessel, whether the said Ship or Vessel shall be employed on the High Sea, or Coasts of *Great Britain* or *Ireland*, or in any Port, Bay, or Creek of the same, shall, from and after the Thirty-first Day of *December* One thousand eight hundred and thirty-four, pay, and there shall be allowed and paid by every such Master or Owner, Two Shillings *per* Month of lawful Money of *Great Britain*, and proportionably for a lesser Time, during the Time he or they shall be employed in or navigate or work such Merchant Ship or Vessel, for the Uses and Purposes aforesaid: Provided always, that such Masters or Owners of such Ships or Vessels, or their Widows and Children under Fourteen Years of Age, or being Objects of Charity as aforesaid, shall have and be entitled to have a proportionate Increase of the Pension or other Allowance, as in and by this Act is provided, according to the Difference between the Amount of the Monthly Duty hereby required to be paid by other Seamen, Mariners, and Pilots, in case such Master or Owner shall have paid the said Sum of Two Shillings *per* Month for a Period of Five Years or Sixty Months before any Application to the said President and Governors for Relief under this Act or the Provisions thereof, or any of them; but in case any such Master or Owner shall be killed or

All Masters and Owners of Merchant Ships or Vessels, &c. to pay 2*s.* per Month.

drowned, or become decrepit and maimed or disabled, before he or they shall have paid such increased Rate of Two Shillings *per* Month for the full Period of Five Years or Sixty Months as aforesaid, then such Masters or Owners, or their Widows and Children, shall have and be entitled to have and receive such smaller Pension or Allowance as the said President and Governors, or the Trustees to be appointed as herein-after mentioned shall think fit.

All Seamen or other Persons serving on board such Ships or Vessels to pay 1*s.* per Month.

VI. And be it further enacted, That every Seaman or other Person whatsoever who shall serve or be employed by any Person or Persons whatsoever in any Merchant Ship, or other private Ship or Vessel, belonging or to belong to any of the Subjects of His Majesty, His Heirs or Successors, whether the said Ship or Vessel shall be employed on the High Sea or Coasts of *Great Britain* or *Ireland*, or in any Port, Bay, or Creek of the same, and every Pilot employed on board any such Ship or Vessel, shall, from and after the Thirty-first Day of *December* One thousand eight hundred and thirty-four, pay, and there shall be allowed and paid by every such Seaman, Pilot, or other Person employed or that shall be employed, One Shilling *per* Month of lawful Money of *Great Britain*, and proportionably for a lesser Time, during the Time he or they shall be employed in or belong to the said Ship or Vessel, for the Uses and Purposes aforesaid: Provided always, that this Act shall not extend or be construed to extend to any Person or Persons who shall be employed in any Boat upon any of the Coasts of *Great Britain* or *Ireland*, or the Islands of *Guernsey*, *Jersey*, *Alderney*, *Sark*, and *Man*, in taking Fish, nor to any Person or Persons employed in Boats or Vessels that trade only from Place to Place within any River of *Great Britain* or *Ireland*.

Masters of Ships to keep in their Hands 1*s.* per Month out of Seamen's Pay, and pay over the same to the Receiver of the Duties.

VII. And be it further enacted, That the Master, Owner, or Commander of every such Merchant or private Ship or Vessel is hereby empowered and required to deduct and detain out of the Wages, Shares, or other Profits payable or accruing to such Seaman or other Person employed on board such Ship or Vessel (other than such Persons as are hereby excepted), the said Monthly Duty, and shall pay the same, together with the Amount of the Duty due and owing from himself, to such Officer or Officers as shall on that Behalf be appointed by the said President and Governors, or the Trustees to be appointed at any of the Out-ports in manner herein-after provided, and their Successors, for the collecting, recovering, and receiving the said Duty of One Shilling *per* Month, if such Seaman or other Person shall have or be entitled to any such Wages, Shares, or Profits.

Receivers to be appointed for the Port of London and the Out-ports, who are to collect and pay over the

VIII. And be it further enacted, That it shall and may be lawful for the said President and Governors, and their Successors, at a full Court of Assistants or Committees, to appoint such Person or Persons as they shall think fit to be Receiver or Receivers of the said Duties of Two Shillings and One Shilling *per* Month at the Port of *London*, and also depute and appoint the Collectors or other Officers of the Customs of His Majesty, His Heirs and Successors, in the several Out-ports

Out-ports of *Great Britain* and *Ireland*, with the Concurrence of the Commissioners of the said Customs, or such other Persons as they shall think fit, to collect and receive the same (except in such Out-ports and where separate Trustees shall have been appointed by virtue of this Act); which said Receivers, as also the Collectors and Officers of the Customs, are hereby empowered and required to collect, receive, and pay over the said Duties according to such Instructions and Directions as shall be from Time to Time sent to them in Writing by the said President and Governors and their Successors; and for the Care and Pains therein of the said Collectors and other Officers of the Customs to be appointed to collect, recover, and receive the said Duty, it shall and may be lawful for the said President and Governors and their Successors, at such Court of Assistants or Committees as aforesaid, to make such Allowance to them out of the said Duties as they shall judge reasonable, so that the same do not exceed the Sum of Five Pounds *per Centum* on the gross Amount thereof.

Duties according to Instructions.

