

Persons indicted of treason, &c. to have the benefit of the act 7 W. 3. c. 3.

XLIII. And be it declared and enacted by the authority aforesaid, That all and every person and persons, who shall hereafter be accused, indicted, or prosecuted, for any thing made or declared treason by this act, shall be intitled to the benefit of the act of parliament made in the seventh year of the reign of his late majesty King *William* the Third, intituled, *An act for regulating trials in cases of treason and misprision of treason.*

Officers and soldiers of the marine regiments, &c. subject to the penalties, &c. in this act. Account of each regiment, garrison, &c. to be made up. Auditors to examine the same, and the accountant on oath. No account to be hereafter declared by the lord treasurer, &c. until auditor certify the examination thereof. Respite money may be applied as levy money. The debts owing in quarters by the invalids of Chelsea hospital, &c. shall be paid. Persons reprieved from execution, in order to obtain their pardon, &c. On sight of the Queen's warrant, for passing such pardon, judge may direct the delivery of prisoner, to be listed in the Queen's service. Pardon, when passed, to be inrolled, &c. Act, as to mutineers and deserters, &c. to extend to the forces in Ireland. The pay of the 10,000 men raised for sea service to be cleared to 25 Dec. 1703. Accounts of the English and Dutch trains of artillery to be examined, and debentures issued out thereupon. Pay of the forces at New-York to be computed. Debentures to be issued for payment. 1 *Annæ, stat. 2. c. 20.* continued until 30 June, 1704.

Anno Regni ANNÆ Reginae tertio & quarto.

AT the parliament begun at Westminster the twentieth day of August, Anno Dom. 1702. in the first year of the reign of our sovereign lady Anne, by the grace of God, of England, Scotland, France, and Ireland, Queen, defender of the faith, &c. and from thence continued by several prorogations and adjournments to the * four and twentieth day of October, 1704. being the third session of this present parliament.

* In the inrolment it is, to the fourteenth day of March.

CAP. I.

EXP.

An act for granting an aid to her Majesty by a land tax, to be raised in the year one thousand seven hundred and five. 4s. in the pound.

CAP. II.

An act for raising monies, by sale of several annuities, for carrying on the present war.

Most gracious Sovereign,

2 & 3 Annæ, c. 3.

WHEREAS by an act of parliament made and passed in the second year of your Majesty's reign, intituled, *An act for granting an aid to her Majesty, for carrying on the war, and other her Majesty's occasions, by selling annuities at several rates, and for such respective terms or estates, as are therein mentioned, and by several other acts therein recited, provision is made, That from and after the five and twentieth day of December, in the year of our Lord one thousand seven hundred and five, the full, clear, and intire weekly sum of three thousand seven hundred pounds out of all the*

See 1 Geo. 1. stat. 1. c. 1. s. 4.

