

lists do 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 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), to 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 to 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 third part of the two eighths 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 in the event of his being directed to join a flag-officer on any station, he shall be deemed to be under the command of such flag-officer from the time that he arrives within the limits of the station, and shall be considered to continue under the command of the flag-officer of such station, 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 one third part of the said two eighths of the prizes taken by ships and vessels under his command.

Thirdly—That a flag-officer sent to command on any station, shall have a right to share as commander in chief for all prizes taken by ships or vessels employed there, from the time he arrives within the limits of such station; but if a junior flag-officer be sent to relieve a senior, he shall not be entitled to share as commander in chief in any prize taken by the squadron, until the command shall be resigned to him, but shall share only as a junior flag-officer until he assumes the command.

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 command of a flag-officer of any other station, or under Admiralty orders.

Fifthly—That when an inferior flag-officer is sent to reinforce a superior flag-officer on any station, the superior flag-officer shall have no right to any share of prizes taken by the inferior flag-officer before the inferior flag-officer shall arrive within

the limits of the station, or shall actually receive some order directly from him, or be acting in execution of some order issued by him; and such inferior flag-officer shall be entitled to his proportion of all captures made by the squadron which he is sent to reinforce, from the time he shall arrive within the limits of the command of such superior flag-officer.

Sixthly—That a chief flag-officer quitting a station, either to return home, or to assume another command, or otherwise, except upon some particular urgent service, with the intention of returning to the station as soon as such service is performed, shall have no share of prizes taken by the ships or vessels left behind, after he shall have surrendered the command to another flag-officer appointed by the Admiralty to be commander in chief of such station, or after he shall have passed the limits of the station, in the event of his leaving the command without being superseded.

Seventhly—That an inferior flag-officer quitting a station, except when detached by orders from his commander in chief out of the limits thereof, upon a special service, with orders to return to such station as soon as such service is performed, shall have no share in prizes taken by the ships and vessels remaining on the station after he shall have passed the limits thereof; and in like manner the flag-officers remaining on the station shall have no share of the prizes taken by such inferior flag officer, or by the ships and vessels under his immediate command, after he shall have quitted the limits of the station, except when detached as aforesaid.

Eighthly—That when vessels under the command of a flag which belong to separate stations shall happen to be joint captors, the captain of each ship shall pay one third of the share to which he is entitled to the flag officers of the station to which he belongs; but the captains of vessels under Admiralty orders, being joint captors with other vessels under a flag, shall retain the whole of their share.

Ninthly—That if a flag officer is sent to command in the out-ports of this kingdom, he shall have no share of the prizes taken by ships or vessels which have sailed, or shall sail from that port, by order from the Admiralty.

Tenthly—That when more flag officers than one serve together, the one third part of the two eighth parts of the prizes taken by any ships or vessels of the fleet or squadron, shall be divided in the following proportions: viz. If there be but two flag-officers, the chief shall have two third parts of the said third of two eighths, 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 among the junior flag-officers.

Eleventhly—That commodores with captains under them shall be esteemed as flag-officers with respect to the one third of the two eighth parts of prizes taken, whether commanding in chief or serving under command.