IX. And be it further enacted, That every Master, Commander, or Owner of any Merchant Ship or other private Ship or Vessel navigating the same, or such other Person as shall have the Care thereof, shall keep a Book by way of Muster Roll or Account of the Ship's Company, signed by himself, in which shall be entered his own Christian and Surname, and the Christian and Surnames of all the Officers, Seamen, and other Persons employed in such Ship or Vessel, and over against each Name the Age, Place of Birth, and Quality of such Seaman or other Person, and the Time and Place when he entered into the Service of such Ship or Vessel; and such Master, Commander, or Owner, or other Person having the Care of such Ship or Vessel shall continue to keep such Book by way of Muster Roll during the whole Course of the Voyage, and shall from Time to Time enter therein when and where any such Master, Officer, Seaman, or other Person shall be discharged from or shall leave or desert such Ship or Vessel, and when and where any other Officers and Men shall be shipped on board, describing them in like Manner as the Persons who first entered on board are directed to be described, and when and where any of them received any Hurt or Damage, or were killed, slain, or drowned, or otherwise happened to die, in case there should be any such, together with a Statement of the Amount of Wages due to them at the Time of Death or Desertion, and of what Clothes or other Effects such deceased Man shall have left on board; which said Account shall be in the Form, and shall contain a true and correct Return under their respective Heads of the several Particulars expressed in the Schedule marked (A.) and to this Act annexed; a Duplicate of which Account shall, if required, be signed by the said Master, Commander, or other Person having the Care of the Ship or Vessel as aforesaid, and shall be delivered to the Collectors or Receivers of the said Duties so appointed as aforesaid, at whatever Port in *Great Britain* or *Ireland* any such Ship or Vessel shall report or discharge her Cargo; and every such Duplicates for Vessels not belonging to such Port of Discharge shall be forwarded by such Receiver to the said President and Governors, to be by them transmitted to the Trustees of the Port to which the Vessel shall belong; and

Masters to keep Muster Roll, and deliver Duplicates thereof to the Collectors.

Receivers to transmit Duplicates of Vessels not belonging to their Port.

and in case any such Master, Commander, or other Person shall neglect to keep such Muster Roll or Account, or shall neglect or refuse to deliver such Duplicate as aforesaid, and in case such Receiver or Collectors shall neglect or refuse to transmit the Duplicates which shall be delivered to them as aforesaid to the said President and Governors, every such Person so offending shall forfeit and pay for every such Refusal or Omission the Sum of Five Pounds of lawful Money of *Great Britain*.

Penalty for Neglect by Masters, &c.

Masters of Vessels to deduct Penalties from Wages of Seamen, and deliver a verified Account thereof to Officers of President and Governors, under Penalty of 20*l*.

X. And be it further enacted, That the Master for the Time being of every Ship coming within the Provisions of this Act shall have Authority to deduct out of the Wages of the Seamen thereof the Amount of all Forfeitures to be incurred by any such Seamen, and every such Master is hereby required correctly and truly to enter the same in a Book to be by him kept for that Purpose, which shall be signed by the Master and the Person next to him in the Command of the Ship, both of whom shall therein certify that it contains all the Forfeitures which have been incurred by the Seamen of the Ship during the Voyage, to the Truth whereof the Master shall make Oath when required by the Officer of the said President and Governors in *London*, or of the Trustees at any of the Out-ports, if any, and if not, to the respective Receivers or Collectors of the said President and Governors at such Out-ports appointed to receive the Monies payable in respect of the Wages of Merchant Seamen, which Oath such Officer is hereby authorized to administer; and the said Book, or a true Copy thereof signed and certified as aforesaid, shall, within One Calendar Month after the Ship's Return from her Voyage, be delivered to the said Officer by the Master, together with Extracts from the Log Book of the Entries therein of the Causes of the several Forfeitures which are herein-before required to be made; and every Master as aforesaid who shall refuse or neglect to deliver any such Account as hereby required shall forfeit and pay the Sum of Twenty Pounds.

Collectors may summon Masters of Vessels, and examine them upon Oath as to the Truth of the Muster Rolls.

XI. And be it further enacted, That it shall and may be lawful to and for the said Collectors or Receivers, for the better Discovery of what shall be due from the several Persons serving on board or belonging to any Merchant Ship or other private Ship or Vessel aforesaid, by Warrant under his or their Hand or Hands to summon every such Master and Commander, or in his Absence such Owner or Owners of such Ship or Vessel as aforesaid, to be and appear at the Office of the said Collectors or Receivers respectively (so that the Persons so summoned be not obliged to travel above Ten Miles for the making such Appearance), which said Collectors or Receivers are hereby empowered and directed to examine every such Master and Commander or Owner or Owners as to the Truth of the Copy of such Book or Muster Roll, and as to the Number and Times of Service of all the several Persons belonging to or employed in such Ship or Vessel, who are liable to or chargeable with the said Duty; and if such Masters or Commanders, or in their Absence such Owner or Owners, or any of them, shall refuse or neglect when so summoned to appear before the said respective Persons hereby empowered to

Masters refusing to appear or to answer, to forfeit 10*l*.

examine them in manner as aforesaid, or if they shall appear and obstinately refuse to make a full and true Discovery of the Matters aforesaid, then and in every such Case all and every such Offender or Offenders for every such Refusal shall forfeit the Sum of Ten Pounds of lawful Money of *Great Britain*.

Secretaries, &c. of Public Offices to give in a List of Ships employed in their Service.

