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ANNO REGNI
GEORGI III.
REGIS

Magnæ Britanniae, Franciæ, & Hiberniæ,

VICESIMO SEPTIMO.

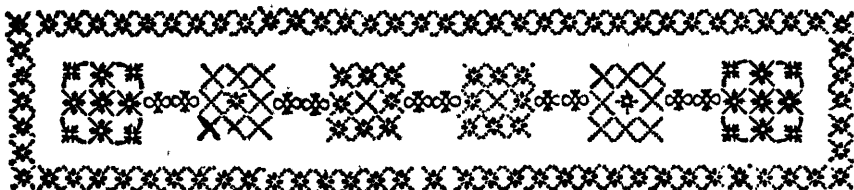
At the Parliament begun and holden at *Westminster*, the Eighteenth Day of *May*, *Anno Domini* 1784, in the Twenty-fourth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c.

And from thence continued, by several Prorogations, to the Twenty-third Day of *January*, 1787; being the Fourth Session of the Sixteenth Parliament of *Great Britain*.



L O N D O N :

Printed by CHARLES EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1787.



ANNO VICESIMO SEPTIMO

Georgii III. Regis.

C A P. XIX.

An Act to enforce and render more effectual several Acts passed in the Twelfth Year of the Reign of King *Charles* the Second, and other Acts made for the Increase and Encouragement of Shipping and Navigation.



WHEREAS by an Act passed in the Twenty-sixth Year of the Reign of His present Majesty, intituled, An Act for the further Increase and Encouragement of Shipping and Navigation, it is enacted, That the Ships and Vessels belonging to His Majesty's Subjects residing in the Kingdom of Ireland, being duly qualified and registered according to the Laws now in Force, shall continue to enjoy all the Privileges and Advantages to which such Ships and Vessels were by Law intituled before the passing of this Act, until the

Preamble, reciting 26 Geo. III, Cap. 60.

End of four Calendar Months from the Commencement of the first Session of the Parliament of Ireland which shall hereafter sit during the Space of four Calendar Months, without Prorogation or Dissolution, and from the End of that Time, every Ship or Vessel which shall, by virtue of the Authority of any Act that may be passed in the said Parliament of Ireland, be qualified and registered in any of the Ports of the said Kingdom of Ireland, under similar Regulations and Restrictions to those therein contained, shall continue to enjoy, to all Intents and Purposes whatsoever, all the Privileges and Advantages of a British-built Ship or a Foreign-built Ship, owned by His Majesty's Subjects, as the Case may be, according to the Provisions of this Act: And whereas by an Act of the Parliament of Ireland, passed in this present Session of the said Parliament, intituled, An Act for the further Encrease and Encouragement of Shipping and Navigation, Regulations and Restrictions for qualifying and registering Ships and Vessels in the Ports of the said Kingdom of Ireland are enacted and provided, similar to those contained in the said before-mentioned Act of the Parliament of Great Britain: 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 every Ship or Vessel which shall be duly registered in any Port in the Kingdom of Ireland, according to the Regulations and Restrictions of the before-mentioned Act, passed in the Parliament of that Kingdom, and shall obtain a Certificate thereof, shall enjoy, to all Intents and Purposes whatsoever, all the Privileges and Advantages of a British-built Ship or Foreign-built Ship, owned by His Majesty's Subjects, as the Case may be.

Vessels registered in Ireland according to an Act of the Parliament of that Kingdom of the present Session, to enjoy all the Privileges of Vessels owned by His Majesty's Subjects.