the monies arising by the hereditary duties of excise, and by other duties of excise therein mentioned, payable during her Majesty's life, and from and after her Majesty's decease, then the like full, clear, and intire weekly sum of three thousand seven hundred pounds, out of all the monies to arise by the said hereditary duties of excise, from time to time for ever, shall be brought and paid into the receipt of Exchequer every week, in the manner and form, and under such penalties, as are thereby prescribed: and it is thereby further enacted, That out of the money of the said hereditary duties of excise, arising in or by such weekly payments at the Exchequer, as aforesaid, certain annual sums after the rate of three pounds per centum per annum, therein mentioned, shall be satisfied and paid, and that out of the monies of the said several branches of excise, arising in or by the said weekly payments, the several annuities to be purchased in pursuance of the said act of the second year of your Majesty's reign, should also be paid and satisfied; and that all the rest and residue of the monies arising by the said weekly payments, and which at the end of every year, reckoning the first year to begin from the said five and twentieth day of December, in the year of our Lord one thousand seven hundred and five, should remain, after satisfying or reserving sufficient to satisfy all the payments which should be then incurred or grown due, as well for and upon the said annual sums, after the rate of three pounds per centum per annum, as also for and upon all the said annuities, to be purchased upon the act last mentioned, should be applied and disposed of to and for the publick use and service, and not otherwise: and whereas the said annual sums, after the rate of three pounds per centum per annum, do amount in the whole to the yearly sum of thirty nine thousand eight hundred fifty five pounds, sixteen shillings, and one half penny; and the annuities purchased on the said act of the second year of your Majesty's reign, for the said term of ninety nine years, do amount in the whole to sixty seven thousand nine hundred twenty four pounds, ten shillings, and six pence half penny; and the annuities purchased severally on the same act for single lives, do amount in the whole to twenty two thousand three hundred and thirteen pounds, six shillings, and eight pence; and the annuities severally purchased on the same act for the lives of two persons, and the survivor of them, do amount in the whole to ten thousand five hundred and twenty eight pounds; and the several annuities purchased on the same act for the lives of three persons, and the survivors and survivor of them, do amount in the whole to three thousand nine hundred seventy nine pounds, thirteen shillings, and four pence; and the charges of paying the said annuities do amount to the yearly sum of twelve hundred pounds; so that there doth remain at this time undisposed, of the money of the said weekly payments, to be applied to the publick use and service, the yearly sum of forty six thousand five hundred ninety eight pounds, thirteen shillings, and five pence, or thereabouts, besides the expectancies after the determination of the said respective estates, for one, two, and three lives: Now we your Majesty's most dutiful and loyal subjects, the commons of England in parliament assembled, being desirous to raise the money necessary for carrying on the present war, and other your Majesty's most pressing occasions, by such ways and means as are

By 6 Geo. 1.
c. 4. the South-
Sea company
take in these
annuities.

What sums
may be ad-
vanced for
purchasers,
&c.

for 99 years at
15 years pur-
chase, to be
paid into the
Exchequer.

Times of pay-
ment.

Annuities so
purchased, not
to exceed
£6,000. per
annum.

The first pay-
ment 25
March, 1706.

are most easy to your Majesty's subjects, do chearfully and unanimously grant unto your Majesty a further aid, to arise by contributions for annuities, to be purchased in the manner and form herein after mentioned; and do humbly beseech your Majesty that it may be enacted: and be it enacted by the Queen'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 it shall and may be lawful to and for any person or persons, natives or foreigners, to contribute, advance, and pay into the receipt of her Majesty's Exchequer, for her Majesty's use, at or before the respective days and times in this act limited in that behalf, any sum or sums of money, not exceeding in the whole the sum of eight hundred seventy seven thousand nine hundred and thirty pounds, nineteen shillings, and three pence halfpenny, for purchasing such several and respective annuities as are herein after-mentioned (that is to say) any sum and sums of money, not exceeding six hundred and ninety thousand pounds (part of the said whole sum not exceeding eight hundred seventy seven thousand nine hundred and thirty pounds, nineteen shillings, and three pence halfpenny) for any annuity or annuities to be paid during the full term of ninety nine years, to be reckoned from the said five and twentieth day of *December*, in the year of our Lord one thousand seven hundred and five, at the rate of fifteen years purchase; which rate doth amount to the sum of one hundred and fifty pounds for every such annuity of ten pounds *per annum*, and proportionably for any greater annuity; and the same rate or consideration-money, for the said full term of ninety nine years, is hereby appointed to be paid into the said receipt at or before the respective days and times herein after-mentioned (that is to say) one third part thereof on or before the first day of *May*, in the year of our Lord one thousand seven hundred and five; one other third part thereof, on or before the four and twentieth day of *June*, in the said year of our Lord one thousand seven hundred and five; and the remaining third part thereof on or before the nine and twentieth day of *September*, in the same year of our Lord one thousand seven hundred and five: all which annuities, so to be purchased for the said full term of ninety nine years, shall not exceed in the whole the sum of forty six thousand pounds *per annum*, and shall be paid and payable at the four most usual feasts in the year (that is to say) the feast of the annunciation of the blessed virgin *Mary*, the nativity of *St. John Baptist*, *St. Michael* the archangel, and the birth of our Lord *Christ*, by even and equal portions; the first payment to be made at or upon the feast of the annunciation of the blessed virgin *Mary*, which shall be in the year of our Lord one thousand seven hundred and six.

