'engaged in the *African* Slave Trade, contrary to the Provisions of the said Treaty, and 'that such Cruizers may detain and send or carry away such Vessels in order that they may 'be brought to Trial in the Manner therein-after agreed upon: And whereas it was by the 'said Article further stipulated and agreed that the reciprocal Right of Search and Deten- 'tion should be exercised only within the Distance of Two hundred Miles from the Coast 'of *Africa*, and to the Southward of the Thirty-second Parallel of North Latitude, and 'within Thirty Leagues from the Coast of the Island of *Cuba*: And whereas the Two 'High Contracting Parties have agreed that the reciprocal Right of Visit and Detention 'as defined in the Article aforesaid may be exercised also within Thirty Leagues of the 'Island of *Madagascar*, within Thirty Leagues of the Island of *Puerto Rico*, and within 'Thirty Leagues of the Island of *San Domingo*: And whereas the High Contracting 'Parties have further agreed that the present additional Article shall have the same Force 'and Validity as if it had been inserted Word for Word in the Treaty concluded between 'the Two High Contracting Parties of the Seventh of *April* One thousand eight hundred 'and sixty-two, and shall have the same Duration as that Treaty, and that it shall be 'ratified, and the Ratifications shall be exchanged at *London* in Six Months from this 'Date, or sooner if possible. In witness whereof the respective Plenipotentiaries have 'signed the same, and have thereunto affixed the Seal of their Arms. Done at *Washington* 'the Seventeenth Day of *February* in the Year of our Lord One thousand eight hundred 'and sixty-three.

'(L.S.) LYONS.
'(L.S.) WILLIAM H. SEWARD.

'And whereas Ratifications were exchanged at *London* on the First Day of *April* One 'thousand eight hundred and sixty-three: And whereas it is expedient that Provision 'should be made for giving Effect to the present additional Article:' 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:

Where Right of Search may be exercised.

1. The reciprocal Right of Search and Detention as defined in the First Article of the said Treaty may be exercised also within Thirty Leagues of the Island of *Madagascar*, within Thirty Leagues of the Island of *Puerto Rico*, and within Thirty Leagues of the Island of *San Domingo*.

Additional Article to have the same Force, &c. as the Treaty.

2. The present additional Article shall have the same Force and Validity as if it had been inserted in the Treaty concluded between the Two High Contracting Parties on the Seventh of *April* One thousand eight hundred and sixty-two, and shall have the same Duration as that Treaty.

This and Acts of 1862 to be read as One.

3. This Act and the *African* Slave Trade Treaty Acts, Nos. 1 and 2, 1862, shall be read and construed as One Act.

Short Title.

4. This Act may for all Purposes be cited as the "*African* Slave Trade Treaty Act, 1863."

CAP. XXXV.

An Act for the Prevention and Punishment of Offences committed by Her Majesty's Subjects in *South Africa*. [29th *June* 1863.]

'WHEREAS the Inhabitants of certain Territories in *South Africa* to the Southward 'of the Twenty-fifth Degree of South Latitude not being within the Jurisdiction of 'any civilized Government, and Crimes and Outrages being likely (unless prevented) to 'be committed within such Territories by Subjects of Her Majesty being therein, it is 'requisite to provide for the Punishment of Offences committed by Her Majesty's Subjects 'within such Territories:' 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:

Laws in force at the Cape of Good Hope for Punishment of Crimes extended to British Subjects in Parts of South Africa not being within Jurisdiction of any civilized Government.

1. The Laws which are now or which shall hereafter be in force in the Colony of the *Cape of Good Hope* for the Punishment of Crimes therein committed shall be and the same are hereby extended and declared applicable to all Her Majesty's Subjects within any Territory in *Africa* being to the Southward of the Twenty-fifth Degree of South Latitude, and not being within the Jurisdiction of any civilized Government, and every Crime or Offence committed by any of Her Majesty's Subjects within any such Territory shall be cognizable in the Courts of the Colony of the *Cape of Good Hope* or of the Colony of *Natal*, or of any of Her Majesty's Possessions in *Africa* to the Southward of the said Twenty-fifth Degree of South Latitude, and shall be inquired of, tried, and prosecuted, and on Conviction punished, in such and the same Manner as if the said Crime or Offence had been committed, and as if the Law rendering the same punishable had been in force, within such Colony or Possession.

Power to Governor of the Cape of Good Hope to address Commissions to Persons to act as Magistrates in such Territory.

Powers of such Magistrates.

2. It shall be lawful for the Governor of the *Cape of Good Hope*, with the Advice of his Executive Council, to address to any One or more of Her Majesty's Subjects, being within or about to resort to any such Territory as aforesaid, One or more Commission or Commissions, authorizing him or them to exercise within such Territory the Office of a Magistrate for the Purpose of preventing the Perpetration therein by any of Her Majesty's Subjects of any Crimes or Offences, and for the Purpose of arresting, committing to Custody, and bringing to Trial before any such Courts as aforesaid any of Her Majesty's Subjects charged on sufficient Evidence before him or them with the Commission of any Crime or Offence within any such Territory; and it shall also be lawful to the Governor of the said Colony, with the like Advice, and by any Commission or Commissions as aforesaid, to define with all practicable and convenient Precision the local Limits within which the Jurisdiction of any such Magistrate or Magistrates shall be so exercised, and to which it shall so extend; and within the Limits so to be defined as aforesaid, every such Magistrate shall have, exercise, and enjoy all such Powers and Authorities over and in reference to Her Majesty's Subjects inhabiting or being within the same as shall by any such Commission or Commissions be specially granted: Provided always, that no such Powers or Authorities shall be so granted by any such Commission or Commissions, save only such as shall be necessary for accomplishing the Purposes aforesaid with Promptitude and Effect.

Commissions to be in force only during the Queen's Pleasure.

3. All such Commissions as aforesaid shall be made to continue in force only during Her Majesty's Pleasure; and the Governor for the Time being of the *Cape of Good Hope* shall be and he is hereby bound and required to transmit a Copy of every such Commission by the earliest Opportunity to Her Majesty, through One of Her Majesty's Principal Secretaries of State, for Her Approbation or Disallowance.

Act not to invest Her Majesty with any Title to Sovereignty over such Territory.

4. Nothing herein or in any such Commission or Commissions contained shall extend or be construed to extend to invest Her Majesty, Her Heirs or Successors, with any Claim or Title whatsoever to Dominion or Sovereignty over any such Territory as aforesaid, or to derogate from the Rights of the Tribes or People inhabiting such Territory, or of Chiefs or Rulers, to any such Sovereignty or Dominion.

Who deemed Governor.

5. For the Purposes of this Act, any Person lawfully administering the Government of the *Cape of Good Hope* shall be deemed and taken to be the Governor thereof.

6 & 7 W. 4. c. 57. repealed, except as to Acts performed under it.

6. An Act passed in the Sixth and Seventh Years of His Majesty *William* the Fourth, intituled *An Act for the Prevention and Punishment of Offences committed by His Majesty's Subjects within certain Territories adjacent to the Colony of the* Cape of Good Hope, is hereby repealed: Provided always, that all Commissions issued by the Governor of the *Cape of Good Hope* under Authority of the said Act of Parliament, and all Acts performed under Authority or in pursuance of such Commissions, at any Time before this Act shall be proclaimed in the Colony of the *Cape of Good Hope*, shall be of the same Force and Effect as if this Act had not passed.