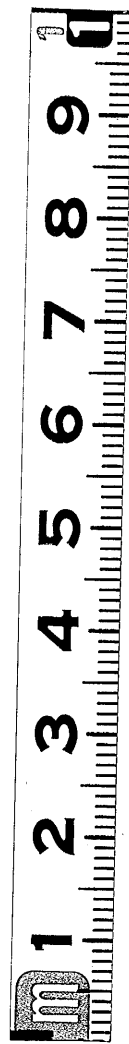


9-6
重複 132-1



0327

FREE TRADE.
OR,
THE MEANES TO
MAKE TRADE
FLORISH.

WHEREIN,
The Causes of the Decay
of Trade in this Kingdome,
are discovered :

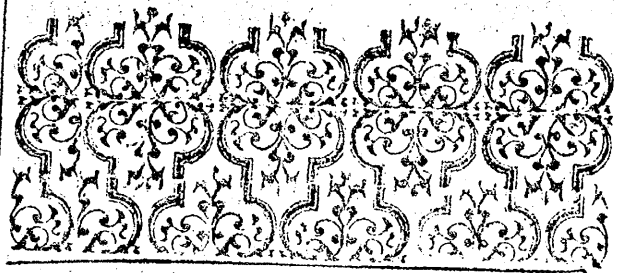
And the Remedies also to remooue
the same, are represented.

The second Edition with some Addition.

PROPERTIVS.
*Nauita de ventis, de tauris narrat arator :
Enumerat miles vulnere, pastor oues.*

LONDON,
Printed by John Legatt, for Simon Waterfon,
dwelling in Pauls Church-yard
at the Signe of the Crowne.

1622.



TO THE
PRINCE.

SIR,

YOUR HIGH-
NES is no lesse
Happy to bee
the SONNE of
so great a KING, then to be
the Heire apparent of so
many Kingdomes. In
A 2 the

T O T H E

the one, rare endowments of Maiefty and Magnanimity, are Yours by generation: In the other, a Royall Monarchy by inheritance and succession. The one doth fit You for the other, and Your Royall FATHERS footsteps for them both. In those are Peerelesse prints: You cannot cast Your Eie, but they are present to You, and represented in You. You see in His Religion, Piety:
in

P R I N C E .

in His Sacred Person, Tranquility: in His Gouernment, Policy. In euery one of these, all these: and all in You. In that last, His Maiefty hath carried a quick Eie, ouer the Commerce of this Kingdome: because it hath relation both to the Reuenue of the Crowne, and the Common-wealth of all His Kingdomes. It is said in Ezechiels Vision, that One wheele ran within
A 3 the

TO THE

the other, which hath an Emphasis in that tongue, האופן בהוד האופן; and surely matters of STATE and of TRADE, are involued and wrapt vp together. Which latter, because it is at this time in agitation, and there are, not without cause, many. Quære's about the Causes of the generall decay thereof; hath caused me to put my selfe on this Enquiry, to philosophize if I could, in these Causes and Remedies. Not that

PRINCE.

that I would seeme with Phormio, to reade a Lecture to Hannibal: No, I have only mustered and marshalled these men into their Rancks and Order; it is Yours to Command them. Great Philip of Macedon, suffered a meane musition to say unto him, Absit, vt hæc tu me melius scias. But for my part, I dare not in any thing, put such an absit, to a PRINCE so absolute. Every thing mooves it selfe

T O T H E

to its Center. These little
 lucubrations present them-
 selves to your HIGHNES,
 as vnto their proper Orb.
 For as they looke vp to the
 KING, or as they looke
 downe to the Kingdome;
 In both they looke on Y O V,
 with a double aspect. Y O V
 are the Ioy of the KING,
 the Hope of all these
 Kingdomes. The Only
 Sonne Y O V are, of the
 Only KING: An hap-
 py *SEER, of a blessed
 SIRE: A Princely
 CONSVL,

Ex 7147 *
 prospexit, pro-
 uident, quæst
 porio-vidit.

P R I N C E .

CONSVL, of the Priuy
 Councel: A watchman,
 A worthy, of DAVID and
 of I A C O B .

