CAP. XXIII.

An Act to repeal Enactments relating to Naval Prize of War and Matters connected therewith or with the Discipline or Management of the Navy.

[23d *June* 1864.]

'WHEREAS the Enactments described in the Schedule to this Act relate wholly or mainly to Naval Prize of War and Matters connected therewith or with the Discipline or Management of the Navy, and the same either have ceased to be in force, or on the Commencement of The Naval Prize Act, 1864, and The Naval Agency and Distribution Act, 1864, will cease to be in force; and it is therefore expedient that the same be expressly repealed:'

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Enactments described in Schedule to this Act (subject to Exceptions, &c.) repealed.

1. The Enactments described in the Schedule to this Act are hereby repealed, subject to the Exceptions in the Schedule mentioned; but the Repeal by this Act of any Enactment shall not affect any Act in which such Enactment has been applied, incorporated, or referred to; nor shall this Act affect the Validity or Invalidity of anything done or suffered, or any Right, Title, Obligation, or Liability acquired or accrued, before the Commencement of this Act; nor shall this Act interfere with the carrying on and finally disposing of any Matter or Thing arising out of any past War in reference to any Enactment hereby repealed, or with the Institution or Prosecution of any Proceeding in respect of any Offence committed against or any Penalty or Forfeiture incurred under any Enactment hereby repealed.

Commencement.

2. This Act shall commence on the Commencement of The Naval Prize Act, 1864, and The Naval Agency and Distribution Act, 1864.

Short Title.

3. This Act may be cited as The Naval Prize Acts Repeal Act, 1864.

SCHEDULE.

6 Ann. c. 13. (c. 65. in The Statutes of the Realm.)	An Act for the better securing the Trade of this Kingdom by Cruisers and Convoys.
6 Ann. c. 37. (c. 64. in The Statutes of the Realm.)	An Act for the Encouragement of the Trade to America.
9 Ann. c. 27. (c. 29. in The Statutes of the Realm.)	An Act for the Encouragement of the Trade to America.
10 Ann. c. 22. (c. 30. in The Statutes of the Realm.)	An Act for Relief of Merchants importing Prize Goods from America.
13 Geo. 2. c. 4. -	An Act for the more effectual securing and encouraging the Trade of His Majesty's British Subjects to America, and for the Encouragement of Seamen to enter into His Majesty's Service.
13 Geo. 2. c. 27. -	An Act for prohibiting Commerce with Spain.
17 Geo. 2. c. 34. -	An Act for the better Encouragement of Seamen in His Majesty's Service, and Privateers, to annoy the Enemy.
19 Geo. 2. c. 30. -	An Act for the better Encouragement of the Trade of His Majesty's Sugar Colonies in America.
20 Geo. 2. c. 24. -	An Act for the better securing the Payment of Shares of Prizes taken from the Enemy to the Royal Hospital at Greenwich; and for preventing the Embezzlement of Goods and Stores belonging to the said Hospital.
20 Geo. 2. c. 35. -	An Act to indemnify Persons who have omitted to register their Letters of Attorney, appointing them Agents for Prizes within the Time limited by Law; and for allowing further Time for that Purpose.

