

ACT for taking the Oaths of Allegiance and Assurance.

Published by Authority.

Edinburgh, the Twentie third day of May, 1693.

FORASMUCH as, the imposing and taking the Oath of Allegiance, and the Assurance, enacted in this current Parliament, as hereto subjoynd, will be a further Security to the Protestant Religion and Their Majesties Government, in this present exigence: Therefore, the King and Queens Majesties, with Advice and Consent of the Estates of Parliament, Statute and Ordain, that the said Oath of Allegiance be Sworn, and the same with the foresaid Assurance, be Subscribed by all Noblemen, and their eldest Sons, being past Twenty one years of Age, and by all persons in Offices and Places of publick Trust, Civil, Ecclesiastical and Military, *to wit*, by all Members of Parliament, and Electors of Members of Parliament, all Privy Counsellours, all Officers of State, and of the Crown, all the Lords of Session, Advocates, and all others, Members of the Colledge of Justice, the Lords of Thesaury and Exchequer, Lords of Justiciary, and all Members of these Courts, and all Officers, and Members of the Admiralty, and all Officers, and Members of the Chancellery, Writers, and Under-keepers of the Privy-Seal, Post-masters, and their Clerks, all Commissioners to the Convention of Burrows, and their Clerk, and the Servants who officiat under him, and the Agent for the Royal Burrows, the Conservator of the Scots Privileges in *Holland*, and the Factors at the Staple-ports, all Collonels, and other Commissionat Officers of the Train-bands, all Persons who are, or shall be Commissioners for Valuation, Re-valuation, or rectifying Valuation of Lands, and all Persons having heretable Offices from the King, not already mentioned in this Act, all Preachers and Ministers of the Gospel wharsoever, and all Clerks in Church Judicatories and Presbyteries, and all Heretors voting in the calling of Ministers, and all others wharsoever, giving voice in the said calling of Ministers, at their Meeting for that effect, all Persons in this Kingdom named, or to be named Judges, in Commissions of Justiciary, all Members of the Commission for Valuation of Tiends, and Plantation of Kirks, or other Commissions of Parliament, all Sheriffs, Stewarts, Bailies of Royalties and Regalities, Commissars and their Deputs, Clerks and Fiscals, Justices of Peace, Commissioners for the Supply and Excise, Officers of the Mint, with their Clerks and Fiscals, all Procurators before any of the Courts above-mentioned, all Writers to the Signet, all publick Notars, and other persons employed in writing, or agenting, the Lyon King at Arms, the Lyon the Deput, Heraulds, Macers, Pursuivants, and Messengers at Arms, and their Clerk, all Chamberlains, Collectors, Fermorers, Tacksmen, Sub-collectors of Their Majesties Crown-rents, Customs, Assessment, Excise, Bishop-Rents, Vacant Stipends, or any other Moneys belonging, or that shall happen to belong to Their Majesties, all Surveyers, and Waiters for the Customs and Excise, and Clerks in any of these Offices, or Employments, and Clerks of Cocquers, all Magistrats, Deans of Gild with their Council, Thesaurers, Counsellours, and Clerks of Burghs-Royal, and of Regality, or such as officiat for them, all Deacons of Trades, and Deacon-Conveeners in the said Burghs, and such as have any voice in electing of Deacons of Trades, with all Clerks of Trades, all Jaylors and Keepers of Prisons, and Under-keepers, and their Clerks, and all Masters and Doctors in Universities, Colledges, or Schools, and Keepers of publick Libraries, all Chaplains in Families, and Pedagogues, and Governours to Children and Youth, all Officers in the Army, Forts and Garrisons, and all Masters of Ships and their Mates. All which persons, and every one of them, shall now, and in all time coming, publickly Swear the said Oath, and Subscribe the same with the Assurance in manner following, *viz.