These Meditations of
 mine, are very meane: an
 unfit obiect for a Princes
 sight: vnesse as Y O V are
 a God on Earth; in this
 also Y O V represent the
 G O D of Heauen; to ac-
 cept in your Princely par-
 don and patience, το θελειν
 αντι το ενεργειν. The Cause is
 great, your Wisdom's deep,
 and my Lord the KING

TO THE

is as an Angell of GOD.
YOU are HIS, HE is
* CHRIST, and CHRIST
is GODS.

Not ο Χει-
ς, but Χει-
ς and Χριστος
100

Oh GOD, be thou still
the KING and CHRIST,
of this CHRIST Our
KING: Euangelize vnto
this Angel: double the
Spirit of Our ELIAH, on
Our ELISHA: that HE
may flourish like our Palme
Tree, and grow vp like
our Cedar of * Albion.
Give thy Iudgements to
the KING, and thy Iustice

* Libanon per
Litterarum
Metarbesin,
Albion.

to

PRINCE.

to the KINGS SONNE:
And let all the People
offer these sweete Odours
to Thee the God of Hea-
uen, and pray for the life
of the KING and HIS
SONNE.

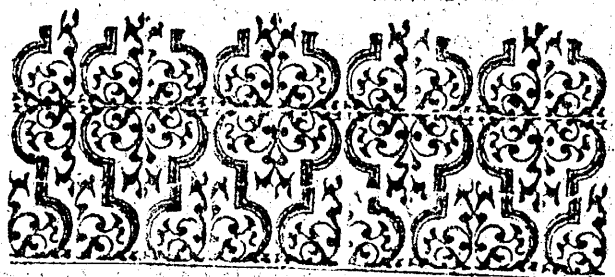
So prayeth, for HIS Maiestie,
And your Highnesse,

ΑΥΤΟΧΕΙΤΩΣ,

EDW. MISSELDEN,

Merchant.

From my House at Hackney
on Whitson Eue, the 3. of
Iune. In the yeare of Grace,
M.DC.XXII. And of the
KING of Peace, XX.LV.



To the Reader.



*V*rteous Reader, Si ingratum me dixeris, omnia dixeris. I should haue premised my prayer for thy patience, to cast thine Eye on such a worthlesse worke: but thou hast preuented me with thy kinde acceptance; euen of the whole Impression, within a very little Interstitium of time. So that now thou hast turned my petition, into a thankfull retribution: for which accept I pray thee, this second Edition, with some small addition, as a Symbolum of my seruice to the publique.

That I haue proposed any thing to my selfe, then the Common-good; I hope I shall neede no Apologie: to haue expected to please all men; I might rather haue wish't it, then

To the Reader.

then imagined any possibility. But if there should be any offence, it shall be Acceptum not Datum, as I shall ^{and} ^{not} make manifest, if there be any cause of Reply.

Some men aske me, Quorsum hæc Iactura? Wherefore all this cost and wast of learning & languages, in the troddē way of Trade? And tell me that I seem to plow with others Heyfers, as if it were not cōtingent to a Merchant, to be acquainted with the Muses. Surely it is with many, the price of these paines: that litteræ and literati non habent inimicum præter ignorantem. But it is thy humanity rather to ascribe learning to the vnlearned: I feare alas, in mine vnlearned lines, the learned finde *Αἰτὶ τοῦ Στοιχείου Ἄβητος*, pro thesauro Carbones. If there were any, I should pray thee to accept it, for illustration of the matter, not affectation in the Author: and to thinke that learning and languages are an Appendix not vnecessary to the facultie of a Merchant. And for supply of other mens learning, to succenturiat my wants, I needed it, I confesse, but tooke it not.

Others tell me, that I seeme to detract something from the Netherlands Nation, and Native Commodities of those Countries.

To the Reader.

tries. But for my part, there are many in that Nation, that can report of my love to either. For the former, as things now stand; I wish we were not Loosers, so we had not this Leave: yet that which is spoken of the Part, must not alwaies be understood of the Whole. And as I must give them their due, that they are a very ingenious Nation; so I wish those whom it concerneth, would shew themselves ingenuous also, and deale with us, as freely as fairely, in the Close of that great East India Cause. And for the latter, the learned know, that when Nothing and All things are opposed, what the sense must be: and that alwaies In dubijs benigniora sunt præferenda. Yet least I seem to lacke a Voucher for that I said, let them heare SCALIGER thus writing to their famous DOVSA, on the same subject:

Ignorata tuæ, referam miracula tetræ,
 DOVSA peregrinis non habitura fidem.
 Omnia lanicium hinc lassat textrina Minerua:
 Lanigeros tamen hinc scimus abesse greges.
 Non capiunt operas fabriles oppida vestra:
 Nulla fabris tamē hæc ligna ministrat humus.
 Horrea triticeæ rumpunt hinc frugis acerui:
 Pascuus hinc tamen est, non Cerealis ager.