Vessels registered there according to Law, previous to the said Act, to continue to enjoy the like Privileges during

II. And be it further enacted by the Authority aforesaid, That every Ship or Vessel belonging to His Majesty's Subjects residing in the said Kingdom of Ireland, being duly qualified and registered according to the Laws in force at and immediately before the Commencement of the

the said Act, so passed in the Parliament of that Kingdom, shall continue in like Manner to enjoy all the Privileges and Advantages of a British-built Ship or Foreign-built Ship, owned by his Majesty's Subjects, as the Case may be, during the Time or Times which are or may be appointed by the Commissioners of his Majesty's Revenue in the said Kingdom, pursuant to the Powers thereby given to the said Commissioners to appoint the Times when the Registration required by the said Act is to be made; but that at the End or Expiration of the said Time or Times, so to be appointed by the said Commissioners, no Ship or Vessel, belonging to the Kingdom of Ireland, which ought to be registered in the Ports thereof, shall have or enjoy such Privileges or Advantages, unless such Ship or Vessel shall have been registered, and shall have obtained a Certificate thereof in pursuance of the before-mentioned Act, passed in the said Parliament of Ireland.

the Times appointed by the Commissioners of Revenue in Ireland;

but at the Expiration of such Time they must be registered agreeable to the said Act.

III. Provided always, That in case it shall happen that any such Ship or Vessel, from any unavoidable Necessity or reasonable Cause, shall not have returned to the Port in Ireland to which he belongs, within the Time so appointed by the said Commissioners, but shall first touch at some Port of Great Britain, the Islands of Guernsey or Jersey, or the Isle of Man, it shall and may be lawful for the Commissioners of his Majesty's Customs in England, or any four or more of them, and for the Commissioners of his Majesty's Customs in Scotland, or any three or more of them, for the Time being respectively, to permit such Ship or Vessel, upon Proof being made to their Satisfaction of such unavoidable Necessity or reasonable Cause, to enjoy the Privileges of a British-built Ship or Vessel for that Time only, and to clear out and return to the Port in Ireland to which such Ship or Vessel shall belong, and no other, for the Purpose of being there registered.

If any such Vessel should be prevented from returning to the Port to which she belongs in due Time, and should touch at a Port in Great Britain, &c. the Commissioners of the Customs may permit her to clear out, and return to her proper Port in Ireland.

IV. And whereas by the before-mentioned Act, passed in the Twenty-sixth Year of his Majesty's Reign, it is enacted, That no Registry of any Ship or Vessel shall

Recital of Part of the Oath required to be taken by the Act 26 Geo. III, Cap. 60.

thence:

thenceforth be made, until the Owner or Owners of such Ship or Vessel shall have taken an Oath therein set forth in Manner therein directed, containing, among others, the Words following; "That I the said A. B. (and the said other Owners, if any) am (or are) truly and bona fide a Subject (or Subjects) of Great Britain; and that I the said A. B. have not (nor have any of the other Owners, to the best of my Knowledge or Belief) taken an Oath of Allegiance to any Foreign State whatever, except under the Terms of some Capitulation, [describing the Particulars thereof:]" Be it enacted by the Authority aforesaid, That any Oath which shall have been, or may be taken, for the sole Purpose of acquiring the Rights of a Citizen or Burgher in any foreign City or Town in Europe, to be enjoyed during the Time that the Person or Persons taking such Oath shall reside in such City or Town, and for a limited Time after such Residence shall have expired, shall not be deemed an Oath of Allegiance to a foreign State, within the true Intent and Meaning of the said Act.

No Oath taken to acquire a temporary Right as a Citizen, during Residence in a foreign State, to be deemed an Oath of Allegiance to such State.

Instead of the Oath required by the recited Act, the following Oath may be taken by the Person properly authorized by the *East India Company, &c.*

V. And be it enacted by the Authority aforesaid, That nothing in the said last-mentioned Act contained shall prevent the Persons thereby authorized from making Registry of Ships and Vessels, and granting Certificates thereof to Ships and Vessels wholly owned by the United Company of Merchants of England trading to the East Indies, or any other Body Corporate within this Kingdom, all other Requisites of the said Act being complied with, upon the following Oath being taken and subscribed by the Secretary of the said United Company, or other Body Corporate, or by any other Officer authorized by such Company or Body Corporate, (instead of the Oath directed to be taken by the said Act) before the Person or Persons duly authorized to make such Registry and grant such Certificates respectively, which Oath they are hereby respectively impowered to administer:

I *A. B.* Secretary or Officer of [*Name of Company or Corporation*] do make Oath, That the Ship or Vessel (*Name*) of (*Port or Place*) whereof (*Master's Name*) is at present Master, being (*Kind of Built, Burthen, etcetera, as described in the Certificate of the Surveying Officer*) was (*when and where built, or if Prize, Capture and Condemnation*) and that the same doth wholly and truly belong to (*Name of Company or Corporation*).

