

TERMS of CAPITULATION.

THE Garrison of Trincomalé, in Consideration of the Defence they have made, will be allowed to march out of the Fort with the Honours of War, Drums beating and Colours flying to the Glacis, where they will ground their Arms, and surrender themselves Prisoners of War; the Officers keeping their Swords. Private Property will be secured to them; but all Public Property, Papers, Guns, Stores and Provisions of every Kind, must be delivered up, in their present Condition, to the Officers appointed by us to receive them.

The Garrison to march out, and the British Troops to be put in Possession of the Fort, in One Hour after this Capitulation is signed; and Two Officers of the Garrison of the Rank of Captain to be delivered immediately as Hostages for the Performance of this Agreement. These are the only Terms we the undersigned Officers, commanding His Britannick Majesty's Forces, can grant. Major Fornbauer, if he accepts the Conditions, will sign this Paper, and return it by the Officers he sends as Hostages, within Half an Hour from the Time he receives it.

Given under our Hands, in Camp before Trincomalé, this 26th Day of August, 1795.

(Signed) PETER RAINIER.
J. STUART.

GENTLEMEN,

I Request you will be pleased to admit of an Armistice of Twenty-four Hours for the Purpose of settling the Term of the Capitulation, the first of which is—"the unmolested Departure of the Garrison by the Way of the Breach, with Permission to retire to Colombo or Jaffanapatam." In the mean Time I have the Honor to remain, with great Respect,

GENTLEMEN,

You most humble and most obedient Servant,

J. G. FORNBAUER.

Trincomalé, August 26, 1795.

GENTLEMEN,

IT is proper that I should consult the Officers of the Garrison respecting the Articles of Capitulation, and I shall have the Honor of transmitting my Answer by Two Officers, whom I shall send to you at Four o'Clock this Afternoon.

I request you will be so good as inform me whether the Paper you have addressed to me is considered as the Capitulation; because, in such Case, it will be impossible, in the Space of One Hour after its being signed, to put His Britannick Majesty's Troops in Possession of the Fort.

I have the Honor to be, with great Respect,

GENTLEMEN,

Your most humble and most obedient Servant,

J. G. FORNBAUER.

Trincomalé, August 26, 1795.

CAPITULATION, according to the Terms of which Fort Trincomalé shall be surrendered to the Troops of His Britannick Majesty, viz.

Article I.

THE Garrison to march out Tomorrow Afternoon at Four o'Clock, by the Breach, with the Honours of War, Drums beating and Colours flying. They will lay down their Arms on the Glacis of the Place. All Officers, whether Europeans or Indians, shall be allowed to retain their Arms. The Creefes of the Malays shall be packed up and deposited in a Chest, in order to be afterwards delivered to them in case of their being sent back to their own Country, these being their personal Weapons, which they can never consent to part with.

Answer.—The Garrison shall march out at Sunset this Evening in the Manner demanded; but the Redoubt, the Cavalier on the Flank of the Breach, and the Zeeberg Bastion, must be immediately given up to the British Troops. The Creefes of the Malays shall be disposed of in the Manner requested; and the whole Officers and Men shall be considered as Prisoners of War.

Article II.

All Stores and other Effects belonging to the Company shall be delivered up to such Persons as the Commanding Officers of His Britannick Majesty's Forces may appoint.

Answer.—Granted.

Article III.

The European Officers shall not be sent to Europe contrary to their Inclination.

Answer.—Granted.

Article IV.

The Private Property of the Garrison, as well as that belonging to Individuals, shall be preserved to the several Persons respectively.

Answer.—Granted.

Article V.

All Persons in the Civil Employments of the Company shall have Liberty to retire to another Part of the Island,

Answer.—It is not in the Power of the Officers commanding the British Forces to grant this Article.

Article VI.

The Sick and Wounded shall be treated with all convenient Care and Attention.

Answer.—Certainly.

Article VII.

The Garrison shall not be subject to Reprisals.

The Commandant requests Permission to transmit all Papers respecting the Siege to the Governors of the Island, by an Officer in the Company's Civil Employ.

Answer.—Granted.—Copies of the Papers to be submitted to the British Commanders.

Dated at Fort Trincomalé, the 26th of August, 1795.

(Signed) J. G. Fornbauer.

Signed, by Authority of
Commodore Rainier
and Colonel Stuart,

P. A. Agnew,

Dep. Adj. Genl.

(Confirmed)

Peter Rainier.

Ja. Stuart.

A General Return of the Killed and Wounded of the Seamen of His Majesty's Squadron under my Command, during the Siege of Trincomalé.

Suffolk—2 Seamen wounded.

Centurion—1 Seaman killed, and 2 Ditto wounded, Heroine—2 Seamen wounded.

Total—1 Seaman killed, and 6 Seamen wounded.

N. B. The Return of Ordnance taken in Trincomalé has already been inserted in the preceding Gazette.

Suffolk, Back Bay, Trincomalé,
August 31, 1795.

S I R,

FORT Oostenburg surrendered to His Majesty's Arms this Morning according to the Capitulation enclosed, which please make known to their Lordships; and I flatter myself when 'tis considered how much Time and Labour is saved, that the Construction of Batteries, and the consequent Repair of the Works damaged when captured, would necessarily have required, the Number of Casualties