

ANNO PRIMO & SECUNDO

GULIELMI IV. REGIS.

****

CAP. XIII.

An Act to repeal an Act of the Nineteenth Year of King *George* the Third, for repealing so much of several Acts as prohibit the Growth and Produce of Tobacco in *Ireland*, and to permit the Importation of Tobacco of the Growth and Produce of that Kingdom into *Great Britain*.

[23d *August* 1831.]

WHEREAS by an Act passed in the Twelfth Year of the Reign of King *Charles* the Second, intituled *An Act for prohibiting the planting, setting, or sowing of Tobacco in* England *or* Ireland, and by certain other Acts since passed, the setting, planting, or improving to grow, making, or curing any Tobacco, either in Seed, Plant, or otherwise, within the Kingdom of *England* or in the Kingdom of *Ireland*, is prohibited, except in any Physic Garden of either Universities, or in any other private Garden for Physic or Chirurgery, only so as the Quantity planted exceed not One Half of One Pole in any One Place or Garden: And whereas by an Act passed in the Nineteenth Year of the Reign of His Majesty King *George* the Third, intituled *An Act to repeal so much of several Acts of Parliament as prohibit the Growth and Produce of Tobacco in* Ireland, *and to permit the Importation of Tobacco of the Growth and* 12 C. 2. c. 34. 19 G. 3. c. 35

Produce of that Kingdom into Great Britain *under the like Duties and Regulations as Tobacco of the Growth of the* British *Colonies in* America *is permitted to be imported*, so much of the said first-recited Act, and of another Act made in the Fifteenth Year of the Reign of King *Charles* the Second, intituled *An Act for the Encouragement of Trade*, or of any other Act which prohibited or restrained the setting, planting, or improving to grow, making, or curing Tobacco, either in Plant, Seed, or otherwise, in the Kingdom of *Ireland*, was repealed: And whereas by an Act passed in the Twenty-second Year of the Reign of His said Majesty King *George* the Third, for explaining the said recited Act, and for permitting the Use and Removal of Tobacco, the Growth of *Scotland*, into *England*, for a limited Time, under certain Restrictions, it was enacted and declared, that the said first-recited Act of the Twelfth Year of the Reign of King *Charles* the Second, and every other Act and Acts which had since passed for prohibiting the Culture of Tobacco in *England*, should extend and be construed to extend to that Part of *Great Britain* called *Scotland*: And whereas it is expedient to repeal the said recited Act of the Nineteenth Year of the Reign of His said Majesty King *George* the Third, and to revive in and extend to *Ireland* the said recited Act of the Twelfth Year of King *Charles* the Second, and of any other Acts since passed for prohibiting the Growth and Culture of Tobacco: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Act passed in the Nineteenth Year of the Reign of His said Majesty, for repealing so much of the several Acts as prohibited the Growth and Produce of Tobacco in *Ireland*, shall be repealed; and that the said recited Act of the Twelfth Year of the Reign of King *Charles* the Second, and so much of an Act passed in the Fifteenth Year of the same Reign as imposes certain Penalties on the Growth and Culture of Tobacco in *England* and *Ireland*, and all and every other Act and Acts which have since passed for prohibiting the Growth and Culture of Tobacco in *Great Britain*, shall be revived in and shall extend to and be deemed and construed to extend to *Ireland*; and that it shall not be lawful to plant, set, improve to grow, or cure, either in Seed, Plant, or otherwise, any Tobacco in any Part of the United Kingdom, save and except in the Places and in the Quantities and for the Purposes in the said Acts mentioned and allowed.

15 C. 2. c. 7.

22 G. 3. c. 73.

Recited Act, 19 G. 3. c. 35. repealed; and 12 C. 2. c. 34. revived in and extended to Ireland.

Acts to be put in force by Officers of Excise and Customs.