* The Officers of State and of the Crown, and Counsellors before the Secret Council, all Noblemen and their eldest Sons, past Twenty one years of Age, and the chief Commanders of the Forces, before the Secret Council, or such as they shall appoint, all the Lords of Session, and all Members of the Colledge of Justice, and others depending upon them, before the Session, or before the Privy-Council, or such as the Lords shall appoint, the Lords of Justiciary, and those depending upon that Court, in the Justice Court, the Lords and others Members of the Exchequer, before the Exchequer, the Lord high Admiral and the Judge, and other Officers, and Members of the Admiralty before the Court of Admiralty, all Judges having Commissions of Justiciary, at the first Meeting, before they exerce, by vertue of these Commissions: the Officers and Members of the Chancellory, Writers to, and Under-keepers of the Privy Seal before the Session, or such as the Secret Council shall appoint, Commissioners to the Convention of Burrows, the Clerk and the Servants who officiat under him, and the Agent for the Burrows, before the Conventions of Burrows: The Conservator before the Convention of Burrows, or such as the Privy Council shall appoint: and the Factors, at Staple-ports before the Conservator in his Court: Members of the Commission for the Valuation of Tiends, and Plantation of Kirks, or of other Commissions before those respective Commissions, Sheriffs, Stewarts, Bailies of Royalties and Regalities, Commissars and their Deputs, Clerks and Fiscals, before these respective Courts, Justices of Peace, Commissioners for the Supply and Excise before their Conveener, he first qualifying himself in their Meeting, the General of the Mint, before the Secret Council, and all other Officers of the Mint, before the General thereof: all Advocates and Procurators, before the respective Courts to which they beleng: All Notars and other Persons employed in Writing, or Agenting before the Lords of Session, or such as the Council shall appoint: the Lyon King at Arms before the Secret Council: the Lyon Deput, Heraulds, Pursuivants, and Messengers at Arms, with the Clerk, before the Lyon in his Court: The Macers before the respective Courts wherein they serve, or before those whom the Council shall appoint: Chamberlains, Collectors, Fermorers, Tacks-men, and Sub-collectors of the Crown-Rents, Customs, Excise, Bishops-Rents, Surveyers, Waiters and their Clerks, before the Lords of Thesaury and Exchequer, or before whom they shall appoint: Collectors of the Supply and Excise, before the Commissions of Supply and Excise, Magistrats, Deans of Gild with their Council, Thesaurers, Counsellours, and Clerks of Burghs-royal and Regality, Deacons of Trades, and Deacon-conveeners, and those who have a voice in electing of Deacons of Trades, and Clerks of Trades, before the Council of the Burgh: Officers of the Army, before the Commander in chief, or whom he shall appoint: And Officers of Forts:

