

An act (passed 12th March 1805,) for making further provision for the effectual performance of quarantine : and also an order in Council, dated 5th April 1805.

Contributors

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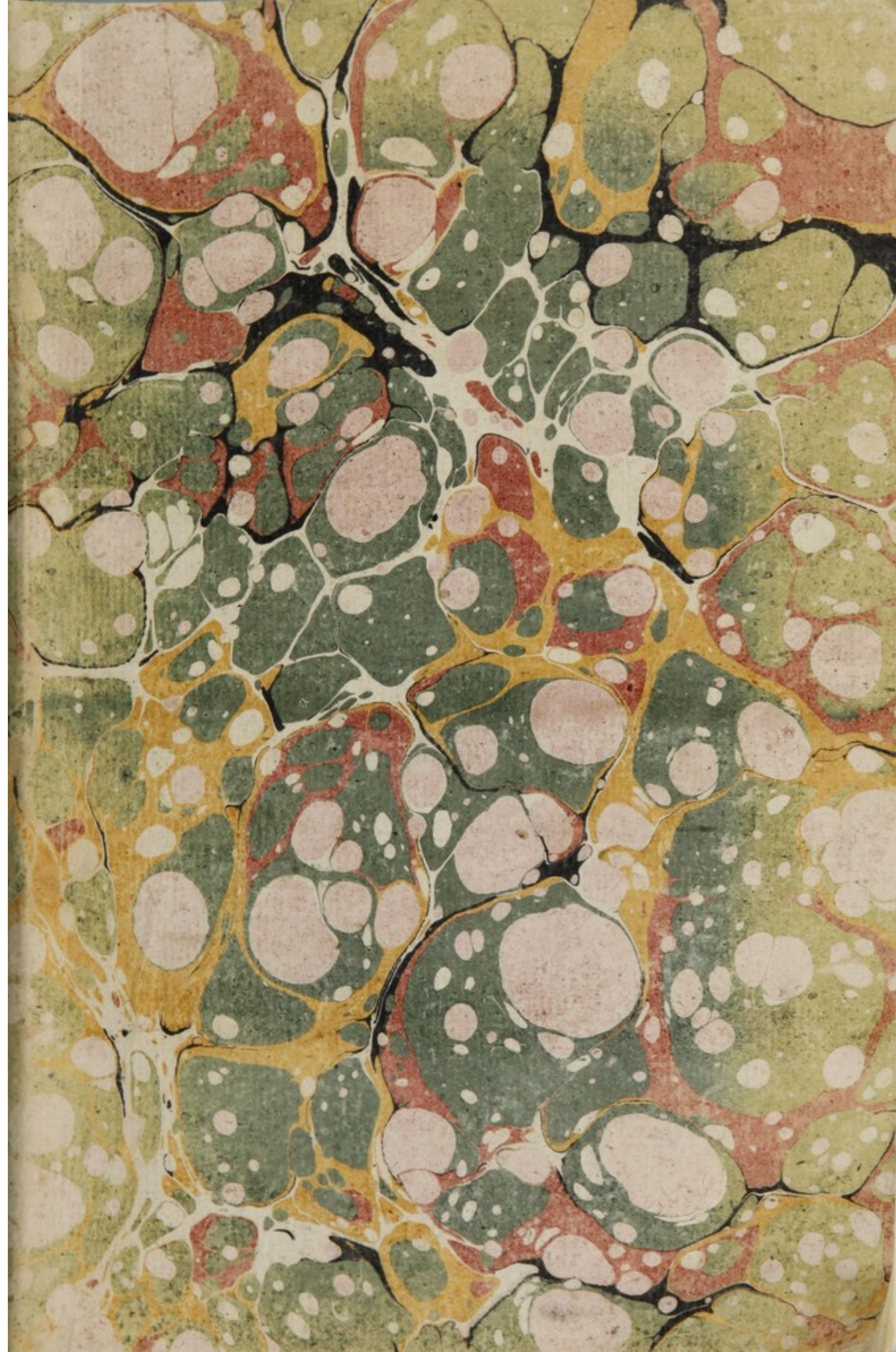
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Wm. A. Woodhull
No. 2
from his friends
T. & J. Swords
AN ACT

(PASSED 12th MARCH 1805,)

FOR
Samuel Mitchell
MAKING FURTHER PROVISION

FOR THE EFFECTUAL

PERFORMANCE OF QUARANTINE;

AND ALSO

AN ORDER IN COUNCIL,

DATED 5th APRIL 1805.

NEW-YORK:

PRINTED AND SOLD BY T. & J. SWORDS.

1809.



PROBATION OF GUARANTEE

AT TEST IN WITNESS

62-6488

ANNO QUADRAGESIMO QUINTO

GEORGII III. REGIS.

CAP. X.

AN ACT FOR MAKING FURTHER PROVISION FOR THE EFFECTUAL PERFORMANCE OF QUARANTINE.

[12th MARCH 1805.]

WHEREAS by an Act, passed in the thirty-ninth and fortieth years of the reign of his present Majesty, intituled, *An Act for erecting a Lazaret on Chetney Hill, in the county of Kent, and for reducing into one act the Laws relating to Quarantine, and for making further provisions therein*, and by other acts antecedent thereto, provision was made as well for purchasing lands for erecting a Lazaret as for defraying the expenses of building the same, and for maintaining a proper establishment of officers necessary for enforcing a due performance of quarantine: in pursuance of which, lands were purchased at Chetney Hill, in the county of Kent, and progress was made in the erection of a Lazaret there; but the funds granted by the said act of the thirty-ninth and fortieth years of his present Majesty having been found insufficient for completing the same, and for the payment of competent salaries to the officers who were to have the charge thereof, and other necessary expenses attendant on the quarantine service, according to the plan which had been approved of and directed by his Majesty, by and with the advice of his privy council, a further sum was granted by an Act of the last session of Parliament: And whereas it is expedient that provision should be made for a due application of the same; 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

Treasury to
give direc-
tions for com-
pleting the
Lazaret, and
appoint offi-
cers, &c.

of the same, That it shall and may be lawful for the Lords Commissioners of his Majesty's Treasury, or any three or more of them, or the Lord High Treasurer for the time being, from and after the commencement of this act, to give directions for completing the said Lazaret, upon the said lands so purchased on Chetney Hill, in the county of Kent, with all necessary and convenient accommodations for the purpose of performing quarantine, according to the plan which has been approved of and directed by his Majesty, by and with the advice of his privy council; or to such other plan as his Majesty, by and with the advice of his privy council, may from time to time approve and direct; and for defraying the expenses attending the same, to cause any part of the money so granted, to be issued when it shall be necessary for the said service; and the said Lazaret, when completed, and all the buildings and accommodations thereto belonging, shall be under the management, order, and direction of such officers as shall be appointed by the lords commissioners of his Majesty's treasury, or any three or more of them, or the lord high treasurer for the time being, for keeping the same fit and ready for the reception of persons and goods, and for their due performance of quarantine; and such officers respectively shall have such salaries as shall from time to time be appointed by his Majesty, by and with the advice of his privy council; and the salaries of the said officers, and all contingent expenses, shall be defrayed out of the funds, and in the manner in which the charges and expenses of performing quarantine are at present defrayed, until such time as a revenue shall be raised sufficient for those purposes, in the manner herein after mentioned.

Floating La-
zarets may be
provided un-
til the Laza-
ret shall be
completed.

II. Provided always, and be it enacted, That until the said Lazaret shall be in a state fit and proper to be used, it shall and may be lawful for the lords commissioners of his Majesty's treasury to provide one or more floating Lazarets, which shall be used for all the purposes for which the said Lazaret is intended by this act; and all the rules, regulations, and provisions in this act contained, shall be deemed and taken for all intents and purposes, to be applicable to such floating Lazaret or Lazarets, until the Lazaret on shore shall, by his Majesty, his heirs or successors, by and with the advice of his or their privy council, and by order of the same, notified by proclamation or published in the London Gazette, have been declared to be fit for the due performance of quarantine therein.

III. And whereas it is reasonable that the owners of ships, vessels, and cargoes, which in future shall have to perform quarantine, should defray the charge incurred thereby; be it further enacted, That there shall be raised, levied, collected, and paid to his Majesty, his heirs and successors, the several and respective duties and customs herein-after mentioned; that is to say,

Duties shall
be paid by
the owners of
vessels.

For every ton burthen of every ship or vessel, which ship or vessel, or the cargo of which or any part whereof shall have performed quarantine in any port or place in Great Britain, or the islands of Guernsey, Jersey, Alderney, Sark, or Man, and which shall have arrived from any part of Turkey, or from any port or place in Africa, within the Streights of Gibraltar, or in the West Barbary on the Atlantic Ocean, with a clean Bill of Health, seven shillings and sixpence :

For every ton burthen of every such ship or vessel, which shall have so arrived without a clean Bill of Health, fifteen shillings.

For every ton burthen of every such ship or vessel, which ship or vessel, or the cargo of which or any part whereof shall have performed quarantine in any port or place in Great Britain, or the islands aforesaid, and which shall have arrived from any port or place whatever, (except from any part of Turkey, or from any port or place in Africa, within the Streights of Gibraltar, or in the West Barbary on the Atlantic Ocean) with a clean Bill of Health, three shillings :

For every ton burthen of every such ship or vessel which shall have so arrived without a clean Bill of Health, ten shillings :

For every ton burthen of every such ship or vessel arriving in any port or place in Great Britain, or the Islands aforesaid, with a cargo which, in whole or in part, shall consist of goods, wares, or merchandise, the growth, produce, or manufacture of Turkey, or of any port or place in Africa, within the Streights of Gibraltar, or in the West Barbary on the Atlantic Ocean, and which ship or vessel, or the cargo of which or any part whereof shall have performed quarantine in any port or place in Great Britain, or the Islands aforesaid, and which shall have arrived from any port or place whatever, seven shillings and sixpence :

For every ton burthen of every ship or vessel which shall have so arrived under such circumstances as shall induce his Majesty, by and with the advice of his privy council, or the lords or others of the privy council, or any three or more of them, under the authority herein after given, to subject such ship

or vessel to the like quarantine as ships arriving from Turkey with clean Bills of Health, seven shillings and sixpence :

For every ton burthen of every ship or vessel which shall have so arrived under such circumstances as shall induce his Majesty, by and with the advice aforesaid, or the lords or others of the privy council, or any three or more of them as aforesaid, to subject such ship or vessel to the like quarantine as ships arriving from Turkey without clean Bills of Health, fifteen shillings :

For every ton burthen of every ship or vessel, which ship or vessel, or the cargo of which, or of any part whereof, shall have performed quarantine in any port or place in Great Britain, or the Islands aforesaid, and which ship or vessel shall enter inwards in the port of London, an additional duty of one shilling.

Duties shall
be recovered
as duties of
Customs.

Exemptions
from duties.

All which several and respective duties shall be raised, levied, collected, and paid, and shall be sued for, recovered, and accounted for in the same manner, and subject to the same rules, regulations, penalties and forfeitures, as any duties of customs are now subject to by law, as far as the same are applicable thereto : Provided always, That no ship or vessel of war, or transport or other ship or vessel employed in the service of his Majesty's government, nor any ship or vessel which shall not be bound to any port or place in Great Britain, or the Islands of Guernsey, Jersey, Alderney, Sark, or Man, and which shall have really put into any port or place in Great Britain, or the Islands aforesaid, in distress ; nor any ship or vessel which shall have been obliged to perform quarantine only by reason of having certain goods, wares, and merchandise on board, and not producing the proper declaration or document as to their growth, produce or manufacture ; nor any ship or vessel arriving in any port or place in Great Britain, or the Islands aforesaid, with a clean Bill of Health from any port or place whatever, except from any part of Turkey, or from any port or place in Africa, within the Streights of Gibraltar, or in the West Barbary on the Atlantic Ocean, in ballast, or whose cargo shall consist wholly of salt ; nor any ship or vessel which shall, together with its cargo, have duly performed quarantine in the Lazarets of Malta, Ancona, Venice, Messina, Leghorn, or one of them, and shall sail from thence, and arrive at any port or place in Great Britain, or the Islands aforesaid, with proper documents and vouchers attesting the same, to the satisfaction of his Majesty, his heirs or successors, or of his or their

privy council, shall be liable to or charged with any duty under this act.

IV. Provided always, and be it further enacted, That if after making good (in the manner herein-after mentioned) to the consolidated fund of Great Britain, of the sums of sixty-five thousand pounds, granted by the act of the thirty-ninth and fortieth years of his present Majesty, and of thirty thousand pounds, granted by an act of the last session of Parliament, or of so much thereof as shall be found necessary to issue for the services aforesaid, it shall appear to the lord high treasurer, or the lords commissioners of his Majesty's treasury, for the time being, that the duties hereby granted are more than sufficient to defray the charges and expenses already incurred, and also such further expenses as may be necessary for carrying the several purposes of this act into execution, it shall and may be lawful for the said lord high treasurer, or lords commissioners for the time being, from time to time, by any warrant or warrants under the hands of the said lord high treasurer, or of the said lords commissioners for the time being, or of any three or more of the said lords commissioners, to order and direct, that the duties hereby granted shall be reduced in such proportion and manner as they shall think proper, and also by like warrant or warrants (in case the said necessary expenses should afterwards require an increase of the said duties) to order and direct that the same shall be again raised and increased to any amount not exceeding the sums which have been before granted by parliament as aforesaid; and such warrant or warrants shall be sufficient authority to the commissioners and officers of the customs for raising, levying, collecting and recovering, the several and respective duties specified and contained in such warrant or warrants; any law or usage to the contrary notwithstanding.

V. And be it further enacted, That no ship or vessel upon which the tonnage duty by this act imposed shall be due and payable shall be permitted to be cleared inwards in any port of Great Britain, or the Islands of Guernsey, Jersey, Alderney, Sark, or Man, unless the said tonnage duty shall have been first duly paid to the proper officers of the customs appointed to receive the same, or the commissioners of the customs shall otherwise direct; and that the tonnage of every ship or vessel shall be computed and taken, for the purpose of ascertaining the said duties according to the register thereof, under the provisions of an act, passed in the twenty-sixth year of his present Majesty's reign, intituled, *An Act for the further Increase and Encourage-*

Duties may
be reduced,
& afterwards
increased.

Ships not to
be permitted
to clear in-
wards until
the duties are
paid.

How the ton-
nage shall be
computed.

ment of shipping and navigation ; and in case of any dispute or doubt relative thereto, the same shall be ascertained by admeasurement, in the mode and manner prescribed in the said last-mentioned act.

Ship owners
to recover du-
ties of the im-
porters.

VI. And be it further enacted, That it shall and may be lawful for the owner or owners of any ship or vessel, in respect of which any of the duties imposed by this act shall have been paid, to demand and recover from the respective importers, proprietors, or consignees of any goods or merchandise brought or imported in any such ship or vessel, such sum or sums of money as shall be equal to the just and reasonable contribution which the proportion of tonnage that such goods and merchandise bear to the tonnage burthen of the ship shall require, and no more ; such proportion of tonnage to be ascertained according to the usage of merchants in like cases.

Duties to be
carried to
consolidated
fund of Great
Britain.

VII. And be it further enacted, That the monies arising from the duties hereby granted shall be paid into the receipt of His Majesty's Exchequer, and carried to and made part of the consolidated fund of Great Britain ; and that in the office of the Auditor of the Receipt of His Majesty's Exchequer there shall be provided and kept a book or books, in which all the monies arising from the said duties and paid into the said receipt shall be entered separate and apart from all other monies paid or payable to His majesty, his heirs or successors, upon any account whatsoever.

Application
of the duties.

VIII. And be it further enacted, That the money so raised, levied, collected, and paid, shall be applied in the first place to defray the annual expenses of the said floating Lazaret, and land Lazaret, and all other annual expenses which shall be incurred in the execution of this act ; and in the next place to make good any money that shall have been issued for purchasing the lands on Chetney Hill, and for the erecting of the said Lazaret, and for providing the necessary and convenient accommodations thereto belonging, in manner herein-before mentioned, and to no other purpose whatsoever.

39 & 40 G. 3.
c. 80, etc.
repealed, ex-
cept as to ar-
rears of duty,
etc.

IX. And whereas it is expedient that the said herein-before recited act, passed in the thirty-ninth and fortieth years of the reign of his present Majesty, and every other act or acts heretofore passed concerning quarantine, together with such further provisions as are found to be necessary to be made in respect thereof, should be reduced into one act ; be it therefore enacted, That the said act so passed in the thirty-ninth and fortieth years of the reign of his said present Majesty, as aforesaid, be

repealed, and that every other act or acts heretofore passed, in so far as the same do or may be deemed or construed to relate to the performance of quarantine, shall be and the same are hereby repealed; save and except so much of the said act passed in the thirty-ninth and fortieth years of the reign of his present Majesty as relates to the repeal of former acts, and to the payment and recovering of any duties imposed by the said act, which shall be due and unpaid at the time of passing this act, and also save and except as to any offence or offences done or committed before the passing of this act, by any person or persons, against any law concerning quarantine; and as to any fine, penalty, forfeiture, or punishment, fines penalties, forfeitures, or punishments, to which any such person or persons may be liable by reason of the same; and also as to any action, suit, prosecution, or other proceeding brought or commenced, or which shall hereafter be brought or commenced, for or on account of any such offence or offences so done or committed as aforesaid.

