

or your Majesty's Commissioners for executing the office of Lord High Admiral, nor in the rewards conferred for the same:

"That when more flag-officers than one shall be serving together, the one sixteenth part of the net proceeds of prizes captured from the enemy, and of the other captures or seizures as aforesaid, made by any ships or vessels of the fleet or squadron, and of the rewards conferred for the same, shall be divided in the following proportions, namely:

"If there be but two flag-officers, the chief shall have two third parts of the said one sixteenth, and the other shall have the remaining third part; but if the number of flag-officers be more than two, the chief shall have only one half, and the other half shall be equally divided amongst the junior flag-officers:

"That commodores of the first class and captains of the fleet shall be esteemed as flag-officers:

"And we would further, most humbly submit, that the captains and commanders of your Majesty's ships and vessels of war, shall, on making any capture or seizure, transmit, as soon as may be, or cause to be transmitted to the Secretary of the Admiralty, a true and perfect list of all the officers, seamen, marines, and soldiers, and others who were actually on board your Majesty's ships and vessels of war under their command, at the time of the said capture or seizure, and also of those who were absent on duty at such time; 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 ships or vessels, 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 would further humbly submit, that when such lists shall have been duly examined with the muster books of such ships and vessels, and lists annexed thereto, in order to see that such lists agree with such 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, and, upon request, the Accountant-General of your Majesty's Navy, or examining officer shall forthwith grant a certificate, signed by such officer, of the truth of any lists so transmitted to the agents nominated or appointed by the captors or seizors; and, also, upon application, the said Accountant-General, or examining officer, shall give, or cause to be given, to the said agents all such lists, from the muster books of any such ships and vessels and annexed lists, as the said agents shall find requisite for their direction in making distribution to the parties entitled to share in the produce of such captures and seizures, and the rewards conferred for the same, and shall be otherwise aiding and assisting to the said agents in all such matters as shall be necessary:

"And we would further humbly submit, that in case any difficulty shall arise in respect to any of the regulations hereby proposed, and not herein provided for, or not sufficiently provided for, the same shall be referred to your Majesty's Lord High Admiral, or your Majesty's Commissioners for executing the office of Lord High Admiral for the time being, and their directions thereupon shall be

considered as final; and have the same force and effect as if specially provided for in your Majesty's Royal Proclamation:

"Provided always, and we would hereby humbly submit, that the distribution hereinbefore made, or directed to be made, shall not be construed to affect any captures or seizures made before the day of the date of your Majesty's Royal Proclamation, nor any captures or seizures which shall be made after that day, and which shall be condemned or adjudged in any of your Majesty's Courts of Vice-Admiralty, before notice of your Majesty's Proclamation shall have been received by the Court of Vice-Admiralty in which such condemnation or adjudication shall pass; and we would hereby lastly submit that the proceeds of all such captures and seizures, made before the date of your Majesty's Royal Proclamation, or which will be made after that day, and shall be condemned or adjudged in any of your Majesty's Courts of Vice-Admiralty, antecedent to the notice of your Majesty's Royal Proclamation having been received in such Courts, together with all rewards aforesaid, shall continue to be distributed in the proportions and manner directed in and by your Majesty's said Royal Proclamation dated nineteenth March one thousand eight hundred and thirty-four."

His Majesty, having taken the said Memorial into consideration, was pleased, by and with the advice of His Privy Council, to approve thereof; and also of the scheme for future distribution therein submitted; and His Majesty, by and with the advice aforesaid, is hereby pleased to direct, that the aforesaid Proclamation, of the nineteenth of March one thousand eight hundred and thirty-four, be annulled, and the same is hereby annulled accordingly; save and except as to any captures or seizures which have been made before the day of the date of this Order, and any captures or seizures which shall be made after that day, and which shall be condemned and adjudged in any of His Majesty's Courts of Vice-Admiralty, before notice of this Order shall have been received by the Court of Vice-Admiralty in which such condemnation or adjudication shall pass; and that the proceeds of all such last-mentioned captures and seizures, together with all rewards conferred for the same, shall continue to be distributed in the proportions and manner directed in and by the said former Proclamation:

And the Right Honourable the Lords Commissioners of the Admiralty are to give the necessary directions herein accordingly.

*Wm. L. Bathurst.*

By the KING.

A PROCLAMATION.

WILLIAM, R.

**W**HEREAS by Our Order in Council of this day's date, We were graciously pleased, for the reasons therein contained, to annul Our Royal Proclamation of the nineteenth day of March one thousand eight hundred and thirty-four, directing that distribution should be made of the net proceeds of prizes captured from the enemy, of captures