

1766

An Act for opening and establishing certain Ports in the Islands of Jamaica and Dominica, for the more free Importation and Exportation of certain Goods and Merchandizes...

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W Indies

Anno Regni GEORGII III. R E G I S

Magnæ Britanniae, Franciæ, & Hiberniæ,

S E X T O.

At the Parliament begun and holden at *Westminster*,
the Nineteenth Day of *May*, Anno Dom. 1761,
in the First 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
Seventeenth Day of *December*, 1765, being the Fifth Session
of the Twelfth Parliament of *Great Britain*.



L O N D O N:

Printed by *Mark Baskett*, Printer to the King's most Excellent
Majesty; and by the Assigns of *Robert Baskett*. 1766.

Anno sexto

Georgii III. Regis.

C A P. XLIX.

An Act for opening and establishing certain Ports in the Islands of *Jamaica* and *Dominica*, for the more free Importation and Exportation of certain Goods and Merchandizes; for granting certain Duties to defray the Expences of opening, maintaining, securing, and improving, such Ports; for ascertaining the Duties to be paid upon the Importation of Goods from the said Island of *Dominica* into this Kingdom; and for securing the Duties upon Goods imported from the said Island into any other *British* Colony.

9 D 2

WHEREAS

Preamble.



WHEREAS the appointing of proper and convenient Ports in some of the British Colonies in America, for the more free Importation and Exportation of several Goods and Merchandizes, under certain Restrictions and Limitations, may be productive of considerable Advantages to the Manufactures of Great Britain, tend to the Improvement of the Revenue thereof, and be

a Means of increasing and extending the Trade and Navigation of all His Majesty's Dominions: May it therefore please Your Majesty, that it may be enacted; and be it 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 First Day of November, One thousand seven hundred and sixty six, live Cattle, and all manner of Goods and Commodities, the Growth or Produce of any Colony or Plantation in America not under the Dominion of His Majesty, His Heirs, and Successors, except Tobacco, may be imported into the Ports called Prince Rupert's Bay and Roseau, in the Island of Dominica, from any Foreign Colony or Plantation in America, in any Foreign Sloop, Schooner, or other Vessel whatsoever, not having more than One Deck; any Law, Custom, or Usage, to the contrary notwithstanding.

From and after 1 Nov. 1766, Liberty given to import, in any Foreign One-decked Vessels, live Cattle, and all manner of Goods, the Produce of any American Colony, not under the British Dominion, into the Island of Dominica;

and into the Ports of Jamaica; such Goods as are here particularly enumerated, excepted.

And it is hereby further enacted by the Authority aforesaid, That from and after the said First Day of November, One thousand seven hundred and sixty six, live Cattle, and all manner of Goods and Commodities, the Growth or Produce of any Colony or Plantation in America not under the Dominion of His Majesty, His Heirs, and Successors, except Sugars, Coffee, Pimento, Ginger, Melasses, and Tobacco, may, in like Manner, be imported into the Ports of Kingston, Savannah, La Mar, Montego Bay, and Santa Lucea, in the Island of Jamaica, from any Foreign Colony or Plantation in America, in any Foreign Sloop, Schooner, or other Vessel whatsoever, not having more than One Deck; any Law, Custom, or Usage, to the contrary notwithstanding.

Provided always, and be it further enacted by the Authority aforesaid, That nothing in this Act contained shall

shall extend, or be construed to extend, to allow any Manufactures from any Colony or Plantation in America not under the Dominion of His Majesty, His Heirs, and Successors, to be brought or imported into the said Islands of Dominica or Jamaica; but that all such Manufactures, so brought and imported, shall be forfeited, together with the Ship or Vessel in which the same shall be imported, with the Tackle, Apparel, and Furniture thereof; to be seized by any Officer or Officers of His Majesty's Customs, and prosecuted in such Manner as herein after is expressed.

But no Foreign Manufactures may be imported into the said Islands,

on Forfeiture of the Goods and Vessel.