XII. And for the more easy and effectual Collection of the said Duties of and from the Masters, Commanders, and Owners of Merchants Ships or other private Ships or Vessels that are or shall be hired or employed on monthly Charter by the several Departments of the Navy, Victualling, Ordnance, Customs, Post Office, or other Public Offices for or in the Service of His Majesty, His Heirs or Successors; be it further enacted, That the Secretaries or Chief Clerks of the aforesaid Offices or Departments respectively shall once in every Year, upon the First Day of *January* in each Year, or within Twenty Days next following at the farthest, upon Application being made to them by the said President and Governors for that Purpose, give and deliver to the Receiver or Receivers of the said Duties in the Port of *London* a true and exact List or Account of the Number and Names of all and every the Ships or Vessels that in the Year preceding every such Account shall have been hired or employed by the Commissioners or other Officers of every such Office respectively for or in the Service of His Majesty, His Heirs or Successors, and of all and every the Ships and Vessels which, at the Time of delivering in such Account, remain in the Service of every such Office or Department respectively, and of all such as between every such Account shall be discharged from such Service, and of the Names of the Masters, Commanders, and Owners of all and every such Ships and Vessels respectively, and also of the Numbers of Seamen or other Persons that shall from Time to Time be employed in every such Ship or Vessel; and that no Treasurer, Paymaster, or other Officer of or belonging to any such Public Office or Offices shall make out or pay any Bill for the Freight of any Ship or Vessel so hired or employed, or to be hired or employed, for or in the Service of His Majesty, His Heirs and Successors, as aforesaid, or pay any Wages to any Master, Commander, or other Persons employed or that shall be employed in any such Ship or Vessel, until every such Master, Commander, or Owner respectively shall and do produce and show unto such Treasurer, Paymaster, or other Officer respectively an Acquittance or Certificate signed by the said Receiver or Receivers, or his or their Deputy or Deputies for the Time being, whereby it shall appear that such Master, Commander, or Owner hath duly and fully paid and discharged the said Duties payable by virtue of this Act, and that he is not more than Three Months in arrear for the same.

Treasurers, &c. of such Offices to pay no Wages or Freight to any Master, &c. until he produce an Acquittance signed by Receiver of Duties

Duties to be paid at the Port where any Ship or Vessel shall unload her Cargo.

XIII. And be it further enacted, That all and every the Masters, Commanders, and Owners of all Merchant Ships and other private Ships and Vessels whatsoever by this Act made liable to the Payment of the said Duties of Two Shillings *per* Month and One Shilling *per* Month, shall pay all such Monies as shall from Time to Time be due from

from them and every of them respectively for or on account of the said Duties to the Collectors and Receivers appointed in pursuance of this Act or of the said Act of the Twentieth Year of the Reign of His said late Majesty King *George* the Second, at whatever Port in the said United Kingdom of *Great Britain* or *Ireland* any such Ship or Vessel shall report or discharge her Cargo, and before any such Ship or Vessel shall be cleared inwards by the Officers of the Customs of His Majesty, His Heirs or Successors, in any such Port; and that no Customer, Collector, Comptroller, Receiver, Surveyor, Searcher, Waiter, or other Officer of the Customs of His Majesty, His Heirs or Successors, shall at any Time hereafter clear inwards any Merchant Ship or any private Ship or Vessel whatsoever by this Act made liable to the Payment of the said Duties, or grant any Warrant, or give or grant out any Cockets, Transire, Returns, or Discharges unto or for any Ship or Vessel whatsoever, or shall permit or suffer any such Ship or Vessel to go out of any of the Ports before mentioned, until the said Master, Commander, or Owner or Owners of every such Ship or Vessel respectively shall and do produce and show forth unto such Officer or Officers an Acquittance or Certificate, signed by the said Receiver or Receivers, Collectors or Collector of the said Duties, whereby it shall appear that such Master, Commander, or Owners have duly and fully paid the said Duties, and are not more than Three Months in arrear for the same, or that they are exempt from the Payment of the said Duties by virtue of the Exceptions herein contained; and that every Master, Commander, or Owner of any such Ship or Vessel who shall refuse or neglect to pay the said Duty or Duties in manner and within the Time herein-before limited and appointed for Payment thereof, and also every Customer, Collector, Comptroller, Receiver, Surveyor, Searcher, Waiter, and other Officer of the Customs who shall make Default in any of the Premises enjoined them respectively by this Act, or shall in anywise act contrary to the Directions herein-before mentioned, shall for every such Refusal, Neglect, Default, or Act, forfeit the Sum of Ten Pounds of lawful Money of *Great Britain*; and that the Amount of such Duties as shall be received in pursuance of this Act, so far as the same shall be derived from the Duty imposed upon the Masters, Commanders, or Owners, and Seamen, or in respect of the Wages of the Masters, Commanders, or Owners, and Seamen, in such Ships or Vessels as shall not belong to the particular Port at which such Ships or Vessels shall be reported or discharge their Cargoes, shall be and the same is hereby required to be remitted by the Collectors or Receivers of the said Duty at the Port aforesaid to the Receiver of the Port of *London*, and that the same shall, when so received by him, be transmitted by him to the Trustees (if any) of the several Ports to which every such Ship or Vessel shall respectively belong:

Master or Owner may enter into Agreement with Trustees and Collectors for half-yearly Payments;

Provided always, that it shall and may be lawful for the Master, Commander, or Owner of any Merchant Ship or private Ship or Vessel which shall belong to any of the Out-ports at which Trustees shall have been appointed for the Purposes herein-after mentioned under the Provisions of this Act or by virtue of the said Act of His late Majesty King *George* the Second, to enter into an Agreement in Writing with the Trustees and Receiver or Collector for such

such Out-port, with the Intent that the whole of the Duties payable under this Act on account of the said Ship or Vessel, and so often as the same shall be employed, may be paid to the said Receiver or Collector of the said Out-ports by half-yearly Payments; that is to say, within Twenty-one Days after the Thirtieth Day of *June* and Thirty-first Day of *December* respectively in every Year; and that it shall and may be lawful for the Masters or Owners of any Ship or Vessel employed in the Coasting Trade, or only going from one Port to another in any Part of the Coasts of *Great Britain* or *Ireland*, to enter into a similar Agreement with the Receiver or Collector and the Trustees of any of the Ports to which such Ship or Vessel may belong; and that every such Master, Commander, or Owner, having entered into any such Agreement as aforesaid on account of any Ship or Vessel, shall not be required to make any Payment on account of the said Duties at any Port at which the said Ship or Vessel shall report or discharge its Cargo other than that to which it belongs, nor shall such Master or Owner be exposed to any of the Penalties, nor the said Ship or Vessel be in any Way delayed or impeded by the said Officers of His Majesty's Customs, or any other Person, in consequence of such Nonpayment at any other Port than as aforesaid, provided such Master or Owner produces before the Collector or Receiver for the Port at which such Ship or Vessel shall report or discharge her Cargo a Certificate of the Agreement herein-before mentioned, to be signed by the Collector or Receiver for the Port to which such Ship or Vessel belongs; and such half-yearly Payments of the said Duties shall be enforced in the same Manner and under the same Penalties as are herein-before provided for the general Collection of the Duties to be levied under the Provisions of this Act: Provided always, that a yearly Statement of the Sums so received and distributed at each such Port be made and published in One of the County or other Newspapers circulating in the District.