22 Geo. 2. c. 3. -	An Act declaring the Authority of the Commissioners appointed by His Majesty under the Great Seal of Great Britain, for receiving, hearing, and determining Appeals in Causes of Prizes.
29 Geo. 2. c. 34. -	An Act for the Encouragement of Seamen, and the more speedy and effectual manning His Majesty's Navy.
30 Geo. 2. c. 18. -	An Act for the Relief and Encouragement of the Captors of Prizes, with respect to the bringing and landing Prize Goods in this Kingdom.
32 Geo. 2. c. 25. -	An Act to explain and amend an Act made in the Twenty-ninth Year of His present Majesty's Reign, intituled "An Act for the Encouragement of Seamen, " and the more speedy and effectual manning His Majesty's Navy; and for " the better Prevention of Piracies and Robberies by Crews of private Ships " of War."
33 Geo. 2. c. 19. -	An Act for the more effectual securing the Payment of such Prize and Bounty Monies as were appropriated to the Use of Greenwich Hospital, by an Act made in the Twenty-ninth Year of the Reign of His present Majesty, intituled "An Act for the Encouragement of Seamen, and the more speedy " and effectual manning His Majesty's Navy."
2 Geo. 3. c. 16. -	An Act for the Encouragement of Seamen, and the more speedy and effectual manning His Majesty's Navy.
12 Geo. 3. c. 25. -	An Act for the more effectual vesting in the Royal Hospital at Greenwich the forfeited and unclaimed Shares of Naval Officers, Seamen, and Marines, in Prizes taken from the Enemy; and for other Purposes therein mentioned.
18 Geo. 3. c. 15. -	An Act for the Relief of the Captors of Prizes, with respect to the bringing and landing certain Prize Goods in this Kingdom.
19 Geo. 3. c. 5. -	An Act for granting Relief to the Captors of Prizes, with respect to bringing and landing certain French Prizes in this Kingdom.
19 Geo. 3. c. 67. -	An Act for the Encouragement of Seamen, and the more speedy and effectual manning His Majesty's Navy.
20 Geo. 3. c. 9. -	An Act for extending the Provisions of Two Acts made in the Eighteenth Year of His present Majesty's Reign, and in the last Session of Parliament, with respect to bringing Prize Goods into this Kingdom, to Spanish Prize Goods; and for repealing so much of the said last-mentioned Act as relates to the Certificates for Prize Tea and East India Goods exported from this Kingdom to Ireland; for the Removal of East India Goods condemned as Prize at any Out-Port to London for Sale, and of Prize Goods for Exportation; and for reducing the Duty on Foreign Prize Tobacco.
20 Geo. 3. c. 23. -	An Act to amend an Act made in the last Session of Parliament, intituled "An " Act for the Encouragement of Seamen, and the more speedy and effectual " manning His Majesty's Navy;" and for making further Provision for those Purposes.
21 Geo. 3. c. 5. -	An Act for extending the Provisions of Three Acts, made in the Eighteenth, Nineteenth, and Twentieth Years of His present Majesty's Reign, with respect to bringing Prize Goods into this Kingdom, to Prizes taken from the States General of the United Provinces; for declaring what Goods shall be deemed Military or Ship Stores; for regulating the Sale of and ascertaining the Duties upon East India Goods condemned as Prize in the Port of London; for permitting the Purchasers of Prize Goods condemned abroad to import such Goods into this Kingdom, under the like Regulations and Advantages as are granted by Law to Captors themselves; and for reducing the Duties on Foreign Prize Tobacco.
21 Geo. 3. c. 15. -	An Act for the Encouragement of Seamen, and for the more speedy and effectual manning His Majesty's Navy.
21 Geo. 3. c. 44. -	An Act for the more effectually securing to the Royal Hospital for Seamen at Greenwich, all such forfeited and unclaimed Shares of Prize and Bounty Money as shall arise from or in respect of any Prizes to be condemned and sold in His Majesty's Dominions beyond the Sea; and to compel the more speedy Payment thereof.
22 Geo. 3. c. 15. -	An Act for the Relief of Naval Officers, Seamen, Marines, and Soldiers with respect to Prize and Bounty Money not claimed in due Time.
22 Geo. 3. c. 25. -	An Act to prohibit the Ransoming of Ships or Vessels captured from His Majesty's Subjects, and of the Merchandize or Goods on board such Ships or Vessels.