And it is hereby further enacted by the Authority aforesaid, That from and after the First Day of September, One thousand seven hundred and sixty six, no Copper Ore, Cotton Wool, Ginger, Fustic, or other Dying Woods, Hemp, Indico, Melasses, Beaver Skins, or other Furs, Sugar, Cocoa, Coffee, Pimento, Hides and Skins, Pot and Pearl Ashes, Raw Silk, or Whale Fins, of the Growth, Production, or Manufacture, of any British Colony or Plantation in America, shall be imported into the said Islands of Dominica or Jamaica, or either of them, upon any Pretence whatsoever, upon Forfeiture thereof, with the Ship or Vessel in which the same shall be imported; to be seized by any Officer of the Customs, and prosecuted as herein after is expressed.

Certain Goods, the Produce of the *British* Plantations, prohibited to be imported into either of the said Islands after 1 Sept. 1766,

on Forfeiture of the Goods and Vessel.

And it is hereby further enacted by the Authority aforesaid, That it shall and may be lawful, from and after the said First Day of November, One thousand seven hundred and sixty six, to export from the said Ports in Dominica and Jamaica, to any Foreign Colony or Plantation in America, in any Foreign Sloop, Schooner, or other Vessel whatsoever, not having more than One Deck, Negroes brought into the said Ports in British built Ships navigated according to Law, and all Manner of Goods and Merchandizes whatsoever which shall be legally imported into the said Ports from Great Britain and Ireland, and from the British Colonies or Plantations in America; except Masts, Mards, or Bow Sprits, Pitch, Tar, Turpentine, and Tobacco; and also except such Iron as shall be brought from the British Colonies in America; any Law, Custom, or Usage, to the contrary in any wise notwithstanding.

Negroes imported into the said Islands in *British* Ships, may be exported again in Foreign One-decked Vessels;

as may all *British* Commodities legally imported,

except such as are here mentioned.

Provided always, and it is hereby further enacted by the Authority aforesaid, That if there shall be any Doubt whether such Goods, so intended to be exported, have been legally imported into the said Islands of Dominica or Jamaica; the Legality of such Importation shall be

Doubts, with respect to the Legality of such Importations, to be cleared up by the Oath of the Exporter, &c.

made appear to the Satisfaction of the Collector, or other Principal Officer of the Customs, at the Port of Exportation, by the Oath of the Exporter or Proprietor of such Goods, before the same are suffered to be shipped for Exportation.

Wool, and other enumerated Goods, of Foreign Growth, upon Exportation from either of the said Islands, to be imported directly into Great Britain, under the Regulations established by Acts 12, and 22, and 23 Car. II.

Provided nevertheless, and it is hereby further enacted by the Authority aforesaid, That from and after the said First Day of November, One thousand seven hundred and sixty six, all Wool, Cotton Wool, Indico, Cochineal, Fustic, and all Manner of Dying Drugs or Woods, Drugs used in Medicine, Hair, Furs, Hides, and Skins, Pot and Pearl Ashes, Whale Fins, and Raw Silk, of the Growth and Produce of any Foreign Colony or Plantation, shall, upon the Exportation thereof from either of the said Islands of Dominica or Jamaica, be imported directly from thence into Great Britain, under the like Securities, Penalties, and Forfeitures, as are particularly mentioned in Two Acts of Parliament made in the Twelfth, and in the Twenty second and Twenty third, Years of the Reign of King Charles the Second, the former intituled, An Act for the encouraging and increasing of Shipping and Navigation, and the latter intituled, An Act to prevent the Planting of Tobacco in England, and for regulating the Plantation Trade, or either of them, with respect to the Goods in those Acts particularly enumerated; any Law, Custom, or Usage, to the contrary notwithstanding.

No Goods to be exported from Dominica to any Part of Europe North of Cape Finisterre, except to Great Britain; where they are to be landed under the Regulations, &c. of Act 12 Car. II.

And it is hereby further enacted by the Authority aforesaid, That from and after the said First Day of November, One thousand seven hundred and sixty six, no Goods whatsoever shall or may be exported from the said Island of Dominica to any Part of Europe to the Northward of Cape Finisterre, except to Great Britain; and such Goods shall be there landed, under the same Securities, Regulations, and Restrictions, and subject to the same Penalties and Forfeitures, as are mentioned in an Act made in the Twelfth Year of the Reign of King Charles the Second, intituled, An Act for the encouraging and increasing of Shipping and Navigation; or any subsequent Act now in Force with respect to the Goods in such Act particularly enumerated.