or Admiralty, or such as they shall appoint: And all the other Persons above-ranked, without any special appointment, before such as the Privy Council shall appoint.

And Their Majesties with Consent foresaid, Statute and Ordain, that the whole Persons above-mentioned, shall Swear the said Oath, and Subscribe the same, and the Assurance in manner foresaid, betwixt and the Twentieth day of *June* next: for which end, all the Inferiour Courts, are hereby dispensed with, to Sit to the effect foresaid, excepting Electors of Members of Parliament, and Members of the Commissions above-mentioned, and these giving voice in calling of Ministers, and such as have voice in Electing of Deacons of Trades, who are hereby appointed to take the said Oath, and subscribe the same, with the Assurance, as follows, *viz.* The Electors of Members of Parliament, before they elect, Members of Commissions, before they exercise the Commissions: And such as have a voice in calling of Ministers, or electing of Deacons of Trades, before they give voice in calling of Ministers, or electing of Deacons of Trades, and also, excepting the Conservator, and the Factors of the Staple ports, who are to Swear the said Oath, and subscribe the same, and the Assurance, betwixt and the fifteenth day of *August* next. And the said Oath and Assurance, Sworn and Subscribed as above, are to be recorded in the Registers of the respective Courts and Meetings, and the Extracts thereof under the Clerks hands, to be reported to Their Majesties Privy Council, under the pain of Deprivation of the Clerk, for such as are appointed to Swear and Subscribe, betwixt and the twentieth of *June*, to be reported betwixt and the first of *August* next, and for the rest, within twenty days after their said swearing and subscribing. And it is further Statute and Ordained, that all Persons, who shall hereafter be advanced to, or employed in any of the foresaid Offices, Trusts, or Stations, shall at their Entry unto, and before their exercising thereof, Swear the said Oath and subscribe the same, and the Assurance in manner foresaid, to be Recorded in the Registers of the respective Courts, and reported to Their Majesties Privy Council, within the space of forty days after taking of the same, and exercising the foresaid Offices, Trusts, Priviledges and Employments, which Reports are to be received, and taken in by the Clerks of Privy Council *gratis*. And it is hereby Statute and Ordained, That all Persons who shall obtain any free Gift, or Donations from the Lords of Their Majesties Privy Council. Thelaury or Exchequer, or shall present any Signature of Pension, Remission, or containing a *de novo damus*, or any other casualty, except Gifts of Escheats, are to take the said Oath and Assurance, before obtaining the said Gift, or passing the said Signature, certifying such of the foresaid Persons as are, or shall be in any publick Office, Trust or Employment, or who shall own, or exercise the same, without taking the said Oath and Assurance in manner foresaid, they shall be deprived *ipso facto* of their saids Offices, Trusts and Employments, and Ministers provided to Kirks, shall be deprived of their Benefices, or Stipends, and Preachers not provided to Kirks, shall be punished by Banishment, or otherways, as the Council shall think fit; and all the foresaid Tacksmen, shall be punished as the Privy Council shall think fit. And farther that they and all other Persons, whether above ranked or not, who shall not Swear the said Oath, and Subscribe the same, and the Assurance shall not be allowed to keep any Horses, above an hundred Merks-price, nor any sort of Arms, more than a Walking-Sword; certifying, such as shall be found to have Horses and Arms contrair to this Provision, either in their own, or in the keeping of others, that both the Owner and the Keeper, shall incur the Penalty of one Thousand Merks, the one half to the Informer, and the other to Their Majesties; And Their Majesties with Consent foresaid, Authorizes and Impowers the Lords of Privy Council, to take such further effectual Methods, for Disarming these Persons, and seasing of their Horses above the foresaid value, as they shall judge necessar; As likeways, they impower the Council to call before them, all, or any Heretors, or other Persons, whom they shall think fit, whether above ranked or not, and to put the said Oath and Assurance to them, and in case of their Refusal, to proceed against them by Fining, Confining, Imprisonment, or Banishment, as they shall see cause; the Fine if they be Heretors, to be the double of their Cess or Supply, and further, (if the Council shall think fit,) not exceeding an years valued Rent; and for others not Heretors, the third part of their escheatable Goods, by and attour the other Penalties, contained in the thirty eight Act of the second Session of this current Parliament; It is also hereby enacted, that the said Oaths of Alledgiance and Assurance, are in no case to be imposed, or taken severally, but joynly, declaring hereby, that these who refuse the one, shall be holden as refusing both. And Their Majesties with Advice foresaid, recommends to their Privy Council, to see this Act put to due and vigorous Execution, with all diligence: And it is hereby declared, that the foresaid general Power granted to the Council, is to endure until the next Session of Parliament allanarly: And Lastly, it is hereby provided, that such as have already taken and subscribed the said Oath, and subscribed the Assurance, shall not be obliged, by vertue hereof, to take and subscribe the same again in the same Capacity.

The Oath of Alledgiance.

I A. B. Do sincerely Promise and Swear, that I will be faithful, and bear true Alledgiance to Their Majesties, King WILLIAM and Queen MARY; So help me GOD.

The Assurance.

I A. B. Do in the sincerity of my Heart, Assert, Acknowledge and Declare, that Their Majesties King WILLIAM and Queen MARY, are the only Lawful undoubted Sovereigns of this Realm, as well de jure, That is of Right, King and Queen, as de facto, That is in the Possession and Exercise of the Government: And therefore, I do sincerely and faithfully Promise and Engage, that I will with Heart and Hand, Life and Goods, maintain and defend Their Majesties Title and Government, against the late King James, and his Adherents, and all other Enemies, who either by open or secret Attempts, shall Disturb or Disquiet Their Majesties in the Possession and Exercise thereof.