II. *And whereas the persons, who are or may be intitled to the respective estates for life or lives, purchased upon the said act of the second year of your Majesty's reign, or some of them, are or may be willing and desirous (for such respective prices or considerations as are herein*

herein after-mentioned) to have such their respective estates for life or lives changed or converted into a certain term or terms for ninety nine years, to be computed from the said five and twentieth day of March, in the year of our Lord one thousand seven hundred and four, of and in such or the like annuities as they have for life or lives, as aforesaid, or that they, or such as they shall nominate his, her, or their executors, administrators, and assigns respectively (for the like respective prices or considerations) shall or may be intitled to have, receive, and enjoy the like annuity from and after the determination of his, her, or their estate for life or lives, as aforesaid, for and during the residue which shall be then to come and unexpired of the said term of ninety nine years last-mentioned; and in cases where the present owner of any such annuity for life or lives is or may be unwilling (if any such be) to purchase a further or more certain estate or interest therein, it is likely that some other person or persons is or may be desirous to be admitted to purchase a future estate or interest in such or the like annuity or annuities, to take effect from and after the determination of the respective estate for one, two, or three lives in being, and to continue for and during the then residue and remainder of the said term of ninety nine years, to be reckoned from the said five and twentieth day of March, one thousand seven hundred and four, which shall be then to come and unexpired:

III. Now for the raising any further sum and sums of money, not exceeding one hundred eighty seven thousand nine hundred and thirty pounds, nineteen shillings, and three pence halfpenny, other part of the said sum not exceeding eight hundred seventy seven thousand nine hundred and thirty pounds, nineteen shillings, and three pence halfpenny, for the purposes aforesaid; it is hereby further enacted by the authority aforesaid, That it shall and may be lawful to and for any person or persons, natives or foreigners, being as original contributors, or by mesne assignments, or by other lawful ways and means, intitled to any estate for one life in being, of or in any annuity purchased or obtained upon the said act of the second year of your Majesty's reign, to advance and pay into the receipt of your Majesty's Exchequer, at or before the respective days and times in this act limited in that behalf, so much money as every or any such annuity, being computed for six years, doth or shall amount unto, either for changing or converting the said estate for a single life, into a certain term for the said ninety nine years, to be computed from the said five and twentieth day of March, one thousand seven hundred and four; or for the like annuity to be paid to him, her, or them, his, her, or their executors, administrators, and assigns, from and immediately after the determination of the said estate for one life, during the then residue of the said ninety nine years last-mentioned, at the election of the purchasers respectively; and that it shall and may be lawful to and for any person or persons, being, as aforesaid, intitled to any estate for two lives now in being, of or in any annuity purchased or obtained upon the said act of the second year of your Majesty's reign, to advance and pay into the receipt of your Majesty's Exchequer,

What to be done where an annuity is not demanded in 2 years time:

1 Geo. 1. stat. 2. c. 36. s. 16.

Original contributors intitled for one life, &c.

may advance so much money, &c. as every annuity amounts unto for six years purchase, for converting their estate for one life, &c. into a certain term for 99 years.

Or after the determination of one life, during the residue of 99 years, &c.

Two lives for
four years
purchase, &c.
The like after
the determi-
nation for two
lives, &c.

Three lives at
three years
purchase.

The like after
the determi-
nation for three
lives, &c.
Consideration
monies, &c.
to be paid into
the Exchequer.

Times of pay-
ment.

Annuitiestobe
paid at the four
most usual
feasts, &c.
First payment.
Estates for
lives changed
for 99 years.
Quarterly pay-
ments thereon
to discharge
quarterly pay-
ments, reckon-

