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With reference to the correspondence which took place betwen the undersigned, His Britannick Majesty's Chargé d'Affaires, and His Excellency the Marquis of Aracaty, respecting certain points of difference which existed as to the conditions upon which it was proposed to reduce the rate of Commission to be allowed to the agents for those British subjects whose claims for indemnification from the Brazian Government for the losses sustained in consequence of the illegal capture of their property, are now under the consideration of the mixed Commission expressly established for that object, as well as respecting the duration of the mixed Commission, the Undersigned has received Instructions from His Majesty's Government, the purport of which he has now the honor to communicate to His Excellency Senhor Calmon du Pin e Almeida, Minister and Secretary of State for Foreign Affairs.

With regard to the first point of difference, the Commission for Law Charges &c, the Undersigned has to state to His Excellency, that the proposal contained in the Marquis of Aracaty's Note to the Undersigned of the 22. of last October: viz: "to allow a commission of one per cent in lieu of Law charges where no account can be produced, and the further payment of such expences as shall be satisfactorily proved not to be covered by that Commission", is considered by His Majesty's Government to be fair and equitable.

With regard to the second point of difference, the period at which the Commission is to close, there is no provision made in the original agreement concluded with the Imperial Government.— It is indeed stipulated that eight months should be allowed for the presentation of claims, the Commissioners having authority to extend that time, if necessary, for four months longer;—But it is clear that this part of the agreement only limits the period within

which claims are to be made, and does not prescribe any time for the final close of the Commission neither would it be consonant to the letter or spirit of that agreement, in the event of the Commissioners demanding additional evidence requiring reference to England, to includ in the eight months the time necessary for such reference

In specifying a particular time for the production of claims it was with the view of obviating any unnecessary delay on the part of the Claimants, but it would be manifestly injust to render the Parties responsible for difficulties and delays which they could neither foresee nor prevent.

His Majesty's Government conceive that many and great inconveniences would arise, and that great injustice would probably be sustained by Individuals, were it made imperative upon the Commissioners to terminate their proceedings at any fixed period, and the Undersigned is directed to acquaint His Excellency, that His Majesty's Government cannot acced to any proposal which will not afford ample time for the claimants to supply such additional proofs as the Commissioners may think proper to require in any particular case.

The Undersigned has the honor to renew on this occasion to His Excellency Senhor Miguel Calmon du Pin e Almeida, the assurances of his high consideration and esteem.

= Arthur Aston = His Excellency Senhor Calmon du Pin e Almeida &c. &c. &c. Rio de Janeiro 18th March 1830 =

Está conforme

Bento da Silva Lisboa.