

Answer.—The Troops as in answer to the Second Article, shall be sent to some Port in Holland.

Art. VII. The Sick who cannot be removed with the other Soldiers, are to be attended at the Expence of His Britannic Majesty, and when recovered sent to Holland.

Answer.—Agreed to.

Art. VIII. The Inhabitants of the Colony who are comprehended in this Capitulation are to enjoy the same Rights and Privileges as have been granted to those in Cape Town, according to the Capitulation of the 10th Instant.

Answer.—Agreed to; with the Exception of not quartering Troops, the Country not having the same Resources as the Town, and this Right having been always an Appendage to the Batavian Government.

Art. IX. The Troops whilst on board Ship are to be accommodated and fed according either to the Dutch or English Method, as is most beneficial to them.

Answer.—The Troops when embarked, will be treated in Respect as British Troops when on board Transports.

Art. X. Lieutenant-General Janssens shall be at Liberty to send Home a Dispatch to Holland, and will receive Assistance from the British Commanders in forwarding the same.

Answer.—Agreed to.

Art. XI. The Baron of Hogendorp having expended a great Deal of Money for the Execution of Agricultural Plans, he shall be supported by the British Government in carrying his Plans into Execution; and the British Government shall grant unto him all such Rights and Privileges as, from the public Records, it shall appear the Batavian Government meant to have given him.

Answer.—This Article must be left entirely to the Discretion of the future British Governor or Commanders.

Art. XII. If in this Capitulation any Thing doubtful may occur, it shall be bonâ fide construed to the Benefit of the Batavian Government.

Answer.—If any Doubt should arise as to any Article contained in this Capitulation, it shall be decided according to what shall appear to be just and honorable, without any Preference to either Party.

Given under our Hands and Seals this 18th Day of January 1806, at Hottentots Holland.

(Signed) J. W. JANSSENS.  
W. C. BERESFORD,  
Brigadier-General.

Executed in the Presence of  
(Signed) J. A. TRUTER.  
J. C. SMYTH.

Ratified and confirmed in the Castle of Good Hope, this 19th Day of January 1806.

(Signed) D. BAIRD,  
Maj. Gen. Commander in Chief.  
HOME POPHAM,  
Commodore, Commanding His Majesty's  
Naval Forces.

Admiralty-Office, April 7, 1806.

Copy of a Letter from the Earl of St. Vincent, K. B. Admiral and Commander in Chief of His Majesty's Fleet employed in the Channel, Soundings, &c. to William Marsden, Esq; dated on board His Majesty's Ship the Hibernia, off Ushant, April 1, 1806.

SIR,

I INCLOSE, for the Information of the Lords Commissioners of the Admiralty, a Copy of a Letter which I this Day received from Lieutenant T. Usher, commanding His Majesty's Armed Brig the Colpoys.

I am, &c.

ST. VINCENT.

Colpoys Hired Brig, Plymouth,  
March 30, 1806.

MY LORD,

I HAVE the Honor to acquaint your Lordship, that, cruising in His Majesty's Brig Colpoys under my Command, agreeably to the Orders of Admiral Cornwallis, on the 21st of this Month, we chased Three Spanish Luggers into the Port of Avillas; and as we had a fine commanding Breeze, I determined on following them in, notwithstanding the Fire of a Six Gun Battery, under which they ran, but which I considered the Colpoys as competent to silence. For this Purpose we prepared for anchoring with Springs; and, on arriving within the Range of the Enemy's Guns, and before our Caronades could be worked with Effect, the Wind died away. To draw the Fire from the Brig, and in order to lose no Time in effecting my Object, the Two Boats were immediately manned with Volunteers, and, after pushing through a heavy Fire of Grape from the Battery, and the Musketry of a Party of Soldiers, which had been sent on board the Vessels to defend them, I succeeded with Six Men, in the headmost Boat, in boarding and carrying them, the Enemy jumping over one Side as we entered on the other; Thirteen of them fell into our Hands: the second Boat, which pulled heavy, came up afterwards, and we succeeded in bringing them off. Notwithstanding the heavy Fire of the Enemy's Battery of Twenty-four-Pounders Two Men only received any Hurt, one of them, I am sorry to add, a dangerous Wound, though I hope not mortal.

I have felt it a Duty I owe to the steady Courage and Perseverance of the Master, Mates, and Crew of the Colpoys, to detail to your Lordship the Circumstances of this little Enterprize, as they have uniformly shewn the same Determination in my Support in other Affairs the Colpoys has been engaged in since I have had the Honor to command them. I annex, in the Margin, for your Lordship's Information, the Names of the captured Vessels.

I have, &c.

(Signed) THOMAS USHER.

Right Honorable Earl of St. Vincent,  
&c. &c. &c.

Names of the captured Vessels.

El Santa Buena Ventura, of Two Guns, laden with Flax and Steel.  
San Antonio, of Two Guns, laden with Flax and Steel.  
San Real, in Ballast, and sent away with Eleven Prisoners.

Wounded.

Thomas Ash, (severely,) and John Robislop.