X. And be it further enacted, That all ships and vessels, as well his Majesty's ships of war as all others, coming from or having touched at any place from whence his Majesty, his heirs or successors, by and with the advice of his or their privy council, shall have adjudged and declared it probable that the plague, or any other infectious disease or distemper, highly dangerous to the health of his Majesty's subjects, may be brought; and all ships, vessels, and boats receiving any person, goods, wares, and merchandise, packets, packages, baggage, wearing apparel, books, letters or any other articles whatever, from or out of any ships or vessels so coming from or having touched at such infected place as aforesaid, whether such persons, goods, wares, and merchandise, packets, packages, baggage, wearing apparel, books, letters, or other articles, shall have come or been brought in such ships or vessels, or such persons shall have gone, or articles have been put on board the same, either before or after the arrival of such ships or vessels at any port or place in Great Britain, or the Islands of Guernsey, Jersey, Alderney, Sark, or Man, and whether such ships or vessels were or were not bound to any port or place in Great Britain or the Islands aforesaid; and all persons, goods, wares, and merchandise, packets, packages, baggage, wearing apparel, books, letters, or any other articles whatever, on board of any such ships or vessels so coming from or having touched at such infected place as aforesaid, or on board of any such receiving ships, vessels, or boats as aforesaid, shall be and be considered to be liable to quarantine

What ships
shall be liable
to quaran-
tine.

within the meaning of this act, and of any order or orders which shall be made by his Majesty, his heirs or successors, by and with the advice of his or their privy council concerning quarantine, and the prevention of infection, from the time of the departure of such ships or vessels from such infected place as aforesaid, or from the time when such persons, goods, wares, merchandise, packets, packages, baggage, wearing apparel, books, letters, or other articles shall have been received on board respectively; and all such ships, vessels, and boats as aforesaid, and all persons, (as well Pilots as others,) goods, wares and merchandise, and other articles as aforesaid, whether coming or brought in such ships, vessels, or boats, from such infected place as aforesaid, or going, or being put on board the same, either before or after the arrival of such ships, vessels, or boats, at any port or place in Great Britain, or the Islands aforesaid; and all persons, goods, wares, and merchandise, and other articles as aforesaid on board any such receiving ship, vessel, or boat as aforesaid, shall, upon their arrival at any such port or place, be obliged to perform quarantine in such place or places, for such time and in such manner as shall from time to time be directed by his Majesty, his heirs or successors, by his or their order or orders in council, notified by proclamation, or published in the London Gazette; and that until such ships, vessels, and boats, persons, goods, wares, and merchandise, and other articles as aforesaid, shall have respectively performed and shall be duly discharged from such quarantine, no such person, goods, wares, or merchandise, or other articles as aforesaid, or any of them, shall either before or after the arrival of such ships, vessels, or boats, at any port or place in Great Britain, or the Islands aforesaid, come or be brought on shore, or go and be put on board any other ship, vessel, or boat, in order to come or be brought on shore, in any such port or place, although such ships or vessels so coming from such infected place as aforesaid may not be bound to any port or place in Great Britain, or the Islands aforesaid, unless in any such manner and in such cases, and by such license as shall be directed or permitted by such order or orders made by his Majesty, his heirs or successors, in council as aforesaid; and all such ships, vessels, and boats, whether coming from such infected place as aforesaid, or being otherwise liable to quarantine as aforesaid, and all persons, (as well Pilots as others,) goods, wares, and merchandise, and other articles as aforesaid, whether coming or brought in such ships, vessels, or boats, or going or being put on board the same, either before or after the arrival of

such ships, vessels, or boats, at any port or place in Great Britain, or the Islands aforesaid, and although such ships, vessels, or boats, shall not be bound to any port or place in Great Britain, or the Islands aforesaid; and all commanders, masters, or other persons having the charge or command of any such ships, vessels, or boats, whether coming from any infected place, or being otherwise liable to quarantine, as aforesaid, shall be subject to all the provisions, rules, regulations, and restrictions contained in this act, or in any order or orders which shall be made by his Majesty, his heirs and successors, in council as aforesaid, concerning quarantine and the prevention of infection, and to all the pains, penalties, forfeitures and punishments contained in this act, for any breach or disobedience thereof, or of any order or orders of his Majesty in council, made under the authority thereof.

XI. And whereas certain sorts of goods and merchandise are more especially liable to retain infection, and may be brought from places infected into other countries, and from thence imported into Great Britain, or the Islands aforesaid; be it enacted, That all such goods and merchandise as shall be particularly specified for that purpose in any order or orders made by his Majesty, his heirs or successors, in council, concerning quarantine and the prevention of infection as aforesaid, which shall be brought or imported into any port or place in Great Britain, or the Islands aforesaid, from any foreign country or place, in any ship or vessel whatever, and the ships or vessels in which the same shall be brought, and also all ships and vessels which shall arrive from any port or place whatever under any alarming or suspicious circumstances as to infection, shall be subject and liable to such regulations and restrictions as shall be made by such order or orders of his Majesty, his heirs or successors, in council as aforesaid, respecting the same.

Goods specified in any order of council, and ships shall be made subject to quarantine.

XII. And be it further enacted, That it shall and may be lawful for the lords and others of his Majesty's privy council, or any three or more of them, to make such order as they shall see necessary and expedient upon any unforeseen emergency, or in any particular case or cases with respect to any ship or ships, vessel or vessels, arriving and having any infectious disease or distemper on board, or on board of which any infectious disease or distemper may have appeared in the course of the voyage, or arriving under any other alarming or suspicious circumstances as to infection, although such ship or ships, vessel or vessels, shall not have come from any place or places from which his

The privy council may make such orders as they shall think necessary upon emergencies.

Majesty, his heirs or successors, by and with the advice of his or their privy council, may have adjudged and declared it probable that the plague, or any such infectious disease or distemper may be brought, and also with respect to the persons, goods, wares, and merchandise, and other articles as aforesaid, on board the same, and in case of any infectious disease or distemper appearing or breaking out in Great Britain, or the Islands aforesaid, to make such orders, and give such directions, in order to cut off all communication between any persons infected with any such disease or distemper and the rest of his Majesty's subjects, as shall appear to the said lords or others of his Majesty's privy council, or any three or more of them, to be necessary and expedient for that purpose, and likewise to make such orders as they shall see fit for shortening the time of quarantine to be performed by particular ships or vessels, or particular persons, goods, wares, merchandise, or any other articles, or for wholly releasing particular ships or vessels, or particular persons, goods, wares, merchandise, or other articles from quarantine, absolutely or conditionally, and generally to mitigate the strict performance of quarantine in particular cases, as special circumstances shall appear, in their judgment, to require; and all such orders so made by the lords or others of the privy council, or any three or more of them as aforesaid, shall be as good, valid, and effectual, to all intents and purposes, (as well with respect to the commander, master, or other person having the charge of any such ship or vessel, and all other persons on board the same, as with respect to any other persons having any intercourse or communication with them, and to the penalties, forfeitures, and punishments, to which they may respectively become liable,) as any order or orders made by his Majesty, his heirs or successors, by and with the advice of his or their privy council concerning quarantine, and the prevention of infection as aforesaid, and notified by proclamation or published in the London Gazette.

Regulations
for vessels in
which infections
shall appear, within
or without
the Streights
of Gibraltar,
previous to
the Lazaret
at Chetney
Hill being
completed.

XIII. And be it further enacted, That if the plague, or such other infectious disease or distemper as aforesaid, shall appear on board any ship or vessel within the Streights of Gibraltar, the commander, master, or other person having charge thereof, shall immediately proceed to some one of the foreign Lazarets, and there perform quarantine, until such time as the land Lazaret, to be erected as aforesaid shall, by his Majesty, his heirs or successors, by and with the advice of his or their privy council, and by order of the same, notified by proclamation, or published in

the London Gazette, have been declared to be fit for the due performance of quarantine therein; but if such plague, or other such infectious disease or distemper as aforesaid, shall appear on board any ship or vessel without the Streights of Gibraltar, then the commander, master or other person having the charge or command thereof, shall (unless such land Lazaret shall have been so declared to be fit for the due performance of quarantine therein) immediately proceed to the harbour of Saint Helen's, Tean and North Withel, being two of the Islands commonly called *The Islands of Scilly*, or to such other place as his Majesty, his heirs or successors, by and with the advice of his or their privy council, shall from time to time direct and appoint; where being arrived he shall make known his case to some officer of the customs there, who shall immediately acquaint the Governor, deputy Governor, or other principal magistrate thereof, and also the principal officer of the customs at some port in England near thereunto; and the said principal officer of the customs at such near port in England shall with all possible speed send intelligence thereof to the commissioners of the customs in the port of London; and the said Governor, deputy Governor, or other principal magistrate shall, in like manner, with all possible speed, send intelligence thereof to the privy council, to the end that such measures may be taken for the comfort and support of the crew and passengers on board such ship so infected, and such precautions used to prevent the spreading of the infection, as the case shall require; and the said ship or vessel shall there remain until directions shall be given relative thereto by the lords or others of his Majesty's privy council, or any three or more of them; nor shall any of the crew or passengers on board thereof go on shore; but in case the said commander, master or other person having charge of the said ship or vessel so infected, shall not be able to make the said Islands of Scilly, or other place so appointed by his Majesty as aforesaid, or shall be forced by stress of weather or otherwise to go up either of the channels, it shall not be lawful for him to enter with such ship or vessel into any other port or place in Great Britain, or the Islands of Guernsey, Jersey, Alderney, Sark, or Man, but he shall remain in some open road till he receives directions relative thereto from the privy council, and he shall use every necessary means in his power to prevent any of the ship's company or passengers from going out of his ship, and to avoid all intercourse with other ships, vessels, or persons; and such ship's company or passengers shall, until such com-

mander, master, or other person shall have received such directions, remain in such ship, and shall avoid all intercourse with other ships, vessels, or persons; and such master, and every other person on board such ship or vessel shall obey such directions as he shall receive from the lords or others of his Majesty's privy council, or any three or more of them as aforesaid; and the said commander, master, or any other person on board such ship or vessel as aforesaid, who shall not act conformably to the provisions and regulations herein directed, or shall act in disobedience to such directions as shall be received on board such ship or vessel from the lords or others of the privy council, or any three or more of them as aforesaid, shall be adjudged guilty of felony, and shall suffer death as in cases of felony, without benefit of clergy.

Masters of ships to make signals on meeting other ships at sea, or being within four leagues of the United Kingdom or Guernsey, &c. on penalty of 200*l*.

XIV. And be it further enacted, That every commander, master, or other person having the charge of any ship or vessel liable to the performance of quarantine, shall be and is hereby required at all times when such ship or vessel shall meet with any other ship or vessel at sea, or shall be within four leagues of the coast of Great Britain or Ireland, or the Islands of Guernsey, Jersey, Alderney, Sark, or Man, to hoist a signal to denote that his ship or vessel is liable to the performance of quarantine, which signal shall be, in the day time, if the said ship or vessel shall have a clean bill of health, a large yellow flag of six breadths of bunting at the main-topmast head; and if such ship or vessel shall not have a clean bill of health, then a like yellow flag, with a circular mark or ball entirely black in the middle thereof, whose diameter shall be equal to two breadths of bunting; and in the night time the signal shall in both cases be a large signal lanthorn, with a light therein (such as is commonly used on board his Majesty's ships of war,) at the same mast-head; and such commander, master, or other person, shall keep such signals respectively, as the case shall be, hoisted during such time as the said ship shall continue within sight of such other ship or vessel, or within four leagues of the said coasts or Islands, and while so in sight, or within such distance, until such ship or vessel so liable to quarantine as aforesaid shall have arrived at the port or place where it is to perform quarantine, and until it shall have been legally discharged from the performance thereof; on failure whereof such commander, master or other person having charge of such ship or vessel so liable to the performance of quarantine, shall forfeit and pay for every such offence the sum of two hundred pounds.

XV. And be it further enacted, That if any commander, master, or other person having the charge or command of any ship or vessel, and knowing that the same is not liable to the performance of quarantine, shall hoist such signals as aforesaid, or either of them, by day or night respectively, such commander, master, or other person as aforesaid, shall forfeit and pay the sum of two hundred pounds.

Penalty of 200*l.* on persons hoisting signals when not liable.

XVI. And be it further enacted, That from and after the first day of June one thousand eight hundred and six, as to all ships or vessels arriving from any places beyond the Cape of Good Hope, or Cape Horn, in South America; and after the first day of August one thousand eight hundred and five, as to all ships or vessels arriving from any parts of Africa or America, not beyond those Capes and from the West Indies and Mediterranean: and from and after the first day of May one thousand eight hundred and five, as to all ships and vessels arriving from any other places, every commander, master, or other person having the charge of any ship or vessel coming from foreign parts, shall give to the Pilot who shall go on board such ship or vessel a written paper, containing a true account of the names of the place and country at which such ship or vessel shall have loaded, and also of all the places at which any such ship or vessel shall have touched on the homeward voyage, on pain of forfeiting the sum of two hundred pounds for any neglect or refusal to give such paper, or for any false representation or wilful omission therein; and if by any proclamation or order of his Majesty in council, made after the departure of any such ship or vessel from Great Britain, and then in force, ships and vessels coming from any place mentioned in any such paper shall be liable to the performance of quarantine, such Pilot shall immediately give notice thereof to the commander or other person aforesaid of such ship or vessel, on pain of forfeiting the sum of fifty pounds for any neglect therein; and such commander or other person shall thereupon hoist a proper signal according to the provisions of this act, and under the penalties in this act contained, for any neglect or refusal in respect of hoisting such signals.

Masters of vessels, on their arrival from foreign parts, to give to the pilots an account of the places at which they shall have loaded and touched at on penalty of 200*l.* &c.

XVII. And be it further enacted, That in case any pilot shall bring or conduct, or cause to be brought or conducted, any ship or vessel liable to the performance of quarantine, into any place which is not, or which shall not be specially appointed for the reception of ships and vessels so liable, after receiving such paper as aforesaid, whereby it shall have been made appear that such

Penalty of 100*l.* on Pilots bringing ships liable to quarantine into places not appointed for their reception.

ship or vessel was liable to the performance of quarantine, or without requiring and receiving such paper as aforesaid of and from every such commander, master or other person having the charge of any ship or vessel coming from foreign parts unless compelled by stress of weather, adverse winds, or accidents of the seas, such pilots shall for each and every such offence forfeit and pay the sum of one hundred pounds.

For better
ascertaining
whether ships
be actually in-
fected, or the
persons on
board liable
to orders
touching
quarantine.

XVIII. And, to the end that it may be the better known whether any ship or vessel be actually infected with the plague, or other infectious disease or distemper as aforesaid, or whether such ship or vessel, or the mariners or passengers coming, or the cargo imported in the same, are liable to any orders touching quarantine; be it further enacted, That when any country or place shall be known to be, or suspected to be infected with the plague, or other such infectious disease or distemper as aforesaid, or when any order or orders shall be made by his Majesty in council concerning quarantine, and the prevention of infection as aforesaid, then and in such case, as often as any ship or vessel shall attempt to enter into any port or place in Great Britain, or of the Isles of Guernsey, Jersey, Alderney, Sark, or Man, whether such port shall have been appointed for the performance of quarantine, or not, the superintendant of quarantine or his assistant, if there shall be such superintendant or assistant at such port or place, or if not, the principal officer of his Majesty's customs at such port or place, or such officer of the customs as shall be authorized by the commissioners of the customs, or any four or more of them, to act in that behalf, shall go off to such ship or vessel, and shall, at a convenient distance from such ship or vessel, demand of the commander, master, or other person having charge of such ship or vessel, and such commander, master, or other person having charge of such ship or vessel, shall upon such demand give a true answer in writing or otherwise, and upon oath or not upon oath, according as he shall by such superintendant or his assistant or other officer of the customs authorized as aforesaid, be required, to all such questions or interrogatories as shall be put to him, by virtue and in pursuance of such regulations and directions as his Majesty, by order in council, shall be pleased to prescribe; and in case such commander, master, or other person having charge of such ship or vessel shall, upon such demand made as aforesaid, refuse to make a true discovery in any of the particulars concerning which he shall be interrogated in manner aforesaid, or in case he shall not be required to answer such questions or interrogatories upon oath, shall give a false answer to any such question or interrogatory as aforesaid,

such commander, master, or other person having charge of such ship or vessel, for every such offence shall forfeit and pay the sum of two hundred pounds.

XIX. And be it further enacted, That in case it shall appear upon such examination or otherwise, that such ship or vessel is under such circumstances as shall render it liable to perform quarantine, and that the port or place where it so arrives, or at which it attempts to enter as aforesaid, is not the port or place where it ought so to perform quarantine, in such case it shall and may be lawful to and for the officers of any of his Majesty's ships of war, or of any of his Majesty's forts or garrisons, and all other his Majesty's officers upon notice thereof given to them or any of them respectively, and to and for any other person or persons whom they shall call to their aid and assistance; and such officers and other persons are hereby required to oblige such ship or vessel to go and repair to such place as hath been or shall be appointed for performance of quarantine, and to use all necessary means for that purpose, either by firing of guns upon such ship or vessel, or by any other kind of necessary force whatsoever; and in case any such ship or vessel shall come from or shall have touched at any place infected by the plague, or such other infectious disease or distemper as aforesaid, or shall have any person on board actually infected with the plague, or such other infectious disease or distemper as aforesaid, and the commander, master or other person having charge of such ship or vessel knowing that the place from whence he came, or at which he had touched as aforesaid, was infected with the plague, or such other infectious disease or distemper or knowing some person on board to be actually infected with the plague or such other infectious disease or distemper as aforesaid, shall refuse or omit to disclose the same upon such examination as aforesaid, or shall wilfully omit to hoist the signal herein-before directed, to denote that his ship or vessel is liable to the performance of quarantine, at the times and on the occasions herein directed with respect to the same, such commander, master, or other person having charge of such ship or vessel, shall be adjudged guilty of Felony, and shall suffer death, as in cases of felony, without benefit of clergy.