Certificate of such Agreement.

Payment under such Agreement to be enforced.

XIV. And to prevent unnecessary Delays in clearing Ships and Vessels, be it further enacted, That in case the Master, Commander, or Owner of any Ship or Vessel liable to the Payment of the Duties aforesaid, shall not produce such Acquittance or Certificate of Payment, or of an Agreement for such half-yearly Payment to be made at the Port to which such Ship or Vessel belongs, as is herein-before mentioned, to the Tide Surveyor when he shall come on board in order to clear such Ship or Vessel, the Tide Waiters on board such Ship or Vessel shall be continued until such Acquittance or Certificate is produced, at the Expence of such Master, Commander, or Owner, and not at the Expence of the Crown.

If Masters fail to produce proper Certificates, Tide Waiters to be continued on board at their Expence.

XV. And be it further enacted, That the Penalties and Forfeitures by this Act provided to be paid by any Master or Owner of any such Merchant Ship or Vessel shall be recoverable before any Magistrate or Justice of the Peace of the Port or Place at which any such Ship or Vessel shall be reported or shall discharge her Cargo as aforesaid; and that Notice of any Application for recovering any such Penalty or Penalties before such Magistrate or Justice of the Peace

Penalties by this Act recoverable before a Magistrate.

Service of Notice of Application.

Peace which shall have been served on the Owner, Master, or Commander, Broker or Agent of any such Ship or Vessel, shall be deemed sufficient Notice.

Owners and Masters of Ships of any of the Out-ports empowered to meet and appoint Trustees for the said Duties, who are to continue till 26th December in each Year.

XVI. And whereas the Masters, Commanders, and other Officers and Seamen employed in Ships or Vessels belonging to Persons residing at some of the Out-ports of *Great Britain* or *Ireland* may be desirous of having the said several Duties of Two Shillings *per Mensem* and One Shilling *per Mensem* to be allowed and paid by them out of their Wages as aforesaid, placed under the Direction and Management of Persons residing in or near to such Out-ports respectively; be it therefore enacted, That from and after the First Day of *October* One thousand eight hundred and thirty-four, and without being compelled to wait until this Act for the other general Purposes herein mentioned is to commence and take effect as is aforesaid, it shall and may be lawful to and for the Owners of and the Masters and Commanders employed on board the Ships and Vessels belonging to Persons residing at any of the said Out-ports to assemble and meet at any proper Time and Place within the Limits of the said Out-ports that shall be by any Five or more of them appointed by giving Ten Days previous Notice, to be fixed at the Custom House, Wharf, Quay, or any other public Place at such respective Out-port; and such Owners, Masters, and Commanders, or the greater Part of them, being so assembled as aforesaid, are hereby authorized and empowered from Time to Time to nominate and appoint, by an Instrument in Writing under their Hands and Seals, Fifteen Persons to be Trustees for such Out-port, for receiving, collecting, and applying the said Duties of Two Shillings *per Mensem* and One Shilling *per Mensem*, to be allowed, collected, and received by virtue of this Act, at such respective Out-port, for Relief and Support of the Seamen employed on board the Ships or Vessels belonging to such Persons respectively, and their Widows and Children, as shall be entitled thereto by virtue of this Act; which said Trustees shall continue to act until the Twenty-sixth Day of *December* One thousand eight hundred and thirty-five, and until new Trustees are nominated, appointed, and confirmed; and that within Ten Days after the Twenty-sixth Day of *December* in each succeeding Year, the Owners, Masters, and Commanders at such respective Out-ports shall have Power to meet and choose Fifteen Persons to be Trustees for the Year ensuing, by an Instrument in Writing under the Hands and Seals of the Owners, Masters, and Commanders, or the Majority of them so assembled, having given previous Notice in the Manner herein-before directed; which said respective Trustees shall continue from Time to Time until new Trustees are nominated, appointed, and confirmed as aforesaid; and the said Instrument shall be sent, free of Expence, to the President and Assistants or Committees of the said Corporation, who are hereby authorized and required to confirm the same under the Common Seal of the said Corporation, without Fee or Reward, within Fifteen Days after the Receipt thereof; which said Trustees when they shall be so confirmed as aforesaid (and whereof Five shall be a Quorum) shall be vested with and have the same Powers and Authorities to make Bye Laws,

New Trustees to be chosen yearly, and Instrument of Election to be confirmed by President, &c.