at or before the respective days and times in this act limited in that behalf, for your Majesty's use, so much money as every or any such annuity, being computed for four years, doth or shall amount unto, either for changing or converting the same estate for two lives, into a certain term for the said ninety nine years, to be reckoned from the said five and twentieth day of *March*, one thousand seven hundred and four, or for the like annuity, to be paid to him, her, or them, his, her, or their executors, administrators, and assigns, from and immediately after the determination of the said estate for two lives, during the then residue of the term of ninety nine years last-mentioned, at the election of the purchasers respectively; and that it shall and may be lawful to and for any person or persons, being, as aforesaid, intituled to any estate for three lives now in being, of or in any annuity purchased or obtained upon the said act of the second year of your Majesty's reign, at any time to advance and pay into the said receipt of your Majesty's Exchequer, for your Majesty's use, at or before the respective days and times in this act limited in that behalf, so much money as every or any such annuity, being computed for three years, doth or shall amount unto, either for changing or converting the same estate for three lives into a certain term for ninety nine years, to be reckoned from the said five and twentieth day of *March*, one thousand seven hundred and four, or for the like annuity to be paid to him, her, or them, his, her, or their executors, administrators, and assigns, from and immediately after the determination of the said estate for three lives, during the then residue of the term of ninety nine years last-mentioned, at the election of the purchasers respectively; and it is hereby declared and appointed, That all the consideration monies to be paid after the respective rates of six years purchase, four years purchase, and three years purchase, in the several and respective cases before-mentioned, shall be paid into the said receipt of Exchequer, for your Majesty's use, at or before the respective days and times herein after limited (that is to say) one third part thereof on or before the last day of *March* in the year of our Lord one thousand seven hundred and five; one other third part thereof on or before the four and twentieth day of *June*, in the year of our Lord one thousand seven hundred and five; and the remaining third part thereof on or before the nine and twentieth day of *September*, in the year of our Lord one thousand seven hundred and five; and the said annuities for which the said consideration monies shall be so paid after the said rates of six years, four years, and three years purchase, as aforesaid, shall be also paid and payable at the four most usual feasts before-mentioned, by even and equal portions, the first payment thereof to begin and to be made at such of the said feasts as shall next happen after the respective times on which they are to take effect, as aforesaid; nevertheless in all cases where any estate for life or lives shall be, in pursuance of this act, changed into a certain term for ninety nine years, as aforesaid, for avoiding any double payments thereupon, the

quar-

quarterly payments, which shall have been made on the said estate for life or lives, shall be deemed and taken to discharge so many of the quarterly payments, which might otherwise be reckoned for the same time, upon the said certain term of ninety nine years, and then such present estate for life or lives, shall be understood to be merged or extinguished in the said terms of years respectively.

IV. And it is hereby further enacted, That if any person or persons, being intituled to any estate for one, two, or three lives in being, in any such present annuity or annuities, as aforesaid, shall not, on or before the said last day of *March*, in the year of our Lord one thousand seven hundred and five, advance and pay into the said receipt of Exchequer, one third part at the least of such respective rate or consideration money, as is beforementioned, for changing his, her, or their estate for one, two, or three lives into a term certain, or for a future interest, as aforesaid, that then and in every such case, it shall and may be lawful to and for any person or persons whatsoever, natives or foreigners (having or not having any property or interest in such estate for life or lives) at any time or times after the said last day of *March*, one thousand seven hundred and five, and within the respective days and times by this act limited in this behalf, to contribute, advance, and pay into the said receipt of Exchequer, for the purposes aforesaid, such respective rates or consideration monies, as are herein after appointed for purchasing of such annuities, to commence after the determination of the said estates for one, two, or three lives respectively, as are herein after expressed (that is to say) in every or any case where any annuity was purchased upon the said former act for one life only still in being, and the present owner shall have made no further payment for a future interest, or certain term therein, according to this act, any person or persons, as aforesaid, may contribute and pay the consideration money, after the rate of six years purchase for such or the like annuity, to be paid and payable to him, her, or them, his, her, or their executors, administrators, and assigns, from and immediately after the determination of every such estate for a single life (which is to be named in every talley for such purchase money, and in the order thereupon) and to continue from thenceforth for and during all the rest and residue, which shall be then to come and unexpired, of and in the said term of ninety nine years, to be reckoned from the said five and twentieth day of *March*, one thousand seven hundred and four; and in every or any case where any annuity was purchased upon the said former act for two lives still in being, and the present owner shall have made no further payment for a future interest, or a certain term therein, according to this act, any person or persons, as aforesaid, may contribute and pay the consideration-money, after the rate of four years purchase for such or the like annuity, to be paid and payable to him, her, or them, his, her, and their executors, administrators,

ed on the term of 99 years, and then such estates for life to be extinguished.

