

Thirdly.—In all cases in which supernumeraries, whether officers or men, shall be borne by order of the Lord High Admiral, or Our Commissioners for executing the office of Lord High Admiral, or by other proper authority, they shall share with the respective ranks in which they may be acting. Provided always, and We do hereby direct, that no flag officer or other person not actually present at the capture or destruction of any pirate vessel, shall be entitled to share in any distribution of the proceeds or bounty in respect of the crews of such piratical ships, vessels, and boats; and also that no flag officer or other person who shall not have been actually on board of any of Our ships, or ships of war, at the actual taking, sinking, burning, or otherwise destroying any ship or ships of war, or privateers, belonging to the enemy, shall be entitled to share in the distribution of any head or bounty-money granted as a reward for the taking, sinking, burning, or otherwise destroying any such ship or vessel.

Fourthly.—The following regulations are to be established with respect to the share before mentioned, to be given to the flag-officer or officers under whose command the capturing ship may be.

That a captain, commander, or commanding officer of a ship or vessel, shall be deemed to be under the command of a flag when he shall have actually received some order 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 when 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 he shall have received some order directly from, or be acting in execution of some order issued by, some other flag-officer duly authorised, or by the Lord High Admiral, or Our Commissioners for executing the office of Lord High Admiral for the time being.

That a flag-officer, commander in chief, where there is but one flag-officer upon service, shall have to his own use the one sixteenth part of the proceeds of all prizes captured from the enemy, and of all other captures and seizures as aforesaid, made by ships and vessels under his command, and of the rewards conferred for the same, save and except as hereinbefore provided and directed.

That when ships or vessels under the command of several flags which belong to separate stations, shall happen to be joint captors, each flag-officer under whose orders the ships or vessels are, shall receive such proportion of the flag share to which he, shall be entitled according to the number of ships belonging to each respectively.

Captains or commanders, or commanding officers of such ships or vessels as shall be under orders from the Lord High Admiral, or Our Commissioners for executing the office of Lord High Admiral, being joint captors with other ships or vessels under a flag or flags, the flag-officer is only to have his proportion of the flag share according to the number of ships belonging to his squadron.

That if a flag-officer be sent to command in the ports of the United Kingdom, he shall have no share in the prizes captured from the enemy, nor in the other captures or seizures as aforesaid, made by ships or vessels which have sailed, or shall sail,

from that port by order of the Lord High Admiral, or Our Commissioners for executing the office of Lord High Admiral, nor in the rewards conferred for the same.

That when more flag-officers than one shall be serving together, the one sixteenth part of the net proceeds of prizes captured from the enemy, and of the other captures or seizures as aforesaid, made by any ships or vessels of the fleet or squadron, and of the rewards conferred for the same, shall be divided in the following proportions, namely:

If there be but two flag-officers, the chief shall have two third parts of the said one sixteenth, 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 amongst the junior flag-officers.

That commodores of the first class and captains of the fleet shall be esteemed as flag-officers.

And We do hereby further direct, that the captains and commanders of Our ships and vessels of war shall, on making any capture or seizure, transmit, as soon as may be, or cause to be transmitted, to the Secretary of the Admiralty, a true and perfect list of all the officers, seamen, marines and soldiers, and others, who were actually on board Our ships and vessels of war under their command, at the time of the said capture or seizure, and also of those who were absent on duty at such time; 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 ships or vessels, 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 further direct, that when such lists shall have been duly examined with the muster books of such ships or vessels, and lists annexed thereto, in order to see that such lists 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, and, upon request, the Accountant-General of Our Navy, or examining officer, shall forthwith grant a certificate, signed by such officer, of the truth of any lists so transmitted to the agents nominated and appointed by the captors or seizors; and also, upon application, the said Accountant-General, or examining officer, shall give, or cause to be given, to the said agents all such lists from the muster books of any such ships and vessels, and annexed lists, as the said agents shall find requisite for their direction in making distribution to the parties entitled to share in the produce of such captures and seizures, and the rewards conferred for the same, and shall otherwise be aiding and assisting to the said agents in all such matters as shall be necessary.

And We do direct that in case any difficulty shall arise in respect to any of the regulations hereby proposed, and not herein sufficiently provided for, the same shall be referred to Our Lord High Admiral, or Our Commissioners for executing the office of Lord High Admiral for the time being, and their directions thereupon shall be final and have the same force and effect as if specially provided for in this Our Royal Proclamation:

Provided always, and We do hereby direct, that