Sugar imported into Dominica may be exported from thence to any Foreign Parts of Europe Southward of Cape Finisterre, under certain Regulations.

Provided always, and it is hereby enacted by the Authority aforesaid, That from and after the said First Day of November, One thousand seven hundred and sixty six, it shall and may be lawful to export, from the said Ports before-mentioned in the said Island of Dominica, any Sugar which shall have been imported into the same, to any Foreign Parts of Europe to the South-

ward of Cape Finisterre, in such Vessels only, and under such Securities, Regulations, and Restrictions, and subject to the same Penalties and Forfeitures, as Sugar of the Growth and Produce of any of the British Colonies or Plantations in America may now be exported from such Colonies or Plantations to such Foreign Parts; any thing in this Act contained to the contrary notwithstanding.

And it is hereby further enacted by the Authority aforesaid, That from and after the said First Day of November, One thousand seven hundred and sixty six, it shall not be lawful for any Ship or Vessel whatsoever, which shall load or take on Board at the said Island of Dominica any Goods, being the Produce of that Part of America commonly called The West Indies (live Cattle excepted) to proceed to any other Island in the West Indies which now is, or hereafter may be, under the Dominion of His Majesty, His Heirs, and Successors, on any Pretence whatsoever (actual Distress excepted) in which Case the Master or other Person having Command or Charge of such Ship or Vessel shall, in Twelve Hours after his Arrival, report the same, in Writing, to the Collector, or the Chief Officer of the Customs, together with the Name of his Vessel, and where bound, and at the same Time deliver in to such Officer a just and true Account of his Lading; and shall not, upon any Pretence whatsoever, take on Board any Kind of Goods or Merchandize (needful Provisions for his Voyage, or Necessaries for Repairs, excepted, for which he shall first obtain a Permit from such Officer) and in case any such Master, or Person having Charge of such Ship or Vessel, shall load, or suffer to be loaded, any Kind of Goods or Merchandizes (except as before excepted) or, not being in Distress, shall, contrary to the Intent of this Act, come into any British Island in the West Indies; such Ship or Vessel, together with all her Guns, Tackle, Furniture, and Ammunition, and all Goods whatsoever on Board of her, shall be forfeited, and shall and may be seized and prosecuted by any Officer of His Majesty's Customs, in such Manner as herein after is expressed.

And it is hereby further enacted by the Authority aforesaid, That from and after the said First Day of November, One thousand seven hundred and sixty six, no Goods or Commodities of the Growth, Production, or Manufacture of Europe, or the East Indies or other Places beyond the Cape of Good Hope, shall, upon any Pretence

No Vessel with Goods of the Produce of the West Indies, (live Cattle excepted) may proceed from Dominica to any other of the British West India Islands, except in case of Distress;

of which Report is to be forthwith made to the Custom-house Officer;

nor may take any Goods on Board there,

on Forfeiture of the Vessel and Goods,

No Goods of the Growth or Manufacture of Europe, or the East Indies, &c. may be exported from Dominica to any of the British American Colonies,

on Forfeiture
of the Goods
and Vessel.

Pretence whatsoever, be exported from the said Island of Dominica to any British Colony or Plantation in America, on Forfeiture of such Goods, and the Ship or Vessel in which the same shall be so exported, with all her Guns, Tackle, Furniture, and Ammunition; to be seized by any Officer or Officers of the Customs, and prosecuted in the Manner herein after expressed.

Duty to be
paid on Ex-
portation of
Negroes in
Foreign Vessels from Ja-
maica;

and upon Im-
portation of
Negroes into
Dominica:
Duty upon
other Goods
imported into
Dominica.