Hic

To the Reader.

Hic numerosa meri stipantur dolia Cellis:
 Quæ vineta colat nulla putator habet.
 Hic nulla aut certè seges est rarissima Lini:
 Linifici tamen est Copia major vbi?
 Hic medijs habitamus aquis: quis credere possit?
 Et tamen hic nullæ, DOVSA, bibuntur aquæ.

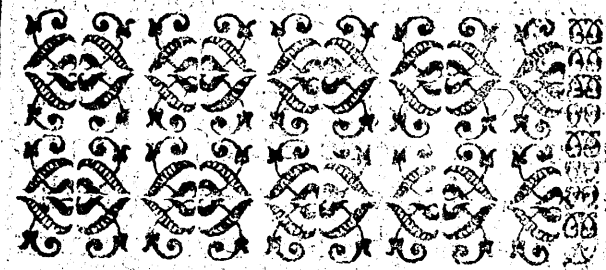
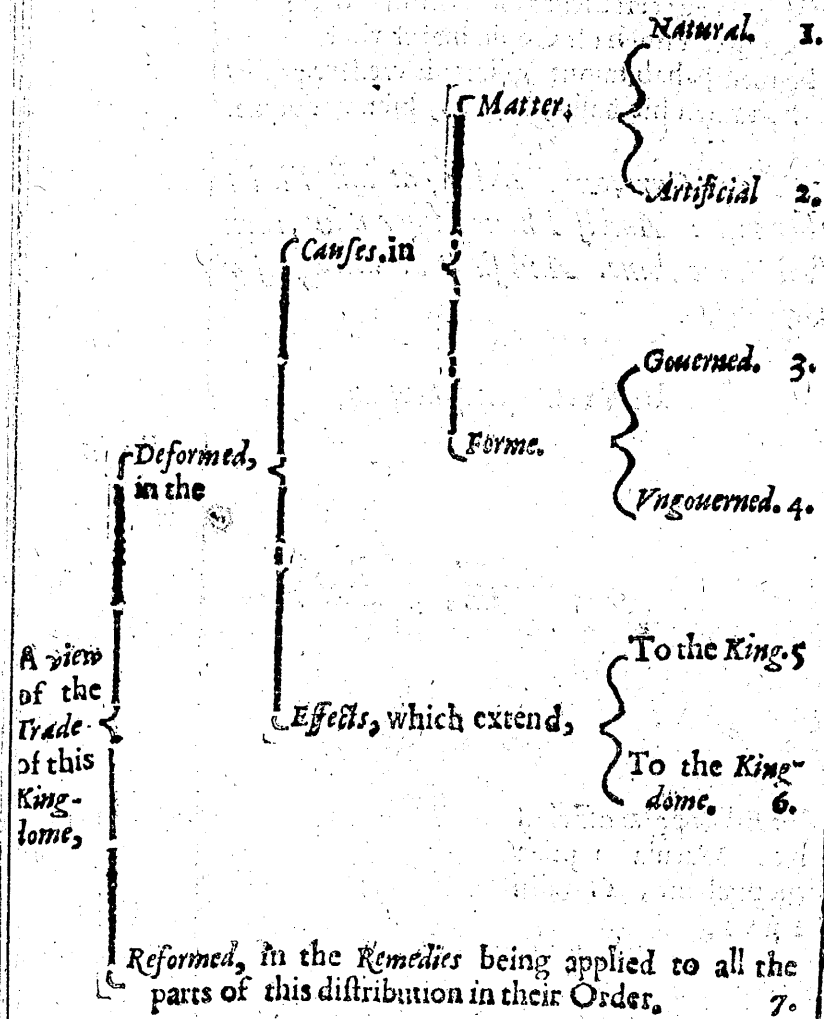
Thus Curteous Reader, at last I'll let thee rest: And if I haue longer mine, thou shalt haue thine. And shall be alwayes for thy sake,

In Vtrunque paratus,

E. M.

Ex Bibliopolæ officinâ
 hæc paucula raptim
 apponebam, 6. Iulij.
 1622.