Form of the
Oath.

VI. And whereas by the said Act, passed in the Twenty-sixth Year of His present Majesty's Reign, it is enacted, That, at the Time of obtaining the Certificate of Registry therein directed, sufficient Security by Bond shall be given to His Majesty, His Heirs and Successors, by the Master, and such of the Owners as shall personally attend, as is therein required, such Security to be approved of and taken by the Person or Persons therein authorised to make such Registry and to grant a Certificate thereof at the Port or Place in which such Certificate shall be granted, in the Penalties, and on the Conditions, among others in the said Act mentioned, That such Certificate shall not be sold, lent, or otherwise disposed of: And whereas Doubts have arisen, whether such Bond can be legally executed by the Master of the Vessel at any other Port or Place than that at which the Vessel is, by the said Act, required to be registered; be it therefore enacted by the Authority aforesaid, That, from and after the first Day of June One thousand seven hundred and eighty-seven, the Commissioners of His Majesty's Customs in England for the Time being, or any Four or more of them, or the Commissioners of His Majesty's Customs in Scotland for the Time being, or any Three or more of them, or the Governour, or Lieutenant Governour, or Commander in Chief of the Islands of Guernsey or Jersey, or of the Isle of Man, or of any of the Colonies, Plantations, Islands, or Territories, which now belong, or may hereafter belong or be in the Possession of His Majesty, His Heirs and Successors, in Asia, Africa, or

From June 1, 1787, the Commissioners of the Customs, etc. may permit the Bond required on obtaining a Certificate of the Registry of a Vessel, to be executed wherever they think proper.

America, shall, and they are hereby authorized to permit, in any Case where it shall appear to them to be expedient, such Bond to be taken before any Person or Persons whatever, and in such Manner, and at such Port or Place, as they shall respectively judge fitting and necessary; and every such Person or Persons shall and are hereby authorized to take such Bond, and such Bond when so taken shall be valid and of the like Force and Effect, to all Intents and Purposes whatever, as if the same had been taken by the Person or Persons authorized by the said Act to make Registry and grant a Certificate thereof.

Whenever the Master of a Vessel is changed fresh Security to be given, &c.

VII. And whereas no Provision is made in the said Act, passed in the said Twenty-sixth Year of His present Majesty's Reign, requiring fresh Security by Bond to be given whenever the Master of a Ship or Vessel, registered in pursuance thereof, shall be changed; be it therefore enacted by the Authority aforesaid, That when and so often as the Master, or other Person having or taking the Charge or Command of any Ship or Vessel, registered in Manner therein directed, shall be changed, the Person who shall become Master, or take the Charge or Command of such Ship or Vessel, shall give Security by Bond, to be taken in the Manner and under the Penalties and Conditions required by the said Act and this present Act; and upon such fresh Security being from Time to Time given, and the same being made to appear by Indorsement on the Original Bond by the Officers in whose Custody it shall be, such Original Bond, so far as it relates to the former Master, shall from thenceforth be null and void, (except with respect to any Breach or Breaches of the Conditions of such Bond which may have been committed before such Indorsement.)

VIII. And whereas, for want of a sufficient Number of proper Officers in the Island of Newfoundland, and its Dependencies, and in some Parts of the Provinces of Quebeck, Nova Scotia, and New Brunswick, Difficulties may occur in carrying the Provisions of the before-mentioned Act, passed in the Twenty-sixth Year of His Majesty's Reign, into Execution, so far

