for Valparaiso, without let or hindrance of any kind. As the acceptance of the Chilian Command took place prior to the passing of the Act. Lord Cochrane did not consider that its provisions had any retrospective action, and therefore paid no attention to it. As regarded his personal safety, that was provided for by embarking for South America from Boulogne, the Rase merchantmen having directed to call there for him.

His subsequent acceptance of the command of the Brazilian navy was based on the reasoning that as all regulations between himself and the Brazilian Government had taken place or South America, the "Foreign Enlistment Act" not having any power there- was in his case necessarily inoperative.