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ANNO TRICESIMO NONO & QUADRAGESIMO

GEORGII III. REGIS.

C A P. LI.

An Act to permit Blubber from the *Greenland* Fishery and *Davis's Streights* to be boiled into Oil after the Arrival of the Ships from the Fishery, and for charging the Duty thereon; for altering the Convoy Duty now payable on the Importation of Opium; for repealing the Duties on the Importation of Oil of Turpentine and Tar, and charging other Duties in lieu thereof; for exempting Burr Stones, and Stones used for the Purpose of paving or the making or mending of Roads, from the Duties charged thereon when carried Coastwise; for obliging Masters of Ships laden with Tobacco to remove the same from their Moorings when their Cargoes are discharged; and for extending Bonds given on licensing Ships, Vessels, or Boats, to all Cases wherein Ships, Vessels, or Boats may be liable to Forfeiture. [20th June 1800.]

Preamble.
38 Geo. III,
Cap. 76.

WHEREAS by an Act, passed in the Thirty-eighth Year of the Reign of His present Majesty, intituled, *An Act for the better Protection of the Trade of this Kingdom, and for granting new and additional Duties of Customs on Goods imported and exported, and on the Tonnage of certain Ships entering outwards or inwards to or from foreign Parts, until the signing the Preliminary Articles of Peace*; amongst other Things a Duty of Sixteen Shillings and Ten-pence per Ton is imposed on the Imporation of Oil or Blubber: And whereas it is the Practice on board Ships or Vessels employed in the Southern Whale Fishery to boil the Blubber (being the Produce of Whales and other Creatures caught and taken in the said Fishery) during the Voyage, and to import the Oil only into *Great Britain*, which Practice is not observed on board Ships or Vessels employed in the *Greenland* Whale Fishery; in consequence whereof the Importers of Blubber in the said last mentioned Fishery are liable to pay as much Duty for the Blubber as the Importers pay for the Oil in the said first mentioned Fishery; and it is therefore expedient that the Blubber (being the Produce of Whales and other Creatures living in the Sea, caught and taken in the said Fishery) should be permitted to be boiled into Oil, and afterwards to pay Duty accordingly; 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, it shall and may be lawful, upon the Return of any Ship or Vessel from the *Greenland Seas* or *Davis's Straights*, with any Blubber, being the Produce of Whales or other Creatures living in the Seas, caught and taken in the said Fishery, to boil such Blubber, under the Care and Inspection of the proper Officer or Officers of the Customs, into Oil, and afterwards such Oil shall be admitted to Entry, and the Duties thereon paid, according to the Laws now in force; any Act or Acts of Parliament, or Custom or Usage, to the contrary in anywise notwithstanding.

On Return of any Vessel from the *Greenland* and *Davis's Straights*, the Blubber may be boiled into Oil, and admitted to Entry,

as may Blubber imported in any Vessel employed in the said Fishery since *June* 28, 1798.

II. And be it further enacted, That in case any Blubber has been imported into *Great Britain* in any Ship or Vessel employed in the said Fishery since the Twenty-eighth Day of *June* One thousand seven hundred and ninety-eight, and such Blubber has afterwards been boiled into Oil, such Oil shall be admitted to Entry, and shall be charged with Duty agreeably to the Regulations and Directions of this Act.

From *May* 11, 1800, the Duty imposed by recited Act on Opium repealed, except Arrears,

III. And whereas by the said Act passed in the Thirty-eighth Year of the Reign of His present Majesty, amongst other Things, a Duty of One Shilling and Two-pence Halfpenny the Pound Weight is imposed on the Importation of Opium: And whereas it is expedient to repeal the said Duty on Opium, and to impose in lieu thereof a Duty of Three Pounds for every One hundred Pounds of the true and real Value of such Opium imported; be it therefore enacted, That, from and after the Eleventh Day of *May* One thousand eight hundred, the Duty imposed by the said recited Act on Opium imported into this Kingdom shall be, and the same is hereby repealed (save and except in all Cases relating to the recovering or paying any Arrears thereof which may remain unpaid, or to any Fine, Penalty, or Forfeiture relating thereto, which shall have been incurred at any Time before the passing of this Act).

IV. And

IV. And be it further enacted, That, from and after the Eleventh Day of *May* One thousand eight hundred, in lieu and instead of the said Duty hereby repealed, there shall be raised, levied, collected, and paid unto His Majesty, His Heirs and Successors, in ready Money, without any Discount whatever, upon the Importation of Opium into this Kingdom, a Duty of Customs of Three Pounds for every One hundred Pounds of the true and real Value of such Opium so imported.

and instead thereof 3 *l.* for every 100 *l.* in Value of Opium imported shall be paid.