Ships subject to quarantine arriving at any port than that at which it ought to be performed may be forced to repair to the appointed place.

Masters of vessels that have touched at infected places, &c. omitting to disclose the same, or omitting to hoist the prescribed signal shall suffer death.

XX. And be it further enacted, That every commander, master, or other person having charge of any ship or vessel which shall be ordered to perform quarantine as aforesaid, shall forthwith, after his arrival at the place appointed for the performance of his quarantine, deliver on demand, to the superintendant of

Commanders to deliver up bills of health manifests and log-books, to the superintendant of quarantine on penalty of 100l.

quarantine or his assistant, or other officer of the customs authorized as aforesaid to act in that behalf, and which superintendent, assistant, or other officer as aforesaid, is hereby required to make such demand, his Bill of Health and Manifest, together with his Log-book and Journal, under pain of forfeiting the sum of one hundred pounds, if he shall wilfully refuse or neglect so to do.

Penalty on masters, &c. quitting vessels, or permitting persons to quit them, or not conveying ships to the appointed places, and on persons coming in such vessels, or going on board, for quitting them before discharged.

XXI. And be it further enacted, That if any commander, master, or other person having charge of any ship or vessel liable to perform quarantine, and on board of which the plague, or other such infectious disease or distemper shall not then have appeared, shall himself quit, or shall knowingly permit or suffer any seaman or passenger coming in such ship or vessel to quit such ship or vessel by going on shore, or by going on board any other ship, boat, or vessel, before such quarantine shall be fully performed, unless in such cases and by such proper license as shall be directed and granted, and by virtue of such order or orders to be made concerning quarantine, and the prevention of infection as aforesaid; or in case any commander, master, or other person having charge of such ship or vessel, shall not, within a convenient time after due notice given for that purpose, cause such ship or vessel, and the lading thereof, to be conveyed into the place or places appointed for such ship, vessel, and lading, to perform their quarantine respectively, then and in every such case every such commander, master, or other person as aforesaid, for every such offence shall forfeit and pay the sum of five hundred pounds; and if any person coming in any ship or vessel liable to perform quarantine (or any pilot or other person going on board the same, either before or after the arrival of such ship or vessel at any port or place in Great Britain or the Islands aforesaid) shall, either before or after such arrival, quit such ship or vessel by going on shore in any port or place in Great Britain or the Islands aforesaid, or by going on board any other ship, vessel, or boat with intent to go on shore as aforesaid, before such ship or vessel, so liable to quarantine as aforesaid, shall be regularly discharged from the performance thereof, it shall and may be lawful for all persons whatsoever, by any kind of necessary force, to compel such pilot or other person so quitting such ship or vessel so liable to quarantine, to return on board the same; and every such pilot or other person so quitting such ship or vessel so liable to quarantine, shall for every such offence suffer imprisonment for the space of six months, and shall forfeit and pay the sum of two hundred pounds.

XXII. And be it further enacted, That when any ship or vessel which has performed quarantine in any foreign Lazaret shall arrive in any of the ports of Great Britain, or the isles of Guernsey, Jersey, Alderney, Sark, or Man, with a clean Bill of Health, no goods or merchandise shall be permitted to be landed or unshipped, unloaded, or moved, in order to be landed out of such ship or vessel; but the commander, master, or other person having the charge or command of such ship or vessel, shall immediately upon his arrival give notice thereof, and of the foreign port or ports in which such ship or vessel hath performed quarantine, to the principal officer of his Majesty's customs at the port where he shall arrive, or at the port nearest thereto, in order that the same may be forthwith laid before his Majesty's privy council; and if the commander, master, or other person as aforesaid, or any person whatsoever, shall land, or shall unship, unload, or move, in order to land any goods or merchandise out of the said ship or vessel, before an order of his Majesty's privy council shall be made, giving directions therein, or otherwise than shall be directed in the said order, every such person shall for every such offence forfeit and pay the sum of two hundred pounds.

No goods to be landed from vessels having performed quarantine in a foreign Lazaret, without notice to the officer of the customs, nor before directions from the privy council on penalty of 200*l*.

XXIII. And whereas disobedience or refractory behaviour in persons under quarantine, or liable to the performance of quarantine, or in other persons who may have had any intercourse or communication with them, may be attended with very great danger to his Majesty's subjects; be it further enacted, That all persons liable to perform quarantine, and all persons having had any intercourse or communication with them, whether in ships or in a lazaret, or elsewhere, shall be subject, during the said quarantine, or during the time they shall be liable to quarantine, to such orders as they shall receive from the superintendant of quarantine or his assistant, or from the principal officer of the customs at any port or place where there is no such superintendant or assistant, or from any other officer of the customs authorized as aforesaid to act in that behalf; and the said officers are hereby empowered and required to enforce all necessary obedience to the said orders, and in case of necessity to call in others to their assistance, and all persons so called in are hereby required to assist accordingly; and such officers shall and they are hereby empowered and required to compel all persons liable to perform quarantine as aforesaid, and persons having had any intercourse or communication with them, to repair to such lazaret, ship, vessel, or place, and to cause all goods, wares, and merchandise, and

For punishing disobedience or refractory behaviour in persons under or liable to quarantine, or persons having intercourse with them.

other articles comprised within any such orders to be made as last aforesaid, to be conveyed to such lazaret, ship, vessel, or place duly appointed in that behalf, in such manner and according to such directions as shall be made by order of his Majesty in council as aforesaid, or of the lords and others of the privy council, or of any three or more of them; and if any person or persons liable to perform quarantine as aforesaid, or any person or persons having had any intercourse or communication with him, her, or them, shall wilfully refuse or neglect to repair forthwith, when required and directed so to do by such officer as aforesaid, to the said lazaret, ship, vessel, or place duly appointed in that behalf, or having been placed in the said lazaret, ship, vessel or place, shall escape or attempt to escape out of the same before quarantine duly performed, it shall and may be lawful to and for the said quarantine officers, and also the watchmen and other persons appointed to see quarantine performed, and each of them, and they are hereby respectively required, by such necessary force as the case shall require, to compel every such person so refusing or neglecting as aforesaid, and every such person so escaping or attempting to escape as aforesaid, to repair or return to such lazaret, ship, vessel, or place so appointed as aforesaid; and every person so refusing or neglecting to repair forthwith, as aforesaid, to the said lazaret, ship, vessel, or place, and also every person actually escaping as aforesaid, shall be adjudged guilty of felony, and suffer death, as in cases of felony, without benefit of clergy.

3
Persons quitting ships liable to perform quarantine, &c. may be seized.

XXIV. And be it further enacted, That it shall be lawful for any constable, headborough, tythingman, or other peace officer, or any other person, to seize and apprehend any person that shall contrary to the provisions of this act, have quitted or come on shore from any ship or vessel liable to perform quarantine, or who shall have escaped from or quitted any ship or vessel under quarantine, or from any lazaret, ship, vessel, or place, appointed in that behalf, for the purpose of carrying such person before any justice of the peace or magistrate, and it shall be lawful for any such justice of the peace or magistrate to grant his warrant for the apprehending and conveying of any such person to the ship or vessel from which he or she shall have come on shore, or to any ship or vessel performing quarantine, or lazaret, from which he or she shall have escaped, or for the confining of any such person in any such place of safe custody, (not being any public gaol), and under such restrictions as to having any communication with any other persons, as may, in the discretion of any justice of the peace or magistrate (calling to his aid, if he

shall see fit, any medical person,) appear to be proper, until such person can be safely and securely conveyed to some place appointed for the performance of quarantine, or until directions can be obtained from the privy council, as to the disposal of any such person, and to make any further order or grant any further warrant that may be necessary in that behalf.

XXV. And whereas orders have been given by the lords of his Majesty's privy council for persons on shore, who had intercourse with the crew and passengers of a vessel coming from a place from whence it was judged that there was danger of infection being brought, to be sent afloat for the performance of quarantine, in like manner with such crew and passengers; be it enacted, That such orders so issued as aforesaid by the lords of his Majesty's privy council for the prevention of infection, shall be taken and considered to have been, and are hereby declared to be good and valid in law; and all persons who may have been concerned in advising, issuing, or carrying into execution the said orders or any of them, shall be and are hereby indemnified for the same, and shall be and are hereby freed and discharged from all actions, suits, or other proceedings, which have been or shall be brought and commenced against them, for or on account or by reason of the said orders, or any of them, or of any other matter or thing done in pursuance thereof.

Orders in council for sending afloat to perform quarantine persons who had had intercourse with a vessel from which danger of infection was apprehended, to be valid, and the advisers, &c. indemnified.

XXVI. And be it further enacted, That if any officer of his Majesty's customs, or any other officer or person whatsoever to whom it doth or shall appertain to execute any order or orders made or to be made concerning quarantine, or the prevention of infection, and notified as aforesaid, or to see the same put in execution, shall knowingly and wilfully embezzle any goods or articles performing quarantine, or be guilty of any other wilful breach or neglect of his duty in respect to the ships, persons, goods or articles performing quarantine, every such officer and person so offending shall forfeit such office or employment as he may be possessed of, and shall become from thenceforth incapable to hold or enjoy the same, or to take a new grant thereof;— and every such officer and person shall forfeit and pay the sum of one hundred pounds; and if any such officer and person shall desert from his duty when employed as aforesaid, or shall knowingly and wilfully permit any person, ship, vessel, goods, or merchandise, to depart or be conveyed out of the said lazaret, ship, or other place as aforesaid, unless by permission under an order of his Majesty, by and with the advice of his privy council, or under an order of three or more of the lords or others of his

Penalty on persons embezzling goods performing quarantine, neglecting or deserting their duty, or permitting persons, ships, &c. to depart without authority, or giving false certificates, or damaging goods.

4 privy council, or if any person hereby authorized and directed to give a certificate of a ship having duly performed quarantine or airing, shall knowingly give a false certificate thereof, every such person so offending shall be deemed guilty of felony, and suffer death, as in cases of felony, without benefit of clergy; and if any such officer or person shall knowingly and wilfully damage any goods performing quarantine under his direction, he shall be liable to pay treble damages and full costs of suit to the owner of the same.

Persons not infected entering the lazaret shall perform quarantine, and attempting to escape may be compelled to return, and such persons escaping shall suffer death.

XXVII. And be it further enacted, That if any person not infected with the plague, or other infectious disease or distemper as aforesaid, nor liable to perform quarantine, shall enter the said lazaret or other place so appointed as aforesaid, whilst any person or persons infected with the plague or being under quarantine shall be therein, such person so entering the said lazaret, or other place so appointed as aforesaid, shall perform quarantine there, and if he or she shall return or attempt to return from thence, unless in such cases and by such licenses as shall be directed and granted by virtue of such order or orders of his Majesty in council, or of the lords or others of his Majesty's privy council, or any three or more of them, as aforesaid, it shall and may be lawful to and for the quarantine officers, watchmen, and other persons appointed to guard or secure the said lazaret or other place so appointed as aforesaid, by such necessary force as the case shall require, to compel such persons so returning or attempting to return, to repair into the said lazaret or other place so appointed as aforesaid, there to continue and perform quarantine; and in case such person shall actually escape out of the said lazaret, or other place, where he or she ought to have performed quarantine, before he or she shall have fully performed the same, he or she shall be adjudged guilty of felony, and shall suffer death, as in cases of felony, without benefit of clergy.

5 After proof of performance of quarantine and proper certificate to that effect, vessels or persons shall not be liable to further detention.

XXVIII. And be it further enacted, That after quarantine shall have been duly performed by any ship or vessel, person or persons, obliged to perform quarantine as aforesaid, according to this act to such order or orders made as aforesaid, and upon proof to be made by the oaths of the master or other person having charge of such ship or vessel, and of two of the persons belonging thereto, or upon proof to be made by the oaths of two or more credible witnesses, before the collector or principal officer of the customs, at the port where such quarantine shall be performed, or at the port nearest thereunto, or before any justice of

the peace living near to the port or place, or when such quarantine shall have been performed within any of the said isles of Guernsey, Jersey, Alderney, Sark, or Man, before any two jurats or magistrates of any of the said isles respectively, that such ship or vessel, and all and every such person and persons respectively, have duly performed quarantine as aforesaid, and that the ship or vessel, and all and every person and persons are free from infection: and after producing a certificate to that purpose, signed by the chief officer who superintended the quarantine of the said ship, or person acting for him, then and in the said respective cases such collector or principal officer of the customs, or such justice of the peace, or such jurats or magistrates as aforesaid, respectively, are hereby required to give a certificate thereof, and thereupon such ship or vessel, and all and every such person or persons so having performed quarantine, shall be liable to no further restraint or detention upon the same account for which such ship or vessel, person or persons, shall have performed quarantine as aforesaid.

XXIX. And be it further enacted, That all goods, wares, and merchandise, and other articles liable to quarantine as aforesaid, shall be opened and aired in such place or places, and for such time and in such manner, as shall be directed by his Majesty, his heirs and successors, by such order or orders to be made as aforesaid; and after such orders shall have been duly complied with, a certificate thereof shall be given by the chief officer appointed to superintend the quarantine and airing of such goods, wares, and merchandise, and other articles, or by the person acting for him, and proof thereof shall be made by the oaths of two or more credible witnesses, before the collector or other principal officer of the customs at the port lying next to such place or places where such goods, wares, or merchandise, or other articles, shall have been opened and aired as aforesaid, or before any justices of the peace living near the same, or before any two jurats or magistrates of the said isles of Guernsey, Jersey, Alderney, Sark, or Man, respectively; which collector or other principal officer, or such justice or jurats or magistrates, respectively, as the case may be, shall also make certificate of such proof having been made; and upon the production of such certificates to his Majesty's commissioners of the customs in England or Scotland respectively, or to the governor or lieutenant governor, commander in chief or chief magistrates of any of the said last mentioned islands as the case may be, such goods, wares, and merchandise, and other articles, shall be forthwith

Goods liable to perform quarantine shall be opened and aired as directed by order in council, proof of which shall be made before the officer of the customs, &c. who shall grant certificates thereof, which shall entitle them to be discharged from further detention.

discharged from any restraint or detention upon the same account, by order of the said commissioners, or any three or more of them, or of the said governor, lieutenant governor, commander in chief, or chief magistrate respectively.

Persons forging certificates, &c. shall suffer death.

XXX. And be it further enacted, That if any person shall knowingly and wilfully forge or counterfeit, or procure to be forged or counterfeited, any certificate directed and required to be granted by this act, or shall publish as true any such forged or counterfeited certificate, knowing the same to be forged or counterfeited, he or she shall be adjudged guilty of felony, and shall suffer death, as in cases of felony, without benefit of clergy.

Penalty on persons landing goods, &c. from vessels liable to perform quarantine, or receiving them, or secreting them from vessels performing quarantine.

XXXI. And be it further enacted, That if any person shall land or unship, or shall move, in order to the landing or unshipping thereof, any goods, wares, or merchandise, packets, packages, baggage, wearing apparel, books, letters, or any other article whatever, from on board any ship or vessel liable to perform quarantine as aforesaid, or shall knowingly receive the same after they have been so landed or unshipped, every such person shall forfeit and pay a sum not exceeding the sum of five hundred pounds, nor less than the sum of one hundred pounds; and if any person or persons shall clandestinely convey, or shall secrete or conceal for the purpose of conveying, any letters, goods wares, or merchandise, or other articles as aforesaid, from any ship or vessel actually performing quarantine, or from the lazaret, or other place where such goods, wares, merchandise, or other articles as aforesaid, shall be performing quarantine, every such person so offending as last aforesaid shall be adjudged guilty of felony, and shall suffer death, as in cases of felony, without benefit of clergy.

His Majesty in certain cases may prohibit vessels under twenty tons from sailing until bond be given by the master with certain conditions.

XXXII. And be it further enacted, That in case it shall at any time happen that any part of Great Britain, Ireland, or the isles of Guernsey, Jersey, Alderney, Sark, or Man, or France, Spain, or Portugal, or the low countries, shall be infected with the plague, or any other such infectious disease or distemper as aforesaid, it shall and may be lawful to and for his Majesty, his heirs and successors, by his or their proclamation, to prohibit and restrain all small boats and vessels under the burthen of twenty tons, from sailing or passing out of any port or place of Great Britain, or the isles of Guernsey, Jersey, Alderney, Sark, and Man, or any of them, until security be first given by the master of every such boat or vessel respectively to the satisfaction of the principal officer of the customs, or the chief Magis-

trate of the port or place from whence such boat or vessel shall sail, by bond taken by such officer or magistrate, to the king, his heirs or successors, with sufficient sureties in the penalty of three hundred pounds, with condition that if such boat or vessel shall not go to or touch at any country, port, or place, to be mentioned for that purpose in such proclamation, and if neither the master or other person having charge of such boat or vessel, nor any mariner or passenger in such boat or vessel, shall, during the time aforesaid, go on board any other ship or vessel at sea, and such master or other person having charge of such boat or vessel, shall not permit or suffer any person or persons to come on board such boat or vessel at sea, from any other ship or vessel, and shall not, during the time aforesaid, receive any goods and merchandise whatsoever, out of any other ship or vessel, then such bond shall be void, for the making of which bond no fee or reward whatsoever shall be taken; and in case any boat or vessel, for which such security shall be required by such proclamation, shall set sail or pass out of any port or place of Great Britain, or the islands of Guernsey, Jersey, Alderney, Sark, and Man, or any of them respectively, before such security be given as aforesaid, every such boat or vessel so sailing or passing out of any port or place, contrary to the true intent and meaning of this act, together with her tackle, apparel, and furniture, shall be forfeited to his Majesty, his heirs and successors, and the master of and every mariner sailing in any such boat or vessel, shall severally forfeit and pay the sum of twenty pounds.

