Anno viceſimo nono

Georgii II. Regis.

An Act for granting to His Majeſty an additional Duty on Cards and Dice.

Moſt Gracious Sovereign,



WHEREAS by an Act made in the Ninth Year of the Reign of Queen Ann, intituled, An Act for licenſing and regulating Hackney Coaches and Chairs, and for charging certain new Duties on Stampt Vellum, Parchment, and Paper, and on Cards and Dice, and on the Exportation of Rock Salt for *Ireland*; and for ſecuring thereby, and by a Weekly Payment out of the Poſt Office, and by ſeveral Duties on Hides and Skins, a yearly Fund of One hundred eighty ſix thouſand ſix hundred and ſeventy Pounds, for Thirty two Years, to be applied to the Satisfaction of ſuch Orders as are therein mentioned, to the Contributors of any Sum not exceeding Two Millions, to be raiſed for carrying on the War, and other Her Majeſty's Occaſions; it was enacted, That from and after the Eleventh Day of June, One thouſand ſeven hundred and eleven, during the Term of Thirty two Years from thence next enſuing, there ſhould be raiſed, collected, levied, and paid, unto and for the Uſe of Her Majeſty, Her Heirs, and Succeſſors, for all Playing Cards and Dice, which during the ſaid Term ſhould

Preamble, reciting Clauſes in Act 9 *Annæ*,

be made fit for Sale or Use in Great Britain, or imported, the Duties following; that is to say, For every Pack of such Cards, the Sum of Six Pence; and for every Pair of such Dice, the Sum of Five Shillings, to be paid by the Makers or Importers thereof respectively; and it was thereby enacted, That such Duties upon such Cards and Dice imported, should be levied and brought into the Exchequer, in such Manner and Form, and under such Penalties and Forfeitures, as any Her Majesty's Customs or Duties on Subsidy Goods inwards, were by any Law then in Force to be levied and brought into Her Majesty's Exchequer; and it was thereby enacted, That all Makers of Playing Cards or Dice, made in Great Britain, before they should respectively begin to make any such Cards or Dice, should give or send to the Commissioners for managing the Duties on Stampt Vellum, Parchment, and Paper (who are by the said Act appointed to manage the said Duties on Cards and Dice) or to their Officers, such Notice as by the said Act is directed, and should permit the proper Officers for the said Duties, to enter any House or Place for making Cards or Dice, and take an Account thereof, and should not remove or suffer to be removed the same, from such House or Place, until the Mark and Seal devised to denote the charging the said Duties, should be put on the said Cards and Dice respectively; and that the Makers of such Cards and Dice should make an Entry, and clear the Duties owing from them respectively, without Fraud or Concealment, in such Manner, and at such Times, as by the said Act is directed, upon such Pain, and under such Penalties and Forfeitures, as are thereby inflicted for any such Offence, to be recovered in Manner as by the said Act is directed: And whereas for the better securing the Duties on Playing Cards and Dice, it was by an Act made in the Tenth Year of the Reign of Queen Ann, intituled, An Act for laying several Duties upon all Sope and Paper made in *Great Britain*, or imported into the same; and upon chequered and striped Linens imported; and upon certain Silks, Callicoes, Linens, and Stuffs, printed, painted, or stained; and upon several Kinds of Stampt Vellum, Parchment, and Paper; and upon certain printed Papers, Pamphlets, and Advertisements, for raising the Sum of One million eight hundred thousand Pounds by Way of a Lottery towards Her Majesty's Supply; and for licensing an additional Number of Hackney Chairs; and for charging certain Stocks of Cards and Dice; and for better securing Her Majesty's Duties to arise in the Office for the Stamp-