Five Trustees to be a Quorum, with Power to

and to revoke or alter the same, and to take, receive, and apply any Sum or Sums of Money which shall be contributed, devised, or bequeathed by any well-disposed Persons for the Purposes aforesaid, and to appoint Receivers and other Officers, and to collect, recover, receive, pay, and apply the said Duties of Two Shillings *per* Month and One Shilling *per* Month so to be allowed and paid by the Seamen or other Persons serving on board any Ship or Vessel belonging to such Persons respectively at such Out-ports as aforesaid, according to such Rules, Orders, and Regulations as are or shall be established by virtue and in pursuance of this Act, or have been established and continued under the Provisions of the said Act of the Twentieth Year of the Reign of His said Majesty *George* the Second, so far as the same are not inconsistent with or repealed or varied by the Provisions of this Act; and the said Receivers and other Officers shall have the same Powers and Authorities as the other Receivers and Officers to be appointed in pursuance of this Act, and shall be subject and liable to the same Penalties and Forfeitures, any thing herein contained to the contrary thereof in anywise notwithstanding: Provided always, that if the said Instrument of Trust in this Act mentioned shall not be sent to the President and Assistant or Committees within Sixty Days after every such Nomination and Appointment of Trustees, when any such shall have taken place, the Trust thereby created shall be considered void, and the Trustees appointed under it as discharged from the said Trust; and that the said President and Governors and their Successors duly appointed shall have Power to appoint a Receiver or Receivers for the Port or Place from which such Instrument of Trust shall not have been sent as aforesaid, for the Purpose of collecting the Duties and Allowances payable under and by virtue of this Act at such Port or Place aforesaid; and that the said President and Governors and their Successors shall have Power to demand and receive from the outgoing Trustee or Trustees of such Port or Place aforesaid an Account in Writing of the former Management of such void Trust, and also to demand the Payment from such Trustee or Trustees of any Balance which may at the Time of such Default be in the Hands of such Trustee or Trustees, who are hereby required to pay and deliver over the same to such Receiver so to be appointed as aforesaid, together with the Books of Account and other Books belonging to such Trustee or Trustees relative to such Trust.

make Bye Laws and appoint Officers.

Instrument of Trust to be forwarded to President and Governors within Sixty Days after every 26th December.

XVII. And be it further enacted, That where, on the Default or Neglect aforesaid, any such Receiver or Receivers shall be appointed, such Appointment shall not be revocable within Five Years after the same shall have been so made, except by the said President and Governors as they shall see fit.

Appointments on default not revocable within 5 Years.

XVIII. And whereas Trustees have been nominated and appointed at many of the Out-ports of *England* for similar Purposes to those hereby provided under and by virtue of the said Act of His Majesty King *George* the Second; be it further enacted, and it is hereby declared, That all such Trustees are to be deemed within and subject to the Provisions of this Act in the same Manner as if they had been nominated,

Trustees heretofore appointed at the several Out-ports to be subject to the Provisions of this Act.

nominated, appointed, and confirmed under and by virtue thereof; and all such Trustees are hereby empowered to continue to act in their respective Trusts until the Twenty-sixth Day of *December* One thousand eight hundred and thirty-five, or until new Trustees shall have been appointed, nominated, and confirmed by virtue of this Act.

The Corporation of the Merchants Venturers of Bristol appointed Trustees for the Duties, &c. received there;

XIX. And whereas by Letters Patent bearing Date the Eighteenth Day of *December* in the Sixth Year of the Reign of King *Edward* the Sixth, certain Merchants therein named, and their Successors, residing in the City and Port of *Bristol*, are incorporated by the Name of "The Master, Wardens, and Commonalty of Merchant Venturers of the City of *Bristol*," which said Society of Merchants are willing, for the Benefit of the Seamen employed on board Ships and Vessels in the Service of Merchants and other Traders belonging to the said City and Port, to undertake the Collection and Application of the Duties payable under this Act at the said City and Port, and to continue to exercise the Powers and Authorities and to discharge the Trusts vested in them by the said Act of the Twentieth Year of the Reign of King *George* the Second, except so far as the same are varied or revoked by this Act; be it further enacted, That the Master, Wardens, Assistants, and Treasurer of the said incorporated Society for the Time being shall be Trustees, and shall have and be vested with the like Powers and Authorities for collecting, recovering, receiving, and applying the said Duties of Two Shillings *per* Month and One Shilling *per* Month to be allowed, collected, and received by virtue of this Act at the said City and Port, and for taking, receiving, and applying any Sum or Sums of Money which shall be contributed, devised, or bequeathed by any well-disposed Persons for the Relief and Support of the Seamen employed in the Ships and Vessels belonging to the Merchants and Traders residing at the said City and Port, and their Widows and Children, as shall be entitled thereto by virtue of this Act, and to appoint and continue Receivers and other Officers for the Purposes aforesaid, as are given by this Act to the said President and Governors, according to such Rules, Orders, and Regulations as are or shall be established by virtue of this Act, or having been established by virtue of the said Act of the Reign of King *George* the Second, are not inconsistent with or revoked by the Provisions of this Act; and such Receivers and Officers shall have the same Powers and Authorities as the other Receivers and Officers appointed or continued by virtue of this Act, and shall be subject and liable to the same Penalties and Forfeitures; and the said Master, Wardens, Assistants, and Treasurer shall also have Power to take, receive, and hold any Lands, Tenements, and Hereditaments in such Manner and for the like Purposes only as the said President and Governors are by this Act or by the said Act of the Twentieth Year of the Reign of King *George* the Second empowered to take, receive, and hold Lands, Tenements, and Hereditaments, any thing herein contained to the contrary thereof in anywise notwithstanding.

and empowered to hold Lands for the Purpose of this Act.

The Guild of the Trinity House of

XX. And whereas the Guild or Brotherhood of Masters and Pilots Seamen of the *Trinity House* of the Town and Port of *Kingston-*

upon-Hull, are willing, for the Benefit of the Seamen employed on board Ships and Vessels in the Service of Merchants and other Traders belonging to the said Town and Port, to undertake the Collection and Application of the said Duties payable under this Act at the said Town and Port, and to continue to exercise the Powers and Authorities and discharge the Trusts vested in them by the said Act of the Twentieth Year of the Reign of King *George* the Second; be it therefore enacted, That the Guild or Brotherhood of Masters and Pilots Seamen of the *Trinity House* of the Town and Port of *Kingston-upon-Hull* for the Time being shall be Trustees, and shall have and be vested with the like Powers and Authorities for collecting, recovering, and applying the said Duties of Two Shillings *per* Month and One Shilling *per* Month to be paid at the said Town and Port, and for taking, receiving, and applying Bequests and Donations for the Purposes aforesaid, and for appointing and continuing Receivers and other Officers, as are given and granted by virtue of this Act to the President and Governors aforesaid, according to such Rules, Orders, and Regulations as are or shall be established by virtue of this Act, or being established under and by virtue of the said Act of the Twentieth Year of the Reign of King *George* the Second, are not inconsistent with or revoked by the Provisions of this Act; and such Receivers and other Officers shall have the same Powers and Authorities as the other Receivers and Officers to be appointed or continued under this Act, and shall be subject to the like Penalties and Forfeitures, any thing herein contained to the contrary thereof notwithstanding.