Penalty for sailing without giving such security.

XXXIII. And be it further enacted, That the publication in the London Gazette of any order in council, or of any order by three or more of the lords or others of his Majesty's privy council, made in pursuance of this act, or his Majesty's royal proclamation, made in pursuance of the same, shall be deemed and taken to be sufficient notice to all persons concerned in all matters therein respectively contained.

Publication in the London Gazette of orders of council, &c. sufficient notice.

XXXIV. And be it further enacted, That all forfeitures and penalties aforesaid, that shall be incurred by reason of any offence committed against any part of this act, shall and may be recovered by suit in any of his Majesty's courts of record at Westminster, in which no essoign or wager of law, or more than one imparlance shall be granted, or in Scotland by summary action in the court of session, or by prosecution before the court of judiciary there, or by suit in any of his Majesty's courts in the islands of Guernsey, Jersey, Alderney, Sark, or Man; and every such forfeiture and penalty shall belong and be given,

Recovery and application of penalties.

one moiety to the person who shall inform and sue for the same, and the other moiety to his Majesty, his heirs and successors, to be applied towards defraying the expenses of erecting and maintaining the Lazaret as aforesaid.

In whose name actions for penalties in England or Scotland must be prosecuted.

XXXV. Provided always, and be it further enacted, That it shall not be lawful for any person or persons whatsoever, to commence, prosecute, enter or file, or cause or procure to be commenced, prosecuted, entered, or filed, any action, bill, plaint, information, or prosecution, or actions, bills, plaints, informations, or prosecutions, in any of his Majesty's courts in England or Scotland, or any proceeding or proceedings, before any justices of the peace of any county, riding, division, city, town, stewartry, or place, for the recovery of any fine, penalty, or forfeiture, fines, penalties, or forfeitures, incurred by reason of any offence committed against this act, or against any order or orders made by his Majesty, his heirs or successors, in council, or by any three or more of the lords or others of his Majesty's privy council as aforesaid, unless the same be commenced, prosecuted, entered or filed in the name of his Majesty's Attorney General in England or Advocate in Scotland, respectively, or in the name or names of some officer or officers of the customs in England or Scotland, respectively; and if any action, bill, plaint, information, or prosecution, actions, bills, plaints, informations, or prosecutions, or any proceeding or proceedings before any justices as aforesaid, shall be commenced, prosecuted, entered or filed, in the name or names of any other person or persons than is in that behalf before-mentioned, the same shall be and are hereby declared to be null and void.

In prosecutions by officers of the customs the Attorney General in England or Advocate in Scotland may stop proceedings.

XXXVI. Provided also, and be it further enacted, That in case any prosecution, suit, complaint or other proceeding as aforesaid, shall be commenced or depending by any officer or officers of the customs, for the recovery of any fine, penalty, or forfeiture, fines, penalties, or forfeitures, incurred by reason of any offence committed against this act, or against any order or orders made by his Majesty, his heirs or successors in council, or by any three or more of the lords or others of his Majesty's privy council as aforesaid, it shall and may be lawful for his Majesty's Attorney General in England, or Advocate in Scotland, respectively, to stop all further proceedings therein, as well with respect to the share of such fine, penalty, or forfeiture, fines, penalties, or forfeitures, to which any such officer or officers shall or may claim to be entitled, as to the share thereof belonging to his Majesty, if upon consideration of the circumstances under which any such fine, penalty, or forfeiture, fines, penalties, or forfeitures, may have been in-

curred, it shall appear to them respectively to be fit and proper so to do.

XXXVII. And be it further enacted, That in all cases where-
in by or by virtue and in pursuance of this act, any examinations
or answers shall be taken or made upon oath, the person who
shall be authorized and required to take such examinations and
answers, shall and shall be deemed to have full power and autho-
rity to administer such oaths; and if any person who shall be
so interrogated or examined, shall wilfully swear falsely to any
matter, concerning which such person shall depose or make oath
on such examination or in such answers, or if any person shall
procure any other person so to do, he or she so swearing falsely,
or procuring any other person so to do, shall be deemed to have
been guilty of and shall be liable to be prosecuted for wilful and
corrupt perjury, or subornation of wilful and corrupt perjury,
as the case may be, and shall suffer the pains, penalties, and pu-
nishments of the law, in such case respectively made and provided.

Persons au-
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be deemed
guilty of per-
jury.

XXXVIII. And be it further enacted, That all offences com-
mitted against any of the provisions of this act not being felony,
and every offence or disobedience to any order of council, made
for the better carrying into execution this act, for which no spe-
cific penalty, forfeiture, or punishment is provided by this act,
shall and may be tried, heard, and determined before any two
justices of the peace of the county, riding, division, city, or
place where such offence or disobedience shall happen; and if
any person shall be convicted of any such offence or disobedience,
he or she shall be liable to such forfeiture and penalty, not ex-
ceeding the sum of fifty pounds for any one offence, or to such
imprisonment not exceeding three months for any one offence,
as shall, in the discretion of the two justices who shall have heard
and determined the same, be judged proper; and such forfeiture
and penalty shall be paid, one moiety to the person suing for the
same, and the other to his Majesty, to be applied as the moieties
of other forfeitures and penalties are herein-before directed to
be applied.

Offences, not
being felony,
and offences
for which no
specific penal-
ty is provid-
ed, may be
determined
before two
justices, who
may fine or
imprison.

Application
of penalties.

XXXIX. Provided always, and it is hereby enacted, That no
attainder of felony by virtue of this act, shall be extended to
work any corruption of blood, or forfeiture of any goods, chattels,
lands, tenements, or hereditaments.

No attainder
of felony shall
work corrup-
tion of blood,
&c.

XL. And be it further enacted, That in any prosecution, suit,
or other proceeding against any person or persons whatsoever,
for any offence against this act, or any act which may hereafter
be passed concerning quarantine, or for any breach or disobe-

Answers of
persons hav-
ing the charge
of vessels
shall be re-
ceived as evi-
dence, so far

as relates to the places from which vessels came, or at which they touched, and the having been directed to perform quarantine shall be received as evidence that vessels were liable thereto, unless proof be made to the contrary, and the being performing quarantine shall be proof of vessels being liable to perform it.

dience of any order or orders which shall be made by his Majesty, his heirs or successors, by and with the advice of his or their privy council concerning quarantine, and the prevention of infection, and notified or published as aforesaid, or of any order or orders made by three or more of the lords or others of the privy council as aforesaid, the answer or answers of the commander, master, or other person having charge of any ship or vessel, to any questions or interrogatories put to him by virtue and in pursuance of this act, or of any act which may hereafter be passed concerning quarantine or of any such order or orders as aforesaid, may and shall be given and received as evidence so far as the same relates or relate to the place from which such ship or vessel came, or to the place or places at which such ship or vessel touched in the course of her voyage; and where any ship or vessel shall have been directed to perform quarantine by the superintendant of quarantine or his assistant, or where there is no such superintendant or assistant, by the principal officer of the customs at any port or place, or other officer of the customs authorized as aforesaid to act in that behalf, the having been so directed to perform quarantine may and shall be given and received as evidence that such ship or vessel was liable to quarantine, unless satisfactory proof shall be produced by the defendant or defendants in any such prosecution, suit, or other proceeding, to show that the ship or vessel did not come from or touch at any such place or places as is or are stated in the said answer or answers, or that such ship or vessel, although directed to perform quarantine, was not liable to the performance thereof; and where any ship or vessel shall in fact have been put under quarantine at any port or place, by the superintendant of quarantine or his assistant, or other officer of the customs authorized as aforesaid to act in that behalf, and shall actually be performing the same, such ship or vessel shall, in any prosecution, suit, or other proceeding against any person or persons whatever, for any offence against this act, or any other act which may hereafter be passed concerning quarantine, or against any order or orders concerning quarantine, and the prevention of infection, which shall be made by his Majesty in council, or by three or more of the lords or others of his privy council as aforesaid, be deemed and taken to be liable to quarantine, without proving in what manner or from what circumstances such ship or vessel became liable to the performance thereof.

If affidavit be made of an indictment

XLI. And be it further enacted, That whenever any person or persons shall be charged with any offence against this act, or

any act which may hereafter be passed concerning quarantine, or with any breach or disobedience of any order or orders which shall be made by his Majesty, his heirs or successors, in council as aforesaid, or of any order or orders made by the lords or others of the privy council, or any three or more of them as aforesaid, and the same shall be made appear to any judge of his Majesty's court of King's Bench by affidavit or by certificate, of an indictment or information being filed against such person or persons in the said court for such offence, it shall and may be lawful for such judge to issue his warrant in writing under his hand and seal, and thereby to cause such person or persons to be apprehended and brought before him or some other judge of the said court, or before some one of his Majesty's justices of the peace, in order to his, her, or their being bound to the king's Majesty with two sufficient sureties in such sum as in the said warrant shall be expressed, with condition to appear in the said court at the time mentioned in such warrant, and to answer to all and singular indictments or informations for any of the offences aforesaid; and in case such person or persons shall neglect or refuse to become bound as aforesaid, it shall be lawful for such judge or justice of the peace respectively, to commit such person or persons to the common gaol of the county, city, or place where the offence shall have been committed, or where he, she, or they shall have been so apprehended, until he she, or they shall have become bound as aforesaid, or shall be discharged by order of the said court of King's Bench in term time, or by one of the judges of the said court in vacation, and the recognizance or recognizances to be taken thereupon shall be returned and filed in the said court, and shall continue in force until such person or persons shall have been acquitted of such offence, or in case of conviction shall have received judgment for the same, unless sooner ordered by the said court to be discharged; and that where any person or persons, by virtue of such warrant and commitment as aforesaid, is or are now detained, or shall hereafter be committed and detained in any gaol for want of bail, it shall be lawful for the prosecutor of such indictment or information, to cause a copy thereof to be delivered to such person or persons, or to the gaoler, keeper, or turnkey of the gaol wherein such person or persons is, are, or shall be so detained, with a notice thereon endorsed, that unless such person or persons shall, within eight days from the time of such delivery of a copy of the indictment or information as aforesaid, cause an appearance, and also a plea or demurrer to be entered

being filed, the judge of the court may cause the party to be apprehended in order to be bound for his appearance, and if he refuse to become bound he may be committed to gaol.

Where persons are detained for want of bail, the prosecutor may cause a copy of the indictment to be delivered to the party or the gaoler, with notice that, unless an appearance, &c. be entered within a limited time, they will be entered, in which case certain proceedings shall be had.

in the said court to such indictment or information, an appearance and the plea of not guilty will be entered thereto, in the name or names of such person or persons respectively; and in case he, she, or they shall thereupon, for the said space of eight days after such delivery of a copy of the indictment or information as aforesaid, neglect to cause an appearance, and also a plea or demurrer to be entered in the said court to such indictment or information, it shall be lawful for the prosecutor of such indictment or information, upon an affidavit being made and filed in the said court, of a delivery of a copy of such indictment or information, with such notice endorsed thereon as aforesaid, to such person or persons, or to such gaoler, keeper, or turnkey, as the case may be, which affidavit may be made before any judge or commissioner of the said court authorized to take affidavits in the said court, to cause an appearance and the plea of not guilty to be entered in the said court to such indictment or information, for such person or persons respectively; and such proceedings shall be had there upon, as if the defendant or defendants in such indictment or information had appeared and pleaded not guilty, according to the usual course of the said court; and that if upon the trial of such indictment or information, the defendant or defendants so committed and detained as aforesaid, shall be acquitted of all the offences therein charged upon him, her, or them, it shall be lawful for the judge before whom such trial shall be had, although he may not be one of the judges of the said court of King's Bench, to order that such defendant or defendants shall be forthwith discharged out of custody, as to his, her or their commitment as aforesaid; and such defendant or defendants shall be thereupon discharged accordingly.

Where offences may be tried.

XLII. And be it further enacted, That all offences committed contrary to or in breach or violation of this or any other act hereafter to be passed, or of any order or orders of his Majesty, his heirs or successors, now or hereafter to be made in his or their privy council, concerning quarantine, and the prevention of infection, and notified by proclamation, or published in the London Gazette, or of any order or orders made by three or more of the lords or others of the privy council as aforesaid, whether the said offence shall be done and committed within the body of any county or upon the high seas or elsewhere, shall and may be tried, heard and determined in any county within England or Scotland, or in the proper courts of the isles of Guernsey, Jersey, Alderney, Sark, or Man, respectively.

XLIII. And be it further enacted, That if any action or suit shall be commenced against any person or persons, for any thing done in pursuance and execution of this present act, or of any order of council made by virtue thereof, the defendant or defendants in such action or suit may plead the general issue, and give this act and the special matter in evidence at any trial to be had thereupon, and that the same was done in pursuance and in execution of the said act; and if it shall appear so to have been done, then the jury shall find for the defendant or defendants; and if the plaintiff shall be nonsuited or discontinue his action after the defendant or defendants shall have appeared, or if judgment shall have been given upon any verdict or demurrer against the plaintiff, the defendant or defendants shall and may recover treble costs, and have the like remedy for the same as the defendant or defendants hath or have in other cases by law; and that no such action or suit shall be brought against any person for any matter or thing done in pursuance or execution of this act, but within the space of two months after such matter or thing shall have been done.

General issue

Treble costs.

Limitation of actions.

XLIV. And be it further enacted, That this act shall commence and take effect, except as is herein-before otherwise provided, on the fifth day of April one thousand eight hundred and five, and may be altered, varied, or repealed, by any act or acts to be made in this present session of parliament.

Commencement of Act, which may be altered or repealed this session.

ORDER IN COUNCIL.

AT THE COURT AT THE QUEEN'S PALACE,

THE 5th DAY OF APRIL 1805.

PRESENT,

THE KING'S MOST EXCELLENT MAJESTY IN COUNCIL.

WHEREAS by an act passed in the present session of parliament, intituled, *An Act for making further provision for the Effectual Performance of Quarantine*, it is amongst other things enacted, That, from and after the fifth day of April one thousand eight hundred and five, all ships and vessels, as well his Majesty's ships of war as all others, coming from or having touched at any place from whence his Majesty, his heirs or successors, by and with the advice of his or their privy council, shall have adjudged and declared it probable that the plague or any other infectious disease or distemper, highly dangerous to the health of his Majesty's subjects, may be brought, and all ships vessels and boats receiving any person, goods, wares and merchandise, packets, packages, baggage, wearing apparel, books, letters, or any other articles whatever from or out of any ships or vessels so coming from or having touched at such infected place as aforesaid, whether such persons, goods, wares and merchandise, packets, packages, wearing apparel, books, letters, or other articles, shall have come or been brought in such ships or vessels, or such persons shall have gone, or articles have been put on board the same, either before or after the arrival of such ships or vessels at any port or place in Great Britain, or the islands of Guernsey, Jersey, Alderney, Sark, or Man, and whether such ships or vessels were or were not bound to any port or place in Great Britain or the islands aforesaid; and that all persons, goods, wares and merchandise, packets, packages, baggage, wearing apparel, books, letters, or any articles whatever, on board any such ships or vessels so coming from or having touched at such infected place as aforesaid, or on board of any such receiving ships, vessels, or boats as aforesaid, shall be and be consi-

dered to be liable to quarantine within the meaning of the said act, and of any order or orders which shall be made by his Majesty, his heirs or successors, by and with the advice of his or their privy council concerning quarantine, and the prevention of infection, from the time of the departure of such ships or vessels from such infected place as aforesaid, or from the time when such persons, goods, wares, merchandise, packets, packages, baggage, wearing apparel, books, letters, or other articles shall have been received on board respectively ; and that such ships, vessels, and boats as aforesaid, and all persons, (as well pilots as others,) goods, wares and merchandise, and other articles as aforesaid, whether coming or brought in such ships, vessels or boats, from such infected place as aforesaid, or going, or being put on board the same, either before or after the arrival of such ships, vessels or boats, at any port or place in Great Britain, or the islands aforesaid ; and all persons, goods, wares and merchandise, and other articles as aforesaid, on board any such receiving ship, vessel, or boat as aforesaid, shall, upon their arrival at any such port or place, be obliged to perform quarantine in such place or places, for such time and in such manner as shall from time to time be directed by his Majesty, his heirs or successors, by his or their order or orders in council, notified by proclamation, or published in the London Gazette ; and that until such ships, vessels, & boats, persons, goods, wares, and merchandise, and other articles as aforesaid, shall have respectively performed and shall be duly discharged from such quarantine, no such person, goods, wares or merchandise, or other articles as aforesaid, or any of them, shall, either before or after the arrival of such ships, vessels, or boats, at any port or place in Great Britain, or the islands aforesaid, come or be brought on shore, or go or be put on board any other ship, vessel, or boat, in order to come or be brought on shore, in any such port or place, although such ships or vessels so coming from such infected place as aforesaid may not be bound to any port or place in Great Britain, or the islands aforesaid, unless in such manner and in such cases, and by such license as shall be directed or permitted by such order or orders made by his Majesty, his heirs or successors, in council as aforesaid ; and that all such ships, vessels, and boats, whether coming from such infected place as aforesaid, or being otherwise liable to quarantine as aforesaid, and all persons, (as well pilots as others,) goods, wares, and merchandise, and other articles as aforesaid, whether coming or brought in such ships, vessels, or boats, or going or being put on board the same, either before or after

the arrival of such ships, vessels, or boats, at any port or place in Great Britain, or the islands aforesaid, and although such ships, vessels, or boats, shall not be bound to any port or place in Great Britain, or the islands aforesaid; and that all commanders, masters, or other persons having the charge or command of any such ships, vessels, or boats, whether coming from any infected place, or being otherwise liable to quarantine, as aforesaid, shall be subject to all the provisions, rules, regulations, and restrictions contained in the said act, or in any order or orders which shall be made by his Majesty, his heirs and successors, in council as aforesaid, concerning quarantine and the prevention of infection, and to all the pains, penalties, forfeitures, and punishments contained in the said act, for any breach or disobedience thereof, or of any order or orders of his Majesty in council, made under the authority thereof.