Extracted forth of the Records of Parliament, by

TARBAT. Cls. Registri.

God save King William and Queen Mary.

His MAJESTIES Most Gracious

LETTER

TO THE

Parliament of Scotland.

Published by Authority.

WILLIAM R.

My Lords and Gentlemen,

WE have ever since Our coming to the Crown of that Our ancient Kingdom, been firmly Resolved to go to it, and to Hold a Parliament in Person, that Hearing in Our own Presence all that concerns your Happiness and Prosperity, fully Reasoned upon, We might be the more able to Judge of the Laws that are fit to be Made, and of the Measures to be taken by Us in the Administration. But hitherto, the Necessities of Our Affairs, either of Our Presence Abroad, during the time of Action, or of Our Presence in this Kingdom during the Session of Our Parliament here, have hinder'd Us from being amongst you; However We persist still in the same Resolutions, and will not give over, hoping to find a seasonable Opportunity for pursuing them, since We take them to be so necessary for the full Settlement of that Our ancient Kingdom. But in the mean while, lest the Affairs of Our People should suffer Prejudice by delaying your Meeting any longer, We have thought fit to Call you together, though in Our Absence from Britain, such is Our intire Confidence in your Affection to Us and Our Government, of which We have had sufficient Proofs in the former Sessions. We have therefore Nominated and Appointed to be Our Commissioner, Our Right Trusty and Right Intirely Beloved Cousin William Duke of Hamilton, the President of Our Council, whose Abilities and Experience in the discharge of such a Trust are well known to you, and of which We have had good reason to be satisfied, as well as of his Faithfulness and Zeal for Our Service, and the good of the Kingdom. Him we have fully Instructed in all things that seem to Us

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Parliament.
Care He had of us, and by the blessing of God, this Parliament will prove a healing and happy
Acting, as a Grateful Acknowledgment of what He had done for us, and suitable Return to the
If you see about these Things Vigorously and Cordially, His Majesty will put a just Value upon your
that use in the time of War, but be employed for Trade in the time of Peace.
our Merchant Ships, may be provided now, and more built hereafter, which may not only serve for
how some Ships of War of competent Force, to Defend our Coast from Privateers, and to Convey
Capt.

of Admiralty, or such as they shall appoint: And all the other Persons above-ranked, without any special appointment, before such as the Privy Council shall appoint.

And Their Majesties with Consent foresaid, Statute and Ordain, that the whole Persons above-mentioned, shall Swear the said Oath, and Subscribe the same, and the Assurance in manner foresaid, betwixt and the Twentieth day of *June* next: for which end, all the Inferiour Courts, are hereby dispensed with, to Sit to the effect foresaid, excepting Electors of Members of Parliament, and Members of the Commissions above-mentioned, and these giving voice in calling of Ministers, and such as have voice in Electing of Deacons of Trades, who are hereby appointed to take the said Oath, and subscribe the same, with the Assurance, as follows, *viz.* The Electors of Members of Parliament, before they elect, Members of Commissions, before they exercise the Commissions: And such as have a voice in calling of Ministers, or electing of Deacons of Trades, before they give voice in calling of Ministers, or electing of Deacons of Trades, and also, excepting the Conservator, and the Factors of the Staple ports, who are to Swear the said Oath, and subscribe the same, and the Assurance, betwixt and the fifteenth day of *August* next. And the said Oath and Assurance, Sworn and Subscribed as above, are to be recorded in the Registers of the respective Courts and Meetings, and the Extracts thereof under the Clerks hands, to be reported to Their Majesties Privy Council, under the pain of Deprivation of the Clerk, for such as are appointed to Swear and Subscribe, betwixt and the twentieth of *June*, to be reported betwixt and the first of *August* next, and for the rest, within twenty days after their said swearing and subscribing. 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And Their Majesties with Advice foresaid, recommends to their Privy Council, to see this Act put to due and vigorous Execution, with all diligence: And it is hereby declared, that the foresaid general Power granted to the Council, is to endure until the next Session of Parliament allanarly: And Lastly, it is hereby provided, that such as have already taken and subscribed the said Oath, and subscribed the Assurance, shall not be obliged, by vertue hereof, to take and subscribe the same again in the same Capacity.