And whereas it is necessary that Provision should be made for defraying the Expences which may be incurred in carrying into Execution the Directions and Provisions of this Act, and for maintaining, securing, and improving, the said Ports; therefore we, Your Majesty's most dutiful and loyal Subjects, the Commons of Great Britain in Parliament assembled, do most humbly beseech Your Majesty, that it may be enacted; and be it enacted by the Authority aforesaid, That from and after the said First Day of November, One thousand seven hundred and sixty six, there shall be raised, levied, collected, and paid, unto His Majesty, His Heirs, and Successors, a Duty of One Pound Ten Shillings for and upon every Negroe which shall be exported in any Foreign Ship or Vessel out of or from the said Island of Jamaica; and the like Duty of One Pound Ten Shillings for and upon every Negroe which shall be imported into the said Island of Dominica; and also the following Duties for and upon the Goods and Merchandizes herein after mentioned, which shall be imported into the said Island of Dominica; that is to say,

For every Barrel of Beef and Pork, Six Pence.

For every Firkin of Butter, Six Pence.

For every Hundred Weight Avoirdupois of Sugar, Six Pence.

For every Hundred Weight Avoirdupois of Cocoa, Two Shillings.

For every Hundred Weight Avoirdupois of Coffee, Six Pence.

And after those Rates for any greater or lesser Quantity of such Goods and Merchandizes respectively.

Duties to be
deemed as
Sterling Mo-
ney of Great
Britain;

And be it further enacted by the Authority aforesaid, That all the said Duties shall be deemed and taken to be Sterling Money of Great Britain, and be received to the Amount of the Value which such nominal Sums bear in Great Britain; and that such Monies may be received and taken according to the Proportion and Value of five
7 Shillings

Shillings and Six Pence the Dunc in Silber; and that the said Duties shall be raised, levied, collected, paid, and recovered, in the same Manner and Form, and by such Rules, Ways, and Means, and under such Penalties and Forfeitures, as any other Duties now payable to His Majesty upon Goods imported into, or exported from, the British Colonies or Plantations in America, may be respectively raised, levied, collected, paid, and recovered, by any Act or Acts of Parliament now in Force; and that all the Monies which shall arise by the said Duties (except the necessary Charges of raising, collecting, levying, recovering, answering, and accounting for, the same) shall be applied and disposed of, from time to time, in such Manner as His Majesty shall, by any Warrant or Warrants under His Royal Sign Manual, countersigned by the High Treasurer, or any Three or more of the Commissioners of the Treasury for the time being, direct and appoint, for defraying the Expences of carrying into Execution the Purposes of this Act, and for maintaining, securing, and improving, the said Ports; and if any Overplus shall remain of the Monies arising by the said Duties, after defraying such Expences as aforesaid, the same shall be paid into the Receipt of His Majesty's Exchequer at Westminster, and be there reserved to be, from time to time, disposed of by Parliament, towards defraying the necessary Expences of defending, protecting, and securing, the British Colonies and Plantations in America.

at the Rate of
5s. 6d. per
Oz. Silver.

Application of
the Monies
arising by the
said Duties.

And be it further enacted by the Authority aforesaid, That from and after the said First Day of November, One thousand seven hundred and sixty six, no Duties shall be paid, other than such as are herein before mentioned, for or in respect of any Goods the Growth or Product of any Foreign Colony or Plantation in America, which shall be imported into any such Port in the said Island of Dominica (except such Duties as have been, or shall be, imposed, by any Act of this present Session of Parliament, upon Melasses and Syrups imported into any British Colony or Plantation in America) any Law, Custom, or Usage, to the contrary notwithstanding.

No other Duties to be paid for Goods as aforesaid imported into Dominica, than those before mentioned;

except upon Melasses and Syrups.

And it is hereby further enacted by the Authority aforesaid, That from and after the First Day of January, One thousand seven hundred and sixty seven, all Goods and Commodities of American Produce, which shall be imported into Great Britain from the said Island of Dominica (except such Quantities of Sugar

After 1 Jan. 1767, all American Goods imported into Great Britain from Dominica,

certificated
Rum and Su-
gar excepted;

are made lia-
ble to the same
Duties, &c.
as like Goods
of the French
Colonies.

Licence to im-
port certificat-
ed Rum and
Sugar from
Dominica, un-
der certain
Conditions
and Regula-
tions.

and Rum as shall be imported by Certificate as herein after mentioned) shall be deemed and taken to be Goods and Commodities of the Growth, Produce, or Manufacture, of Foreign Colonies or Plantations, and shall be liable to the same Duties, Regulations, and Restrictions, Penalties and Forfeitures, in all Respects, as the like Goods of the Growth, Produce, or Manufacture, of any French Colony or Plantation would be liable to by Law.