And it is likewise enacted by the said act, That whereas certain sorts of goods and merchandise are more especially liable to retain infection, and may be brought from places infected into other countries and from thence imported into Great Britain, or the islands aforesaid, all such goods and merchandise as shall be particularly specified for that purpose in any order or orders made by his Majesty, his Heirs or Successors, in council, concerning quarantine and the prevention of infection as aforesaid, which shall be brought or imported into any port or place in Great Britain, or the islands aforesaid, from any foreign country or place, in any ship or vessel whatever, and the ships or vessels in which the same shall be brought, shall be subject and liable to such regulations and restrictions as shall be made by such order or orders of his Majesty, his Heirs or Successors, in council as aforesaid, respecting the same.

His Majesty, under the authority of the said above recited act, by and with the advice of his privy council, doth hereby adjudge and declare it probable, that the plague, or some other infectious disease or distemper, highly dangerous to the health of his Majesty's subjects, may be brought into Great Britain, or the islands of Guernsey, Jersey, Alderney, Sark, or Man, by ships or vessels coming from or through the Mediterranean, or from the West Barbary on the Atlantic Ocean, with or without clean bills of health, and also by the importation into Great Britain, or the islands aforesaid, of certain goods, wares, and merchandises herein-after enumerated, being the growth, produce, or manufacture of Turkey, or of any place in Africa within the streights of Gibraltar, or in the West Barbary on the Atlantic Ocean, from any

Adjudication of the places from whence the vessels, persons and goods, by which the plague or other infectious disease may be brought into Great Britain, &c.

port or place in Europe without the Streights, or on the continent of America, at which there is not a regular establishment for the performance of Quarantine, which shall have been declared sufficient for that purpose by any order of his Majesty in council, notified by proclamation, or published in the London Gazette; and his Majesty is therefore pleased, by and with the advice of his privy council, to order, and it is hereby ordered,

What quarantine to be performed by ships, &c. coming from such places with clean bills of health and by ships receiving any person, goods, &c. out of the same, and by all persons who shall have any intercourse or communication there-with.

I. That all ships and vessels, as well his Majesty's ships of war as all others, not having the plague or such other infectious disease or distemper as aforesaid, actually on board, coming from or through the Mediterranean, or from the West Barbary on the Atlantic Ocean, with clean bills of health, and all ships, vessels and boats, receiving any person or persons, goods, wares, or merchandise, packets, packages, baggage, wearing apparel, books, letters, or any other articles whatever, from or out of any such ship or vessel before such ship or vessel shall have performed, and shall be duly discharged from quarantine, whether such person or persons, goods, wares, or merchandise, or other articles as aforesaid, shall have come, or been brought in such ship or vessel, or such person or persons shall have gone, or articles have been put on board the same, either before or after the arrival of such ship or vessel, and whether such ship or vessel was or was not bound to any port or place in Great Britain, or the Islands aforesaid, shall, together with all persons, (as well pilots as others), goods, wares, and merchandise, and other articles as aforesaid on board thereof, perform such quarantine, for such time, in such manner, and at such places as are herein-after directed: And all commanders, masters, and other persons on board any such ship, vessel, or boat, so liable to quarantine as aforesaid; and all persons who shall have any intercourse or communication with them, or any of them, shall forthwith repair to such Lazaret, ship, vessel, or place, as is herein appointed, or shall hereafter be appointed in that behalf, by any order of his Majesty in council as aforesaid, or of the Lords and others of the privy council, or any three or more of them, for the performance of quarantine; and shall there perform quarantine accordingly, under and subject to all the pains, penalties, fines, forfeitures, and punishments, as well pains of death as others, to which any such commander, master, or person, is or may be by law subject for any refusal or neglect to repair to such lazaret, ship, vessel, or place, as aforesaid, or for any escape, or attempt to escape therefrom, or for any other breach or disobedience of the provisions, rules, and regulations of the said herein-before recited act, or of this order, or of any orders which may hereafter be made as aforesaid.

II. And it is hereby further ordered, That all such ships and vessels so coming from or through the Mediterranean, or from the West Barbary on the Atlantic Ocean, as shall arrive with clean bills of health as aforesaid, and all such receiving ships, vessels, and boats as aforesaid, and all persons, goods, wares, and merchandise, and other articles on board the same, shall respectively perform quarantine in the places herein-after appointed, except in the cases herein-after otherwise provided for, that is to say :

At what places such ships, &c. are to perform quarantine.

All such ships or vessels, so arriving as last aforesaid, as are or shall be bound to the ports of London, Rochester, Feversham, and any creeks or places belonging to, or within any or either of the above ports, shall perform quarantine in Standgate creek.

Such of them as are or shall be bound to the ports of Leigh, Malden, Colchester, Harwich, Ipswich, Woodbridge, Aldborough, Southwold, Yarmouth, Blackney and Clay, Wells, Lynn, Wisbech, Boston, Grimsby, Hull, Bridlington, Scarborough, Whitby, Stockton, Sunderland, Newcastle, Berwick, and any creeks or places belonging to, or within any or either of the above ports, shall perform quarantine in Whitebooth Roads, between Hull and Grimsby.

Such of them as are or shall be bound to the ports of Carlisle, Whitehaven, Lancaster, Preston, Liverpool, Chester, Beaumaris, Isle of Man, and any creeks or places belonging to, or within any or either of the above ports, shall perform quarantine in Highlake, near Liverpool, at the west end of Highlake, or in Milford Haven.

Such of them as are or shall be bound to the ports of Sandwich, Deal, Dover, Rye, Newhaven, Shoreham, Arundel, Chichester, Portsmouth, Southampton, Cowes, and any creeks or places belonging to, or within any or either of the above ports, shall perform quarantine at the Motherbank, near Portsmouth.

Such of them as are or shall be bound to the ports of Poole, Weymouth, Lyme, Exeter, Dartmouth, Plymouth, Looe, Fowey, Falmouth, Gweek, Penryn, Truro, Penzance, Scilly, and any creeks or places belonging to, or within any or either of the above ports, shall perform quarantine at St. Ives Pool, within the mouth of the harbour of Falmouth.

Such of them as are or shall be bound to the ports of Bridgewater, Minehead, Bristol, Gloucester, Chepstow, Cardiff, Swansea, and any creeks or places belonging to, or within any or either of the above ports, shall perform quarantine at King Road and Portshute Pill.

Such of them as are or shall be bound to the ports of St. Ives, Padstow, Bideford, Barnstaple, Ilfracombe, Llanelly, Pembroke, Milford, Cardigan, Aberystwith, or any creeks, or places belonging to, or within any or either of the above ports, shall perform quarantine at Milford Haven aforesaid.

Such of them as are or shall be bound to the islands of Jersey, Guernsey, Sark, or Alderney, or either of them, or any part of them, or either of them, shall perform quarantine, either at the Motherbank, near Portsmouth aforesaid, or at St. Ives Pool, within the mouth of the harbour of Falmouth aforesaid; being places herein-before appointed for performance of quarantine.

Such of them as are or shall be bound to the eastern coast of Scotland, comprehending the ports of Leith, Borrowstoness, Alloa, Dunbar, Kirkaldy, Anstruther, Prestonpans, Dundee, Perth, Montrose, and Aberdeen, or to any member, creek, or other place belonging to, or within any or either of the above ports, shall perform quarantine in Inverkeithing Bay.

Such of them as are or shall be bound to the western ports of Scotland, comprehending the ports of Port Glasgow, Greenock, Irvine, Campbeltoun, Oban, Roshtay, Fort William, Ayr, Port Patrick, Stranraer, and Wigtoun, or to any member, creek, or other place belonging to, or within any or either of the above ports, shall perform quarantine at Holy Loch in the Firth of Clyde.

Such of them as are or shall be bound to the northern ports of Scotland, comprehending the ports of Inverness, Zetland, Orkney, Caithness, and Stornaway, or to any member, creek, or other place belonging to, or within any or either of the above ports, shall perform quarantine in Cromarty Bay, in the Murray Firth.

Such of them as are or shall be bound to the south west ports of Scotland, comprehending the ports of Dumfries, and Kirkcudbright, or to any member, creek, or other place belonging to, or within either of the above ports, shall perform quarantine at Carlsthorpe, at the mouth of the river Nith.

And lastly—Such of them as are or shall be bound to any place on the coasts of England or Scotland, not within any of the ports or limits herein-before mentioned or described, shall perform quarantine at such place herein-before appointed for performance of quarantine, as shall be nearest to the port or place to which such ships or vessels respectively shall be so bound.

Goods coming
in such ships
to be opened
and aired.

III. And it is hereby further ordered, That all goods, wares, and merchandises imported in any such ships or vessels as aforesaid, shall be opened and aired at the several places herein before

respectively appointed for the performance of quarantine by such ships and vessels respectively, in the manner, and for the time herein-after directed.

IV. And it is hereby further ordered, That all merchant ships and vessels, and all other ships and vessels not having the plague or such other infectious disease or distemper as aforesaid actually on board, (except any ship of war, transport, or other ship in the actual service of government, under the command of a commissioned officer of his Majesty's navy,) coming from or through the Mediterranean, or from the West Barbary on the Atlantic ocean, which shall not be furnished with clean bills of health, shall perform quarantine in Standgate creek, and no where else: And in case any such merchant or other ship or vessel as aforesaid, coming from any of the places before described, and not furnished with a clean bill of health, shall come or attempt to enter into any of the out ports of Great Britain, or any of the islands aforesaid, the principal and other officers of the customs at such port, or in such islands, or the governor or chief magistrate thereof, shall cause such ship or vessel to depart from thence immediately, and proceed to Standgate creek to perform quarantine; and all ships of war, transports, and other ships in the actual service of government, under the command of commissioned officers of his Majesty's navy, coming from any of the said places, and not being furnished with clean bills of health, shall perform quarantine at the Motherbank, in a separate and distinct place, to be appointed and marked out with yellow buoys for that purpose, in the centre of which place a floating lazaret, moored with chains, shall be stationed, with a yellow flag constantly flying at the mast head; and all ships, vessels, and boats receiving any person, goods, wares, or merchandise, packets, packages, baggage, wearing apparel, books, letters, or any other articles whatever, from or out of any ships or vessels so coming from any of the said places without clean bills of health as aforesaid, shall perform the like quarantine at Standgate Creek or at the Motherbank respectively, in the same manner as if such receiving ships, vessels, or boats, had come from any of the said places without clean bills of health.

At what places ships coming without clean bills of health are to perform quarantine.

V. And it is hereby further ordered, That all ships and vessels coming from any port or place in Europe without the Streights, or on the continent of America, at which there is not a regular establishment for the performance of quarantine declared sufficient by his Majesty in council as aforesaid, and having on board any of the articles enumerated in the first class

What quarantine ships coming with goods of the growth, &c. of Turkey, &c. from any port in Europe without the Streights, or on the con-

continent of America, are to perform.

herein-after stated, being the growth, produce, or manufacture of Turkey, or of any place in Africa within the Streights of Gibraltar, or in the West Barbary on the Atlantic ocean; and all ships, vessels and boats, receiving any of the said goods, wares or merchandise, or other articles as aforesaid, from or out of the said ships or vessels, shall, together with all persons, (as well pilots as others,) goods, wares and merchandise, and all articles on board thereof, perform the same quarantine, for such time and in such manner, and at such places respectively as is herein directed, with respect to ships and vessels coming from or through the Mediterranean, or from the West Barbary on the Atlantic ocean, with clean bills of health.

Ships having passed their regular quarantine port, to be allowed, in certain cases to perform quarantine at some other quarantine port.

VI. Provided always, That in case it shall happen that any ship or vessel being liable to quarantine, and having a clean bill of health on board, and bound to any of the ports or places aforesaid, shall have passed the port or place hereby appointed for such ship or vessel to perform quarantine, either from the commander or master being ignorant of his liability to perform the same, or from the said ship or vessel having been carried past the said port or place by stress of weather, or any other unavoidable circumstance, the said commander or master, upon proof thereof being made by the oath of such commander or master, and likewise of the pilot, (if any on board,) to the satisfaction of the superintendant of quarantine or his assistant, or of the principal or other officer of the customs authorized to act in that behalf, and that the said passing such port or place was not done intentionally, and with a view of evading the regulations of quarantine, may be permitted to proceed and repair to any other port or place appointed for the performance of quarantine, in the discretion of such superintendant or his assistant, or the principal or other officer of the customs authorized as aforesaid, keeping the proper quarantine signal hoisted during the whole time; and such commander or master shall there perform quarantine with such ship or vessel, and all persons, goods, wares and merchandises, and other articles on board, in the same manner as if he had been bound to such port or place.

Regulations as to ships not bound to Great Britain arriving or touching at any port for orders, or in distress.

VII. And it is hereby further ordered, That no ship or vessel liable to quarantine, not bound to any port or place in Great Britain, or the islands aforesaid, shall touch at or attempt to enter any port or place in Great Britain, or the islands aforesaid, (whether such port or place shall have been appointed for the performance of quarantine or not,) except for orders, or in consequence of stress of weather, or any damage, loss, or accidents of the seas (the circumstances and necessity of which shall be proved upon oath as aforesaid, to

the satisfaction of the superintendant of quarantine or his assistant, or of the principal or other officer of the customs authorized to act in that behalf;) and that the commanders and masters of all such ships and vessels, by whom and with respect to which such satisfactory proof shall have been made as aforesaid, shall be examined by such superintendant or his assistant, or the principal or other officer of the customs, and shall give true answers upon oath to the preliminary quarantine questions herein after directed to be put to the commanders and masters of all ships and vessels liable to perform quarantine, and shall likewise strictly conform, in all respects, to all such directions as they shall receive from such superintendant or his assistant, or the principal or other officer of the customs as aforesaid, as well with respect to their stay or continuance at such port, and their departure from thence, and repairing to any other port or place for that purpose, as also with respect to all other orders, regulations and restrictions touching or concerning quarantine, and in default of making such satisfactory proof, or giving true answers to such questions, or of obeying and complying with such directions, orders, regulations, and restrictions as aforesaid, the said commanders, masters, or other persons having the charge of such ships or vessels shall be compelled forthwith to proceed to sea with such ships and vessels; and the said superintendant or his assistant, or the principal or other officer of the customs shall use all necessary means for that purpose, calling to his aid the commanders or other officers of any of his Majesty's ships of war, if their assistance shall appear to be necessary.

VIII. And it is hereby further ordered, That where any ship or vessel shall attempt to enter into any port or place in Great Britain, or the islands aforesaid, whether such port or place shall have been appointed for the performance of quarantine or not, the superintendant of quarantine or his assistant, (if there shall be such superintendant or assistant at such port or place,) or if not, the principal officer of his Majesty's customs at such port or place, or such officer of the customs as shall be authorized by the commissioners of the customs, or any four or more of them, to act in that behalf, shall go off to such ship or vessel, and shall, at a convenient distance from such ship or vessel, keeping to windward, demand of the commander, master, or other person having charge of such ship or vessel, answers to the following preliminary questions:

1st. What is the name of the ship, and the name of the commander or master?

2d. Are you the commander or master? Where does she belong?

3d. From whence do you come?

4th. To what place are you bound?

5th. At what ports have you touched since you left the port of your lading, on your homeward voyage?

6th. What ships have you had intercourse or communication with on your passage, and from whence did they come?

7th. Did the plague, or any other infectious disease or distemper prevail, in any degree, at the place from whence you sailed on your homeward voyage, or at any of the places at which you have touched? If at any, say at which and when? Are any persons on board your ship suffering under any infectious disease, or have any persons died or been ill of a disease of that nature in the homeward passage? and if any, what number? and if any have died or been ill of such disease, were their bedding and clothes destroyed?

[If the ship shall have sailed from any port in Europe without the Straights, or on the continent of America.]

8th. Have you on board any goods enumerated in this list?

[Handing up a list of articles enumerated in the first class.]

If you have, specify the same, and whether they are of the growth, produce or manufacture of Turkey, or of any place in Africa within the Straights of Gibraltar, or in the West Barbary on the Atlantic ocean, or of what other place? Have you any declaration to prove of what place they are the growth, produce or manufacture?

[If the ship comes from the Mediterranean, or from any other place respecting which there is any order in council in force concerning quarantine.]

9th. Have you any, and what bill of health?

10th. What number of officers, mariners, and passengers, have you on board?