as may relate to small Vessels concerned in carrying on the Fishery thereof, and in trading Coastwise: Be it therefore further enacted by the Authority aforesaid, That no Vessel whatever, not exceeding the Burthen of Thirty Tons, and not having a whole or fixed Deck, and being employed solely in the Fishery on the Banks or Shores of Newfoundland, and of the Parts adjacent, or on the Banks or Shores of the Provinces of Quebeck, Nova Scotia, or New Brunswick, adjacent to the Gulph of Saint Lawrence, and to the North of Cape Canso, or of the Islands within the same, or in trading Coastwise within the said Limits, shall be subject or liable to be registered by virtue or in pursuance of the said Act, passed in the said Twenty-sixth Year of His present Majesty's Reign, or shall be liable to any Hindrance, Molestation, Obstruction, or Detention whatever, for or on Account of not being so registered; any Thing in the said Act to the contrary thereof in anywise notwithstanding.

Vessels, not exceeding 30 Tons Burthen, and not having a fixed Deck, may be employed in the Fishery at Newfoundland, &c. without being registered.

IX. And whereas many Ships or Vessels have been, and may hereafter be built in the said Island of Newfoundland, and in those Parts of the Provinces of Quebeck, Nova Scotia, and New Brunswick, adjacent to the Gulph of Saint Lawrence, and to the North of Cape Canso, or in the Islands within the said Limits, on Account of Owners residing in His Majesty's European Dominions, which Ships or Vessels, by reason of the Absence of all the Owners, cannot be registered in those Places, in pursuance and under the Provisions of the said Act, so passed in the said Twenty-sixth Year of His present Majesty's Reign; be it therefore further enacted by the Authority aforesaid, That such Ships or Vessels shall and may be registered in the said Island of Newfoundland and its Dependencies, or in the Parts of the said Provinces of Quebeck, Nova Scotia, or New Brunswick, adjacent to the Gulph of Saint Lawrence, and to the North of Cape Canso, or in the Islands within the said Limits, (before the Persons authorised respectively at those Places to make Registry, and to grant Certificates thereof, in pursuance of the said Act), upon the Vessels or Principal Agents of the said Ships or Vessels taking

Vessels built at Newfoundland, &c. for European Owners, may be registered there, upon the Ships Agents taking the requisite Oath;

the Oath required by the said Act, instead of the same being taken by the Owners thereof; and the Certificates so granted shall be of the like Force and Effect, to all Intents and Purposes whatever, as if they had been granted upon the Oath of the Owners respectively, until such Time as such Ships or Vessels respectively shall arrive at some Port in His Majesty's European Dominions, where they may be respectively registered upon the Oath of the respective Owner or Owners thereof, but no longer, any Thing in the said Act contained to the contrary notwithstanding: And whenever such Ships or Vessels shall first arrive in any such Port in His Majesty's European Dominions, the Certificates of Registry, granted in pursuance of this Act, shall be utterly null and void, and shall be delivered up to be cancelled; and such Ships or Vessels shall and are hereby required to be respectively registered de novo, upon the Oath of the respective Owners being taken, and the other Requisitions of the said Act being complied with.

but such Ships, on their Arrival in Europe, must be registered agreeable to 26 Geo. III, Cap. 60.

12 Car. II, Cap. 18, recited,

X. And whereas, by an Act made and passed in the Twelfth Year of the Reign of King Charles the Second, intituled, An Act for encouraging and increasing of Shipping and Navigation, certain Goods and Commodities, therein enumerated and described, are required to be imported into this Kingdom, either in Ships which belong to or are of the Built of His Majesty's Dominions, or of the Built of the Country or Place of which the said Goods or Commodities are the Growth, Production, or Manufacture respectively, or of such Port where the said Goods or Commodities can only be, or most usually are first shipped for Transportation, be it therefore enacted by the Authority aforesaid, That, from and after the First Day of July One thousand seven hundred and eighty-seven, any of the said Goods or Commodities so enumerated or described in the said Act, being the Growth, Production, or Manufacture of Europe, may be imported into Great Britain under the Conditions, Rules, Regulations, and Restrictions contained in the said Act; and also in an Act, made and passed in the Thirteenth and Fourteenth Years of the Reign of King

and from July 1, 1787, the Goods therein enumerated of the Growth, etc. of Europe, may be imported into Great Britain under the Conditions of that Act, and 13 and 14 Car. II, Cap. 11, and 6 Geo. I, Cap. 15,