And it is hereby further enacted by the Authority aforesaid, That from and after the said First Day of January, One thousand seven hundred and sixty seven, it shall be lawful to import from the said Island of *Dominica*, in British built Vessels navigated according to Law, into Great Britain, any Sugar or Rum, upon Payment of the like Duties and Customs as are now payable upon the Importation of Sugar and Rum respectively of the Growth, Produce, or Manufacture, of the British Colonies or Plantations in America; and such Goods shall, in all other Respects, be liable to the same Rules, Regulations, and Restrictions, as British Sugar and Rum are now liable to by Law; provided the Person loading such Sugar and Rum on Board any Ship or Vessel in the said Island of *Dominica* shall, before the Clearing out of the same, prove to the Satisfaction of the Collector, or other principal Officer of the Customs, at the Loading Port, that the said Goods bona fide grew, or were produced and manufactured in the said Island of *Dominica*, by the Oath of the Grower, Maker, or Shipper, of such Goods, or his or their known Agent or Factor, expressing in Words at Length, and not in Figures, the Quality of the Goods so shipped, with the Number and Denomination of the Packages; which Oath shall be administered by such Collector, or other principal Officer of the Customs, and signed in his Presence by the Person proving the Facts; and the Collector, or other principal Officer of the Customs, before whom such Proof shall be made, shall thereupon grant to the Master, or other Person having the Charge of the Ship or Vessel, a Certificate, under his Hand and Seal of Office (without Fee or Reward) of his having received such Proof pursuant to the Directions of this Act; which Certificate shall express the Quality of the Goods shipped on Board such Ship or Vessel, with the Number and Denomination of the Packages; and upon the Arrival of such Ship or Vessel into any Port in this Kingdom, the Master, or other

other Person taking the Charge or Command of such Ship or Vessel, shall, at the Time he makes his Report of his Cargo, deliver the said Certificate to the Collector, or other principal Officer of the Customs, in such Port, and make Oath before him, that the Goods so reported are the same that are mentioned in the said Certificate.

And it is hereby further enacted by the Authority aforesaid, That from and after the said First Day of November, One thousand seven hundred and sixty six, no Goods or Commodities whatsoever of American Produce, liable to the Payment of any Duty on Importation into any British Colony or Plantation on the Continent of America, shall be imported there, from the said Island of Dominica, without a Certificate, to be produced and proved in the Manner before directed, specifying whether such Goods are the Growth or Produce of any Foreign or British Colony or Plantation, on Forfeiture of such Goods, and the Vessel in which the same shall be imported; to be seized and prosecuted as herein after is directed.

No Goods of American Produce, liable to Duties, to be imported into any British Colony from Dominica, without a Certificate;

on Forfeiture of the Goods and Vessel.

And be it further enacted by the Authority aforesaid, That the Monies arising by the said Duties upon the Importation into this Kingdom, from the said Ports in the Island of Dominica, of such Goods and Merchandizes as are herein before directed to be deemed and taken to be of French or Foreign Produce, shall (except the necessary Charges of raising, collecting, recovering, paying, and accounting, for the same) be paid into the Receipt of His Majesty's Exchequer, and be applied and disposed of to such Uses as the Duties upon such Foreign Goods are now applicable unto.

Application of the Duties payable upon Importation of such Goods into Great Britain from Dominica, as are deemed of French or Foreign Produce.

