

Duties to be carried to the Consolidated Fund.

VII. And be it further enacted by the Authority aforesaid, That all the Money arising by the Duties by this Act imposed, the necessary Charges of raising and accounting for the same excepted, shall from Time to Time be paid into the Receipt of his Majesty's Exchequer at *Westminster*; and the Money so paid into the said Receipt of the Exchequer as aforesaid, shall be carried to, and made Part of, the Fund called *The Consolidated Fund*.

C A P. XXVIII.

An Act to enable his Majesty to make Compensation to the Officers of the late Wine Licence Office, for the Loss of their Offices.

“ Act 30 *Geo. 3. c. 38.* recited. His Majesty may direct the Commissioners of Excise to make yearly Allowances to the Officers deprived of their Employments by the said Act, so as the whole of such Allowances do not exceed 800*l.*”

C A P. XXIX.

An Act for establishing a Court of Civil Jurisdiction in the Island of *Newfoundland*, for a limited Time.

Preamble.
15 *Geo. 3. c. 31.*

and 16 *Geo. 3. c. 26.* recited.

His Majesty may constitute a Court of Civil Jurisdiction at Newfoundland, &c.

The Manner in which the Court is to proceed.

An Appeal to his Majesty in Council may be

“ WHEREAS, by an Act, passed in the fifteenth Year of his present Majesty's Reign, intituled, *An Act for the Encouragement of the Fisheries carried on from Great Britain, Ireland, and the British Dominions in Europe, and for securing the Return of the Fishermen, Sailors, and others employed in the said Fisheries, to the Ports thereof, at the End of the Fishing Season*, it was, amongst other Things, enacted, That all Disputes which should arise concerning the Wages of every and any such Seaman or Fisherman, and all Offences which should be committed by every Hirer or Employer of such Seaman or Fisherman against that Act, should and might be enquired of, heard, and determined; and the Penalties and Forfeitures thereby incurred should and might be recovered in the Court of Session in the said Act mentioned, or in the Court of Vice Admiralty having Jurisdiction in the Island of *Newfoundland*: And whereas, by another Act, passed in the twenty-sixth Year of the Reign of his present Majesty, intituled, *An Act to amend and render more effectual the present Laws now in force for encouraging the Fisheries carried on at Newfoundland, and Parts adjacent, from Great Britain, Ireland, and the British Dominions in Europe; and for granting Bounties, for a limited Time, on certain Terms and Conditions*; so much of the said first mentioned Act, as gives any Jurisdiction to the Court of Vice Admiralty for the said Island of *Newfoundland*, with respect to inquiring, hearing, and determining Disputes concerning the Wages of any Seaman or Fisherman, or any Offence committed by any Hirer or Employer of such Seaman or Fisherman, or any Controversies or Differences arising from their Contracts or Agreements, should be, and the same was thereby repealed: And whereas the Provisions made by the said first mentioned Act, for the Administration of Justice in Civil Cases, are insufficient, and it is highly expedient that a Court of Civil Jurisdiction, having Cognizance of all Pleas of Debt, Account, Contracts respecting personal Property, and all Trespasses against the Person, Goods, or Chattels, should be established in the said Island of *Newfoundland*, for a limited Time;” 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 it shall and may be lawful for his Majesty, by his Commission under the Great Seal, to institute a Court of Civil Jurisdiction, with full Power and Authority to hear and determine, in a summary Way, all Pleas of Debt, Account, Contracts respecting personal Property, and all Trespasses committed against the Person or Goods and Chattels in the Island of *Newfoundland*, and Islands and Parts adjacent, or on the Banks of the said Island of *Newfoundland*; which Court shall consist of a Chief Judge, to be appointed by his Majesty, and two Assessors, to be appointed by the Governor of the said Island, from Time to Time; which Chief Judge, together with any one of such Assessors, shall have full Power and Authority to hear and determine all Pleas by this Act cognizable by the said Court of Civil Jurisdiction; and shall have such Clerks, and other ministerial Officers, as the Chief Judge shall think proper to appoint; and that such Salaries shall be paid to the Chief Judge aforesaid, as his Majesty, his Heirs and Successors, shall approve and direct; and such Salaries be paid to the Assessors, and to the Clerks, and ministerial Officers aforesaid, as shall be approved by the said Chief Judge, with the Consent of the Governor of the Island of *Newfoundland*; which several Salaries shall respectively be in lieu of all other Profits and Emoluments whatever; and such Court shall be a Court of Record, and shall have all such Powers as by the Law of *England* are incident and belonging to a Court of Record; any Thing in the said first mentioned Act contained to the contrary notwithstanding.

II. And be it further enacted, That the said Court shall proceed by Complaint in Writing, and by Summons of the Defendant, in all Cases where the Complaint is for a Sum under five Pounds; and by Arrest of the Defendant, and Attachment of his Goods and Debts, or of his Effects in the Hands of any other Person where the Complaint is for more than the Sum of five Pounds; and such Court shall have Power and Authority to pass Judgement, and give Costs, in such Pleas, and award Execution, either by Levy and Sale of the Goods and Chattels, or Arrest of the Person of the Plaintiff or Defendant, and also of the Goods, Debts, and Effects of the Defendant so attached.