If one third of the consideration money, &c. be not paid before the last of *March*, 1705, &c. any person, &c. may purchase.

Conditions of purchase for one life,

Two lives,

tors, and assigns, from and immediately after the determination of every such estate for two lives (which are to be named in every talley for such purchase-money, and in the order thereupon) and to continue from thenceforth, for and during all the rest and residue, which shall be then to come and unexpired, of and in the said term of ninety nine years, to be reckoned from the said five and twentieth day of *March*, one thousand seven hundred and four: and in every or any case where any annuity was purchased upon the said former act for three lives still in being, and the present owner thereof shall have made no further payment for a future interest or a certain term therein, according to this act, any person or persons, as aforesaid, may contribute and pay the consideration-money, after the rate of three years purchase, for such or the like annuity to be paid and payable to him, her, or them, his, her, or their executors, administrators, and assigns, from and after the determination of every such estate for three lives (which are to be named in every talley for such purchase-money, and in the order thereupon) and to continue from thenceforth, for and during all the rest and residue, which shall be then to come and unexpired, of and in the said term of ninety nine years, to be reckoned from the said five and twentieth day of *March*, one thousand seven hundred and four. And it is hereby declared and appointed, That all the consideration-monies to be paid by the said persons, who may purchase in default of those who have the present estates for life and lives, as aforesaid, shall be paid in the said receipt of Exchequer for your Majesty's use, after the said last day of *March*, one thousand seven hundred and five, and at or before the respective days and times herein after limited (that is to say) one third part thereof on or before the first day of *May*, in the year of our Lord one thousand seven hundred and five; one other third part thereof on or before the four and twentieth day of *June*, one thousand seven hundred and five; and the remaining third part thereof on or before the nine and twentieth day of *September*, one thousand seven hundred and five; and the said annuities so to be purchased by any persons (in default of those who have the present estates for life or lives, as aforesaid) shall also be paid and payable, at the four most usual feasts in the year before-mentioned, by even and equal portions; the first payment thereof to begin, and to be made at such of the said feasts, as shall next happen after the respective times, from which such annuities are to commence or take effect, as aforesaid.

V. And it is hereby enacted, That in the offices of the auditor of the receipt, and clerk of the pells in the Exchequer, severally there shall be provided and kept a book or books, in which shall be fairly entred the names of all who shall be contributors, and of all persons by whose hands the said contributors shall pay in any of the said sums upon this act, and also the several sums so paid, and the time when the same are respectively paid; to which book it shall be lawful for the respective

Three lives,
&c.

Consideration-
money to be
paid into the
Exchequer.

Times of pay-
ment.

Annuities
when payable.

Contributors
names to be
entred in the
offices of the
auditor and
clerk of the
pells.

tive

tive contributors, their executors, administrators, and assigns, from time to time, and at all reasonable times, to have resort, and to inspect the same without fee or reward.

Books to be inspected without fee.

VI. And be it further enacted by the authority aforesaid, That all and every the annuities whatsoever, which shall be any way purchased upon, or in pursuance of, this present act, shall be and are hereby charged upon, and shall be paid and payable out of, the overplus of the monies arising from time to time by the weekly payments of excise money aforesaid (that is to say) the money which shall remain, from time to time, over and above so much as shall be sufficient to pay and satisfy the monies, which shall from time to time be incurred and grown due, as well for and upon the said annual sums, after the rate of three pounds *per centum per annum*, as for and upon all the said annuities for lives or years, purchased upon the said act of the second year of your Majesty's reign; and so much of the said overplus monies, as are and shall be sufficient to satisfy and discharge all the annuities to be purchased upon this act, according to the purport and true meaning of the same, are and shall be appropriated and applied to and for the satisfying and discharging of the same accordingly, and shall be issued, disposed, or applied to that use, and to no other use, intent, or purpose whatsoever.