CAP.



CAP. I.

The Causes of the want of Money in England.

IT hauing pleased God to giue mee my Birth and Being in this Good Land, and vnder the Reigne of so Great a KING; whose Peace, and Piety; whose Prudence and Policy; whose rare endowments of Nature and Literature, absit omnis adulatio, doe Lend to the Christian

CAP. I. The Causes of the want

Christian and Pagan world such a Glorious Lustre, as that the other Great Lights in the Spheares thereof do seeme Eclipsed: I could not but thinke it my bounden duty, in all humble acknowledgement to Almighty God, and deuoted seruice to so Mighty a KING, to endeavour to expresse the same, in some Publique Seruice for the Publique good.

The rather for that there seemes to bee a necessity imposed vpon all men, as much as they can, to performe this duty; according to that generall precept, Feare God, Honour the King: As if a man could not Feare God, vnlesse hee Honour the King: nor Honour the King, without the Feare of God.

And no maruell, when God himselfe setteth these duties in the Frontispice or top of both the Tables of the Decalogue: The one Explicit in the first Table, Thou shalt

ἢ Δεδν φοβείσθε, τὸν βασιλέα τιμάτε.

of Money in England. CAP. I.

shalt loue the Lord thy God: The other Implicit in the second Table; Thou shalt honour the King: as if here were Νόμος and δεύτερος νόμος, A Law and another Law: yea the whole Law comprised in these Two: and these Two termed the Great Commandments, to giue a deepe Impression and a liuely Expression of so great a duty.

Yea, he doth honour Kings with his owne Title, as if he would Part with, and Impart to them, some of his owne Honour. I haue sayd ye are Gods: to which that of the Poet may seeme ἀναλογικῶς to haue an elegant allusion, Diuisum imperium cum Ioue Caesar habet.

And this is it I confesse that hath Raised & Ronsed mine Affections, to seeke out a Subject, wherein I might fet my selfe a taske, and as it is in the Proverbe, might πάντα λίδον κίβειν, to performe some acceptable seruice, to so Great a King, & to Good a Kingdome.

ὡς ἐστὶν κίμεγαλη ἐντολή; δευτέρα ἴσμοία αὐτῇ.

In.

But what need I seeke that which seeketh all men? For what is at this time more enquired after then the Causes of the Decay of Trade? And what can be more fit for my Meditation, then that wherein I haue had Education? And what hath more relation to matters of State, then Commerce of Merchants? For when Trade flourisheth, the Kings Reuennue is augmented, Lands and Rents improoued, Navigation is encreased, the poore employed. But if Trade decay, All these decline with it. Neuerthelesse when I looke vpon the Face of the Great body politique of this Weale publike, and therein consider the High wisdom of His sacred Maiesty, as the intellectual part of this Microcosme, or alter orbis as Casar calles it: the Prudence & Providence of His Nobles, as the Eyes thereof; the great decay of Trade, the Nerves thereof: together with the Parliamentation and

and Consultation of all the Parts together about these Causes and Remedies: I feare I shall seeme *τὸ φῶς ὑπὲρ δυνεῖεν*, to light a Candle in the Sunne, to offer my seruice in that, about which the choicest wits of the Kingdome are now in consultation.

But hauing had experience of His Maiesties gracious interpretation of small seruices of his subiects employed for the publique: though Others much more sufficient are sent before, yet could I not but expostulate with my selfe, what if I also Runne after, and cast in my *λεπτα* No, into this great Treasury.

Therefore if herein, any obseruations of mine, either Forreign or Domestique, may administer any thing worthy the information of that Great common and yet not common sense, I shall esteeme my part most happily acted, to haue imployed my Private paines for the Publique good,

good. The rather, for that, as there are many Causes discussed and discoursed of at this time, of the decay of Trade; so also are there many Remedies: wherein if either the Causes be mistaken, or the Remedies ill applyed; the present sicknesse of the Trade, may be brought from a disease in Fieri, to an Habituated and in Facto, as the phisitions Schoole hath it.