V. And be it further enacted, That the Value of such Opium so imported shall be ascertained by such Rules and Regulations, and shall be subject and liable to such and the like Conditions, Restrictions, Forfeitures, and Penalties, as are prescribed, directed, and imposed by the said recited Act, in the Case of Goods imported into this Kingdom, and thereby subject to Duty according to the Value thereof; and that the Duties by this Act imposed shall be managed, raised, levied, collected, answered, paid, secured, recovered, appropriated, and applied, in such and the like Manner, and in and by the like Ways, Means, or Methods, as the Duties of Customs imposed on Goods imported into this Kingdom, and which are subject to Duty according to the Value thereof, are by the said recited Act managed, raised, levied, collected, answered, paid, secured, recovered, appropriated, and applied.

The Value of Opium to be ascertained, and the Duty to be levied, as directed by recited Act.

VI. And be it further enacted, That this Act shall have Continuance with respect to the said Duty imposed on Opium during such Time as the said recited Act shall remain in force, and no longer.

Continuance of that Duty.

VII. And whereas it is expedient that the Duties payable on the Importation of Oil of Turpentine should be repealed, and new Duties imposed in lieu thereof, except so much of the said Duties as are payable by virtue of the said Act passed in the Thirty-eighth Year of the Reign of His present Majesty; be it therefore enacted, That, from and after the Fifth Day of *July* One thousand eight hundred, the Duties now payable by Law on the Importation of Oil of Turpentine, except so much of the said Duties as are payable by virtue of the said recited Act passed in the Thirty-eighth Year of the Reign of His present Majesty, shall be, and the same are hereby repealed, (save and except in all Cases relating to the recovering or paying any Arrears thereof which may remain unpaid, or to any Fine, Penalty, or Forfeiture, relating thereto, which shall have been incurred at any Time before the passing of this Act).

From *July 5, 1800*, the Import Duties on Oil of Turpentine, except those payable under recited Act, repealed,

VIII. And be it further enacted, That, from and after the Fifth Day of *July* One thousand eight hundred, in lieu and instead of the said Duties hereby repealed, there shall be raised, levied, collected, and paid unto His Majesty, His Heirs and Successors, in ready Money, without any Discount whatever, upon the Importation of Oil of Turpentine into this Kingdom, a Duty of Customs of Two-pence Halfpenny the Pound Weight, and so in Proportion for any greater or less Quantity.

and instead thereof a Duty of 2 *d.* 2 *g.* per *lb.* shall be paid.

IX. And be it further enacted, That the said Duties upon Oil of Turpentine shall be subject and liable to the additional Duty of Five Pounds *per Centum* thereon, payable upon Goods, Wares, and Merchandize imported, by virtue of an Act, passed in the Thirty-seventh Year of the Reign of His present Majesty, for granting to His Majesty certain Duties

The Duties on Oil of Turpentine to be subject to the additional Duty of 5 *l.* per *Cent.* and 5 *l.* of *per Cent.* granted by

27 Geo. III,
Cap. 15, and
37 Geo. III,
Cap. 110.

of Customs on Goods, Wares, and Merchandize imported into, exported from, or brought and carried Coastwise within *Great Britain*, and for other Purposes; and shall also be subject and liable to the further additional Duty of Five Pounds *per Centum* thereon, payable upon Goods, Wares, and Merchandize imported by virtue of another Act, passed in the Thirty-seventh Year of the Reign of His present Majesty, for granting to His Majesty additional Duties of Customs on Goods, Wares, and Merchandize imported into, exported from, or carried Coastwise in this Kingdom, and for other Purposes.

From July 5, 1800, the Duties payable on Tar imported, and the Drawbacks allowed on Exportation, except those payable and allowed under 38 Geo. III, Cap. 36, repealed,

X. And whereas it is expedient that the Duties payable on the Importation, and the Drawbacks allowed on the Exportation of Tar, should be repealed, except so much of the said Duties as are payable by virtue of the said Act, passed in the Thirty-eighth Year of the Reign of His present Majesty, and that new Duties should be imposed, and Drawbacks allowed in lieu thereof; be it therefore enacted, That, from and after the Fifth Day of July One thousand eight hundred, the Duties now payable by Law on the Importation of Tar, except so much of the said Duties as are payable by virtue of the said recited Act, passed in the Thirty-eighth Year of the Reign of His present Majesty, shall be, and the same are hereby repealed, and the Drawbacks now allowed by Law, on the Exportation of Tar, shall be, and the same are hereby repealed (save and except in all Cases relating to the recovering, paying, or allowing, any Arrears thereof which may remain unpaid, or to any Fine, Penalty, or Forfeiture, relating thereto, which shall have been incurred at any Time before the passing of this Act).

and instead thereof the following shall be paid and allowed.