All annuities, &c. to be paid out of the weekly payments, &c.

Overplus to discharge the annuities, and applied to no other use.

VII. And be it further enacted by the authority aforesaid, That all and every contributor and contributors upon this act, duly paying the consideration of purchase-money after the respective rates aforesaid, at or before the respective days and times in this act limited in that behalf, for any annuity or annuities whatsoever, allowed to be purchased by this act, according to the true meaning of the same act, or such as he, she, or they, shall appoint, his, her, or their respective executors, administrators, and assigns, shall have, receive, and enjoy, and be intitled, by virtue of this act, to have, receive, and enjoy the respective annuity and annuities so to be purchased, out of the overplus monies arising and to arise, as aforesaid, from the respective times on which such annuities are respectively to commence, for and during such respective term of years, or remaining term of years, as are above-mentioned; and that all and every such purchasers, their executors, administrators, and assigns respectively, shall have good and sure estates and interests in the several annuities so by them to be purchased, according to the nature of their respective purchases, and the tenor and true meaning of this act; and that all annuities to be purchased on this act for any term, estate, or interest whatsoever, shall be free from all taxes, charges, and impositions whatsoever.

Contributors paying the purchase-money, shall enjoy the annuities so purchased,

and have sure estates therein,

free from taxes;

VIII. And be it further enacted by the authority aforesaid, That every contributor upon any part of this act for any of the annuities aforesaid, his, her, or their executors, administrators, or assigns, upon payment of the consideration or purchase-money for the same, at the respective rate in this act before appointed, or any part or proportion thereof, within the time or times

and have tallies for the same,

and orders for
payment.

No lord trea-
surer, &c. to
revoke the
same.

5l. per cent.
for prompt
payment.

Contributors,
&c. may af-
sign or devise
annuities and

times by this act limited in that behalf, shall immediately have one or more tally or tallies levied, importing the receipt of so much consideration-money as shall be so paid, for or in part of the said respective sums to be raised, as aforesaid, and according to the nature of his, her, or their payments respectively; and upon payment of all the purchase-money for any such annuity or annuities, as aforesaid, at the rate by this act appointed, every such contributor respectively, his or her respective executors, administrators, or assigns, shall have an order for payment of such annuity and annuities, for and during such respective term, estate, or interest, as he, she, or they shall or ought to have therein, as aforesaid; which order shall be signed by the treasurer and under treasurer of the Exchequer, or any three or more of the commissioners of the treasury for the time being; and, after the signing thereof, the same shall be firm, good, valid, and effectual in the law, according to the purport and true meaning thereof, and of this act, and shall not be determinable by or upon the deaths or removal of any treasurer or under treasurer of the Exchequer, or any commissioner or commissioners of the treasury, or by or upon the determination of the power, office or offices of them or any of them, nor shall any lord high treasurer of England, treasurer of the Exchequer, or any commissioners of the treasury, now, or for the time being, have power to revoke, countermand, or make void such orders, so signed as aforesaid, or any of them.

IX. And for the encouragement of the contributors, to advance and pay forthwith, into the receipt of Exchequer, the sums intended by them to be advanced upon any of the terms aforesaid, it is provided and enacted by the authority aforesaid, That every such contributor, who being to pay his or her purchase-money, or any part thereof, on or before the said last day of *March*, one thousand seven hundred and five, shall pay the same, or any part thereof, sooner than the said last day of *March*, shall be paid out of the contribution-money arising by this act, after the rate of five pounds *per centum per annum*, for prompt payment of the money so advanced, from the time of actual paying the same, until the said last day of *March*, one thousand seven hundred and five; and every contributor on this act, who being to pay his or her purchase-money, or any part thereof, on or before the said first day of *May*, one thousand seven hundred and five, shall pay the same, or any part thereof, sooner than the said first day of *May*, shall be paid out of the said contribution-money the like rate of five pounds *per centum per annum*, for such prompt payment of the money so advanced from the time of actual paying the same, until the said first day of *May*, one thousand seven hundred and five.