Charles

Charles the Second, intituled, An Act for preventing Frauds, and regulating Abuses in His Majesty's Customs; and in another Act, made and passed in the Sixth Year of the Reign of His late Majesty King George the First, intituled, An Act to repeal so much of the Act intituled, *An Act for preventing Frauds, and regulating Abuses in His Majesty's Customs*, passed in the Thirteenth and Fourteenth Years of King Charles the Second,

in Ships which, before May 1, 1786, belonged to His Majesty's Dominions, &c.

as relates to the prohibiting the Importation of Deal Boards and Fir Timber from *Germany*; either in Ships or Vessels which, before the first Day of May One thousand seven hundred and eighty-six, did truly and without Fraud wholly belong to His Majesty's Dominions, or which are of the Built of His Majesty's Dominions, and registered respectively according to Law, or in Ships or Vessels the Built of any Countries or Places in Europe belonging to or under the Dominion of the Sovereign or State in Europe of which the said Goods or Commodities, so enumerated or described as aforesaid, are the Growth, Production, or Manufacture respectively, or of such Ports where the said Goods or Commodities can only be, or are most usually first shipped for Transportation, such Ships or Vessels being navigated with a Master and Three fourths of the Mariners, at the least, belonging to such Countries or Places, or Ports respectively, and in none other Ships or Vessels whatever; any Law, Custom, or Usage, to the contrary notwithstanding.

XI. And be it further enacted by the Authority aforesaid, That it shall and may be lawful for any Person or Persons whatever to import or bring into Great Britain from Gibraltar, in any Ship or Vessel which, before the first Day of May One thousand seven hundred and eighty-six, did truly without Fraud wholly belong to His Majesty's Dominions, or are of the Built of His Majesty's Dominions, navigated and registered according to Law, any Goods, Wares, or Merchandize, being the Growth or Production of the Dominions of the Emperor of Morocco, and which shall have been imported into Gibraltar directly from any Part of the said Dominions not lying or being to the Southward

Goods of Morocco imported into Gibraltar, may be imported from thence, in Ships built in His Majesty's Dominions, or Ships belonging thereto, prior to May 1, 1786, on Payment of the same Duties as if imported from Africa;

Southward of the Port of Mogadore, in Ships or Vessels belonging to or of the Built of His Majesty's Dominions, as before described, navigated and registered according to Law, or in Ships or Vessels belonging to the Subjects of the said Emperor of Morocco, upon Payment of the same Duties, and none other, as such Goods, Wares, or Merchandize are or shall be liable to upon being imported into Great Britain directly from Africa.

but such Goods must be accompanied with a Certificate, that they were imported into Gibraltar in such Vessels as are required by this Act.

XII. Provided always, and be it enacted, That in every such Case, such Goods so imported shall be accompanied with a Certificate under the Hand of the Governour, or Lieutenant Governour, or Commander in Chief of Gibraltar, (or of any Person authorized by them, or either of them, to grant such Certificate), setting forth that such Goods were brought into Gibraltar in such Ship or Vessel as above described.

All Vessels which, by 26 Geo. III, Cap. 60, are declared not to be intitled to the Privileges of a British-built Ship, &c. to be deemed alien Ships.

XIII. And, for obviating all Doubts which may arise touching the Meaning and Construction of the said Act, made and passed in the Twenty-sixth Year of the Reign of His present Majesty, intituled, An Act for the further Increase and Encouragement of Shipping and Navigation, be it enacted and declared, That all Ships and Vessels which by the said Act are declared not to be intitled to any of the Privileges or Advantages of a British-built Ship, or of a Ship owned by British Subjects, and all Ships and Vessels not registered according to the Directions and Regulations of the said Act, shall, although such Ships and Vessels may be owned by His Majesty's Subjects, be held and deemed, to all Intents and Purposes, as alien Ships, and shall in all Cases be liable to such and the same Penalties and Forfeitures as alien Ships, in the like Cases, are or shall by Law be liable to.