23 Geo. 3. c. 57. -	An Act for the Sale of Prize Goods secured in Warehouses in this Kingdom for which the Duties are not paid or the Goods exported within a limited Time.
33 Geo. 3. c. 66. -	An Act for the Encouragement of Seamen, and for the better and more effectually manning His Majesty's Navy.
35 Geo. 3. c. 121.	An Act to explain and amend an Act made in the Twentieth Year of the Reign of His present Majesty, intituled "An Act to amend an Act made in "the last Session of Parliament, intituled 'An Act for the Encouragement "of Seamen, and for the better and more effectual manning His Majesty's "Navy; and for making further Provisions for those Purposes;'" and also an Act made in the Twenty-first Year of the Reign of His present Majesty, intituled "An Act for the Encouragement of Seamen, and the more speedy "and effectual manning His Majesty's Navy;" and for the better Encouragement of Seamen for His Majesty's Navy.
37 Geo. 3. c. 109.	An Act to amend an Act made in the Thirty-third Year of the Reign of His present Majesty, intituled "An Act for the Encouragement of Seamen, and "for the better and more effectually manning His Majesty's Navy;" and for making further Provision for those Purposes.
38 Geo. 3. c. 38. -	An Act for declaring the Validity of Two Orders in Council, dated the Sixth Day of August One thousand seven hundred and ninety-four and the Thirtieth Day of March One thousand seven hundred and ninety-eight; and for enlarging the Time of appealing in Prize Causes; and for permitting Appeals to be prosecuted after such Time shall have elapsed in such special Causes as His Majesty by any Order in Council shall authorize.
41 Geo. 3. (U.K.) c. 76.	An Act to authorize the issuing of Commissions and Letters of Marque and Reprisal against His Majesty's Enemies, to such Ships and Vessels belonging to His Majesty as are or may be employed in the Service of the Boards of Customs and Excise, and other Public Boards in this Kingdom.
41 Geo. 3. (U.K.) c. 96.	An Act for the better Regulation of His Majesty's Prize Courts in the West Indies and America, and for giving a more speedy and effectual Execution of the Decrees of the Lords Commissioners of Appeals.
43 Geo. 3. c. 134.	An Act for the Relief of the Captors of Prizes, with respect to the bringing and landing certain Prize Goods in Great Britain, during Hostilities.
43 Geo. 3. c. 160.	An Act for the Encouragement of Seamen, and for the better and more effectually manning His Majesty's Navy; for regulating the Payment of Prize Money; and for making Provision for the Salaries of the Judges of the Vice-Admiralty Courts in the Island of Malta, and in the Bermuda and Bahama Islands.
45 Geo. 3. c. 72. -	An Act for the Encouragement of Seamen, and for the better and more effectually manning His Majesty's Navy during the present War.
48 Geo. 3. c. 100.	An Act for extending the Provisions of an Act made in the Forty-seventh Year of His present Majesty, so far as respects the Payment of Prize Money arising from Captures made by Foreign in conjunction with British Ships, to Captures made by the Land Forces of Foreign States in conjunction with the British.
48 Geo. 3. c. 132.	An Act to extend the Provisions of an Act passed in the Forty-fifth Year of His present Majesty, for the Encouragement of Seamen and better manning His Majesty's Navy, to Cases arising in consequence of Hostilities commenced since the passing of the said Act.
49 Geo. 3. c. 123.	An Act to explain and amend an Act made in the Forty-fifth Year of His present Majesty, for the Encouragement of Seamen and for the better and more effectually manning His Majesty's Navy during the present War; and for the further Encouragement of Seamen; and for the better and more effectually providing for the Interest of the Royal Hospital for Seamen at Greenwich, and the Royal Hospital for Soldiers at Chelsea; and to extend the Provisions of the said Act to Cases arising in consequence of Hostilities commenced since the passing of the said Act.
53 Geo. 3. c. 63. -	An Act to extend Two Acts of the Forty-fifth and Forty-ninth Years of His present Majesty to American Prizes.
54 Geo. 3. c 93. -	An Act for regulating the Payment of Navy Prize Money, and the Transmission of Accounts and Payment of Balances to Greenwich Hospital.
55 Geo. 3. c. 160.	An Act for the Encouragement of Seamen, and the more effectual manning of His Majesty's Navy during the present War.

57 Geo. 3. c. 118. in part.	An Act for authorizing the Executors or Administrators of deceased licensed Navy Agents to receive Prize Money, Bounty Money, and other Allowances of Money upon Orders given to such deceased Agents - - - } in part; namely, So far as the same relates to Licences for Receipt of Shares of any Money distributable among the Officers and Crew of any of Her Majesty's Ships of War within the Meaning of The Naval Agency and Distribution Act, 1864.
57 Geo. 3. c. 127.	An Act to settle the Share of Prize Money, Droits of Admiralty, and Bounty Money payable to Greenwich Hospital, and for securing to the said Hospital all unclaimed Shares of Vessels found derelict, and of Seizures for Breach of Revenue, Colonial, Navigation, and Slave Abolition Laws.
58 Geo. 3. c. 64. -	An Act to make further Regulations respecting the Payment of Navy Prize Money, and to authorize the Governors of Greenwich Hospital to pay over certain Shares of Prize Money due to Russian Seamen to his Excellency the Russian Ambassador.
59 Geo. 3. c. 56. in part.	An Act to make further Regulations as to the Payment of Navy Prize Orders - - - - - } in part; namely, So far as the same relates to any Money distributable among the Officers and Crew of any of Her Majesty's Ships of War within the Meaning of The Naval Agency and Distribution Act, 1864.
1 Geo. 4. c. 85. in part.	An Act to make further Provisions respecting Naval Prize Money - - - - - - - } in part; namely, So far as the same relates to any Money distributable among the Officers and Crew of any of Her Majesty's Ships of War within the Meaning of The Naval Agency and Distribution Act, 1864.
10 Geo. 4. c. 25. in part.	An Act to provide for the better Management of the Affairs of Greenwich Hospital - - - - - } in part; namely, Section Eight, so far as the same relates to Naval Prize Money, or to any Per-centage, Deduction, or Payment out of any Money distributable among the Officers and Crew of any of Her Majesty's Ships of War within the Meaning of The Naval Agency and Distribution Act, 1864, or to forfeited or unclaimed Shares or Balances of Prize Money, or to any Power, Authority, Right, or Duty relating to Naval Prize, or to any Accounts or Pains or Penalties in any Manner connected therewith.
10 Geo. 4. c. 26. in part.	An Act for transferring the Management of Greenwich Out-Pensioners and certain Duties in Matters of Prize to the Treasurer of the Navy - - - - } in part; namely, Section Seventeen and subsequent Sections to the End of the Act, so far as the same respectively relate to forfeited or unclaimed Shares or Balances of Prize Money, or to any Per-centage, Deduction, or Payment out of Proceeds of Prizes, or out of Grants to the Royal Navy or Marines, or out of any other Money distributable among the Officers and Crew of any of Her Majesty's Ships of War, within the Meaning of The Naval Agency and Distribution Act, 1864, or to any Power, Authority, Duty, Account, Matter, or Thing concerning Naval Prize Money, or concerning any Grant or other Money distributable as aforesaid, or concerning the Payment, Receipt, or Distribution of or the accounting for the same or any Part thereof, or otherwise in any Manner concerning Naval Prize or Capture.
11 Geo. 4 & 1 Will. 4. c. 20. in part.	An Act to amend and consolidate the Laws relating to the Pay of the Royal Navy - - - - - } in part; namely, Section Sixty-six wholly, and the following Sections respectively so far as they relate to any Money distributable among the Officers and Crew of any of Her Majesty's Ships of War within the Meaning of The Naval Agency and Distribution Act, 1864; namely, Sections Twenty-two and Forty-seven, Sections Forty-eight to Fifty-two, both inclusive (except so far as the Five Sections last mentioned respectively relate to Wills or Administrations, or to deceased Officers, Seamen, or Marines), Sections Sixty, Sixty-seven, Seventy, Seventy-two, Seventy-eight, and Seventy-nine, and Sections Eighty-three and Eighty-four (except so far as the Two Sections last-mentioned respectively relate to deceased Officers, Seamen, or Marines).