X. And be it further enacted, That it shall and may be lawful to and for any contributor, his or her executors, administrators, or assigns, at any time or times, having any present or future term, estate, or interest, or any present estate to take effect

effect in future, of and in any annuity to be purchased upon this act, or of or in any part of such annuity, by any writing under hand and seal, or by his or her last will in writing, to assign or devise such annuity and annuities, or any part thereof, or any interest therein, to any person or persons whatsoever, and so *toties quoties*, and no such assignment to be revokable; so as an entry or memorandum of such assignment or will be made in books to be kept for that purpose in the said office of the auditor of the receipt, within the space of two months after such assignment, or death of the deviser; and that upon the producing such assignment, or will, or probate thereof, in the said office of receipt, to be entred as aforesaid, the party so producing the same, shall bring therewith an affidavit, taken before some person authorized to take affidavits in causes depending in any of the courts at *Westminster*, of the due execution of the said assignment or will, which affidavits shall be severally filed in the said office; which said entry or memorandum the proper officers, in the said receipt of the Exchequer, are hereby required to make accordingly, and to file the said affidavits; and in default of such assignment or devise, by deed or will, the interest of such contributor shall go to his or her executors or administrators.

so toties quoties.

Entry of such assignments, &c. to be made on affidavit. Affidavits to be filed. In default of assignment or devise, &c. interest of contributor to go to his executors, &c.

XI. And be it further enacted, That it shall and may be lawful for any guardian or trustee, having the disposal of the money of any infant under the age of one and twenty years, for the use and benefit of such infant, to advance and pay the sum of one hundred and fifty pounds, of the money of such infant, to purchase any annuity upon this act for the benefit of such infant; and the said guardian and trustee, as to the said sum of one hundred and fifty pounds so advanced, is hereby discharged.

Guardians may advance 150l. for the benefit of infant to purchase any annuity on this act.

XII. And be it further enacted, for the better encouraging persons to advance the said several sums on this act, That all receipts and issues, and all other things directed by this act to be performed in the Exchequer, shall be done and performed by the officers there, without demanding or receiving, directly or indirectly, any fee, gratuity, or reward for the same; and in case any of the officers of the Exchequer shall take or demand any such fee or reward, or shall divert or misapply any of the said weekly sums to be paid into the receipt of Exchequer, or any part of the monies which should make good the payment of the said annuities, or shall pay or issue out of the same, otherwise than according to the intent of this act, or shall not keep books and registers, and make entries, and do and perform all other things, which by this act they are required to perform, every such officer shall forfeit his office, and be for the future incapable of any office or place of trust, and shall answer and pay treble damages, with costs of suit, to every contributor or person who shall be prejudiced thereby, to be recovered by action of debt, bill, plaint, or information, in any of her Majesty's courts of record at *Westminster*, wherein

All receipts and issues in the Exchequer to be done without fee.

Penalty.

Plaintiff on recovery to have full costs.

In case of faint prosecution, any other contributor, &c. may bring another action.

None to purchase any annuity, unless one third part of the purchase-money be paid in by the last of March, 1705.

or unless one third be paid in by the first of May, 1705.

Contributors advancing one third part, and not paying the two other parts of the consideration money within the times limited,

such money, so paid in, to be forfeited, &c.

no essoin, protection, privilege of parliament, or other privilege, wager of law, injunction, or order of restraint, or more than one imparlance, shall be granted or allowed; and in the said action the plaintiff upon recovery shall have his full costs, one third part of which sum, so to be recovered for damages; shall be to the use of your Majesty, your heirs and successors; and the other two third parts, with the costs, shall be to the use of the prosecutor: and in case there shall be any collusion or faint prosecution between the plaintiff and defendant in such action, it shall be lawful for any other contributor, his or her executors, administrators or assigns, to bring another action, wherein he shall recover as aforesaid, to the like uses as aforesaid.