And such commander, master, or other person having charge of such ship or vessel, shall, upon such demand, give a true answer to such questions, in writing or otherwise, and upon oath, or not upon oath, according as he shall be required by such superintendent, or his assistant or principal officer, or other officer of the customs authorized as aforesaid, under such pains and penalties as are inflicted by the said herein-before recited act.

Ships appearing to be liable to quarantine by the answers given

And if it shall appear by the answers so given to the said questions, that the said ship or vessel is liable to quarantine, the said commander, master, or other person having the charge or com-

mand thereof, shall be directed to repair, and shall repair forthwith, with such ship or vessel, to the proper place appointed in that behalf for the performance of quarantine, and shall not be permitted to remain in, or enter into any port or place, other than the port or place so appointed as aforesaid, unless compelled by stress of weather, damage, loss, or other injury, unavoidably occasioned to the ship or vessel by the perils of the seas; which stress of weather, damage, loss, or other injury, and that the said damage, loss, or other injury, was unavoidable, and not wilfully or intentionally done or occasioned, shall be made appear by the oath and examination of such commander or master, and of the pilot (if any) on board, to the satisfaction of the superintendant or his assistant, or of the principal or other officer of the customs authorized as aforesaid, at the port or place in which he shall be so detained, or into which he shall be so compelled to enter as aforesaid, in default of which satisfactory proof, or when the cause of such ship or vessel so coming in as aforesaid shall no longer exist, such superintendant, assistant, principal or other officer of the customs authorized as aforesaid, shall direct, and (if necessary) compel such ship or vessel to repair to the proper place appointed in that behalf for the performance of quarantine, and shall use all necessary means for that purpose, either by firing of guns upon such ship or vessel, or by any other kind of necessary force whatever.

to the said preliminary questions to be compelled to repair to the proper quarantine port.

IX. And it is hereby further ordered, That on the arrival of any ship or vessel liable to quarantine, in any port or place hereby appointed for the performance of quarantine, the superintendant of quarantine or his assistant, or in case of such superintendant and his assistant being otherwise necessarily engaged, the principal officer of his Majesty's customs at such port or place, or such officer of the customs as shall be duly authorized to act in that behalf, (together with the medical attendant, in such cases as shall be thought to require his assistance, shall go alongside such ship or vessel in a boat, (keeping to windward,) and shall see the officers, crew, and all other persons belonging to or being on board such ship or vessel mustered on the gangway, and the superintendant of quarantine or his assistant, or such principal or other officer of the customs authorized as aforesaid, shall then and there, in the presence of the crew, put the following questions to the commander, master, or other person having charge of the ship or vessel:

Questions to be put to the commanders or masters of ships upon their arrival at the proper quarantine port.

1st. What is the name of the vessel, and the name of her commander or master?

2d. Are you the commander or master?

3d. To what port or place does she belong?

4th. When did you sail from the port or place from whence you took on board your outward cargo, and at what places did you touch before you arrived at the port or place where you took in your present cargo?

5th. Did you carry any bill or bills of health with you to the port or place where you took in the cargo you have now on board? From what places? Were the said bills of health clean, unclean, or suspected?

6th. From what port or place does she now come? When did you sail from such port or place, and at what place or places have you touched in the course of the voyage?

7th. Have you any bill or bills of health on board? From what place or places? Are the same clean, unclean or suspected?—Produce them.

[If the ship shall have sailed from any port or place in Europe without the Streights, or on the continent of America.]

8th. Of what articles does your cargo consist? Have you on board any goods enumerated in this list?

[Handing up a list of articles enumerated in the first class.]

If you have, specify the same, and whether they are of the growth, produce, or manufacture of Turkey, or of any place in Africa within the Streights of Gibraltar, or in the West Barbary on the Atlantic ocean, or of what other place? Have you any declaration to prove of what place they are the growth, produce, or manufacture?

9th. At what place or places was the cargo, or any part thereof, taken on board? On what day did you arrive at the place or places where you took in the whole, or any and what part of the cargo? And on what day did you sail from such place or places, and what part of your cargo was taken in at each place, and when?

10th. Did the plague or any other infectious disease or distemper prevail, in any degree, at the places from whence you sailed, or at any of the places at which your cargo was taken on board, or at which you touched? If at any, say at which and when.

11th. What number of officers, mariners, passengers, or other persons have you on board? Describe the number of each.

12th. Do the said officers, mariners, passengers, or other persons consist of the same individuals as were on board at the port from which you sailed upon your homeward voyage? If any

other persons have been taken on board, or if any of your officers, crew, or passengers have quitted your ship since you sailed from such port, or before your arrival at this place, or if any other alterations in that respect have taken place, specify the same, the causes, and the time or times of such alterations.

13th. What number of persons (if any) have died on board during the voyage? when and in what part of the voyage did such person or persons die? of what disease or distemper?

14th. In the course of your voyage have any persons on board suffered from sickness of any kind? What was the nature of such sickness? when did it prevail?

How many persons were affected by it? Are there any convalescents on board? Or are all persons on board at present in good health?

15th. Were any of those who died, or who have been sick in the course of the voyage, affected, or suspected to have been affected by any infectious disease or distemper.

Were the bedding and clothes of such deceased and sick persons destroyed? If so, when, and in what manner? Were any of the persons immediately employed about the sick afterwards taken ill? If so, of what disease, and in how many days after having been so employed?

16th. At what precise time after leaving port did such deaths happen? In how many days after being indisposed did the sick die? What were the most obvious appearances of the disease?

17th. Have you spoken to, or otherwise had any communication with any vessels at sea during the voyage? What were the names of such vessels, and to what country, port or place did they belong? From what ports or places were they coming, or at what ports or places had they touched on their voyage, and to what country, ports or places were they bound? What was the nature of the communication held? What do you know respecting the state of health on board such vessels?

18th. Have there been any letters, parcels, or other articles delivered out of, or received into your ship or vessel, from any ship, vessel, or boat met with on the voyage, or before or since your arrival at this place, and what were such letters, parcels, or articles? and where were the same delivered or received, and into or out of what ship, vessel, or boat?

19th. What pilots or other persons from the shores of Great Britain, or from the islands of Scilly, Guernsey, Jersey, Alderney, Sark, or Man, have been or are now on board your ship or

vessel, or have had any communication whatever with the ship's company, or any of the passengers during the voyage homewards, or before or since your arrival at this place? If any such pilots or other persons have come on board, and have afterwards quitted your ship or vessel, specify the names of such persons, and the time, manner, and circumstances of their so quitting your ship or vessel?

20th. Did you leave any British ships or vessels at any of the ports you sailed from? if you did, mention their names, and the names of the commanders.

21st. Were such ships loading, were they near their departure, and whither were they bound?

22d. Did you meet with any British ships or vessels at any of the places you touched at? If you did, say when, where, and what were the names and destinations of such ships or vessels, and to what ports or places did they belong?

23d. Do you know whether any foreign vessels loading at the port from which you sailed were bound beyond the Straights of Gibraltar? and if so, what were they, and whither were they bound?

24th. Do you know whether any person whatever employed in loading your vessel, or in bringing any articles into it, or having any communication on board thereof, was taken ill during such employment or communication? or whether, by the absence of such person or persons in the course of such employment, any suspicion was entertained of their having been taken ill? If so, of what disease?

25th. Do you know whether or not your cargo, or any part thereof, had been long in ware-house before its being taken on board? If you do, say how long? Have you any knowledge of its being packed or handled on shore, or conveyed from shore, or stowed on board by persons affected with the plague, or any other infectious disease or distemper?

26th. Did you touch at the isle of Rhodes, the Morea, or any and what part of the coast of Africa within or without the Mediterranean? and if so, at what time or times respectively? and had you any and what communication with the shore at those respective places? Did any person on board communicate, during the voyage, in any manner whatever with any ship or vessel coming from any of those places? if so, when and in what manner, and what do you know of the state of health of the persons on board such ships or vessels?

X. And it is further ordered, That the answers to the afore-
 said questions shall be taken down in writing, and the commander, master, or other person having the charge of such ship or vessel shall solemnly make oath to the truth thereof before the superintendent of quarantine or his assistant, or the principal or other officer of the customs authorized as aforesaid, (as the case may be,) and such superintendent of quarantine or his assistant, or such principal or other officer of the customs as aforesaid, (with the advice of the medical attendant, if such advice shall be judged necessary,) shall, according to the answers returned to the questions herein-before set forth, then appoint a proper place or station for such commander, master, or other person having the charge of such ship or vessel to repair to with such ship or vessel; who thereupon shall, as soon as possible, after having answered the foregoing questions, repair with such ship or vessel to such place or station, where the said ship or vessel shall be forthwith placed, and shall there perform quarantine accordingly; the said commander or master, or other person having the charge of such ship or vessel carrying with him the log book, manifest, and all the ship's papers, all of which he shall there deliver to the superintendent of quarantine or his assistant, or to the principal or other officer of the customs authorized as aforesaid, (as the case may be,) the said log book, manifest, and papers having been first immersed in vinegar and fumigated; and such commander, master, or other person having the charge of such ship or vessel, shall there solemnly make oath to the truth of the contents of such log book, to the best of his recollection and belief, or shall state and specify upon oath in what particulars alone the same or any part thereof is false and incorrect, and whether every particular entry therein was made as soon after the fact as possible; and if not, for what reason it was delayed, and when it was made; and also to the truth of all the other ship's papers, before such superintendent or his assistant, or the principal or other officer of the customs authorized as aforesaid, and shall obey and conform to all such directions as he shall then receive touching the performance of quarantine from such superintendent or his assistant, or the principal or other officer of the customs authorized as aforesaid.

Answers to
 be taken in
 writing and
 upon oath,
 and stations
 to be assigned
 according to
 such answers.

XI. And it is hereby further ordered, That in the case of ships or vessels liable to quarantine, arriving at any of the ports of Great Britain, or islands aforesaid, if any suspicious circumstances shall appear in the answers returned to the said questions by the commander or master, or other person having charge of any such

If suspicious
 circumstan-
 ces appear,
 notice thereof
 to be sent to
 the privy
 council and to
 the commis-
 sioners of the

customs.
Such ship or
vessel to be
assigned a sta-
tion distant
from any oth-
er ship or ves-
sel in the
same port.

ship or vessel, or from any other circumstance, the proper officer of the customs, at such port or island, shall immediately transmit such answers, and give notice of the cause of such suspicion to the lords of his Majesty's most honourable privy council, and the commissioners of his Majesty's customs, and shall without regard to the bill of health, whether clean or otherwise, order such ship or vessel to a station distant from all other ships and vessels in the same port or place, and put her under special guard, in order the more effectually to prevent all communication therewith.

Ships fur-
nished with
clean bills of
health to per-
form quaran-
tine for fif-
teen days af-
ter cargo of
enumerated
goods deliver-
ed into the la-
zaret, or if no
such cargo,
after such
ships shall
have arrived
at their ap-
pointed sta-
tions.

XII. And it is hereby further ordered, That all ships and vessels liable to quarantine as aforesaid, and being furnished with clean bills of health, as well as the crews and passengers on board the same, shall perform a quarantine of fifteen days, in the manner heretofore practised; which quarantine shall commence from the time when such part of the cargo, if any, as is enumerated in two classes herein after stated, shall have been delivered into the floating lazaret in Standgate creek, or into the lazaret to be erected at Chetney Hill, in case the ship or vessel shall perform quarantine in Standgate Creek; or into lighters, or other proper vessels appointed for the purpose, in case the ship or vessel shall perform quarantine at any of the places herein-before appointed for the performance thereof by ships bound to any of the out-ports or islands aforesaid: but in cases where no part of the cargo shall consist of such goods as are last described, then such quarantine of fifteen days shall commence on the day on which the master or other person having charge of such ship or vessel shall have arrived with such ship or vessel at the station so appointed as aforesaid.

What qua-
rantine goods
coming from
the Mediter-
ranean, &c.
with clean
bills of health
shall perform.

The non-enu-
merated
goods shall be
aired one
week.

The enume-
rated goods
to be fifteen
days.

XIII. And it is hereby further ordered, with respect to all goods, wares, and merchandises, coming from or through the Mediterranean, or from the West Barbary on the Atlantic Ocean, in ships or vessels furnished with clean bills of health, that all such goods, wares, and merchandises, other than such as are enumerated in the said first and second classes herein-after stated, shall be aired and treated on board the ship or vessel in which they shall arrive, according to the manner heretofore practised respecting such goods imported in ships and vessels furnished with clean bills of health, and shall continue to be so treated for and during the space of one week; and all such goods, wares, and merchandises as are enumerated in the said first and second classes herein-after stated, so coming in ships or vessels with

clean bills of health, shall be removed from the ship or vessel, to the place appointed for that purpose, and shall be aired and treated in the manner heretofore practised with regard to such goods, wares, and merchandises, and shall continue to be so treated, for and during the space of fifteen days.

XIV. And it is hereby further ordered, with respect to all goods, wares, and merchandises, and other articles as aforesaid, brought or imported in ships and vessels not having the plague or other infectious disease or distemper as aforesaid actually on board, and which may arrive in any of the ports of Great Britain, or the islands aforesaid, coming from or through the Mediterranean, or from the West Barbary on the Atlantic ocean, not being furnished with clean bills of health, that such goods, wares, and merchandise, and other articles as aforesaid, (such ship or vessel having first repaired to Standgate Creek as herein-before directed,) shall perform quarantine either in the floating lazaret there, or in the land lazaret at Chetney Hill, and no where else, in the manner, and for the time herein-after mentioned.

What quarantine all goods imported in ships not furnished with clean bills of health shall perform

XV. And it is hereby further ordered, That immediately after the commander, master, or other person having charge of every such ship or vessel so arriving without a clean bill of health, shall have undergone the examination herein-before directed, and shall have arrived with his ship or vessel at the station so appointed as aforesaid, two quarantine guardians shall be placed on board such ship or vessel by the superintendant of quarantine or his assistant.

Two quarantine guardians to be placed on the vessel.

XVI. And it is hereby further ordered, That all persons on board any ship or vessel under quarantine may be permitted to have communication with others by letters, under the following regulations and restrictions, viz.

Persons on board may have communication by letter under certain regulations.

In cases where such persons shall perform quarantine in the lazaret at Chetney Hill, an officer, appointed by the superintendant of quarantine, shall daily go to a proper place, to be appointed by the said superintendant of quarantine, for the receipt of letters from persons under quarantine; and in cases where such persons shall perform quarantine in a floating lazaret, or in a separate vessel, an office boat, not under quarantine, with an officer appointed by the superintendant of quarantine, shall in like manner, daily, at a fixed hour, go round the said lazaret or vessel, to receive such letters, the usual precaution of dipping such letters in vinegar and putting them into the fumigating box being always first observed; and such letters shall remain in the fumigating box until such time as the superintendant shall give

The manner of conveying letters to and from the vessel.

directions for taking them out to be forwarded, and no person except the said superintendant of quarantine or his assistant, or one of the guardians on board the ship or vessel, shall be permitted to deliver such letters from such fumigating box: and the said persons so hereby authorized to deliver the same shall take care, where several letters or papers are enclosed together, to slit open the covers in manner practised in the lazarets of the Mediterranean.

No communication or conference to be had with persons under quarantine, except by permission, or in the presence of the superintendant.

And all letters to such persons so under quarantine shall be delivered to the superintendant or his assistant, and shall be distributed by him, or according to his directions, and no communication or conference shall be had by persons not under quarantine with persons so under quarantine, except by permission, or in the presence of the superintendant or his assistant, and under such regulations and restrictions as shall be directed by the said superintendant; nor in cases where such persons shall perform quarantine on board any ship or vessel, unless from the boat of the superintendant or his assistant, one of whom shall always, and in all cases, be present during such communication and conference; and such communication and conference shall be had at the distance observed by the superintendant or his assistant, in their usual communication with ships and persons under quarantine.

A Night Watch to be kept to prevent communication.

XVII. And it is hereby further ordered, That a night watch shall be regularly kept, and a sufficient number of guard boats and officers shall be appointed, for the purpose of preventing all clandestine communication between persons in the lazaret and those in the hospital or pest house at Chetney Hill, or other place that may be there provided for the reception of persons afflicted with any infectious disease; or between persons in the floating lazaret either at Standgate Creek or elsewhere, and persons in any hospital ship, or any place that may be provided for the reception of persons afflicted with any infectious disease as aforesaid; or between persons in such floating lazaret, hospital ship, or place so provided as aforesaid, and those in ships and vessels under quarantine; or between persons in ships and vessels under quarantine and those in any other ship, vessel, or boat, or on shore; and such guard boats shall row guard all night; and sentinels with loaded muskets, and small pieces of ordnance loaded with grape or canister shot, shall be constantly stationed on the most commanding parts of the lazaret at Chetney Hill, or of the floating lazaret at Standgate Creek or elsewhere; and no houses or other buildings shall be

erected at or near the beach near Chetney Hill other than those belonging to the said lazaret; and that all boats belonging to any floating lazaret, when not on necessary duty, shall be always either on board the same, or fastened thereto by chains with strong padlocks, the keys of which shall be lodged in the custody of a person to be appointed for that purpose by the superintendant; and all the boats belonging to ships or vessels under quarantine, either at Standgate Creek or at the out ports, shall be taken from them, and no use made of such boats, except for the purpose of carrying goods to the lazaret, or upon occasions of necessity, such necessity to be determined by the superintendant of quarantine; and such boats shall not be delivered up to the commanders or masters of such ships or vessels until the expiration of the quarantine to be respectively performed by them.

Boats belonging to floating lazaret when not on duty, to be kept on board the same or fastened thereto with chains.