Kingston-upon-Hull appointed Trustees for the Duties, &c. received there.

XXI. And whereas it is expedient that the Port of the City of *Glasgow*, the Port of *Greenock*, and the Ports of *Port Glasgow*, *Crawford's Dyke*, *Gourock*, and their Dependencies, all situate and being on the River or Firth of *Clyde* in *Scotland*, shall be deemed and taken as One united Port for the Purposes of this Act; be it therefore enacted, That the said Port of the City of *Glasgow*, the Port of *Greenock*, and the Ports of *Port Glasgow*, *Crawford's Dyke*, *Gourock*, and their Dependencies, all situate and being on the River or Firth of *Clyde*, shall, for the Purposes of this Act, be held, deemed, and taken as One united Port; and that it shall and may be lawful for the Owners, Masters, and Commanders of Ships and Vessels belonging to Persons residing at any of the said united Ports of *Glasgow*, *Greenock*, *Port Glasgow*, *Crawford's Dyke*, *Gourock*, and their Dependencies, to assemble and meet at *Glasgow*, upon Notice given for that Purpose in the Manner herein-before directed, and such Owners, Masters, and Commanders, or the greater Part of them, being so assembled, are hereby authorized and empowered from Time to Time to make Bye Laws, and elect and appoint Fifteen Persons to be Trustees for such united Port, of whom Five shall be resident at each of the said Ports of *Glasgow*, *Greenock*, and *Port Glasgow*, for the Purposes of this Act; and which said Trustees shall be invested with all the Powers and Authorities that are given and granted by virtue of this Act to the Trustees of any other Out-port, and shall have and be vested with full Power and Authority for recovering, collecting, receiving, and applying all such Rates and Duties as may be deemed adequate

The Ports of Glasgow, Greenock, and Port Glasgow, &c. to be deemed One united Port, and Masters of Ships belonging thereto to elect Trustees for collecting Duties, &c.

adequate for the Relief of the sick, worn-out, and decayed Seamen belonging to the said Ports and their Dependencies, and their Widows and Families, not exceeding in the whole the said Duties of Two Shillings *per* Month and One Shilling *per* Month, to be allowed, collected, and received by virtue of this Act at the said united Ports of *Glasgow*, *Greenock*, *Port Glasgow*, *Crawford's Dyke*, *Gourock*, and their Dependencies, and for taking, receiving, and applying any Sum or Sums of Money which may have been or shall be contributed by any well-disposed Persons, or which may have been or shall be otherwise collected for the Relief and Support of the Seamen employed in the Ships and Vessels belonging to the Merchants and Traders residing at the said united Ports of *Glasgow*, *Greenock*, *Port Glasgow*, *Crawford's Dyke*, *Gourock*, and their Dependencies or either of them, and their Widows and Children, as shall be entitled thereto by virtue of this Act, any thing herein contained to the contrary thereof in anywise notwithstanding.

Trustees of Out-ports to transmit Account of the yearly Receipts and Expenditure to President and Governors.

XXII. And be it further enacted, That all and every the Trustees for the several Out-ports who now are or shall be appointed under and by virtue of the Act of the Twentieth Year of the Reign of His said late Majesty King *George* the Second, or of this Act, shall and they are hereby required to transmit annually, within Sixty Days after every Thirty-first Day of *December* in every Year, to the said President and Governors, a true and correct Account of the Receipts and Expenditure during the Year of such their several Trusts, conformable to a Form or Plan to be prescribed and forwarded by the said President and Governors, under the Penalty of Twenty Pounds, to be recovered and recoverable before a Magistrate or Justice of the Peace as other Penalties given by this Act; and that such Account of the Receipts and Expenditure of such Trustees, together with an Account of the Receipts and Expenditure of such President and Governors, shall be annually laid before the Honourable the House of Commons.

Collectors appointed by Trustees or Corporations aforesaid not to send Duplicate of Muster Rolls to the President and Assistants.

XXIII. And be it further enacted, That nothing herein contained shall be construed to extend to oblige the Receivers or Collectors of the said Duty appointed by the Trustees of any of the said respective Out-ports to send the Duplicates of the Muster Rolls hereby directed to be delivered to the Receivers and Collectors of the said Duties in the Manner herein-before mentioned, to the said President and Assistants or Committees, for any Vessels belonging to the Ports where such Payment shall be made, but such Duplicates shall be delivered by such Collectors or Receivers to the said respective Trustees, and to be by them filed and preserved for their Use and Inspection.

No Seamen to have the Benefit of this Act unless he pays the Duty.

XXIV. Provided always, and be it hereby declared, That no Seaman or other Person employed on board any Merchant Ship, Steam Packets, or other private Ship or Vessel shall be entitled to receive any Provision or Benefit by virtue of this Act, at the Port of *London* or elsewhere, unless he be subject or liable to the said Duty hereby

hereby imposed, and shall pay the same when and where the same shall be required of him by virtue of this Act.

Those who have served longest to be first provided for.

XXV. Provided also, and be it hereby declared, That those Seamen who shall have been longest in the said Service, and contributed most towards the said Duties, shall be first provided for as worn out or decrepit.

Maimed Seamen to be provided for at the Port where the Accident happens.