Felix qui potuit rerum cognoscere causas. Virg.

To find out the Causes of things, is a worke of Philosophy, and much Felicity, to finde out a fit Remedy, is of high Eminency: But to apply the Remedy, is a matter of State and Policy. And this leadeth mee to the Method of my Discourse: which parts it selfe in twaine: viz. Into a double Quere, of the Deformation and Reformation of Trade. In the former may be considered, the Causes and Effects thereof. In the Causes, the Matter and Forme of Trade. The Matter of Trade, is either

The distribution.

Naturall

Naturall or Artificiall. The Naturall matter of Commerce is Merchandize: which Merchants from the end of Trade haue stiled Commodities. The Artificiall matter of Commerce is Money, which hath obtained the title of Sinewes of Warre and of State.

Old Iacob blessing his Grandchildren, crost his hands, and laid his right hand on the Younger, and his left hand on the Elder: And Money, though it be in Nature and Time after Merchandize, yet forasmuch as it is now in vse become the chiefe, I will take leaue of Method, to handle it in the first place.

First therefore for the want of Money in this Kingdome, many reasons may bee assign'd. Whereof some are Immediate, some Mediate or remote. The Immediate reasons of the want of Money, are either such as Hinder the

B 4 Importation

The Immediate cause of the want of Money in England, is the vnder valuation of his Maiesties Coyne, which hindereth the Importation, and causeth the exportation thereof.

Spanish Reals
worth 17. in the
C. in Holland.

Importation; or as such Cause the Exportation thereof. And Both these are occasioned by the Under-valuation of his MAJESTIES Coyne, to that of our Neighbour Countries. For who will procure Licence in Spaine to bring Reales into England, to sell them here at Ten in the hundred gaine, which is lesse then the Exchange from thence will yeeld; when hee may haue for the same Five and Twenty in the hundred in Holland? Here five Reals of eight, which make Twenty shillings sterling, will commonly yeeld Two and Twenty shillings or thereabouts: and the same in Holland will yeeld Forty two shillings and six pence Flemish, which is Five and Twenty shillings sterling. And how can wee choose but want money in England, when the Iacobus pieces are currant at so high a rate in Holland? For there they goe at Twelve Guilders eight stivers

stivers the piece, which is One and forty shillings and foure pence Flemish, which is Foure and Twenty shillings & nine pence sterling. And about this rate His Majesties other Coynes of gold & siluer are there of respectiue value. For although by the Placcaets or Proclamations of those parts, the Iacobus pieces, & other Species of gold and siluer, are there set at indifferent rates answerable to their valuation here with vs respectiue, which they there call Permissie gelt, Proclamation money: yet they haue other deuices to raise money, and draw it away at their pleasures. As either by their Banckes, when the Banckiers will for their occasions giue a greater price for mony then the Proclamation suffereth, and then it is called Banck gelt: or else by slacke paymasters, that for their owne advantage in the raising of Money, will pretend not to make present payment

Three sorts of Money in Holland: Permissi- on Money: Banck Money: and Current Money.

payment of their debts, vnlesse you take their Money at a higher rate, then either the *Proclamation*, or the *Banck Money*. Which being paid and receiued, produceth a third kind, which they call *Current gelt*. And so by the Connience of the Magistrate, the same goeth from man to man, and at last becommeth current at an excessiue value. So they haue *Permissi- on* or *Proclama- tion Money*, and *Banck Money*, and *Current Money*, and all to draw dry the *Current* of His *Maiesties Coine*.

And thus the *Hepatitis*, or Liuer veine of this *Great body* of ours being opened, & such profusions of the *Life bloud* let out; & the *Liu- er* or fountain obstructed, & weakned, which shuld succour the same; needs must this *Great body languish*, and at length fall into a *Marasmus*, or Hectike Feuer.

I am not ignorant that there hath beene great abuse in the culling of His *Maiesties Coyne* here at home, and

and in melting the heauy money into plate: And that there is a great superfluity of *Plate* generally in priuate mens hands more then is necessary, and farre beyond any example of former times, which must needs also cause scarcity of money: yet on the other side I cannot deny, but that it is better to haue the same in *Plate*, as a *Treasure* of the *Kingdome*; then *turned into Coyne*, and so *turned out* of the *Kingdome*, by the vnder value thereof.

