M.R.O. 1—22 400—23-11-20

MADRAS RECORD OFFICE.

Government of Madras.

Marine DEPARTMENT.

G.O. No.	15-3	Press Mis.
Dated	13-2-1800.	

Not to be folded or roughly handled

Dr
158

Proceedings of the Madras Government, Marine Department, for the month of April 1860.

No. 13. Read the following letter from R. B. CHAPMAN, Esq., Under Secretary to the Government of India, to J. D. BOURDILLON, Esq., Secretary to the Government of Fort Saint George, dated Fort William, 23rd March 1860, No. 613.

Home Department.

I am directed to forward the accompanying copy of a Despatch from the Secretary of State for India, No. 6 of 1860, dated the 14th February, and of its enclosure, relative to the extension of the benefit of the Foreign Deserters' Act, 1852, to ships belonging to subjects of the Queen of Spain, and to request that the necessary steps may be taken for the publication and enforcement of the Order of Her Majesty in Council, dated the 23rd January 1860.

2. The Order in question will be published in the *Calcutta Gazette*.

From the Right Honorable Sir CHARLES WOOD, Bart., G. C. B., Secretary of State for India, to His Excellency the Right Honorable EARL CANNING, Governor General of India in Council, dated London, 14th February 1860, No. 6.

Herewith is transmitted a copy of an order of Her Majesty in Council, of the 23rd January 1860, by which the benefit of the Foreign Deserters' Act, 1852, is extended to ships belonging to subjects of the Queen of Spain.

No. 14. ORDER THEREON, 13th April 1860, No. 158.

A copy of Her Majesty's Order in Council has been received direct from the Secretary of State, and Orders were passed on it in Proceedings 21st ultimo, No. 121.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. S. T. Augustin.

Not to be printed

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AT THE COURT AT BUCKINGHAM PALACE,

The 23rd day of January 1860,

PRESENT:

THE QUEEN'S MOST EXCELLENT MAJESTY IN COUNCIL.

WHEREAS by the "Foreign Deserters' Act, 1852", it is provided that whenever it is made to appear to Her Majesty, that due facilities are, or will be given for recovering and apprehending seamen, who desert from British Merchant Ships in the territories of any foreign power, Her Majesty may by order in Council, stating that such facilities are or will be given, declare that seamen not being slaves, who desert from Merchant Ships belonging to a subject of such foreign power, when within Her Majesty's dominions, shall be liable to be apprehended and caried on board their respective ships, and may limit the operation of such order, and may render the operation thereof subject to such conditions and qualifications, if any, as may be deemed expedient :

And whereas it has been made to appear to Her Majesty, that due facilities will be given for recovering and apprehending seamen who desert from British Merchant Ships in the dominions of Her Majesty the Queen of Spain :

Now, therefore, Her Majesty by virtue of the power vested in Her by the said "Foreign Deserters' Act, 1852", and by and with the advice of Her Privy Council, is pleased to order and declare, and it is hereby ordered and declared that, from and after the publication hereof in the *London Gazette*, seamen, not being slaves and not British subjects, who, within Her Majesty's dominions, desert from Merchant Ships belonging to subjects of Her Majesty the Queen of Spain, shall be liable to be apprehended and carried on board their respective ships. Provided always that if any such deserter has committed any crime in Her Majesty's dominions, he may be detained until he has been tried by a competent Court, and until his sentence (if any) has been carried into effect.

And the Right Hon'ble the Lords Commissioners of Her Majesty's Treasury, and the Secretary of State for India in Council are to give the necessary directions herein accordingly.

(Signed) W. L. BATHURST.

(True copy)

Under Secy. to the Govt. of India.

Ed.—H. C. Mittra.

All. 60. D.
in No 137

Marine 1860. Dep^t.
Pro of Govt 20 Apl
From
The Under Secy to
the Govt of India.

D/. 23^d March
7.

Enc^s 2.
Spanc copies 6.
No 137.

Forwards the accompanying copy of a despatch from the Secy of State for India relative to the extension of the benefit of the Foreign Deserters' act 1852 to ships belonging to the subjects of the Queen of Spain — & requests that the necessary steps may be taken for the publication of the Act and enforcement of the Order of Her Majesty in Council. —

Order thereon
No. 158 - 13th April 1860 -

List.

A Copy of H. M's. Order in Council has been received direct from the Secretary of State — & orders were passed on it in Proceedings, 21st Ulto. No. 121.

[signature]

13 & 14