

Literas ad Navem è Portu aliquo solventem pervenire non potuisse, vel casu aliquo periisse, aut Navi ademptas fuisse; & si præter has Literas juxta Formulam hujus Conventionis exaratas, aliæ etiam Literæ, five Maritimæ, five Certificatoriaræ aliâ formâ, fortè ex præscriptis Paſtorum cum aliis, in Navi inventantur, nullus exinde prætextus capiatur detinendi, seu ullo modo inquietandi, vel Navem, vel Homines, vel Merces. Si contigerit Navarcham in Literis Maritimis nominatum, vel Morre, vel quocunque casu amotum, aliumque susceptum esse, Constabit nihilominus Literis Maritimis suus Vigor, & Navi & Mercibus eidem impostis sua Securitas.

VIII.

Cautum utrinque præterea fit, & pro Regulâ habeatur, quod Navis & Res, licet per horas viginti quatuor in potestate hostium permanferint, ne ideo capta censeantur, & illico in Prædam veniant, sed si alias restitui debeant, repetantur, & Proprietariis denuò reddantur.

IX.

Serenissimis hinc inde Majestatibus Regiis, Liberum erit Subditorum suorum Commodo, in Regnis, & Ditionibus alterutrius Mercaturam facientibus, Consules Nationales ex Subjectis suis instituere, qui gaudeant eo Jure & Libertate, quæ ipsis ratione Exercitii Functionis suæ competit; de loco autem con-

its Voyage, since it may often happen that such Papers could not come to the Ship when she was setting Sail from any Port, or that they have been lost by some chance or other, or that they have been taken away from the Ship. And if besides the Passports and Certificates made according to the form of their Treaty, other Passports and Certificates happen to be found in the Ship, in another form, and perhaps according to the Prescription of Treaties made with others, no pretence shall be taken from thence, of detaining, or in any wise molesting, either the Ship, or Men, or Goods. If the Master of the Ship named in the Passports be removed by Death, or any other cause, and another be put in his place, the Passports shall nevertheless retain their force, and the Ships, and Goods Laden thereon, shall be secure.

VIII.

It is further provided on both sides, and shall be taken for a general Rule, That a Ship and Goods, altho' they have remained in the Enemies Power for Four and twenty Hours, shall not therefore be esteemed as Capture, and be immediately made Prize, but if on other Accounts they ought to be restored, they may be reclaimed, and shall be given again to the Proprietors.

IX.

It shall be free for both their Royal Majesties, for the advantage of Their Subjects, Trading to the Kingdoms and Dominions of the other, to constitute National Consuls of Their own Subjects, who shall enjoy that Right and Liberty which belongs to them by reason of the Exercise of their Function; But as to
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