Provided always, and it is hereby declared and enacted by the Authority aforesaid, That the Importer or Proprietor of any Goods or Commodities liable to the Payment of any Duties to His Majesty, His Heirs, or Successors, which shall be lawfully imported from the said Island of Dominica into Great Britain, after the said First Day of January, One thousand seven hundred and sixty seven, without any such Certificate as is herein before mentioned, shall and may, upon the Importation thereof, pay down in ready Money to the Collector of His Majesty's Customs, only Three Pence per Hundred Weight Avoirdupois upon Sugars so imported; and only One half of the Old Subsidy granted by the Act of Tonnage and Poundage, made in the Twelfth Year of the Reign of King Charles the Second, upon

Duties payable upon importation of uncertified Goods legally imported from Dominica;

viz. upon Sugars;

upon other Goods.

all

No Drawback to be allowed on Exportation; Sugars and Goods to be warehoused, and to be delivered out, if for Exportation, upon certain Conditions.

all other Goods; which said respective Duties shall not be afterwards drawn back or repaid upon the Exportation of such Sugars, and other Goods; provided the same shall, upon landing, be immediately lodged and secured under the King's Locks, in Warehouses provided at the sole Expence of the Importer or Proprietor thereof, with the Privy and Approbation, and under the Care and Inspection, of the Commissioners or principal Officers of the Customs for the Port where such Sugars, and other Goods, shall be imported, and shall not be delivered out of any such Warehouse but upon the following Conditions; that is to say, If such Sugars, or other Goods, or any Part thereof, shall be delivered for Exportation to Foreign Parts, the Owner or Exporter thereof, together with One other sufficient Person, shall enter into Bond to His Majesty, His heirs, and Successors, in Treble the Amount of the full Duties which would be due and payable for such Sugars, or other Goods, if the same were consumed in this Kingdom; with Condition that no Part of such Sugars, and other Goods, shall be re-landed in Great Britain or Ireland, or any of the Dominions belonging to the Crown of Great Britain; which Bonds shall be discharged in the same Manner as the Bonds given for the due Exportation of prohibited East India Goods are discharged by any Law now in Force.

If such Sugars or Goods be re-landed or unshipped contrary to this Act, they are forfeited, with the Vessel and Carriages employed therein;

and Persons concerned forfeit Treble Value.

And, the better to prevent the re-landing such Sugars, or other Goods, be it further enacted by the Authority aforesaid, That if any such Sugars, or other Goods, shall be re-landed or unshipped to be re-landed contrary to this Act, the same, together with the Boats, Lighters, or any other Vessels, Horses, or other Cattle and Carriages whatsoever, which may be employed or made use of in the Removal, Carriage, or Conveyance thereof, as also the Ship or Vessel from which the same shall be unloaded, together with her Furniture and Apparel, shall be forfeited, and shall and may be seized by any Officer or Officers of the Customs; and all and every Person or Persons who shall be assisting, or otherwise concerned in the unshipping or re-landing such Sugars, or other Goods, or to whose Hands the same shall knowingly come after the unshipping thereof, shall forfeit Treble the Value of such Sugars and other Goods; which said Penalties and Forfeitures shall and may be prosecuted, sued for, recovered, and divided, in such Manner and Form, and by such Rules and Regulations,

gulations, as Penalties and Forfeitures inflicted for unshipping prohibited or uncustomed Goods in this Kingdom may be prosecuted, sued for, recovered, and divided, by any Law now in Force.

Provided always, and it is hereby further enacted by the Authority aforesaid, That no such Sugars, or other Goods, shall be shipped, or permitted to be shipped or laden, for Re-exportation from Great Britain, on board any Ship or Vessel of less Burthen than Seventy Tons; to be ascertained by the same Rules and Dimensions, as the Tonnage of Ships importing Brandy and other Spirits into this Kingdom is to be ascertained, by an Act made in the Sixth Year of the Reign of King George the First, intituled, An Act for preventing Frauds and Abuses in the Public Revenues of Excise, Customs, Stamp Duties, Post Office, and House Money.

Vessel, on Board which Sugars or Goods shall be shipped for Re-exportation, not to be under 70 Tons Burthen;

to be ascertained pursuant to Act 6 Geo. I.

And it is hereby further enacted by the Authority aforesaid, That if any such Sugars, or other Goods, shall be taken out of any Warehouse wherein the same shall be secured as aforesaid, in order to be used in this Kingdom; the Person or Persons, so taking out the same, shall first pay up the Remainder of the Duties which would have been due and payable upon the Importation of the like Sugars or other Goods, of the Growth or Production of the French Colonies or Plantations in America, into this Kingdom; and they shall, in all other Respects, be liable to the same Restrictions and Regulations as such French Sugars and Goods would have been subject and liable to if this Act had not been made.

