



ANNO QUADRAGESIMO NONO

GEORGI II. REGIS.

C A P. XLVII.

An Act to permit certain Articles, the Growth, Production, or Manufacture of *Europe*, to be laden and shipped on board Ships arriving with *British North American* Produce, and Fish taken by Settlers in the *British North American Colonies*, at any Port of *Europe*, in order to be exported to the principal Ports in the *British Colonies and Plantations in North America*. [12th May 1809.]

WHEREAS it is expedient that the Permission granted by an Act of the Forty-sixth Year of the Reign of His present Majesty, for allowing an Intercourse between the Colonies of His Majesty in *North America* and *Malta* and *Gibraltar*, should be extended to other Parts of *Europe*; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act any Fruit, Wine, Oil, Salt, or Cork, the Produce of any Part of *Europe* South of *Cape Finisterre*, may be shipped and laden in any Port or Place whatever in such Parts of *Europe* for Exportation direct to the several Ports hereafter mentioned;

Fruit, Wine, &c. of the Produce of certain Parts of Europe may be shipped there for Exportation direct to

the several Ports herein-mentioned, in British Vessels, arriving with British American Produce, or Fish, &c. to the Truth of which the Masters of Vessel shall make Oath, &c.

that is to say, the Port of *Saint John's* in the Province of *New Brunswick*, *Saint John's* in the Island of *Newfoundland*, *Quebec* in the Province of *Canada*, *Sydney* in the Island of *Cape Breton*, *Halifax* and *Shelburn* in the Province of *Nova Scotia*, and *Charlotte Town* in *Prince Edward Island*, all in *North America*, on board any *British Ship* or Vessel owned, navigated, and registered according to Law, which shall have arrived at such Port or Place in *Europe* with Articles of the Growth or Produce of the said Colonies, or with Fish taken and cured by His Majesty's Subjects carrying on the Fisheries from any of the said Colonies or Plantations, or from *Great Britain* or *Ireland*: Provided always, that upon the Arrival of such Ship or Vessel in any Port of *Europe* with any such Cargo as aforesaid, the Master or other Person having or taking the Charge or Command of such Ship or Vessel shall make Oath before the *British* Consul there resident, or if there shall be no *British* Consul there resident, then before Two known *British* Merchants there resident, (which Oath he and they respectively is and are hereby authorized and required to administer), that the whole Cargo of such Ship or Vessel is entirely the Growth and Produce of the said *British* Colonies, or the Produce of the *British* Fisheries in *North America* really and *bonafide* taken and cured by His Majesty's Subjects carrying on the said Fisheries from some or one of the said Colonies or Plantations, or from *Great Britain* or *Ireland*; and before the said Ship or Vessel shall clear out from such Port or Place in *Europe* for any of the several enumerated Ports in the *British* Colonies in *North America*, the Master or other Person having the Charge of such Ship or Vessel shall, in like Manner, make Oath before such Person or Persons as aforesaid, (which Oath such Person or Persons are hereby authorized to administer), that the several Articles the Produce of *Europe*, shipped on board such Ship or Vessel, have been so shipped in return for the Cargo of Articles of Produce of the *British* *North American* Colonies, or of the Fisheries carried on from thence, previously brought by such Ship or Vessel to such Port or Place in *Europe* as aforesaid.

Articles on Importation subject to Duty.

II. And be it further enacted, That upon the Importation of the said Articles, the Produce of *Europe*, into the several Ports before enumerated, the same shall be subject and liable to the Payment of such Duties as Goods of the like Denomination or Description are now subject and liable to, upon being legally imported into the said several Ports.

No Goods but such as before enumerated shall be exported, &c. on Pain of Forfeiture, except Salt for the *British* Fisheries of *Nova Scotia*, &c. and Wines of the Growth of the *Madeiras*, &c.

III. And be it further enacted, That if any Goods, Wares, or Merchandize of the Growth, Production, or Manufacture of *Europe*, except such as are herein-before enumerated, shall be laden and shipped on board any such Ship or Vessel as aforesaid, in order to be exported to any of the said several other Ports before enumerated, or to any other Port or Place whatever to His Majesty belonging, or which shall hereafter belong to or be in the Possession of His Majesty, His Heirs and Successors, in *Asia*, *Africa*, or *America*, all such Goods, Wares, and Merchandize, together with the Ship or Vessel in or on board which the same shall be laden or shipped, and all her Guns, Furniture, Ammunition, Tackle, and Apparel, shall be forfeited: Provided always, that nothing herein contained shall subject to Forfeiture any Salt, the Produce of *Europe*, intended for the Use of the *British* Fisheries of *Nova Scotia*, *Newfoundland*, or *Quebec*, shipped in any Part of *Europe* whatever, or any Goods fit and necessary for the Fishery in any of the *British* Colonies

or

or Plantations in *America*, being the Growth, Produce, or Manufacture of *Great Britain* or *Ireland*, or of the Islands of *Guernsey* and *Jersey*, shipped and laden in the said Islands respectively, by any of the Inhabitants thereof, or any Wines of the Growth of the *Madeiras* or the *Western* Islands of *Azores*, shipped and laden at those Places respectively, the said Goods, Wares, and Merchandize respectively being shipped and laden according to the Laws in force on and immediately before the passing of this Act.

IV. And be it further enacted, That any Ship or Vessel, or any Goods, Wares, or Merchandize, subject to Forfeiture under the Provisions of this Act, shall and may be seized by any Officer or Officers of the Customs in the said Colonies or Plantations respectively, or by the Commander of any of His Majesty's Ships or Vessels of War, and the same shall and may be prosecuted, sued for, recovered, and divided in the same Manner and Form, and by the same Rules and Regulations, in all respects as far as the same are applicable, as any other Forfeiture imposed by any Act or Acts made for the Security of the Revenue or for the Regulation or Improvement thereof, or for the Regulation of Trade or Navigation, and which were in force on and immediately before the passing of this Act, may be prosecuted, sued for, recovered, and divided in any *British* Colony or Plantation in *America*.

Seizures to be made by any Officer of the Customs, &c.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1809.