XXVI. And whereas it may happen that Seamen or other Persons employed on board Ships or Vessels may by Accident in loading or unloading the same, or otherwise by doing such Duty on shore as well as on board such Ships or Vessels, receive such Hurt or Damage that it may endanger their Lives to send them to the Port to which the Ships or Vessels respectively belong; be it therefore further enacted, That in case any Seaman or other Person employed on board any Merchant Ship or private Ship or Vessel shall, in doing his Duty on shore, or on board any such Ship or Vessel while in a Port other than that to which the said Ship or Vessel shall belong, break an Arm or Leg, or be otherwise hurt or maimed, so that it is necessary that immediate Care should be taken of him, it shall and may be lawful for the said President and Governors at the Port of *London*, and the respective Trustees for the Out-ports, as the Case may be, and they are hereby required, to provide proper Relief for every such Seaman or other Person that shall be so hurt or maimed at their respective Ports, until he shall be so well recovered from such Hurt or Damage as to be removed and sent with Safety to the Port to which the Ship or Vessel in which such Seaman was at the Time of the Accident employed shall belong; and the Expence of relieving and maintaining such Seaman until he be so removed as aforesaid, and also the Expence of removing him, not exceeding Two-pence *per* Mile, shall be repaid to the said President and Governors at the Port of *London*, or to the Trustees, if any, for the respective Out-port at which the Accident shall have happened, by the Trustees of the Port to which such Ship or Vessel shall belong.

Disabled Seamen having served and paid Five Years to be provided for where they have contributed most.

XXVII. And be it further enacted, That in case any Seaman or other Person shall serve Five Years or more on board Merchant or other Ships or Vessels belonging to different Ports, and shall have paid the Monthly Duties for that entire Period, and shall have become decrepit and worn out, and adjudged either by the said President and Assistants or Committees, or by the Trustees at any of the Out-ports, a proper Object of Relief, such Person shall be provided for and relieved at the Port where he shall have contributed and paid the greatest Part of the said Duties for the last Five Years of his Service, any thing herein contained to the contrary notwithstanding.

Seamen who have been shipwrecked, or made Prisoners by the Enemy, may be relieved.

XXVIII. And whereas it may happen that Seamen or other Persons employed in the Merchant Service within the Limits of this Act may be shipwrecked, or taken by the Enemies of His Majesty, and on their Return from Shipwreck or Imprisonment may be returning with Passes to the Places of their respective Abodes; be it further enacted, That it shall and may be lawful for the said President and

Governors, or the respective Trustees, if they think fit, to relieve any such Seaman or other Person in such Manner as they shall think proper.

Where regular Certificates cannot be obtained, others may be admitted.

XXIX. And whereas there may be some Circumstances wherein some of the respective Certificates herein-before mentioned cannot be obtained; be it therefore enacted, That in all Cases where the Certificates directed to be produced by this Act for the Purpose of entitling the Parties producing the same to Relief and Support cannot be obtained, such other Certificates as shall be satisfactory to the said President and Governors or Trustees respectively shall be received and allowed so as to entitle the Party producing the same to the Pensions or other Relief provided by this Act.

Wages of deceased Seamen to be paid to the Trustees of the Port on Ship's Arrival, to the Use of the Executor, &c.

XXX. And be it further enacted, That all and every Sum and Sums of Money which shall be due for Wages to any Seaman, Mariner, or other Person hired or engaged on board any *British* Merchant Ship in any Port or Ports in *Great Britain* or *Ireland*, who shall have died on board during the Voyage, shall, within Three Months after the Arrival of such Merchant Ship in any Port or Ports of *Great Britain* and *Ireland*, be paid to the Trustees of the said Port to be appointed in pursuance of this Act, or to the Receiver or Collector or other authorized Agent of the said President and Governors, where there are no such Trustees, to and for the Use of the Executor or Executors, Administrator or Administrators of the Seaman, Mariner, or other Person so dying; and in case no Claim shall be made on the said Trustees by the Executors or Administrators of such Seaman, on account of such Wages, within One Year after the same shall have been paid over as aforesaid, that then the said Trustees of the said Port shall remit the same to the Collector or Receiver of the said President and Governors, or other their authorized Agent at the Port of *London*, in such Manner and at such Times as the said President and Governors shall direct, to and for the Use of the Executor or Executors, Administrator or Administrators of the Seaman, Mariner, or other Person so dying; and in case no Claim shall be made on the said President and Governors by the Executors or Administrators of such deceased Seaman, on account of such Wages, within One Year after the same shall have been first paid over to any Collector, Receiver, or Agent of the said President and Governors, then it shall be lawful for the said President and Governors to direct such Wages to be paid over (but without Interest for the same) to the Widow, or if there be no Widow claiming, then to the lawful Issue respectively, or such Persons as by virtue of the Statutes of Distribution of Intestates Effects shall be entitled to the same; and if any Master or Commander of any such Merchant Ship shall neglect or refuse to pay over or tender to the said Trustees, or the Receiver or Collector at the Port aforesaid, all and every such Sum and Sums of Money within the Time herein-before limited, he shall forfeit and pay for every such Offence Double the Amount of the Sum or Sums of Money so due to any Seaman, Mariner, or other Person for Wages aforesaid.

XXXI. Pro-

If not demanded in Three Years by Representatives, then to the Use of the President and Governors, or the Trustees of the respective Ports.

XXXI. Provided always, and be it further enacted, That all and every such Sum and Sums of Money as shall not be lawfully demanded of the said Receiver, Collector, or other authorized Agent of the said President and Governors at the Port of *London* by any legal Representative, or Widow or Issue, or other Person hereby authorized, as the Case may be, within the Term of Two Years after the first Payment thereof to any Collector or Agent of the said President and Governors, shall be forfeited, and shall go and be paid to the Use of the said President and Governors, or to the Trustees of the Port, if any, to which such Ship belongs, by such Receiver, Collector, or other authorized Agent of the said President and Governors at the Port of *London* aforesaid.

President and Governors to pay 5 per Cent. out of the Duties received by them from Seamen in the Port of London to the Seamen's Hospital Society in that Port.

