



Naval Prize Act 1864

1864 CHAPTER 25 27 and 28 Vict

III.—SPECIAL CASES OF CAPTURE

Pre-emption

38 Purchase by Admiralty for public service of stores on board foreign ships.

Where a ship of a foreign nation passing the seas laden with naval or victualling stores intended to be carried to a port of any enemy of Her Majesty is taken and brought into a port of the United Kingdom, and the purchase for the service of Her Majesty of the stores on board the ship appears to [^{F1}the Secretary of State] expedient without the condemnation thereof in a prize court, in that case [^{F1}the Secretary of State] may purchase, on the account or for the service of Her Majesty, all or any of the stores on board the ship; and the [^{F2}Commissioners of Customs and Excise] may permit the stores purchased to be entered and landed within any port.

Textual Amendments

F1 Words substituted by [S.I. 1964/488](#) (1964 I, p. 769), Sch. 1 Pt. I

F2 Words substituted by virtue of [Customs and Excise Management Act 1979](#) (c. 2), [Sch. 4 para. 1](#)

Modifications etc. (not altering text)

C1 [S. 38](#) excluded by [Prize Act 1939](#) (c. 65), s. 1(3), [Sch. Pt. II](#)

Changes to legislation:

There are currently no known outstanding effects for the Naval Prize Act 1864, Cross Heading: Pre-emption.