XI. And be it further enacted, That, from and after the Fifth Day of July One thousand eight hundred, in lieu and instead of the said Duties hereby repealed, there shall be raised, levied, collected, and paid unto His Majesty, His Heirs and Successors, in ready Money, without any Discount whatever, upon the Importation of Tar, the following Duties of Customs, and so in Proportion for any greater or less Quantity; and on the Exportation of such Tar to foreign Parts there shall be allowed the following Drawbacks, and so in Proportion for any greater or less Quantity; that is to say,

| | Duties. | | | Drawbacks. | | |
|---|---------|----|--------|------------|----|----|
| | £. | s. | d. | £. | s. | d. |
| Duties and Drawbacks. Tar, not being the Product of any of the Dominions or Plantations of the Crown of <i>Great Britain</i> , <i>videlicet</i> , imported in a <i>British</i> -built Ship, the Last containing Twelve Barrels, each Barrel not exceeding Thirty-one Gallons and a Half | - | - | 0 9 4 | 0 | 8 | 4 |
| Tar imported in a foreign Ship, the Last containing Twelve Barrels, each Barrel not exceeding Thirty-one Gallons and a Half | - | - | 0 10 0 | 0 | 8 | 4 |
| Tar of the Product of any of the Dominions or Plantations of the Crown of <i>Great Britain</i> , the Last containing Twelve Barrels, each Barrel not exceeding Thirty-one Gallons and a Half | - | - | 0 8 3 | 0 | 7 | 3 |

The Duties on Tar shall be subject to the

XII. And be it further enacted, That the said Duties upon Tar shall be subject and liable to the additional Duty of Five Pounds *per Centum* thereon,

thereon, payable upon Goods, Wares, and Merchandize, imported by virtue of an Act, passed in the Thirty-seventh Year of the Reign of His present Majesty, for granting to His Majesty certain Duties of Customs on Goods, Wares, and Merchandize imported into, exported from, or brought and carried Coastwise within *Great Britain*; and for other Purposes; and shall also be subject and liable to the further additional Duty of Five Pounds *per Centum* thereon, payable upon Goods, Wares, and Merchandize imported by virtue of another Act, passed in the Thirty-seventh Year of the Reign of His present Majesty, for granting to His Majesty additional Duties of Customs on Goods, Wares, and Merchandize imported into, exported from, or carried Coastwise in this Kingdom, and for other Purposes.

additional Duty of 5 *l.* *per Cent.* and 5 *l.* *per Cent.* granted by 37 *Geo.* III, Cap. 15, and 37 *Geo.* III, Cap. 110.

XIII. And be it further enacted, That the Duties hereby imposed, and the Drawbacks allowed, shall and may be managed, ascertained, raised, levied, collected, answered, paid, secured, recovered, appropriated, applied, and allowed, in such and the like Manner, and in and by such and the like Ways, Means, or Methods by which the Duties of Customs hereby repealed on the like Goods, Wares, or Merchandize imposed and payable by an Act, passed in the Twenty-seventh Year of the Reign of His present Majesty, or by any other Act or Acts of Parliament in force on or immediately before the passing of this Act, were or might be managed, ascertained, raised, levied, collected, answered, paid, secured, recovered, appropriated, applied, and allowed, and the Goods, Wares, or Merchandize so by this Act made chargeable with the said Duties, and on which the said Drawbacks are allowed, shall be, and the same are hereby made subject and liable to all and every the Conditions, Regulations, Rules, Restrictions, Penalties, and Forfeitures, to which any Goods, Wares, or Merchandize, upon which any Duties of Customs are imposed and payable, or any Drawbacks are allowed, were subject and liable by any Act or Acts of Parliament in force on or immediately before the passing of this Act; and all and every Pain, Penalty, Fine, or Forfeiture for any Offence whatever committed against or in Breach of any Act or Acts of Parliament in force on or immediately before the passing of this Act, made for securing the Revenue of Customs, or for the Regulation or Improvement thereof, and the several Clauses, Powers, and Directions therein contained, shall, and are hereby directed and declared to extend to, and shall be respectively applied, practised, and put in Execution, for and in respect of the Duties hereby charged, and the Drawback hereby allowed, as far as the same are applicable thereto, in as full and ample a Manner, to all Intents and Purposes whatever, as if all and every the said Acts, Clauses, Provisions, Powers, Directions, Pains, Penalties, and Forfeitures, were particularly repeated and re-enacted in the Body of this present Act.