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My Lords and Gentlemen,

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conclude this a Happy Session. We bid you heartily farewell. Given at our Court at Kensington, the three and twentieth day of March 1693. And of Our Reign the Fifth Year.

By His Majesties Command,
J. Johnston.

Directed thus,
To the Lords Temporal, and the Commissioners
of Shires and Burghs, Assembled in Parliament
of Our Antient Kingdom of Scotland.

The SPEECH of William Duke of Hamilton, His Majesties High Commissioner, to the Parliament of Scotland.

My Lords and Gentlemen,

YOU have heard His Majesties Letter, wherein He expresses a great deal of Goodness for Us, and particularly that He allows your Meeting in Parliament at this time, does show His intire Confidence in your Affection to Him and His Government, now Established in Church and State, which His Majesty has Entrusted me to assure you, He is firmly Resolved to support.

I think I need not Enlarge much to remember you of the Dangers and Fears you were in about a year ago of an Invasion, and the Attempts of Enemies at Home, I am sure there was then none that wished well to this Government, but was sufficiently convinced of the bad Posture we were in for our Defence, and would have been glad of this Opportunity, to have put our selves in a better Condition against the worst Events.

So, my Lords and Gentlemen, Let us in the First Place Return His Majesty our Heartly Thanks for Granting us this Session of Parliament, and let us lay aside all Heats and Animosities, and every thing else that may Obstruct our Answering His Majesties Expectations, whereby you will not only let the World see the Errors of those that were against your Meeting, but also disappoint your Enemies that would render your Endeavours unsuccessful. And since you cannot expect this to be a long Session of Parliament, His Majesty recommending to you Dispatch: Therefore, my Lords and Gentlemen, I beseech you begin with these things that are most necessary for the King's Service, and your own Security, which I Judge to be the giving of Supplies of Mony, and the putting of the Kingdom in a Posture of Defence.

The Chancellor will propose to you the fit Methods of your Proceedings.

The SPEECH of the Earl of Tweddale, Lord High Chancellor to the Parliament of Scotland.

My Lords and Gentlemen,

THE Kings Majesty hath made appear His Care of the Welfare, Happiness, and Security of this Kingdom, by Calling You together, when Himself is so necessarily absent beyond Sea, that you may provide for your own Safety and Prosperity. And hath fully Instructed His Commissioner to Concur with you in whatsoever may Contribute thereto.

I shall therefore in all Humility, and with Submission, put you in mind, That avoiding all Animosities and Misunderstandings, you may apply your Selves with Unanimity and Chearfulness to your Work and Business, which I take to be in the first Place,

To put the Kingdom in a Posture of Defence against Foreign Invasion, and of Security against Intestine Commotion.

Then by making of such good Laws, as may tend both to the Settling of Peace and Unity in the Church, and to the Strengthening the Authority of the Government, and for Recovery and Raising the Trade of the Nation, so much Decayed, even to Ruine almost, and making it to Flourish again.

As to the Concerns of the Church, a sober and quiet Temper of Mind, full of Charity and Humility is necessary.

And for your Safety and Security, a competent Additional Force to what you have, with a suitable Fond-to maintain them, and if it shall be thought fit, to set up a Country Militia again, Methods must be thought of for Training of them with less Trouble and Expence than hath been formerly.

And for Recovery of Trade, and Support thereof in Time of War, it will be Worthy of your most Deliberat and Serious Consultations, to fall upon the readiest Means for Effectuating the same, as how some Ships of War of competent Force, to Defend our Coast from Privateers, and to Convey our Merchant Ships, may be provided now, and more built hereafter, which may not only serve for that use in the time of War, but be employed for Trade in the time of Peace.

If you set about these Things Vigorously and Cordially, His Majesty will put a just Value upon your Actings, as a Grateful Acknowledgment of what He hath done for us, and suitable Return to the Care He hath of us, and by the blessing of God, this Parliament will prove a healing and happy Parliament.