



# Union with England Act 1707

## 1707 CHAPTER 7

### Act Ratifying and Approving the Treaty of Union of the Two Kingdoms of SCOTLAND and ENGLAND

The Estates of Parliament Considering that Articles of Union of the Kingdoms of Scotland and England were agreed on the twenty second of July One thousand seven hundred and six years by the Commissioners nominated on behalf of this Kingdom under Her Majesties Great Seal of Scotland bearing date the twenty seventh of February last past in pursuance of the fourth Act of the third Session of this Parliament and the Commissioners nominated on behalf of the Kingdom of England under Her Majesties Great Seal of England bearing date at Westminster the tenth day of April last past in pursuance of an Act of Parliament made in England the third year of Her Majesties Reign to treat of and concerning an Union of the said Kingdoms Which Articles were in all humility presented to Her Majesty upon the twenty third of the said Month of July and were Recommended to this Parliament by Her Majesties Royal Letter of the date the thirty one day of July One thousand seven hundred and six And that the said Estates of Parliament have agreed to and approven of the saids Articles of Union with some Additions and Explanations as is contained in the Articles hereafter insert And sicklyke Her Majesty with advice and consent of the Estates of Parliament Resolving to Establish the Protestant Religion and Presbyterian Church Government within this Kingdom has past in this Session of Parliament an Act entituled Act for securing of the Protestant Religion and Presbyterian Church Government which by the Tenor thereof is appointed to be insert in any Act ratifying the Treaty and expressly declared to be a fundamentall and essentiall Condition of the said Treaty or Union in all time coming Therefore Her Majesty with advice and consent of the Estates of Parliament in fortification of the Approbation of the Articles as abovementioned And for their further and better Establishment of the same upon full and mature deliberation upon the forsaid Articles of Union and Act of Parliament Doth Ratifie Approve and Confirm the same with the Additions and Explanations contained in the saids Articles in manner and under the provision aftermentioned whereof the Tenor follows

#### Annotations:

#### Modifications etc. (not altering text)

- C1** Act repealed so far as it ratifies part of art. 23 by [Criminal Justice Act 1948 \(c. 58\)](#), [Sch. 10 Pt. III](#)  
Act amended (25.1.1999) by [1998 c. 46, s. 37](#); [S.I. 1998/3178, art. 2\(2\)](#), [Sch. 1](#)

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**Changes to legislation:** There are currently no known outstanding effects for the Union with England Act 1707. (See end of Document for details)

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**C2** Short title given by [Statute Law Revision \(Scotland\) Act 1964 \(c. 80\)](#), **Sch. 2**

**I** That the Two Kingdoms of Scotland and England shall upon the first day of May next ensuing the date hereof and forever after be United into One Kingdom by the Name of Great Britain And that the Ensigns Armorial of the said United Kingdom be such as Her Majesty shall appoint and the Crosses of St Andrew and St George be conjoined in such manner as Her Majesty shall think fit and used in all Flags Banners Standards and Ensigns both at Sea and Land

**II** That the Succession to the Monarchy of the United Kingdom of Great Britain and of the Dominions thereunto belonging after Her Most Sacred Majesty and in default of Issue of Her Majesty be, remain and continue to the Most Excellent Princess Sophia Electoress and Dutchess Dowager of Hanover and the Heirs of Her body being Protestants upon whom the Crown of England is settled by an Act of Parliament made in England in the twelfth year of the Reign of His late Majesty King William the Third entitled An Act for the further Limitation of the Crown and better securing the Rights and Liberties of the Subject And that all Papists and persons marrying Papists shall be excluded from and for ever incapable to inherit possess or enjoy the Imperial Crown of Great Britain and the Dominions thereunto belonging or any part thereof And in every such case the Crown and Government shall from time to time descend to and be enjoyed by such person being a Protestant as should have inherited and enjoyed the same in case such Papists or person marrying a Papist was naturally dead according to the provision for the Descent of the Crown of England made by another Act of Parliament in England in the first year of the Reign of their late Majesties King William and Queen Mary entitled An Act declaring the Rights and Liberties of the Subject and settling the Succession of the Crown

**III** That the United Kingdom of Great Britain be Represented by one and the same Parliament to be stiled the Parliament of Great Britain

**IV** That all the Subjects of the United Kingdom of Great Britain shall from and after the Union have full Freedom and Intercourse of Trade and Navigation to and from any port or place within the said United Kingdom and the Dominions and Plantations thereunto belonging And that there be a Communication of all other Rights Privileges and Advantages which do or may belong to the Subjects of either Kingdom except where it is otherways expressly agreed in these Articles