Act 10 *Annæ*,

duties, by Licences for Marriages, and otherwise; and for Relief of Persons who have have not claimed their Lottery Tickets in due Time, or have lost Exchequer Bills or Lottery Tickets; and for borrowing Money upon Stock (Part of the Capital of the *South Sea* Company) for the Use of the Publick, further enacted, That during the Continuance of the said Duties, no Playing Cards or Dice should be sold or exposed to Sale, or used in playing in any publick Gaming-house, unless the Paper and Thread inclosing, or which should have inclosed the same, should have been respectively sealed and stampt or marked, according to the said former Act in that Behalf, and unless One Card in each Pack or Parcel of Cards so sold, should be so marked or stampt on the spotted Side thereof, with such Mark or Stamp as the said Commissioners should direct or appoint, under such Penalties and Forfeitures as by the said Act are inflicted, to be recovered in such Manner as in the said Act is directed: And whereas Provision was made by the last-mentioned Act for preventing the Forgery of the Seal, Stamp, or Mark, provided to denote the Payment of the said Duty, and for obliging the Makers of Cards and Dice to give due Notice of their Intention to make the same, and for prohibiting the Removal of the Materials being to be wrought, for or towards the making of Cards or Dice, until the same shall have been completely made into Cards or Dice, or the Duties for the Cards or Dice therewith intended to be made, shall be paid or secured, and for extending to every Part of Great Britain, the Act made in the Third and Fourth Years of King Edward the Fourth, prohibiting the Importation of Playing Cards or Dice into England or Wales, and for declaring what Pieces of Ivory, Bone, or other Matter made or used for any Game or Play, with any Letter, Figure, or other Mark thereupon, to denote any Chance or Chances, shall be deemed to be Dice, and for impowering any Officer appointed by the said Commissioners, to enter into any House or Place where Cards and Dice shall be made, sold, or exposed to Sale, or suspected to be privately made, or into any publick Gaming-house, Room, or Place, and there to search for Cards and Dice not duly sealed, marked, or stampt, and for encouraging the Exportation of Cards and Dice into Foreign Parts: And whereas by an Act made in the Fifth Year of the Reign of his late Majesty King George the First, a Time is limited for Prosecutions upon Bonds given for the Exportation of Cards and Dice, and Provision is thereby made for vacating such Bonds in certain Cases therein expressed: And

Act 3 & 4 *Edward* IV.

Act 5 *Geo.* I.

Act 6 Geo. I. whereas by an Act made in the Sixth Year of the Reign of his late Majesty King George the First, intituled, An Act for preventing Frauds and Abuses in the Publick Revenues of Excise, Customs, Stamp Duties, Post Office, and House-money, a Penalty is inflicted on all Persons who shall fraudulently cut, tear, or get off, any Mark or Stamp, in respect whereof or whereby any Duties are payable, or are denoted to be paid or payable on Playing Cards, or shall fine, square, or new Spot, any Dice which have been sold or played with, or shall fraudulently enclose any Parcel or Pack of Playing Cards, in any Outside Paper, duly sealed, and stampt, the same having been once made use of for the Purposes aforesaid, or shall sell or expose to Sale, any Playing Cards, the same not being at the Time of such selling or exposing to Sale, actually Stampt on the spotted or painted Side, and also inclosed in Paper or Thread sealed and stampt as by the said Act made in the Tenth Year of the Reign of Queen Ann is directed; and Provision is thereby also made for obliging Card Makers to enter into Bond for the due Payment of the said Duty on Cards, within the Time therein limited, and for an Allowance for prompt Payment of the said Duties; and Power is thereby also given upon Information by Affidavit, and by such Warrant, and in such Manner as by the said Act is directed, to any Officer employed by the said Commissioners, to break open the Door, or any Part of any House or Place wherein any Cards or Dice are suspected to be made or making, and to seize all such Cards and Dice, and the Tools or Materials by

