

Thus far go these two Acts of Parliament; and 15 Car. 2. c. 11.

An Explanatory Act was made as followeth.

§. 8.  
Measures  
alter'd.

15 Car. 22.  
c. 11.  
First, No Common Brewer or Retailer of Beer and Ale without notice to the next Excise-Office, or to the Commissioners, Farmers, or Sub-Commissioners of that Division, erect, alter, or enlarge any Tun, Fat, Back Cooler, or Copper, or use them for Brewing; or shall use or make any private Store-house, Cellar, or place, other than such as were then opened and used in his common and usual Brew house, upon pain to forfeit Fifty pounds. And every person in whose occupation the same shall be found shall forfeit Fifty pounds. And such Tun, Fat, Cooler, Back or Copper, with the Beer or Wort therein, may be seized and delivered to the Overseer of the Poor, to be sold for the use of the Poor, and distributed amongst them.

§. 19.  
Commis-  
sioners nor  
Farmers.

Secondly, No Commissioner for regulating the Excise, shall directly or indirectly Farm it by Patent to himself, or any other in trust; nor Farmer be capable of being a Commissioner: And if he act, shall lose the benefit of his Farm, and be disabled to be Farmer or Commissioner; and all Acts made void; and persons troubled, may bring their Actions.

§. 20.  
Gagers.

Thirdly, Every Gager shall weekly after a Common Brewer hath or ought to make his Entry, deliver to him, at his house or some of his servants a Copy of his Return, or forfeit Forty shillings. And a Brewer, if he certify his Entry, or discharge the same within a week after such note delivered, shall not incur any Forfeiture.

Fourthly, Two able Gagers in every City shall be appointed, one by the Commissioners, the other by the Brewers, and shall take an Oath before one Justice, to Gage all Tuns, Fats, Coppers, and Vessels; and deliver one Copy to the Commissioners, and another to each Brewer.

§. 21.  
Officer no  
Justice.

Fifthly, No Commissioner, Sub-Commissioner, Farmer of Excise, Common Brewer, or Inn-keeper, shall act as a Justice of Peace; if he do, all Acts done by him are void.

§. 22.  
Deputies in  
Towns.

Sixthly, The Commissioners, Farmers, or Sub-Commissioners, shall under their Hand and Seal, depute some person in each Market-Town, to be there every Market day in some publick place, to receive Entries; and the next Market day it shall be published, who shall attend each Market day from Nine to twelve, and from Two till five. And if such Office be not so attended, the Commissioners, Farmers, or Sub-Commissioners, for each Market day forfeit Ten pounds, to be Recovered by Action, one moyty to the King, the other to the Informer: And the person coming and being able to prove a tender by one witness, shall be excused of all Penalties.

§. 23.  
Delivery of  
Beer.

Seventhly, No Common Brewer shall deliver out Beer, without notice to the Excise Office, but between *Michaelmas* and our *Lady-day*, between Seven in the Morning, and Five at Night; and between our *Lady-day* and *Michaelmas*, from Three in the Morning, till Nine at Night, or else forfeit Twenty shillings for every Barrel.

§. 24.  
Mixing.

Eightly, If a Brewer or Retailer shall after any Accompt taken by the Gagers, of the Quantity and Quality of Beer, Ale, or Wort, mix his Small Bear with Strong Beer or Ale, and shall deliver out, or retail the same without giving notice to the Gagers, or shall hide or conceal his Beer or Ale from the Gagers, shall for every Barrel so mingled or concealed, forfeit Twenty shillings.

§. 25.  
Utenils.

Ninthly, The Utenils or Brewing Vessels whose-soever they be, shall be liable to the Duty and Penalties; and the Duty and Penalties may be levied thereof.

Tenthly,