Boats belonging to ships or vessels under quarantine to be taken from them, and not delivered back until quarantine performed.

XVIII. And it is hereby further ordered, That the superintendant of quarantine or his assistant, or some other proper person appointed by the superintendant, shall, as often as required, afford assistance and provide necessaries for the persons in the lazaret at Chetney Hill, or in any floating lazaret or hospital ship, and also for those on board the ships and vessels under quarantine, taking care to allow of no improper communication with the persons employed for that purpose; which persons shall always place their boats to windward, and shall deliver, by means of buckets, the articles supplied by them.

Assistants and necessaries to be provided for persons under quarantine by the superintendant.

XIX. And it is hereby further ordered, That the quarantine guardians, who shall be placed on board ships and vessels not furnished with clean bills of health, shall be instructed to take especial care that nothing whatever be delivered from on board such ships or vessels when under quarantine, without an order in writing from the superintendant or his assistant, every such order to be entered in a book by one of the said guardians, and the original to be delivered back to the superintendant or his assistant, and nothing, however little susceptible it may be thought to be of infection, shall be conveyed from one ship or vessel under quarantine to another, nor any personal intercourse be permitted from any such ship or vessel to another; and one of the quarantine guardians, when thereto required by the superintendant of quarantine or his assistant, shall accompany the lighters and boats which shall be employed in passing to or from the ship or vessel on board of which such guardians are placed during the passage of such lighters and boats to and from such ship or vessel in order to prevent any communication in the transit

No goods to be delivered from on board without an order in writing from the superintendant.

One of the quarantine guardians shall accompany the boats removing goods from the vessels to the lazaret.

No remnants
of enumera-
ted goods to
be left in the
boats.

of the cargo from the ship to any floating lazaret, or to the lazaret at Chetney Hill ; and shall take care, after every removal of goods, that no remnants of cotton, or of any other article enumerated in either of the said two classes herein-after stated, remain in the lighters or the boats, but shall, before leaving off work, collect and deliver such remnants into the lazaret with the last package which they shall then carry from the said ship or vessel.

Holds be-
tween decks
to be swept,
and sweep-
ings burnt.

XX. And it is hereby further ordered, That the said guardians shall take care that, after the discharge of the cargoes into the lazaret, the holds and between decks of the ships shall be completely swept, and the sweepings burnt.

The guar-
dians to
search the
lockers,
chests, &c.

XXI. And it is hereby further ordered, That the said guardians shall diligently search the lockers, chests, and other repositories of the officers, passengers, and crews, and every part of the ships and vessels, so that no article so enumerated in either of the said two classes, nor any matter or thing considered as susceptible of infection, remain undelivered to the lazaret, unless what shall be declared by the said superintendant or medical attendant to be requisite for daily use, and shall see that all the said chests, lockers, and other repositories, and all the clothes and bedding in the ship or vessel be daily opened and aired in such manner as shall be directed by the superintendant of quarantine, and shall also make the like diligent search in ships and vessels laden with other goods not enumerated in either of the said classes, so as to be able the better to ascertain that nothing enumerated, or considered as susceptible, has been left on board.

The guar-
dians to make
a daily report
of the health
of those on
board.

XXII. And it is hereby further ordered, That one of the said guardians shall make a daily report to the superintendant of quarantine, or his assistant, and to the medical attendant, of the state of health of every person on board, and whether the regulations of quarantine have been properly complied with ; and in case any impediment shall occur in the execution of the duties required of the said guardians, they shall give notice immediately to the commander, master, or other person having charge of the ship or vessel in the first instance ; and if thereupon such impediment be not instantly removed, they shall then give notice thereof to the superintendant of quarantine, or his assistant, who shall take care to use effectual means for the removal of the same.

In case of
any person
falling sick
the medical
person on
board shall
confer with

XXIII. And it is hereby further ordered, That if any person on board shall fall sick, and any medical person shall be on board the ship or vessel, such medical person shall confer with the medical attendant alongside the ship or vessel, the medical at-

tendant keeping to windward, at a distance of not less than ten feet; and in case there shall be no medical person on board, and it shall be necessary for the medical attendant to inspect the sick, the visit shall be made at the ship's boat, by the medical attendant in his own boat keeping to windward at the like distance of not less than ten feet; and if any patient, after being examined in the manner before mentioned, shall be found to require such medical and chirurgical aid, as cannot properly be administered, except in the pest house or hospital ship, he shall be removed, either to such pest house or hospital ship, as the case may require.

the medical attendant. If no medical person on board, mode of examination by medical attendant. If such medical or chirurgical aid be required as cannot be administered except in the pest house, the patient to be removed to the pest house, &c.

XXIV. And it is hereby further ordered, That patients under circumstances which shall induce suspicion that they may be infected with any pestilential disorder, whether such person shall be in the lazaret at Chetney Hill, or in a floating lazaret, or in any of the ships or vessels performing quarantine, shall be sent to the pest house, or other place which may be provided for the reception of persons afflicted with any infectious disease, or to the hospital ship, according to the discretion of the superintendent of quarantine, with the advice of the medical attendant; and when it shall be proved that the disease is not the plague, nor infectious, the patient shall be removed to a more commodious apartment in the lazaret, there to complete the remainder of his quarantine.

Patients under suspicious circumstances to be removed to the pest house, &c.

XXV. And it is hereby further ordered, That in case any pestilential disorder shall actually discover itself on board any ship or vessel, or among any of the persons under quarantine, whether in any ship or vessel performing quarantine, or in the lazaret at Chetney Hill, or in a floating lazaret, the person or persons affected with such disorder shall be removed, with all possible care and dispatch, under the special direction of the superintendent of quarantine and medical attendant, to the pest house or other place which may be provided for the reception of persons afflicted with any infectious disease, and a proper attendant shall be assigned to such patient or patients by the superintendent of quarantine, with the advice of the medical assistant; and such patient or patients shall be visited, at a due distance, by the said medical attendant; and in case nearer approach shall be required, some person shall be specially appointed by the medical attendant for that purpose.

Persons actually infected with the plague, &c. to be removed.

XXVI. And it is hereby further ordered, That the passengers and crew of any ship or vessel under quarantine may have the assistance of any medical persons they may desire from the shore,

Passengers and crew may have medical assistance from the shore.

subject to the official visits of the medical attendant, and to such regulations and restrictions as the superintendant of quarantine, with the advice of such medical attendant, shall judge necessary; but all such medical persons, as well as all others, if they communicate by contact with the sick, shall perform the same quarantine as the sick persons themselves.

The manner
in which pi-
lots shall per-
form quaran-
tine.

XXVII. And it is hereby further ordered, That after the quarantine guardians shall have been placed on board any ship or vessel, the pilot may quit such ship or vessel, and be removed to an apartment in the lazaret at Chetney Hill, or in the hospital ship, provided he comes from a ship or vessel having no suspicious sickness on board; but if otherwise, such pilot shall be sent to the pest house, or other place which may be provided for the reception of persons afflicted with any infectious disease, at the discretion of the superintendant of quarantine, with the advice of the medical attendant; and such pilot shall, in both cases, continue under quarantine until the probationary airing of the goods, wares, and merchandises, as herein-after directed, shall be finished; and at the expiration of such probationary airing, such pilot, if he continue free from infection, shall be fumigated and discharged from quarantine: Provided always, that during the performance of such quarantine, either on board the hospital ship, or at the pest house or other place which may be provided for the reception of persons afflicted with any infectious disease, such pilot shall not have communication with any other person except under similar restrictions to those herein directed with regard to other persons under quarantine.

Regulations
for perform-
ing quaran-
tine in a sepa-
rate vessel.

XXVIII. And it is hereby further ordered, That until the lazaret at Chetney Hill shall be erected, such of the passengers and crew of any ship or vessel arriving as above mentioned, not furnished with clean bills of health, as may be desirous of performing quarantine in a separate vessel, to be hired at their own expense, shall, in case the superintendant of quarantine, with the advice of the medical attendant, shall see no objection thereto, be permitted to quit the ship or vessel in which they shall have arrived, before the hatches are opened, and to go on board any other ship or vessel to perform quarantine, (in which other ship or vessel a quarantine guardian shall be placed, at the expense of the person or persons so performing quarantine), and such persons shall there perform a quarantine of thirty days; and such of the passengers and crew as shall remain on board the ship in which they shall have arrived, shall continue under quarantine until the ship shall be discharged therefrom.

XXIX. Provided always, That in case any pestilential accident shall occur among the ship's crew or passengers during the probationary airing of the goods, at whatever stage of the quarantine such accident may happen, the quarantine of all the officers, passengers, and crew, and of the pilot (if there shall be a pilot at that time liable to quarantine, in respect of his having been on board such ship or vessel), as well as of the goods, wares, and merchandises, shall recommence, and the sick persons shall be sent to the hospital ship, or to the pest house, or other place which may be provided for the reception of persons afflicted with any infectious disease, the external guard shall be immediately doubled, and notice of such accident shall be given, with all possible dispatch, to the lords of his Majesty's privy council, that they may give such orders thereupon as may appear to them to be necessary.

When any pestilential accident occurs the quarantine shall recommence.

XXX. And it is hereby further ordered, That all persons who shall have to perform quarantine in the lazaret at Chetney Hill, shall perform such quarantine for the same time, and under the same regulations, as those who are permitted to perform quarantine in separate vessels as herein-before directed.

The duration of quarantine of persons in the land lazaret.

XXXI. And it is hereby further ordered, That the baggage, wearing apparel, books, and every other article belonging to any person on board any ship or vessel arriving as above mentioned, and not furnished with a clean bill of health, for which they shall have no immediate occasion, shall be sent to the lazaret at Chetney Hill, or to a floating lazaret, for the purpose of being aired in like manner as other goods of the same description; and before any of the passengers or crew shall be discharged from quarantine, they, their clothes, and other effects, which have remained with them, shall be fumigated.

Apparel, books, &c. to be removed to the lazaret.

XXXII. And it is hereby further ordered, That immediately after the pilot, and such of the passengers and crew of the ships and vessels so arriving without clean bills of health, as may be permitted or directed to perform quarantine in any of the modes herein-before mentioned, shall have quitted the ship or vessel in which they shall have arrived, the hatches of such ship or vessel shall be opened, and the probationary airing of the cargo shall commence, which probationary airing shall be in the following manner; viz.

Probationary airing when to commence.

Such a number of bales of the enumerated goods, wares, and merchandises of the first class herein-after stated, as can be ranged upon deck, shall be taken from the hold, and the seams at one or both ends being ripped open, the contents shall be handled, as

Method of performing the probationary airing of the goods.

much as possible, by the sailors, in the presence of one of the guardians, and under this process of handling and turning such bales shall remain exposed to the air for six days, and on the subsequent day shall be put into a condition to be, and shall accordingly be, delivered to the lighter appointed to transport them to the floating lazaret, or to the lazaret at Chetney Hill, and as soon as the deck is cleared of the first parcel of goods, a second parcel shall be hoisted up, and treated in like manner for the space of three days, and on the subsequent day shall in like manner be put into such condition, and shall be so delivered as aforesaid; after which a third parcel shall be hoisted up, and treated in the same manner also for the space of three days, and on the subsequent day shall in like manner be put into such condition, and shall be so delivered; but in case of any suspicious circumstances arising, the probationary airings shall be extended to eight, six, and four days, making, with the three intermediate days, twenty-one days in the whole, or even to a greater length of time, if circumstances shall require.

First class, consisting of goods considered as most liable to infection, to be carried to the lazaret on Chetney Hill, or to a floating lazaret, and aired for the space of forty days.

XXXIII. And it is hereby further ordered, That if the goods, wares, and merchandises which shall arrive in ships or vessels without clean bills of health, the articles herein-after enumerated in class the first shall be carried to the floating lazaret in Standgate Creek, or to the lazaret at Chetney Hill, there to be unpacked, opened, and aired, for the space of forty days; viz.

CLASS THE FIRST.

Consisting of those articles which are considered as most liable to infection.

Apparel of all kinds—Artificial flowers—Bast, or any article made thereof—Beads, bracelets, or necklaces, in strings—Beds—Bed Ticks—Books—Brooms of all sorts—Brushes of all sorts—Burdetts—Cambletts—Canvass—Carmenia wood—Carpets—Cordage not tarred—Cotton wool—Cotton yarn—Cotton thread—All articles wholly made of or mixed with cotton, silk, wool thread, or yarn—Down—Feathers—Flax—Furrier's waste—Goat's hair—Gold or silver on thread, cotton, hair, wool, or silk, or any other substance herein-before enumerated—Grogram—Hats, caps, or bonnets, of straw, chip, cane, or any other material—Hemp—Hoofs—Horn and horn tips—Hair of all sorts—Leather—Linen—Liquor of any kind in bottles or flasks—Lutestrings, catlings, or harpstrings—Maps—Mattrasses—Mats and matting—Mohair yarn—Nets, new or old—Paper—Packthread—Parchment—Pelts—Platting of bast, chip, cane, straw or horsehair—Quills—Rags—

Sails and sail cloth—Silks, viz. crapes and tiffanies, husks and knubs, raw silk, thrown and organzine silk, waste silk, wrought silk—Skins, hides, and furs, and parts or pieces of skins, hides, and furs, whether undressed, or in part or wholly tanned, tawed, or dressed—Sponges—Straw, or any article made or mixed with straw—Stockings of all sorts—Thread—Tow—Vellum—Whisks—Wool, whether raw or any wise wrought—Yarn of all sorts.

And all other goods whatever if they shall have arrived in or with packages consisting wholly or in part of any of the articles above enumerated in this class, unless such goods shall be removed from such packages as herein-after mentioned.

XXXIV. And it is hereby further ordered, That the expurgation of the goods, wares, and merchandises enumerated in class the first as before mentioned, after they have been removed to the floating lazaret, or to the lazaret at Chetney Hill, shall proceed in the following manner; that is to say,

Method of expurgating goods of the first class in the lazaret.

All bales of cotton shall be opened from one end to the other, and so much taken out as to leave room for handling daily the interior of the bale.

The following articles; viz.—rags, raw wool, goats' wool, Carmenia wool, and hair, shall be taken out of the bags or bales, and shall be ranged in low heaps, not above four feet high, and successively handled and rummaged.

All bales of raw silk, silk stracee (or refuse,) and silk thrown, shall be opened on one side from end to end, the cords loosened, and way made, by removing a number of skins, for the porters to handle the interior of the bales; and at the expiration of twenty days, that side of the bale which has been opened being reserved, the other side shall be ripped open, and the contents handled and aired in the like manner till the thirty-fifth day, when the bales shall be put in order for delivery.

All packages of cotton, of yarn, of thread, of silk stuffs, of cotton stuffs, or burdetts, of camblets, and of linen, shall be opened, and the piece goods piled in rows, lattice-fashion, or in pyramids, turned every four days, and completely spread out and suspended on cords for several days.

Cases of paper, books, parchment, cases of sponges, and silk and thread stockings, shall be entirely unpacked, and the smaller parcels separated from each other, and so disposed as to admit of thorough airing.

Feathers, straw hats, artificial flowers, coral beads in string, brushes, shall be spread out in the same manner.

Carpets, furs, hides and skins, shall be unbaled, and each piece shall be spread and suspended on cords, sometimes in the open air, and frequently turned.

All goods packed in or with straw, cotton, or any other article enumerated in the said first class, or considered as susceptible, shall be entirely taken out of, or separated from the same, and carefully aired.

All goods enumerated in the said first class, concerning the expurgation of which no particular directions have been herein-before given, shall be unpacked, opened, aired, and handled in like manner, so far as may be, as is herein-before directed with regard to goods of a similar description.

XXXV. And it is hereby further ordered, That of the goods, wares, and merchandises which shall be imported in any ship or vessel arriving as above mentioned, and not furnished with clean bills of health, the articles herein-after enumerated in class the second shall in like manner be carried to a floating lazaret, or to the lazaret at Chetney Hill, there to be unpacked, opened, or treated according to the nature thereof, and aired for the space of thirty days; viz.

CLASS THE SECOND.

Second class, consisting of articles considered as liable to infection in a less degree, to be carried to the lazaret, and aired for the space of thirty days.

Consisting of those articles which are considered as liable to infection, but in a less degree.

Senna—jalap—gum arabic—tragacanth—myrrh—opium—scamony—antimony—cantharides—alum—juniper berries—pomegranates, flowers, and seeds—sal nitre—sal ammoniac—madder—sumack—galls—tobacco—coffee—wood in raspings—cork.

Method of expurgating goods of the second class in the lazaret.

XXXVI. And it is hereby further ordered, That the expurgation of the goods, wares, and merchandises enumerated in the said second class shall be performed by exposing them to the air as much as possible, and by moving them from time to time, so as to admit of free ventilation.

Method of treating non-enumerated goods remaining on board.

XXXVIII. And it is hereby further ordered, That after the delivery of all the goods, wares, and merchandises enumerated in the two classes before mentioned into a floating lazaret or into the lazaret at Chetney Hill, the ship or vessel, with the rest of the cargo, shall then commence, and perform a quarantine of thirty days, during which the packages of the goods, wares, or merchandises, not enumerated in either of the classes before mentioned, remaining on board such ship or vessel, shall be frequently swept and shifted, and moved from time to time, as much as possible, according to the nature thereof, so as to admit of free ventilation; and at the expiration of the said thirty days,

if all persons on board, and also all those on shore employed in the expurgation of that part of the ship's cargo in the lazaret continue free from every appearance of infection, the ship or vessel, and such part of the crew, passengers, and cargo, as shall have remained on board, shall be finally fumigated and discharged.