Act 3 Geo. I. which they are made or making: And whereas by an Act made in the Third Year of the Reign of his late Majesty King George the First, the said Duties on Cards and Dice, were among other Rates and Duties made perpetual, and made Part of the Fund commonly called The General Fund; And whereas the Interest of the Sum of Fifteen hundred thousand Pounds, Part of the Sum of Two Millions advanced on the Credit of an Act made in this Session of Parliament, at the Rate of Three Pounds Ten Shillings per Centum per Annum; and also the Interest of Five hundred thousand Pounds, being the Residue of the said Sum of Two Millions, at the Rate of Three Pounds per Centum per Annum, is by the said Act charged and chargeable upon the Fund commonly called The Sinking Fund: We Your Majesty's most dutiful and loyal Subjects, the Commons of Great Britain in Parliament assembled, towards making good the said Interest of the said Sum of Two Millions, so charged on the said Sinking Fund, have resolved to give and

grant unto Your Majesty the several additional Rates, Duties, and Impositions, on Cards and Dice herein after-mentioned; and do most humbly beseech Your Majesty that it may be enacted, and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, there shall be raised, levied, collected, and paid, unto and for the Use of His Majesty, His Heirs and Successors, for all Playing Cards and Dice which shall be made fit for Sale or Use in Great Britain, the additional Duties following, over and above all Duties chargeable thereupon (that is to say)

Additional Duties granted on Cards and Dice,

For every Pack of such Cards, the Sum of Six Pence, over and above the Duty of Six Pence payable for the same.

6 d. on each Pack of Cards,

And for every Pair of such Dice, the Sum of Five Shillings, over and above the Duty of Five Shillings payable thereupon.

and 5 s. on each Pair of Dice,

Such respective Duties to be paid by the Makers of such Cards and Dice respectively.

And be it further enacted by the Authority aforesaid, That for better securing and enforcing the Payment of the said Duties, the same shall be under the Management of the Commissioners for the Stamp Duties for the time being, who, or the major Part of them, by themselves, or their Officers (which they are hereby impowered to employ for that Purpose) shall cause a Seal, Stamp, or Mark to be used to denote the additional Duties hereby granted, in such Manner as Stamps or Marks by the said Act made in the Ninth Year of the Reign of Queen Ann, are directed to be used to denote the Duties thereby imposed.

to be under the Management of the Commissioners for Stamp Duties.

Stamp to be used for denoting these Duties.

And it is hereby further enacted, That the Duties hereby granted shall be paid into the Hands of the Receiver General for the time being of the Duties on Stampt Vellum, Parchment, and Paper, who shall keep a separate and distinct Account thereof, and pay the same (the necessary Charges of raising, collecting, paying, and accounting for the same excepted) in the Receipt of the Exchequer, for the Purposes in this Act expressed, at such Time, and in such Manner, as any former Duties on Stampt Vellum, Parchment, and Paper, are directed to be paid.

Duties payable to Receiver-general,

and by him to be paid into the Exchequer.

And

Powers, &c. of the recited Acts, extended to the additional Duties granted by this Act.

And be it further enacted by the Authority aforesaid, That all Powers, Provisions, Articles, Clauses, and other Penalties and Forfeitures, Distribution of Penalties and Forfeitures, and all other Matters and Things prescribed or appointed in the said Acts made in the Ninth and Tenth Years of the Reign of Queen Ann, and in the said Acts made in the Third, Fifth, and Sixth Years of His late Majesty King George the First, or in any other Act or Acts of Parliament relating to the like Duties, and not hereby altered, shall be of full Force and Effect with relation to the additional Duties hereby charged on Cards and Dice, and shall be applied and put in Execution for raising, levying, collecting, and securing the said additional Duties hereby charged, according to the true Intent and Meaning of this Act, as fully to all Intents and Purposes, as if the same Powers, Provisions, Articles, Clauses, Penalties, and Forfeitures, and every of them, had severally and respectively been hereby enacted with relation to the additional Duties hereby charged on Cards and Dice, and as if the Duties hereby charged had been charged by the said Act made in the Ninth Year of Queen Ann, or by any other Act or Acts of Parliament.

Counterfeiting or forging any Seal or Stamp, for these Duties,

or vending Cards or Dice with counterfeit Seals, &c. to defraud the King of the Duties, deemed Felony, without Benefit of Clergy.