If the Sugars or Goods be taken out for Home Consumption,

the Remainder of the Duties to be paid, &c.

Provided always, and it is hereby further enacted, That if such Sugars or Goods shall not be either exported, or the full Duties paid for the same, within Twelve Calendar Months from the Importation thereof, but shall then continue and be still remaining in the said Warehouses; in such Case, it shall and may be lawful for the Commissioners of the Customs for the time being, or any Three or more of them, to cause the said Sugars, or other Goods, so remaining, to be publickly sold by Auction, or Inch of Candle, to the best Bidder; and the Money arising by such Sale, to be applied first in Discharge of the Duties, and the Expences of such Sales; and the Overplus, if any, to be paid to the Importer or Proprietor of such Sugars or Goods, or other Persons authorized to receive the same.

If they shall be neither exported, nor the full Duties paid, within a Year,

Custom-house may sell the same;

and apply the Monies in Discharge of the Duties and Charge.

And for the better and more effectual preventing the Importation of Foreign Sugars into this Kingdom, from the said Island of Dominica, under Pretence that

Foreign Sugars
imported into
Dominica, to
be warehous-
ed;

and before be-
ing delivered
out for Expor-
tation to Great
Britain, to be
marked by the
Custom-house
Officers;

on Forfeiture
thereof.

the same are the Growth and Produce of that Island; be it further enacted by the Authority aforesaid, That from and after the First Day of November, One thousand seven hundred and sixty seven, all Foreign Sugars which shall be imported into the said Island of Dominica, shall, upon landing, be immediately deposited in Warehouses, provided at the sole Expence of the Importer or Proprietor thereof, with the Privy and Approbation, and under the Care and Inspection of the Collector, or other Principal Officer of the Customs, at the Port where such Sugars shall be landed, and shall be there secured, under the separate Locks of such Officer and the Proprietor, till the same shall be shipped for Re-exportation; and before such Sugars are delivered out for Exportation to Great Britain, every Cask shall be marked, in such Manner as the Commissioners of His Majesty's Customs in England shall think proper to direct, to denote that such Sugars are Foreign, and have been warehoused: And if any Foreign Sugars shall, after the said First Day of November, One thousand seven hundred and sixty seven, be landed in the said Island of Dominica without being so warehoused, or shall be shipped for Exportation to Great Britain without being marked in the Manner before directed, the same shall be forfeited; and shall and may be seized by any Officer of the Customs, and prosecuted as herein after is directed.

Penalty on
Officers exact-
ing or taking
Fees.

And it is hereby further enacted by the Authority aforesaid, That no Duty of Gunpowder, nor any Fee or Reward whatsoever shall be demanded, taken, or received, by any Officer or Officers whatsoever, in the said Islands of Dominica and Jamaica, for any Entry, Tonnage, Clearance, or Passport, of or for any Foreign Ship or Vessel; or for any Goods imported into, or exported from, the said Islands, in such Foreign Ship or Vessel, in pursuance of this Act, under the like Pains and Penalties, as are inflicted upon Officers exacting and receiving greater Fees than are allowed by an Act made in the last Session of Parliament, for more effectually securing and encouraging the Trade of His Majesty's American Dominions, and for other Purposes in the said Act mentioned.

Recovery and
Application of
Penalties and
Forfeitures in
America.

And be it further enacted by the Authority aforesaid, That all Penalties and Forfeitures inflicted by this Act, which shall be incurred in America, shall and may be prosecuted, sued for, recovered, and divided there, in the same Manner and Form, by the same Rules and Regulations, in all Respects, as any other Forfeitures or Penalties inflicted by any other Act of Parliament for Offences

Offences against the Laws relating to the Customs or Trade of his Majesty's Colonies, may, by any Act or Acts of Parliament now in Force, be prosecuted, sued for, recovered, and divided.

And it is hereby further enacted and declared, That this Act shall continue in Force, to the First Day of November, One thousand seven hundred and seventy three, and from thence to the End of the then next Session of Parliament.

Act to continue in Force to 1 Nov. 1773.

F I N I S.