XXXVIII. Provided always, That if all the persons on board remain in health, dried fruits having been shifted from baskets or other packages made of articles enumerated in the said first class, or considered as susceptible, when such dried fruits shall have been imported in such packages, may be delivered in twenty days; dried fruits in packages of wood in ten days; barrels of oil, the bungs being first tarred, and the barrels brushed, and then thoroughly washed in sea water in ten days; grain, pulse, and other seed in bulk, on the eleventh day, after having been passed through an iron grating, in order to detect any susceptible matter that may be mixed therewith; grain, pulse, and other seeds in sacks, or in casks or baskets of rush mat, being shifted into fresh sacks or packages, in like manner on the eleventh day, being likewise passed through an iron grating; but in all cases where any goods, wares, or merchandises shall have been shifted from such susceptible packages as aforesaid into fresh packages, the said susceptible packages shall be sent to the lazaret to perform quarantine according to the nature thereof, or shall be destroyed, at the option of the importer.

When certain non-enumerated goods may be delivered, viz. dried fruits, oil and grain, pulse and other seeds in bulk or in sacks.

Packages made of susceptible articles to be sent to the lazaret or destroyed, at the option of the importer.

XXXIX. And it is hereby further ordered, That the quarantine of all goods, wares, and merchandises, (as well such as are directed to be left in, as such as are to be removed from the ship or vessel,) in cases where the cargo shall consist partly of articles enumerated in the said first and second classes, and partly of non-enumerated articles, shall commence and be computed from the day on which the whole of the articles enumerated in the said two classes shall have been removed from the ship or vessel importing the same, to be opened and aired in the manner before directed, (except as herein-before particularly excepted.)

When the quarantine of non-enumerated goods shall commence where the cargo is mixed.

XL. And it is hereby further ordered, That the quarantine of thirty days to be performed by all ships and vessels arriving without clean bills of health, but with cargoes wholly consisting of articles considered as not susceptible of infection, and not enumerated in either of the two classes before stated, shall commence and be computed from the day on which the quarantine guardians shall be put on board.

When it shall commence where all the cargo consists of non enumerated goods.

Of the quarantine of goods coming in vessels with suspected bills.

XLI. And it is hereby further ordered, That all ships and vessels, and all persons, goods, wares, and merchandises on board thereof, arriving with suspected bills of health, (commonly called *touched patents* or *bills*;) shall respectively perform quarantine, and be treated in the same manner as above directed, concerning ships and vessels arriving without clean bills of health; and persons, goods, wares, and merchandises arriving in such ships and vessels, except only that such ships, persons, goods, wares, and merchandises, so arriving with suspected bills of health, shall respectively be subject to ten days less quarantine.

Regulations as to the quarantine of goods enumerated in the first class, brought from any port or place in Europe without the Streights, or the continent of America, to ascertain whether they are the growth or produce of Turkey, &c.

XLII. And it is hereby further ordered, That with respect to all ships and vessels whatsoever, having on board any of the articles enumerated in the first class before stated, and intending to import the same into any port or place in Great Britain, or the islands of Guernsey, Jersey, Alderney, Sark, or Man, from any port or place in Europe, without the Streights, or on the continent of America, at which there is not a regular establishment for the performance of quarantine, declared sufficient by his Majesty in council as aforesaid; the master or other person having charge of every such ship or vessel is hereby required to bring with him a declaration made by the owner, proprietor, shipper, or consignee of such ship or vessel, or of the goods, wares, and merchandises enumerated as aforesaid on board the same respectively, upon oath before some magistrate of the port or place from whence such master or other person having the charge or command of such ship or vessel shall have brought the said goods, wares, and merchandises, and attested by such magistrate; and also by the British consul or vice-consul, or in case there shall be no British consul or vice-consul there, then by two known British merchants; in which declaration it shall be stated, either negatively, that the said enumerated goods, wares, and merchandises are not of the growth, produce or manufacture of Turkey, or of any place in Africa within the Streights of Gibraltar, or in the West Barbary on the Atlantic Ocean; or affirmatively, of what place they are the growth, produce, or manufacture; and if they are of the growth, produce, or manufacture of any of the countries last mentioned, then it shall be stated in such declaration, whether the said ship or vessel is or is not the same in which the enumerated goods, wares, and merchandises so imported were brought from Turkey, or from any of the countries last mentioned; and in case the ship or vessel is the same, the master, or other person having the charge or command of such ship or vessel, is hereby required to bring with him the bill or bills of health granted at

the port where any such goods were originally taken on board, or copies thereof attested by a notary public ; and if the ship or vessel having on board such goods, wares, and merchandises, shall be other than that in which they were imported into any port or place in Europe without the Streights, or on the continent of America, at which there is not a regular establishment for the performance of quarantine, declared sufficient by his Majesty in council as aforesaid, the master, or other person having the charge of such ship or vessel, is hereby required to bring with him a declaration made and attested in like manner as the declaration before-mentioned, in which it shall be stated whether the said enumerated goods, wares, and merchandises were imported into the ports of the countries last mentioned in a ship or vessel with or without a clean bill of health ; and such master or other person having the charge of any such ship or vessel, if the same shall be bound to the port of London, or to the river of Thames or Medway, shall forthwith produce such declaration or declarations (as the case may be,) to the superintendant of quarantine or his assistant at Standgate Creek ; or if the same shall be bound to any of the out-ports or islands aforesaid, to the superintendant of quarantine or his assistant, or to the principal or other officer of the customs authorized to act in that behalf at such out-port or place ; and if it shall appear that none of the said enumerated goods, wares, or merchandises on board such ship or vessel, are of the growth, produce, or manufacture of Turkey, or of any place in Africa within the Streights of Gibraltar, or in the West Barbary on the Atlantic Ocean, such ship or vessel importing the same shall not be obliged to perform quarantine, but shall, on production of such declaration to the superintendant or his assistant, or to the principal or other officer of the customs as aforesaid, be admitted to an entry in the usual and legal manner, but if it shall appear that such enumerated goods, wares, or merchandises, or any part thereof, are of the growth, produce, or manufacture of any of the countries last mentioned, or if no such declaration shall be produced by the master, or other person having the charge of such ship or vessel as aforesaid, then the superintendant of quarantine, or his assistant, or the principal or other officer of the customs authorized to act in that behalf as aforesaid, at the port or place at which such ship or vessel shall arrive, as the case may be, shall take care that every such ship or vessel as well as the officers, crew, passengers, and the entire cargo on board the same, shall perform quarantine, according to the nature of the case, at such and the same places as

are herein-before appointed for the performance of quarantine, for the same time, and in the same manner, as ships and vessels, their officers, crews, passengers and cargoes coming from or through the Mediterranean, or from the West Barbary on the Atlantic ocean, with clean bills of health, are herein-before respectively required to perform quarantine.

As to ships
having per-
formed qua-
rantine in the
Mediterrane-
an, &c.

XLIII. And it is hereby further ordered, That all ships and vessels arriving in the ports of Great Britain, or the islands of Guernsey, Jersey, Alderney, Sark, or Man, having come from or through the Mediterranean, or from the West Barbary on the Atlantic ocean, which, with their officers, crews, passengers and cargoes, shall have previously performed quarantine in the lazaret of Malta, Ancona, Venice, Messina, Leghorn, Genoa, or Marseilles, shall, upon their arrival, be put under quarantine in some of the ports or places herein-before appointed for the performance of quarantine, until the commander, master, or other person having the charge of such ship or vessel, shall have produced to the superintendant of quarantine, or his assistant, or to the principal or other officer of the customs authorized to act in that behalf, the proper documents to prove that such ship or vessel, and the officers, crew, passengers, and cargo on board the same have duly performed quarantine in one of the lazarets last mentioned; and upon so producing such documents the said ship or vessel shall not be obliged to perform quarantine, but shall be forthwith admitted to report; and all goods, wares, and merchandises on board thereof, not herein-before enumerated in the first class before stated, shall be admitted to an entry; but all goods, wares, and merchandises on board any such ship and vessel, which are enumerated in the first class before stated, shall, in such case, perform a further quarantine of fifteen days, at some one of the ports or places herein-before appointed for that purpose, in such manner as has been heretofore practised.

Printed ab-
stract of cer-
tain quaran-
tine regula-
tions to be de-
livered to the
masters of all
ships clearing
out for the
Mediterrane-
an, &c. which
are to be affix-
ed on some
conspicuous
part of the
ship, and to
remain until
their return
to Great Bri-
tain.

XLIV. And it is hereby further ordered, That all masters or other persons having the charge of any ships or vessels clearing outwards from any port or place in Great Britain, or the islands aforesaid, for any port or place in the Mediterranean, or in the West Barbary on the Atlantic ocean, or for any port or place respecting which there shall, at the time of such clearing out, be any order of his Majesty in council in force, subjecting ships and vessels coming from thence to quarantine, shall receive from the principal officers of the customs at such port or place, a printed paper, containing an abstract of such quarantine regulations as shall be thought necessary to be most generally notified

and observed by such masters, their officers, crews, and passengers on board; and every such master, or other person having charge of any such ship or vessel, shall cause the said printed paper to be affixed on some convenient and conspicuous part of his said ship or vessel, and there to remain, so affixed, until the return of his said ship or vessel to some port or place in Great Britain, or the islands aforesaid, provided the said ship or vessel shall return to Great Britain, or the islands aforesaid, within twelve months.

XLV. And it is hereby further ordered, That every commander, master, or other person having the charge or command of any ship or vessel about to sail from any port or place in Great Britain, or the islands aforesaid, for any port or place in the Mediterranean, or in the West Barbary on the Atlantic ocean, or for any port or place respecting which there shall, at the time of such clearing out, be any order of his Majesty in council in force subjecting ships and vessels coming from thence to quarantine, shall, before his departure, provide and take on board one or more of the quarantine signal flags and lanthorns directed by the herein-before recited act of Parliament, and likewise a proper quantity of materials and instruments for fumigation and immersion, and shall keep the same on board, to be used in the manner herein-before directed, upon the return of such ship or vessel to any port or place in great Britain.

Signal flags and articles for fumigation to be provided by commanders and masters of all ships sailing for the Mediterranean, &c.

XLVI. And it is hereby further ordered, That the commanders of any of his Majesty's ships of war who shall meet any ship or vessel liable to perform quarantine coming to any of the ports of Great Britain, or of the islands of Guernsey, Jersey, Alderney, Sark, or Man, shall take due care to prevent the landing of any goods, wares, merchandises, or persons, from on board the same, until they shall be put under the direction of the superintendant of quarantine, or his assistant, at Standgate Creek, or under the direction of the superintendant, or his assistant, or the principal or other officer of his Majesty's customs, authorized to act in that behalf as aforesaid, at any of the out ports or places herein-before mentioned.

Commanders of ships of war to prevent the landing of goods or persons from ships liable to quarantine.

XLVII. And it is hereby further ordered, That the commissioners, and other officers of his Majesty's customs, do use their utmost diligence and care, that all regulations for the performance of quarantine before directed be duly observed.

The commissioners of the customs, &c. to use the utmost diligence in regard to quarantine.

XLVIII. And it is hereby further ordered, That the commanders of his Majesty's ships of war, as likewise the commanders of his Majesty's forts and garrisons lying near the sea

Commanders of ships of war and of forts and garrisons lying

near the sea coast, and the justices of the peace, to be aiding herein, &c.

coasts, and all justices of the peace, mayors, sheriffs, bailiffs, chief magistrates, constables, headboroughs, tythingmen, and all other officers and ministers of justice, shall be aiding and assisting to the said superintendants of quarantine and their assistants, and to the principal and other officers of his Majesty's customs, and to all others that shall be concerned in stopping such ships as aforesaid, and in bringing them to the places appointed for the performance of quarantine, as well as in enforcing due performance thereof.

This order to take place from the 10th of May 1805.

XLIX. And it is hereby further ordered, That this order, and the regulations herein contained, shall take effect and be in force from the tenth day of May next ensuing the date hereof, until which time the orders and regulations now subsisting touching quarantine, shall continue in force; but which subsisting orders and regulations, and the authority of the same, shall, from and after the said tenth day of May, wholly cease and determine.

Provided always, That the regulation with respect to the production of declarations for articles enumerated in the first class brought from any port or place in Europe, without the Streights, shall commence and take effect on the first day of July one thousand eight hundred and five; and for the like articles brought from any port or place on the continent of America, on the first day of October one thousand eight hundred and five, and not before; until which respective times such proof shall be required and admitted as to the growth, produce, and manufacture of such articles as shall be thought expedient, and shall be directed by the lords and others of his Majesty's privy council, or any three or more of them.

The lords commissioners of the treasury, &c. to give the necessary directions.

L. And the lords commissioners of his Majesty's treasury, the commissioners for executing the office of lord high admiral of Great Britain, the lord warden of the cinque ports, the master general and the rest of the principal officers of the ordnance, his Majesty's secretary at war, and the governors and commanders in chief for the time being of the said isles of Guernsey, Jersey, Alderney, Sark, and Man, are to give the necessary directions herein as to them may respectively appertain.

QUARANTINE DECLARATIONS.

NEGATIVE DECLARATION.

I, [*here insert the name, place of abode, and description, either as owner, proprietor, shipper, or consignee, as the case may be,*] of the following goods, (that is to say), [*here insert a list of the articles*] shipped on board the ship or vessel called

master, now about to sail from the port of
for the port of do declare upon oath that none of
the said goods, wares, or merchandises are of the growth, produce, or manufacture of Turkey, or of any place in Africa within the Streights of Gibraltar, or in the West Barbary on the Atlantic Ocean. So help me GOD.

Sworn before me at
on the day of

}

AFFIRMATIVE DECLARATION.

I, [*here insert the name, place of abode, and description, either as owner, proprietor, shipper, or consignee, as the case may be,*] of the following goods, (that is to say), [*here insert a list of the articles*] shipped on board the ship or vessel called

master now about to sail from the port of
for the port of do declare upon oath, that the said
goods, are of the growth, produce, or manufacture of
facture of So help me GOD.

Sworn before me at
on the day of

}

do hereby certify that the above written
name of is the signature and hand-writing of

a magistrate of

In testimony of the truth whereof have hereunto set
hand and seal, this day of

{	British Consul,	(L. S.)
	or	
	Vice Consul,	(L. S.)
	or	
{	(if no Consul or Vice Consul)	
	Known British Merchants,	(L. S.)
	resident at the port of	(L. S.)

DECLARATION,

As to the identity of the ship in which they are imported.

I, [here insert the name, place of abode, and description, either as owner, proprietor, shipper, or consignee, as the case may be,] of the following goods ; (that is to say), [here insert a list of the articles] which said goods are of the growth, produce, or manufacture of _____ and on board the ship or vessel called _____ master, now about to sail from the port of _____ for the port of _____ do declare upon oath, That the said ship or vessel is the same in which the said goods, wares, and merchandises were imported into the port of _____ from the port of _____ and that the bill of health [or bills, as the case may be] now produced the same as _____ granted at the said port of _____ where the said goods, wares, or merchandises were originally taken on board. So help me GOD.

Sworn before me at _____ }
on the _____ day of _____ }

_____ do hereby certify that the above written name of _____ is the signature and hand writing of _____ a magistrate of _____

In testimony of the truth whereof _____ have hereunto set hand and seal, this _____ day of _____

{	British Consul,	(L. S.)
	or	
	Vice Consul,	(L. S.)
	or	
	(if no Consul or Vice Consul)	
{	Known British Merchants,	(L. S.)
	resident at the port of _____	(L. S.)

DECLARATION.

Where ship not the same.

I, [here insert the name, place of abode, and description, either as owner, proprietor, shipper, or consignee, as the case may be,] of the following goods, (that is to say), [here insert a list of the articles], which said goods are of the growth, produce, or manufacture of _____ and are on board the ship or vessel called _____ master, now about to sail from the port of _____ for the port of _____ do declare upon oath, that the said goods, wares, and merchandises were imported into this port of _____ from the port of _____ in a ship or vessel called _____ master, with clean bill of health, [or without, as the case may be.] So help me GOD.

Sworn before me at _____ }
on the _____ day of _____ }

_____ do hereby certify, that the above written name of _____ is the signature and hand-writing of _____ a magistrate of _____

In testimony of the truth whereof have hereunto set
hand and seal, this day of

{	British Consul,	(L. S.)
	or	
	Vice Consul,	(L. S.)
	or	
	(if no Consul or Vice Consul)	
{	Known British Merchants,	(L. S.)
	resident at the port of	(L. S.)

QUARANTINE MANIFEST.

A List, Schedule, or Manifest of all articles of every description, whether shipped as baggage, presents, or otherwise, and of all packets, parcels, or letters on board the ship or vessel called
master, now about to sail
from the port of for the port of
viz.

[Here insert a correct account of every article on board.]

I, *A. B.* master of the said ship or vessel called
do make oath, that the above written List, Schedule, or Manifest contains a true and correct account of all articles of every description on board the said ship or vessel, or that are intended to be taken on board the same.

So help me GOD.

Sworn before me
on the day of

(before us) {		British Consul,
		Vice-Consul,
		or
	A. B.	Known British merchants resident at the port of
C. D.		

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AND POUNCE-BOXES, COMMON AND SHINING SAND, SAND-
BOXES, WEDGEWOOD, LEAD AND GLASS INK-POTS, MOROCCO
POCKET-BOOKS, SCALES AND DIVIDERS, PARALLEL RULES,
&c. &c. &c.**

Med. Hist.
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