III. Provided always, That in all Pleas, where the Sum for which Judgement shall be given shall amount to more than one hundred Pounds, it shall be lawful for the Plaintiff or Defendant, as the Case may be, to appeal

appeal to his Majesty in Council, and upon Notice of such Appeal being signified to the Chief Judge of such Court, within fourteen Days after such Judgement passed, and Security given to the Satisfaction of the said Chief Judge, for prosecuting such Appeal, the Execution of such Judgement shall be stayed.

IV. And be it further enacted, That during the Time the Governor of the said Island shall continue to be resident in the said Island, or Parts adjacent, no Disputes which shall arise concerning the Wages of any Seaman or Fisherman shall be heard and determined in the Court of Session mentioned in the said first mentioned Act, but only in the Court of Civil Jurisdiction which shall be instituted by virtue of this Act.

V. Provided always, That nothing in this Act contained shall extend to prevent the Court of Session aforesaid from hearing and determining such Disputes as aforesaid, when the Governor shall not be resident in the said Island or Parts adjacent.

VI. And be it further enacted, That no Suit shall be commenced in the said Court of Civil Jurisdiction where the Cause of Action shall have arisen more than two Years before such Commencement, nor shall be heard and determined in the said Court of Civil Jurisdiction, except during the Residence of the Governor within the Limits of his Government; and that this Act shall commence from the tenth Day of June one thousand seven hundred and ninety-one, and shall have Continuance for one Year, and unto the End of the then next Session of Parliament.

made, where Judgement is given for more than 100l.

While the Governor is resident, disputes concerning Seamen's Wages to be heard only in the Court of Civil Jurisdiction;

when he is not resident, they may be heard in the Court of Session.

Limitation of Actions.

Continuance of Act.

C A P. XXX.

An Act for regulating the Importation and Exportation of Corn, and the Payment of the Duty on Foreign Corn imported, and of the Bounty on *British* Corn exported.

WHEREAS the Laws now in force for regulating the Importation and Exportation of Corn, and the Payment of the Duty on Foreign Corn imported, and of the Bounty granted on *British* Corn exported, require Amendment; and it is expedient that certain Parts of the said Laws should be continued, and new Provisions made, and that the same should be comprized in one Act of Parliament: And whereas it is necessary, for these Purposes, that certain Acts, and Parts of Acts now in force should be repealed: 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 respective Times when the several Regulations of this Act shall commence and take Effect as herein-after directed, an Act, passed in the first Year of the Reign of his Majesty King JAMES the Second, intituled, *An additional Act for the Improvement of Tillage*; and also an Act, passed in the first Year of the Reign of their late Majesties King William and Queen Mary, intituled, *An Act for the encouraging the Exportation of Corn*; and also an Act, passed in the fifth Year of the Reign of his late Majesty King GEORGE the Second, intituled, *An Act for amending and making more effectual an Act, made in the first Year of the Reign of King JAMES the Second, intituled, "An additional Act for the Improvement of Tillage;"* and also an Act, passed in the tenth Year of the Reign of his present Majesty, intituled, *An Act for registering the Prices at which Corn is sold in the several Counties of Great Britain, and the Quantity exported and imported*; and also an Act, passed in the thirteenth Year of the Reign of his present Majesty, intituled, *An Act to regulate the Importation and Exportation of Corn*; and also an Act, passed in the twenty-first Year of the Reign of his present Majesty, intituled, *An Act for further regulating and ascertaining the Importation and Exportation of Corn and Grain, within several Ports and Places therein mentioned*; and also an Act, passed in the twenty-ninth Year of the Reign of his present Majesty, intituled, *An Act for better regulating and ascertaining the Importation and Exportation of Corn and Grain; and also for better regulating the Exportation of Starch, and the Importation of Rape Seed*, shall be, and the same are hereby repealed; and that all and every Provision in any other Act contained for regulating the Importation from foreign Parts, of Wheat, Rye, Barley, Peas, Beans, Oats, Beer or Bigg, *Indian* Corn or Maize, whether ground or unground, and of Malt, Bread, or Biscuit, made of any of the said Sorts of Corn, and for the Payment of the Duty thereon, and also all and every Provision in any other Act contained, for regulating the Exportation of any of the said Sorts of Corn or other Articles as aforesaid, and for Payment of the Bounty thereon, except so far as the same relate to the making of Malt for Exportation, or to the Exportation thereof, shall be, and the same are hereby repealed.

Preamble

From the Commencement of the Regulations of this Act, 1 Jac. 2. c. 19; 7 Gul. & Mar. c. 12; 5 Geo. 2. c. 12;

10 Geo. 3. c. 39;

13 Geo. 3. c. 43;

21 Geo. 3. c. 50;

and 29 Geo. 3. c. 58.

to be repealed, as also every Provision in any other Act for regulating the Importation of Wheat, &c. except such as relate to the

making of Malt for Exportation, and the Exportation thereof.

II. And whereas it will be for the Benefit of the People of this Kingdom, that the Circulation and Trade of Corn within the Realm should be free from all improper Restraint; be it further enacted, That so much of an Act, passed in the fifteenth Year of the Reign of his late Majesty King CHARLES the Second, intituled, *An Act for the Encouragement of Trade*, as prohibits the buying of Corn to sell again, and the laying it up in Granaries, when the several Sorts of Corn are above certain Prices therein mentioned, shall be, and the same is hereby repealed; and that it shall from henceforth be lawful to buy the several Sorts of Corn to sell again, and to lay it up in Granaries, whatever the Price thereof may be.

So much of 15 Car. 2. c. 7. as prohibits the buying of Corn to sell again, and the laying it up in Granaries, repealed.