And be it further enacted by the Authority aforesaid, That if any Person shall counterfeit or forge any Seal, Stamp, or Mark, to resemble the Seal, Stamp, or Mark directed to be used by this Act, for the Purposes of denoting the Duties on Cards and Dice hereby granted, or shall counterfeit or resemble the Impression of the same upon any Cards or Dice, or any Thread or Paper inclosing any Pack or Parcel of Cards, with an Intent to defraud His Majesty, His Heirs, or Successors, of any the said Duties upon Cards or Dice; or shall utter, vend, or sell any Cards or Dice with such counterfeit Seal, Stamp, or Mark, knowing the same to be counterfeit, or shall privately and fraudulently use any Seal, Stamp, or Mark, hereby directed to be used, with an Intent to defraud His Majesty, His Heirs, and Successors, of any the Duties upon Cards and Dice, or shall cause or procure to be forged or counterfeited any Seal, Stamp, or Mark, to resemble any Seal, Stamp, or Mark, hereby directed to be used, or shall cause or procure any Card or Dice, or any Thread and Paper inclosing any Pack or Parcel of Cards, to be sealed, stamped, or marked with any such counterfeit Seal, Stamp, or Mark, or shall in like Manner counterfeit or forge, or cause or procure to be counterfeited or forged, any Seal, Stamp, or Mark, to resemble any Seal, Stamp, or Mark, by the said Act made in the Tenth Year of the

Reign of Queen Ann, directed to be impreſſed on the ſpotted or painted Side of One Card in each Pack or Parcel of Playing Cards, or ſhall vend, utter, or expoſe to Sale any Cards with ſuch counterfeit Seal, Stamp, or Mark, knowing the ſame to be counterfeit, or ſhall privately and fraudulently uſe any Seal, Stamp, or Mark, uſed for ſealing, ſtamping, or marking the ſpotted or painted Side of any ſuch Card, with an Intent to defraud His Majeſty, His Heirs, and Succeſſors, of any of the Duties on Cards and Dice; every Perſon ſo offending, and being thereof lawfully convicted, ſhall be adjudged a Felon, and ſhall ſuffer Death as in Caſes of Felony, without Benefit of Clergy.

And whereas great Frauds are or may be committed by Makers of Cards and Dice, under pretence that the ſame are intended for Exportation, in which Caſe, the ſame are by the ſaid Act made in the Tenth Year of the Reign of Queen Ann, exempted from the Duties payable for the ſame: And whereas the Proviſion by the ſaid Act made for preventing ſuch Frauds, has by Experience been found ineffectual; be it further enacted by the Authority aforeſaid, That all Playing Cards made in Great Britain which ſhall be intended for Exportation, ſhall, before they are packed up for Exportation, be incloſed in Paper and Thread, in Packs or Parcels, in ſuch Manner as the ſaid Commiſſioners for managing the Duties on Stampt Vellum, Parchment, and Paper, ſhall direct and appoint, in order to diſtinguiſh them from other Cards liable to the Duties thereon impoſed; and that for the ſaid Purpoſe, One Card in every Pack of Playing Cards ſo made or intended for Exportation, or ſo many Cards in every ſuch Pack as the ſaid Commiſſioners ſhall direct and appoint, ſhall alſo be marked or ſtampt on the ſpotted or painted Side thereof, with ſuch Mark, and in ſuch Manner, as the ſaid Commiſſioners ſhall direct; and if any Perſon or Perſons ſhall from and after the paſſing of this Act, vend, utter, or expoſe to Sale, to be uſed in Great Britain, or ſhall uſe or permit to be uſed in any publick Gaming-houſe, any Playing Cards ſo marked, ſtampt, and diſtinguiſhed, as Cards for Exportation, every Perſon ſo offending, ſhall for every Pack of Cards ſo vended, uttered, or expoſed to Sale, or uſed or permitted to be uſed as aforeſaid, forfeit and pay the Sum of Twenty Pounds, to be recovered and diſtributed in ſuch Manner, as Penalties by any former Law relating to Cards and Dice are directed to be recovered and diſtributed.

