The Undersigned His

Britannick Majesty's Envoy

Extraordinary and Minister

Plenipotentiary, has had the

honor to receive the Note of His

Excellency the Marquis of Duelos

Counsellor Minister & Secretary

of State for Foreign Affairs;

dated the 1st. October, announcing

that His Imperial Majesty has

appointed a "Junta Consultiva"

for the purpose of revising

the processes upon the Neutral

His Excellency

The Marquis of Duelos.

&c. &c. &c.

Vessels captured by the —
blockading Force of Brazil,
and calling upon the —
Undersigned to transmit to
His Excellency the Marquess
of Lucluz a Statement of
the several cases upon which
revision is claimed, to which
the Undersigned has the
honor to reply, — that it is
not partially but generally
that he claims a revision upon
all the cases of British captured
Vessels which have been
brought

brought before the Tribunal
of the Brazilian Prize Court,
and that both specially &
generally, he protests against
the condemnation of any
one of them, upon the grounds
which he, the Undersigned,
has developed in former
notes to His Excellency the
Marquis of Queluz, & of which
it will consequently be
necessary to make but a short
recapitulation on the present
occasion. —

In

In the first place,

the Government of His Britannick

Majesty is not disposed to

recognize the privilege on the

part of Brazil, to mete out

the exercise of Her belligerent

Rights with partiality: — It

is true that on the part of

Great Britain there has been

no intention to refuse to

admit the principles of

Blockade in their fullest

latitude, for in proportion

as these have been unsparingly

executed

executed by herself, She is
prepared to expect the exercise
of them by others; — But
she is not bound to submit
to any jurisdiction, although
acknowledging its general
validity, from the operation
of which other Neutrals are
permitted to be exempted.
— Wherefore the decision of the
Supreme Council in the case
of the American Brig "Ruth,"
and that of the Attorney General
of the Crown, in the case of
the

the French Ship "Geneviève" form
the first grounds upon which
The British claimants demand
the restitution of their Vessels.-

Secondly, - it is
held to be a fact that the
principles and full extent
of the Brazilian Law of
Blockade cannot otherwise
be defined, but by reference
to the orders of the Government
to the Commanders of the
Blockading Force; and as it
cannot be denied that these
orders

orders have explicitly and
repeatedly prohibited the
capture of neutral Vessels
which have not received
previous and official —
intimation of the existence
of the blockade, from the
Blockading Squadron; and
as notwithstanding this,
all the British Prizes have
been seized in direct contra-
vention of the above orders,
the Undersigned is bound to
protest in the most formal
manner

manner against the injustice

of these proceedings. —

If His Excellency

the Marquis of Lucluz will

have the goodness to refer

to the depositions and

evidence brought before

the supreme Council by the

claimants, it will be seen

that the respective cases have

even been successfully defended

upon the very principles by

which it has been attempted

to justify the passing of

a

a sentence of condemnation
upon them, — those namely
which have in former times
influenced the British Court
of Admiralty. — In no one
instance, has the intention
of the parties to violate the
Blockade been proved against
them, but on the contrary it
has been shewn that they
were universally forbidden
by their instructions to proceed
to Buenos-Ayres until the
Blockade were raised, and
the

the Undersigned flatters

himself that this consideration

will not fail to have due

weight with the honorable

"Junta" which is now called

upon to pass final judgement

upon the legality of the

prizes. —

His Britannick Majesty's

Envoy will not enter at

greater length into the

merit of the claims which

it is the object of this Note

to vindicate, but earnestly

refers

refers His Excellency the Marqui
of Lueluz to the annexed
statement, which sets forth
the names of the captured
British Vessels, and the
principal Grounds upon
which each individual
case calls for revision and
a reversion of the condemning
sentences of the Prize Courts.
It is his duty however
upon this occasion, to refer to
the Note which he had the
honor to address to the Marqui
of

of Quebec on the 18th. Ultimo:—
pointing out to His Excellency
an expedient by which the
payment of indemnities
upon releasing the British
Vessels might satisfactorily
be provided for. —

In proposing that
expedient, the Undersigned
explicitly stated that he
was far from supposing
the projected mode of payment
would satisfy the losses —
sustained by the Parties,

but

but he jindged that the —
immediate release of their
vessels and an effectual
security from further losses
would serve to make up a
sufficient compensation. —
A Month having already
elapsed since the proposed
expedient was forwarded to
the Marquis of Lucluz, and
it having now been determined
to make a revision of the
judicial processes by referring
the consideration of them to
a

a "Junta Consultiva", which
infallibly will lead to further
delays, it becomes necessary
for the Undersigned to -
acquaint His Excellency, that
under the present circumstances
he can no longer be responsible
for the agreement of the
injured Parties with the -
proposals offered in their name
on the 18th. of September last. -

At the same time he
again assures His Excellency,
that the determination of
the

the Brazilian Government

upon these matters will be

valued by the Government

of Great-Britain according

to the promptneſs with

which they are carried into

effect; and not only will

the ſatisfaction of the

injured parties be proportionate

to the ſame, but the amount

of the indemnity claimed

will be adjuſted according

to the delays with which

the parties may yet be

made

made to linger. —

The Undersigned avails

himself of the present opportunity

to renew to His Excellency the

Marquis of Queluz the assurance

of his esteem and high

consideration. —

Rio de Janeiro October 15 1827. —

Gordon.