

received from my Captain E. D. King, in this harassing Service; and I have the Honor to be,
Sir, &c. &c. &c.

J. T. DUCKWORTH.

ARTICLES of CAPITULATION proposed by Governor-General Lindetman to their Excellencies Lieutenant-General Thomas Trigge, and Rear-Admiral John Thomas Duckworth, Commanders in Chief of His Britannic Majesty's Forces.

Art. I. The Garrison shall evacuate the Forts, and all the Troops of the Island give up their respective Quarters. They shall march out of the said Forts with their Arms and Baggage, and all the Honors of War, with Two Field-Pieces, Colours flying; Drums beating; but previous to the Evacuation they will discharge all their Guns, and the Officers will keep their Side-Arms.

Answer.—Granted.

Art. II. Proper Ships will be provided at the Expence of His Britannic Majesty to convey directly to Copenhagen all His Danish Majesty's Officers of the Army, Navy, and of the Civil Establishment, with their Domestic and Baggage, and also to convey the Garrison and Seamen; but should any of those Officers wish to go to America in their Way Home, they will be provided with Passports to that Effect.

Answer.—The Garrison and Seamen must be considered as Prisoners of War, and will be conveyed to Europe as speedily as possible; but such Officers as may desire it will be allowed Passports to go by the Way of America, on their Parole of Honor not to serve until regularly exchanged; and must depart from the Island in the Course of Two Months from the signing of this Capitulation.

Art. III. Such of His Majesty's Officers who should wish to remain on the Island are to be at Liberty to do so.

Answer.—The Officers of the Army and Navy cannot be permitted to remain on the Island.

Art. IV. All Churches and religious Congregations in the Island shall be supported in their respective Rites and Privileges.

Answer.—Granted.

Art. V. The Danish Laws, and the Special Ordinances of this Country, shall remain in full and uncontrolled Vigour and Execution as hitherto, and Justice be administered by the Persons now in Office: the Appeals from the Upper Court to go as usual in the last Instance to the High Court of Justice in Copenhagen, or to a High Court to be nominated by the British Governor, to consist of Three able Danish Lawyers, and two respectable Inhabitants who understand the Danish Language, and to be presided by the British Governor.

Answer.—The Danish Laws and Ordinances will remain in force as at present, but the Persons filling Civil Offices must be subject to our Approbation; and in the Event of Appeal from the Courts here, the Appeal must be made to His Britannic Majesty in Council.

Art. VI. All the Inhabitants of this Island present and absent of every Denomination, to remain in full and uncontrolled Possession of their Property of every Description; and they shall meet with no Impediment in the Administration thereof.

Answer.—The Property of all Inhabitants will be respected, except the French, Spanish, and Dutch, who have become Residents since the 1st of January 1794.

Art. VII. Absent Officers in His Danish Majesty's Service, as well as other Absentees, to be maintained in the Possession of their Property, which shall be administered by their Attorneys.

Answer.—The Officers in His Danish Majesty's Service, and other Absentees, except French, Spanish and Dutch, as specified in the foregoing Article, provided they are not serving those Governments, shall continue possessed of their landed Property, which shall be administered by their Attorneys. But if any Person, resident in Denmark, shall have Warehouses or other Depôts of Goods in the Island, they must be sequestered until His Britannic Majesty's Pleasure shall be known respecting them.

Art. VIII. No Inhabitant shall be compelled, on any Pretext whatsoever, to bear Arms against His Danish Majesty, or any other Power, or perform any Military Duty of any Denomination. Those who may wish to remain on the Island shall swear to observe a strict Neutrality, and those who may wish to quit the Island shall be allowed to dispose of their Property, or to appoint Attorneys for the Administration of the same.

Answer.—Granted; but they will be required to take an Oath of Allegiance to the British Government, expressing that they will not, either openly or secretly, do any Thing hostile to the British Government: No Frenchman, Dutchman, or Spaniard, who has become a Resident since the 1st January 1794, can be permitted to remain on the Island.

Art. IX. The Free People of Colour shall continue to enjoy their Freedom and Property, and in every respect to be considered on the same Footing as the other Inhabitants, as stipulated in the Eighth Article.

Answer.—Granted; on the Terms specified in the Answer to the Eighth Article.

Art. X. No Officers nor Soldiers to be billeted on the Inhabitants; every Assistance shall be given to procure proper Quarters.

Answer.—Granted; provided proper Quarters are procured.

Art. XI. The Inhabitants concerned in His Majesty's Loan shall not be compelled to make any Payments on Account of the same, as long as the Colony continues subjected to His Britannic Majesty.

Answer.—The Inhabitants concerned in His Danish Majesty's Loan must make their Payments to His Britannic Majesty as they become due, whilst the Colony remains under the British Government.

Art. XII. All Public Books, Registers, Archives of Government, the Burgher Council, and all other Public Offices, shall, as well as Private Property, be held sacred and unmolested in the respective Offices, under the Care of the present Officers.

Answer.—All Public Books and Records, of whatever Denomination, must be submitted to our Examination, but will afterwards be allowed to remain in the proper Offices.