Cards for Exportation to be incloſed and tied as the Commiſſioners ſhall direct,

and to be ſtampt.

20 *l.* Penalty on ſelling and uſing the ſame in *Great Britain.*

Bond given for Expor ation of Cards and Dice, not to be vacated, till Proof and Certificate be produced of their being duly entered and shipped.

And be it further enacted by the Authority aforesaid, That no Bond which shall be entered into pursuant to the said Act made in the Tenth Year of the Reign of Queen Ann, for exporting Cards and Dice, shall be vacated or delivered up, unless, and until Proof be made, that such Cards or Dice have been entered and shipped for Exportation as Cards and Dice, and not as Stationary Wares; and unless, and until a Certificate of such Entry and Shipping, signed by the proper Officer or Officers of the Customs be produced; which Certificate the said Officer or Officers are hereby directed and required to give without Fee or Reward; any thing in the said Act made in the Fifth Year of the Reign of His late Majesty King George the First to the contrary thereof in any wise notwithstanding.

20*l.* Penalty on buying Covers and Labels before made use of.

And whereas a fraudulent Practice hath prevailed of selling and buying Covers and Labels, which have before been made use of for denoting the Duty payable upon Cards: For preventing such Frauds, be it enacted by the Authority aforesaid, That if any Person shall from and after the passing of this Act, sell or buy any such Cover or Label, in order to be made use of for the inclosing any Pack or Parcel of Cards, every Person so offending, shall, for every such Offence, forfeit the Sum of Twenty Pounds; to be recovered in Manner aforesaid, and to be distributed, One Moiety to the Use of His Majesty, His Heirs and Successors, and the other Moiety thereof to any Person who shall inform and sue for the same.

Buyer or Seller thereof informing, to be admitted as Evidence, and indemnified.

Provided always, and be it enacted by the Authority aforesaid, That if either the Buyer or Seller of any such Cover or Label, shall inform against the other Party concerned in buying or selling such Cover or Label, the Party so informing shall be admitted to give Evidence against the Party informed against, and shall be indemnified against the Penalties so by him or her incurred.

20*l* Penalty on selling Waste Cards unmarked at the Back.

And be it further enacted by the Authority aforesaid, That if any Maker of Playing Cards, or any other Person, shall, from and after the passing of this Act, sell or dispose of any Cards, commonly called Waste Cards, unless he or she shall, before such Sale, mark the Back or plain Side of every painted or pictured Card, in such Manner as to render the same unfit to be used in Play; every Person so offending shall, for every such Offence, forfeit the Sum of Twenty Pounds, to be recovered and distributed in Manner aforesaid.

And be it further enacted by the Authority aforesaid, That if any Action or Actions shall at any Time or

Times hereafter be brought against any Person or Persons whatsoever, for any Matter or Thing which he, she, or they shall do, or cause to be done, by virtue, or in Execution of this Act, that in such Case, the Defendant or Defendants, in every such Action or Actions, shall and may plead the General Issue, and give this Act and the Special Matter in Evidence, on any Trial or Trials to be hereafter had in such Action or Actions; and if the Plaintiff or Plaintiffs shall discontinue such Action or Actions, or become Nonsuit; or if Judgement shall be given against such Plaintiff or Plaintiffs, in such Action or Actions, that then the Defendant or Defendants, in every such Action or Actions, shall recover his or their Treble Costs of Suit; any Law, Custom, or Usage, whatsoever, to the contrary in any wise notwithstanding.

Persons sued on Account of this Act, may plead the General Issue, and recover Treble Costs.

And be it further enacted by the Authority aforesaid, That the said Duties hereby charged for Cards and Dice, shall be carried to, and made Part of the Fund, commonly called The Sinking Fund, towards making good the said Interest of the Sum of Two Millions charged thereupon by an Act made in this Session of Parliament.

Duties to be carried into *The Sinking Fund.*

FINIS.