

mand of a Flag.—Two-Eighths shall belong to the Master and Mate; of which the Master shall take Two-Thirds, and the Mate One-Third.—Three-Eighths shall belong to and be divided among the other Officers and the rest of the Crew in Manner aforesaid.—The Surplus, the Distribution of which is not herein directed, shall remain at Our Disposal; and if not disposed of within a Year after final Adjudication, the same shall belong and be paid to Greenwich-Hospital.—And in the Case of Prizes taken jointly, by any of Our Ships of War and any Hired Armed Vessel, Our Commissioned Officer or Officers on board such Hired Armed Vessel shall share with Our Commissioned Officer or Officers of the same Rank on board Our Ship or Ships of War, being joint Captors; the Master of such Hired Armed Vessel shall share with the Warrant Officers; the Mate of such Hired Armed Vessel with the Petty Officers; and the Seamen of such Hired Armed Vessel with the Seamen on board Our said Ship or Ships of War; save and except, that, in case such Hired Armed Vessel shall be commanded by One of Our Commissioned Officers having the Rank of Master and Commander, and there shall be none of Our Lieutenants on board; or in case such Hired Armed Vessel shall be commanded by the Master, in both those Cases the Master of such Hired Armed Vessel shall share with the Lieutenants of Our Ships of War, and the Mate with the Warrant Officers.—And in case any Difficulty shall arise in respect to the said Distribution, not herein sufficiently provided for, the same shall be referred to Our Lords Commissioners of the Admiralty, whose Direction thereupon shall be final, and have the same Force and Effect as if herein inserted: Provided that if any Officer, being on board any of Our Ships of War at the Time of taking any Prize, shall have more Commissions or Offices than one, such Officer shall be entitled only to the Share or Shares of the Prizes which, according to the abovementioned Distribution, shall belong to his superior Commission or Office.—Provided also, that in all Prizes taken by any of Our Squadrons, Ships, or Vessels, while acting in Conjunction with any Squadron, Ship, or Vessel of any other Power that may be in Alliance with Us, a Share of such Prizes shall be set apart, and be at Our further Disposal, equal to that Share which the Flag and other Officers and Crews of such Squadron, Ships, or Vessels would have been entitled to if they had belonged to Us.

And We do hereby strictly enjoin all Commanders of Our Ships and Vessels of War taking any Prize, to transmit, as soon as may be, or cause to be transmitted, to the Commissioners of Our Navy, a true List of the Names of all the Officers, Seamen, Marines, Soldiers, and others, who were actually on board Our Ships and Vessels of War under their Command at the Time of the Capture; which List shall contain the Quality of the Service of each Person on board, together with the Description of the Men, taken from the Description-Books of the capturing Ship or Ships, and their several Ratings, and be subscribed by the Captain or Commanding Officer, and Three or more of the Chief Officers on board. And We do hereby require and direct the Commissioners of Our Navy, or any Three or more

Lists, by the Muster Books of such Ships and Vessels of War, and Lists annexed thereto, to see that such Lists do agree with the said Muster-Books and annexed Lists, as to the Names, Qualities, or Ratings of the Officers, Seamen, Marines, Soldiers, and others, belonging to such Ships and Vessels of War, and, upon Request, forthwith to grant a Certificate of the Truth of any List transmitted to them, to the Agents nominated and appointed by the Captors, to take care and dispose of such Prize; and also, upon Application to them (the said Commissioners), they shall give, or cause to be given, to the said Agents, all such Lists from the Muster-Books of any such Ships of War, and annexed Lists, as the said Agents shall find requisite for their Direction in paying the Produce of such Prizes; and otherwise shall be aiding and assisting to the said Agents in all such Matters as shall be necessary.—We do hereby further will and direct, that the following Regulations shall be observed concerning the One-Eighth Part hereinbefore mentioned, to be granted to the Flag or Flag-Officers who shall actually be on board at the taking of any Prize, or shall be directing or assisting therein:

First, That a Captain of a Ship shall be deemed to be under the Command of a Flag, when he shall actually have received some Order directly from, or be acting in execution of, some Order issued by a Flag-Officer: and shall be deemed to continue under the Command of such a Flag, so long as the Flag-Officer by whom the Order was issued, or any other Flag-Officer acting upon the same Station, shall continue upon such Station; or until such Captain shall have received some Order directly from, or be acting in execution of, some Order issued by some other Flag-Officer, or the Lords Commissioners of the Admiralty. Secondly, That a Flag-Officer, Commander in Chief, when there is but One Flag-Officer upon Service, shall have to his own Use the said One-Eighth Part of the Prizes taken by Ships and Vessels under his Command.—Thirdly, That a Flag-Officer sent to command on any Station shall have no Right to any Share of Prizes taken by Ships or Vessels employed there, before he arrives within the Limits of such Station, and actually takes upon him the Command, by communicating Orders to the Flag-Officer previously in Command; save only that he shall be entitled to a Share of Prizes taken by those particular Ships to which he shall actually have given some Order, and taken under his Command within the Limits of such Station.—Fourthly, That a Commander in Chief, or other Flag-Officer, appointed or belonging to any Station, and passing through or into any other Station, shall not be entitled to share in any Prize taken out of the Limits of the Station to which he is appointed or belongs, by any Ship or Vessel under the Command of a Flag-Officer of any other Station, or under Admiralty Orders; unless such Commander in Chief, or Flag-Officer, is expressly authorized by the Lords Commissioners of the Admiralty to take upon him the Command in that Station in which the Prize is taken, and shall actually have taken upon him such Command in Manner aforesaid.—Fifthly, That when an inferior Flag-Officer is sent to reinforce a superior Flag-Officer on any Station, the superior Flag-Officer shall have no Right to any Share of Prizes taken by the inferior Flag-Officer before the inferior Flag-Officer shall