XXXII. And whereas by an Act passed in the last Session of this present Parliament, intituled *An Act for incorporating the Members of a Society commonly called The Seamen's Hospital Society, and their Successors, as therein is mentioned and provided; and for the better enabling and empowering them to carry on the charitable and useful Designs of the said Society*, a certain Society was incorporated by the Name of The Seamen's Hospital Society: And whereas the said Society was instituted for the charitable Relief of sick and distressed Seamen in the Port of *London*, and for the providing them with Medical and Surgical Aid, Lodging, Support, and Clothing until convalescent: And whereas it is expedient to provide some permanent Funds for enabling the said Society to carry on their said charitable Designs; be it therefore enacted, That the said President and Governors, and their Successors, or their Treasurer or other Officer for the Time being on their Behalf, shall and do, from and after this Act shall take effect, from Time to Time pay over to the said Seamen's Hospital Society, or their Treasurer for the Time being, the Amount of Five Pounds in every One hundred Pounds, and in the same Proportion for any greater or less Sum, on the net Amount to be collected and received by the said President and Governors and their Successors, and by their Receiver, Collector, or other authorized Agent at the Port of *London* for the aforesaid Duties of Two Shillings *per Mensem* and One Shilling *per Mensem* hereby made payable, so far as the same shall be derived from the Duty imposed upon Seamen, or in respect of the Wages of Seamen, in such Ships or Vessels as shall belong to the said Port of *London*, such Payments to be made to the said Seamen's Hospital Society, or their Treasurer for the Time being, every Three Months; (that is to say,) on the Day of on the Day of on the Day of and on the Day of in every Year; and the First of such Payments to be made on such of the said Days as shall happen next after this Act shall take effect; all such Payments to be applied by the said Seamen's Hospital Society according to the Directions of the aforesaid Act of the last Session of this present Parliament.

Five per Cent. to be deducted from gross Amount in lieu of Expences, &c.

XXXIII. And be it further enacted, That it shall and may be lawful to and for the said Receiver or Collector or other authorized Agent of the said President and Governors at the Port of *London* aforesaid, and he is hereby authorized, to deduct and receive from the gross

gross Amount of such Sum or Sums of Money as shall be derived from the unclaimed Wages of deceased Seamen, so received by him in respect of such Wages of deceased Seamen as aforesaid, the Sum of Five Pounds *per Centum* as, for, and in satisfaction of all Expences and Trouble he may be put to in the Receipt, Collection, or Transmission thereof.

Application of Penalties.

XXXIV. And be it further enacted, That all Penalties and Forfeitures given by this Act shall be paid and applied in manner following; (that is to say,) One Third Part thereof to and for the Person or Persons who shall inform and sue for the same, and the other Two Third Parts thereof to the said President and Governors, on account of the Trustees of the Port to which such Ship or Vessel in respect of which the Forfeiture shall arise belongs; and such Penalty or Forfeiture shall be recovered by Bill, Plaint, or Information in any of His Majesty's Courts of Record at *Westminster*, or such of them as do not exceed the Sum of Twenty Pounds, upon Information, on the Oath of One or more Witnesses, before any One or more of His Majesty's Justice or Justices of the Peace in any Part of the Kingdom of *Great Britain* or *Ireland*, who shall not reside more than Ten Miles from the Place of Abode of the Person or Persons complained of; which Justice or Justices is and are hereby authorized and required to issue out his or their Warrant or Warrants to bring before him or them every Person charged with any Offence under this Act, and, in case he or they shall refuse or neglect to pay such Penalties or Forfeitures as aforesaid, to issue his or their Warrant or Warrants to levy the same by Distress and Sale of the Offender's Goods, and, in case no Distress can be found, to commit the Offender or Offenders to the Common Gaol of the City, Town, or Place within the Jurisdiction of such respective Justice or Justices, there to remain for the Space of Three Calendar Months, or until he or they shall pay the same.

Limitation of Actions.

XXXV. And be it further enacted, That if any Action shall be brought or Suit be commenced against any Person or Persons for any thing done in pursuance of this Act, or in relation to the Premises or any of them, every such Action or Suit shall be laid or brought within Two Calendar Months next after the Grievance committed in the County or Place where the Fact was done, and not elsewhere; and the Defendant or Defendants in such Action may plead the General Issue, and give this Act, and a Tender of Amends before Action brought, or the special Matter, in Evidence at any Trial to be had thereupon, and that the Act or Matter was done in pursuance and by the Authority of this Act; and if the same shall appear to have been so done, or if any such Action or Suit shall not be brought within the Time before limited, and shall be brought in any other County or Place than as aforesaid, or the Jury shall not consider the aggrieved Party entitled to more than the Amends tendered, then the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become Nonsuit, or suffer a Discontinuance of his, her, or their Action or Actions, or if a Verdict shall pass against the Plaintiff or Plaintiffs, or if upon Demurrer Judgment shall be given against

against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Double Costs, and shall have such Remedy for recovering the same as any Defendant or Defendants hath or have for Costs in other Cases at Law.

XXXVI. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others. Public Act.

SCHEDULE (A.) to which this Act refers.

A LIST and ACCOUNT of the CREW (including the MASTER and APPRENTICES) of the SHIP of the PORT of whereof is Master, at the Period of her Departure from the Port of in the United Kingdom, and on her Return to the Port of in the United Kingdom, and also of those who have joined the Ship at any Time during the Voyage.

Men's Name.	Place of Birth.	Place and Time of Entry.				Place and Time of Discharge, or leaving the Ship.				When and where received Hurt or damaged.	When or where killed or drowned, or died a natural Death.	Wages due at Time of Death.			What Clothes or other Effects any deceased Man has left.	Amount of Monthly Duty.
			Day.	Month.	Year.		Day.	Month.	Year.			£	s.	d.		

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