The said Duties and Drawbacks shall be managed, levied, and allowed as the former; and the Powers of all Acts for securing the Revenue of Customs shall extend to this Act.

XIV. And whereas by an Act, passed in the Thirty-fourth Year of the Reign of His present Majesty, intituled, *An Act for granting to His Majesty certain Duties of Customs on Slate, Stone, and Marble*, amongst other Things certain Duties are imposed upon all Stone, the Production of *Great Britain*, (except as therein provided), which shall be brought Coastwise by Sea from any Port or Place within the Kingdom of *Great Britain* to any other Port, or to any Place within the Limits of any other Port within the said Kingdom; and it is also amongst other Things in

34 *Geo.* III, Cap. 51.

the said Act provided, that any Stone cut or manufactured into Mill Stones, or manufactured Stone used for the Purposes of Husbandry, shall not be charged with the Duty thereby imposed on Stone the Production of *Great Britain*: And whereas it is expedient that all Stone cut or manufactured into Burr Stones, and all Stones used for the Purpose of paving, or for the Purpose of making or mending Roads, should be exempt from the Payment of Duty; be it therefore enacted, That all Stones whatever, cut or manufactured into Burr Stones, and all Stones used for the Purpose of paving, or for the Purpose of making or mending Roads, shall be, and the same are hereby declared to be, exempt from the Duty by the said recited Act upon Stone the Production of *Great Britain*, provided the same shall be accompanied with the usual Coast Dispatches, as in case of Goods carried Coastwise free of Duty; and that the Proprietor or Proprietors, or Consignee or Consignees thereof, shall, previous to the same being unshipped or landed from on board the Ship or Vessel in which the same shall have been brought Coastwise, make, with the proper Officer of the Customs at the Port or Place where the same shall be brought Coastwise, a regular Entry of such Goods, and shall make Oath thereon before the said Officer, who is hereby authorized and required to administer the same, that such Goods are of the Denomination or Description aforesaid; and, with respect to paving Stones, that the same are intended for the Purposes of being made use of in paving or making or mending of Roads only.

Burr and Pav-
ing Stones,
and Stones for
mending
Roads, shall
be exempted
from the
Duty imposed
by recited
Act, if ac-
companied
with the
usual Coast
Dispatches,
and provided
the Condi-
tions herein
mentioned be
complied
with:

But Stone so
exempted
shall be subject
to the Regula-
tions pre-
scribed by recited
Act.

XV. And be it further enacted, That all Stone exempt from Duty by this Act shall be subject and liable to such and the like Conditions, Restrictions, Forfeitures, and Penalties as are prescribed, directed, and imposed by the said recited Act, as fully and effectually to all Intents and Purposes as if all the Clauses, Powers, Directions, and Authorities of the said recited Act, were particularly repeated and re-enacted in the Body of this present Act.

XVI. And whereas by an Act passed in the Thirty-first Year of the Reign of His present Majesty to prevent other Ships than those laden with Tobacco from mooring and discharging their Lading at the Places appointed by an Act, passed in the Twenty-ninth Year of the Reign of His present Majesty, intituled, *An Act for repealing the Duties on Tobacco and Snuff, and for granting new Duties in lieu thereof, and for other Purposes*, it is amongst other Things enacted, That it shall not be lawful for any Ship or Vessel, other than such Ships as shall be laden in the Whole or in Part with Tobacco, to be moored, or the Lading thereof discharged, at or within the Limits of any of the Places appointed, or to be appointed, for the mooring of Ships laden with Tobacco; and in case any Ship or Vessel shall be moored, or the Lading thereof discharged, contrary to this Act, the Master or other Person having or taking the Charge or Command of such Ship or Vessel, and wilfully offending herein, shall for each and every such Offence forfeit the Sum of Twenty Pounds: And whereas the Provisions of the said recited Act are not sufficient to prevent Inconvenience to the Masters of Ships or Vessels laden with Tobacco for Want of its being expressly declared, that after Ships or Vessels laden with Tobacco have discharged their Cargo, such Ships or Vessels shall be removed from the Mooring Places to make Room for other Ships or Vessels which may arrive with Tobacco for the Purpose of discharging their Cargoes;

Cargoes; for Remedy thereof be it enacted, That as soon as conveniently may be after Ships or Vessels, laden in the Whole or in Part with Tobacco, have regularly discharged their Cargoes respectively, such Ships or Vessels shall be removed from the Place or Places appointed for the mooring of Ships or Vessels laden with Tobacco; and in case the Master or other Person having or taking the Charge or Command of any such Ship or Vessel shall omit, neglect, or refuse to remove such Ship or Vessel from such Mooring Place or Places, such Master or other Person shall for each and every Offence forfeit the Sum of Twenty Pounds.

