

among the other Officers and the Rest of the Crew.

And in the Case of Prizes taken by any Hired Armed Vessel not commanded by any of Our Commissioned Officers; One Eighth shall belong to the Flag Officers, to be divided as aforesaid, in case such Hired Armed Vessel shall be under the Command 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 above-mentioned 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 of them, to examine, or cause to be examined, such 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 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 Com-