II. And be it further enacted, That the several Acts for prohibiting the Growth and Culture of Tobacco shall and may be put in force, in and throughout the United Kingdom, by the Commissioners and by any Officer or Officers of Customs or Excise; and all Sheriffs, Mayors, Bailiffs, and Constables, and every of them, shall act in execution of the said Acts on the Information of any Officer of Excise as well as of any Officer of Customs.

Penalties and Forfeitures to be sued for, and

III. And be it further enacted, That the several Penalties and Forfeitures in and by the said Acts of the Twelfth and Fifteenth Years of the Reign of King *Charles* the Second, or by this or any other Act

prohibiting the Growth and Culture of Tobacco, imposed, shall and may be sued for, recovered, and levied, and all Seizures under the said Acts condemned, by the same Means, and in the same Manner, and under the same Rules, Restrictions, and Regulations as any Penalties or Forfeitures may be sued for, recovered, and levied, or any Seizure condemned, under any Act or Acts relating to the Revenues of Customs or Excise; and all such Penalties and Forfeitures shall, when recovered, be applied and disposed of in the same Manner as Penalties and Forfeitures are directed by the said last-mentioned Acts or any of them to be applied and disposed of; and all Tobacco the Growth of any Part of the United Kingdom, and all Snuff made from such Tobacco, seized and condemned, shall be disposed of in the same Manner as Goods prohibited to be imported.

Goods to be condemned, under Acts relating to Customs and Excise.

IV. And be it further enacted, That if any Tobacco the Growth or Produce of any Part of the United Kingdom, manufactured or unmanufactured, or mixed with any Tobacco of Foreign Growth, shall be delivered to, received by, or found in the Possession of any Manufacturer, Dealer in, or Retailer of Tobacco or Snuff, in any Quantity whatsoever, or if any such Tobacco shall be delivered to, or received by, or be found in the Possession of any other Person or Persons whatsoever in any Quantity exceeding One Pound in Weight, or if any Manufacturer or Dealer in or Retailer of Tobacco or Snuff shall manufacture or use any Tobacco of the Growth of any Part of the United Kingdom, or shall mix any such Tobacco with any Tobacco of Foreign Growth, or with any Snuff made from Tobacco of Foreign Growth, or if any Manufacturer, Dealer in, or Retailer of Tobacco or Snuff shall purchase or sell any Tobacco of the Growth of any Part of the United Kingdom, or any Tobacco or Snuff manufactured in the whole or in part from Tobacco the Growth of any Part of the United Kingdom, or if any Person whatsoever shall sell or dispose of any such Tobacco, every such Manufacturer, Dealer, and Retailer and other Person so offending in any of the Cases respectively aforesaid shall for every such Offence forfeit the Sum of One hundred Pounds; and all such Tobacco of the Growth of any Part of the United Kingdom, manufactured or unmanufactured, mixed or unmixed, and all Snuff made wholly or in part from any such Tobacco, shall be forfeited, and may be seized by any Officer of Customs or Excise.

Penalty on having Tobacco the Growth of the United Kingdom in Possession, &c.

V. Provided always, and be it further enacted, That nothing in this Act contained shall impede or hinder, or be deemed or construed to impede or hinder, the Sale, Manufacture, or Consumption of any Tobacco, the Growth of *Ireland*, which shall have been actually grown in *Ireland* before the First Day of *January* One thousand eight hundred and thirty-two; but that it shall be lawful to sell, manufacture, and consume all Tobacco already grown in *Ireland*, or which shall have been actually grown in *Ireland* before the said First Day of *January* One thousand eight hundred and thirty-two, as if this Act had not been passed.

Not to hinder the Sale of Tobacco grown in Ireland before January 1832.

VI. And

Commencement of Act.

VI. And be it further enacted, That this Act shall commence and take effect on the First Day of *January* One thousand eight hundred and thirty-two.

Act may be amended.

VII. And be it further enacted, That this Act may be altered, amended, or repealed by any Act or Acts to be passed in this present Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1831.