XIII. Provided always, That no person or persons whatsoever shall or may purchase or obtain any annuity upon this act, for which the purchase-money, or any part thereof, is hereby appointed to be paid on or before the said last day of *March*, one thousand seven hundred and five, unless the whole, or one third part of the consideration-money for the same, at such respective rates as aforesaid, be advanced and paid into the said receipt of Exchequer on or before the said last day of *March*, in the year of our Lord one thousand seven hundred and five; and that no person or persons whatsoever shall or may purchase or obtain, or be admitted to purchase or obtain, any annuity upon this act, for which the purchase-money, or any part thereof, is hereby appointed to be paid on or before the said first day of *May*, one thousand seven hundred and five, unless the whole, or one third part of the consideration-money for the same, at such respective rate, as aforesaid, be advanced and paid into the said receipt of Exchequer on or before the said first day of *May*, one thousand seven hundred and five.

XIV. Provided also, That in case any such contributor, as aforesaid, who shall, on or before the respective days by this act appointed for his or her first payment, have advanced one third part only of his or her purchase-money, his or her executors, administrators, or assigns do not advance and pay, into the receipt of Exchequer, one other third part of his or her consideration-money so to be paid for such respective annuity or annuities, as aforesaid, on or before the said four and twentieth day of *June*, one thousand seven hundred and five; and the remaining third part thereof on or before the said nine and twentieth day of *September*, one thousand seven hundred and five; then, and in every such case respectively, no order shall be drawn or signed for such respective annuity, for which the consideration-money shall not be fully paid, as aforesaid; but so much of the consideration-money, as shall have been actually paid into the Exchequer for such respective annuity, shall be forfeited and lost to your Majesty, your heirs and successors, and be applied, together with other the monies to be raised by this act, for the purposes aforesaid; any thing in this act contained to the contrary notwithstanding.

XV. Pro-

XV. Provided always, and it is hereby enacted, That it shall and may be lawful to and for the lord treasurer, or commissioners of the treasury for the time being, out of any of the monies of the said weekly payments, to reward the officers and clerks in the Exchequer to be employed in the payment of the said annuities, or any of them, for their labour, pains, and service therein respectively, in such proportions as to the said lord treasurer, or commissioners of the treasury for the time being, shall seem meet and reasonable in that behalf; any thing in this act contained to the contrary notwithstanding.

Allowances to officers and clerks employed, &c.

C A P. III.

An act for continuing the duties upon malt, mum, cyder, and perry, for one year. EXP.

C A P. IV.

An act for continuing duties upon low wines, and upon coffee, tea, chocolate, spices, and pictures, and upon hawkers, pedlars, and petty chapmen, and upon muslins; and for granting new duties upon several of the said commodities; and also upon callicoes, China ware, and drugs.

Most gracious Sovereign,

WHEREAS by an act of parliament made and passed in the twelfth year of the reign of your Majesty's late royal brother King William the Third (of glorious memory) intituled, An act for granting to his Majesty several duties upon low wines or spirits of the first extraction, and continuing several additional duties upon coffee, tea, chocolate, spices, and pictures, and certain impositions upon hawkers, pedlars, and petty chapmen, and the duty of fifteen *per centum* upon muslins, and for improving the duties upon japanned and lacquered goods, and for continuing the coinage duty, for the several terms and purposes therein mentioned, certain duties upon low wines, or spirits of the first extraction, were granted for a term, to continue until the twenty fifth day of March, one thousand seven hundred and six; and certain duties, which by an act of the sixth year of his said late Majesty's reign, had been imposed upon coffee, cocoa nuts, chocolate, cocoa paste, tea, nutmegs, cinnamon, cloves, mace, and pictures, were by the said act of the twelfth year of his said late Majesty's reign, enacted to be continued until the first day of May, one thousand seven hundred and six; and by the same act certain duties or sums of money to be paid by every hawker, pedlar, petty chapman, and other trading persons described in a former act for licensing hawkers and pedlars, and the powers for granting such licences, were enacted to be continued until the four and twentieth day of June, one thousand seven hundred and six; and a duty upon muslins, after the rate of fifteen pounds for every one hundred pounds of the true and real value thereof, was likewise, by the said act of the twelfth year of his said late Majesty's reign, enacted to be continued until the thirtieth day of September, one thousand seven hundred and six, as by the same act (relation being thereunto

12 W. 3. c. 11.

6 W. 3. c. 7.

9 & 10 W. 3.

c. 27.