2 & 3 Will. 4. c. 40. in part.	An Act to amend the Laws relating to the Business of the Civil Departments of the Navy, and to make other Regulations for more effectually carrying on the Duties of the said Departments - - - } in part; namely, Sections Twenty and Twenty-two wholly, and the following Sections respectively so far as they relate to any Money distributable among the Officers and Crew of any of Her Majesty's Ships of War within the Meaning of The Naval Agency and Distribution Act, 1864; namely, Sections Four, Eight, Nine, Nineteen, Twenty-one, and Twenty-nine.
13 & 14 Vict. c. 40.	An Act to regulate the Disposition of the Naval Prize Balance.
17 & 18 Vict. c. 18.	An Act for the Encouragement of Seamen, and the more effectual manning of Her Majesty's Navy during the present War.
17 & 18 Vict. c. 19. in part.	An Act for facilitating the Payment of HerMajesty's Navy, and the Payment and Distribution of Prize, Bounty, Salvage, and other Monies to and amongst the Officers and Crews of Her Majesty's Ships and Vessels of War; and for the better Regulation of the Accounts relating thereto } :— Except Sections Ten, Eleven, and Twelve, and except Section Thirteen so far as it relates to the paying of the Navy and the keeping of Accounts and Expenses in relation thereto.
26 & 27 Vict. c. 116.	An Act to provide for the Appointment of Navy Prize Agents, and respecting their Duties and Remuneration.

CAP. XXIV.

An Act to provide for the Appointment, Duties, and Remuneration of Agents for Ships of War, and for the Distribution of Salvage, Bounty, Prize, and other Money among the Officers and Crews thereof. [23d *June* 1864.]

BE it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Preliminary.

Short Title.

1. This Act may be cited as The Naval Agency and Distribution Act, 1864

Interpretation of Terms.

2. In this Act—

The Term "the Lords of the Admiralty" means the Lord High Admiral of the United Kingdom, or the Commissioners for executing the Office of Lord High Admiral:

The Term "the High Court of Admiralty" means the High Court of Admiralty of *England:*

The Term "Ship of War" includes Vessel of War:

The Term "Officers and Crew" includes all Flag Officers, Commanders, and other Officers, Engineers, Seamen, Marines, Soldiers, and others on board any of Her Majesty's Ships of War.

Power for Admiralty to apply Act to any of Her Majesty's Ships.

3. Any Ship or Vessel belonging to Her Majesty, and in actual Service, (other than a Ship of War,) may be declared by the Lords of the Admiralty to be a Ship of War for the Purposes of this Act; and all the Provisions of this Act shall thereupon apply to such Ship or Vessel, and shall continue to so apply as long as she then continues in actual Service, but no longer.

Appointment of Ship's Agent.

Each of Her Majesty's Ships to have an Agent.

4. Each of Her Majesty's Ships of War shall at all Times while in Commission have, for the Purposes of this Act, an Agent styled the Ship's Agent, to be appointed in the first instance as soon as may be after the Ship is put in Commission, and afterwards from Time to Time as a Vacancy in the Office or other Occasion may require.

5. The