**V** ..... <sup>F1</sup>

**Annotations:**

**Amendments (Textual)**

**F1** [Arts. 5, 8](#) repealed by [Statute Law Revision \(Scotland\) Act 1906 \(c. 38\)](#)

*Changes to legislation: There are currently no known outstanding effects for the Union with England Act 1707. (See end of Document for details)*

## VI

That all parts of the United Kingdom for ever from and after the Union shall have the same Allowances Encouragements and Drawbacks and be under the same Prohibitions Restrictions and Regulations of Trade and lyable to the same Customs and Duties on Import and Export And that the Allowances Encouragements and Drawbacks Prohibitions Restrictions and Regulations of Trade and the Customs and Duties on Import and Export settled in England when the Union commences shall from and after the Union take place throughout the whole United Kingdom . . . <sup>F2</sup>

### Annotations:

#### Amendments (Textual)

**F2** Words repealed by [Statute Law Revision \(Scotland\) Act 1964 \(c. 80\)](#), [Sch. 1](#)

## VII

That all parts of the United Kingdom be for ever from and after the Union lyable to the same Excises upon all Exciseable Liquors . . . <sup>F3</sup>

### Annotations:

#### Amendments (Textual)

**F3** Words repealed by [Statute Law Revision \(Scotland\) Act 1964 \(c. 80\)](#), [Sch. 1](#)

## VIII . . . . . <sup>F4</sup>

### Annotations:

#### Amendments (Textual)

**F4** [Arts. 5, 8](#) repealed by [Statute Law Revision \(Scotland\) Act 1906 \(c. 38\)](#)

## IX . . . . . <sup>F5</sup>

### Annotations:

#### Amendments (Textual)

**F5** [Art. 9](#) repealed by [Statute Law Revision \(Scotland\) Act 1964 \(c. 80\)](#), [Sch. 1](#)

## X— . . . . . <sup>F6</sup> XV.

### Annotations:

#### Amendments (Textual)

**F6** [Arts. 10—15, 17](#) repealed by [Statute Law Revision \(Scotland\) Act 1906 \(c. 38\)](#)

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*Changes to legislation:* There are currently no known outstanding effects for the Union with England Act 1707. (See end of Document for details)

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**XVI**

That from and after the Union the Coin shall be of the same standard and value throughout the United Kingdom as now in England . . . <sup>F7</sup>

**Annotations:****Amendments (Textual)**

**F7** Words repealed by [Statute Law Revision \(Scotland\) Act 1906 \(c. 38\)](#)

**XVII** . . . . . <sup>F8</sup>**Annotations:****Amendments (Textual)**

**F8** [Arts. 10—15, 17](#) repealed by [Statute Law Revision \(Scotland\) Act 1906 \(c. 38\)](#)

**XVIII**

That the Laws concerning Regulation of Trade, Customs and such Excises to which Scotland is by virtue of this Treaty to be lyable be the same in Scotland from and after the Union as in England and that all other Lawes in use within the Kingdom of Scotland do after the Union and notwithstanding thereof remain in the same force as before (except such as are contrary to or inconsistent with this Treaty) but alterable by the Parliament of Great Britain With this difference betwixt the Laws concerning publick Right, Policy and Civil Government and those which concern private Right That the Laws which concern publick Right Policy and Civil Government may be made the same throughout the whole United Kingdom but that no alteration be made in Laws which concern private Right except for evident utility of the subjects within Scotland

**XIX**

That the Court of Session or Colledge of Justice do after the Union and notwithstanding thereof remain in all time coming within Scotland as it is now constituted by the Laws of that Kingdom and with the same Authority and Priviledges as before the Union subject nevertheless to such Regulations for the better Administration of Justice as shall be made by the Parliament of Great Britain And that hereafter none shall be named by Her Majesty or Her Royal Successors to be Ordinary Lords of Session but such who have served in the Colledge of Justice as Advocats or Principal Clerks of Session for the space of five years or as Writers to the Signet for the space of ten years With this provision That no Writer to the Signet be capable to be admitted a Lord of the Session unless he undergo a private and publick Tryal on the Civil Law before the Faculty of Advocats and be found by them qualified for the said Office two years before he be named to be a Lord of the Session yet so as the Qualifications made or to be made for capacitating persons to be named Ordinary Lords of Session may be altered by the Parliament of Great Britain And that the Court of Justiciary do also after the Union and notwithstanding thereof remain in all time coming within Scotland as it is now constituted by the Laws of that Kindom and with the same Authority and Priviledges as before the Union subject nevertheless to such Regulations as shall be made by the Parliament of Great Britain and without prejudice of other Rights of Justiciary . . . <sup>F9</sup> And that the Heritable Rights of Admiralty and Vice-Admiralties in Scotland be reserved to the respective Proprietors as Rights of Property