When Vessels laden with Tobacco shall have discharged their Cargoes, they shall be removed from the Mooring Place on Penalty of 20l.

XVII. And whereas by an Act, passed in the Twenty-fourth Year of the Reign of His present Majesty, intituled, *An Act for the more effectual Prevention of Smuggling in this Kingdom*, and several other Acts, certain Ships, Vessels, and Boats therein particularly described, are in certain Cases subject to Forfeiture, unless the Owner thereof shall have a Licence for navigating the same, as therein directed, from the Lord High Admiral of *Great Britain*, or the Commissioners of the Admiralty for the Time being, or any Person authorized by them, to grant the same: And whereas the Owner of every Ship, Vessel, or Boat, so licensed, is required to give certain Security, as in the said Acts directed, before such Ship, Vessel, or Boat should proceed to Sea, or sail out of any Port, Harbour, or Creek, in this Kingdom: And whereas it is expedient that the Terms and Conditions of such Security should be extended to all Cases wherein such Ship, Vessel, or Boat may be forfeited or liable to Forfeiture for or on account of any Offence contrary to or in Breach of any Acts or Act of Parliament now in force; and that, over and above the Security in the said Acts directed, further Security should be given by Bond in Manner directed by the said Acts by the said Owner before any such Ship, Vessel, or Boat, shall proceed to Sea, or sail out of any Port, Harbour, or Creek, in this Kingdom, that such Ships, Vessels, and Boats, shall not be used or employed in hovering within the Limits of any of the Ports of this Kingdom, or within Four Leagues of the Coast thereof, or in any other Manner, or in any Trade or Employment whatever, contrary to Law: Be it therefore enacted, That, from and after the passing of this Act, the Owner of every Ship, Vessel, or Boat, which shall be licensed in pursuance of the said recited Act, or any subsequent Act or Acts of Parliament, shall, before any such Ship, Vessel, or Boat, shall proceed to Sea, or sail out of any Port, Harbour, or Creek, in this Kingdom, give Security by Bond, in the Manner directed by the said recited Acts respectively, that such Ships, Vessels, and Boats, shall not be found at Anchor, or hovering within the Limits of any of the Ports of this Kingdom, or within Four Leagues of the Coast thereof, nor discovered to have been within the said Limits or Distance contrary to the said recited Act, passed in the Twenty-fourth Year of the Reign of His present Majesty, and also that such Ship, Vessel, or Boat, shall not be found within the Distances and Situations particularly described and set forth in an Act, passed in the Thirty-fourth Year of the Reign of His present Majesty, for repealing so much of an Act, made in the Seventh Year of the Reign of His present Majesty, as directs, that no Cambrick or Lawn shall be imported from *Ireland*, and for making more effectual an Act, made in the Twenty-fourth Year of the Reign of His present Majesty, for the more effectual Prevention of Smuggling in this Kingdom, and for other Purposes, contrary to the Directions and Provisions of the said recited Act; and also, that

24 Geo. III,
Cap. 47.

The Owner of every Vessel licensed under the recited Act, shall, before it sails, give Bond that the same shall not be found within certain Limits herein specified;

that fuch Ship, Veffel, or Boat, fhall not be employed, or be found or difcovered to have been out of the Limits within which fuch Ship, Veffel, or Boat, fhall or may be licenfed to navigate or trade, contrary to the Directions and Provisions of an Act, paffed in the Twenty-feventh Year of the Reign of His prefent Majesty, for making further Provisions in regard to fuch Veffels as are particularly defcribed in an Act, made in the Twenty-fourth Year of the Reign of His prefent Majesty, for the more effectual Prevention of Smuggling in this Kingdom, and for extending the faid Act to other Veffels and Boats not particularly defcribed therein, and for other Purpofes; and alfo that fuch Ship, Veffel, or Boat, fhall not be engaged for or ufed in any Trade or Employment whatever, other than that defcribed and fet forth in the Licence for fuch Ship, Veffel, or Boat, contrary to an Act, paffed in the Thirty-eighth Year of the Reign of His prefent Majesty, to prevent Veffels licenfed by the Admiralty from being engaged in any Trade or Employment not permitted by their Licences; and alfo that fuch Ship, Veffel, or Boat, fhall not be ufed or employed in any other Way or Manner whatever, contrary to the Laws in force relating to the Revenue of Customs on and immediately before the paffing of this Act.

and alfo that the Veffel fhall not be engaged in any other Trade or Employment than what is fet forth in the Licence, &c.

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