Now the *Mediate* or remote reasons of the want of money in *England*, are either *Domestique* or *Forreine*. The *Domestique* are *General* or *Special*. The *General* remote cause of our want of money, is the *great Ex- cesse* of this *Kingdom*, in consuming the *Commodities* of *Forreine Coun- tries*, which proue to vs *Discommo- dities*, in hindering vs of so much *Treasure*, which otherwise would bee brought in, in lieu of those *Toyes*.

The Mediate Causes of the want of money are Dome- stique or For- reine. The Dome- stique is gene- rally, Excesse.

Ζηλοῖ δὲ τε
γείτονα γείτων.
Καὶ κρημύς
κερμεί ποτέ,
ὃ τέκτονι τέκ-
των. Καὶ πῶχός
ἤρακ' ὁδοῦς,
ὃ αἰοῖ δὲ αἰοῖ δ' ὦ.
Hesiod.

Toyes. For now a dayes most men liue aboute their callings, and promiscuously step forth *Vice versa*, into one anothers *Rankes*. The *Countrey mans* Eie is vpon the *Citizen*: the *Citizens* vpon the *Gentleman*: the *Gentlemans* vpon the *Noblemans*. And by this meanes wee draw *Vnto vs*, and consume *Amongst vs*, that great abundance of the *Wines of Spaine*, of *France*, of the *Rhene*, of the *Leuant*, and of the *Ilands*: the *Raisins of Spaine*, the *Corints of the Leuant*, the *Laynes and Cambricks of Hannault* and the *Netherlands*, the *Silkes of Italy*, the *Sugers & Tobacco of the west Indies*, the *Spices of the East-Indies*: All which are of no necessity vnto vs, & yet are *bought* with ready money, which otherwise would bee *brought* ouer in treasure if these were not. A *Common-wealth* is like vnto a *Family*, the *Father* or *Master* whereof ought to sell more then he buyeth, according

according to old *Cato's* counsell, *Patrem familias vendacem non emancem esse oportet*. Otherwise his *Expence* being greater then his *Reuenue*, hee must needs come behind hand. Euen so a *Common-wealth* that excessiue spendeth the *Forreine* Commodities deere, and vttereth the *Natiue* fewer and cheape, shall enrich other *Common-wealths*, but begger it selfe. Where on the contrary, if it vented fewer of the *Forreigne*, and more of the *Natiue*, the residue must needs returne in treasure.

The *speciall remote cause* of our want of Money, is the great want of our *East-India Stocke* heere at home. Which is a matter of very great consequence, and causeth the *Body* of this *Common-wealth* to bee wounded sore, through the *Sides* of many particular members thereof. For the *Stocke* of the *East-India Company*, being of great value, and collected

Νήπιος ἔδ' ἴσον
σιν ὅσον πλέον
ἡμῶν πάντος,
ἔδ' ὅσον ἐν μὲν
λάτρη τε, καὶ
ἀσφοδέλω μετ'
ὄνειρον.
Hesiod.

The domestick
cause in spec
all, is the war
of the East-Ind
dia Stocke i
this Common
wealth.

collected and contracted from all the other particular *Trades* of the *Common-wealth*; and a great part thereof hauing bin *Embargued* and *Detained* now for more then five yeeres last past; and that not by a *Profest Enemy*, against whom wee might haue bin *warn'd* and *Arm'd*, but by a *Friend*, a *Neighbour*, a *Next Neighbor*, one obliged to our *KING* and *Nation* more then to all the *Kings* on earth: this losse I say, is not onely thus vnkind, but is the more intollerable, in that the *Common-wealth* hath lost the use and employment of the *stocke* it selfe, and all the encrease of *Trade* which the same might haue produced, in the seuerall *Trades* of the *Subjects*, whereby abundance of *Treasure* might haue beene brought into this land in all this time.

rinitus & Colater.

It is sayd of *Belisarius* that great and famous *Commander* of the *Romanes*, that euen *Rome* it selfe owed

to

to him twice her life: and yet at last was so vnkind to *Belisarius* as to put out both his eyes, and exposed him to beg in a little *Cottage* built without the gates, where hee often repeated this sentence to those that passed by, *Date obolum Belisario, quem inuidia, non culpa cecauit.* And certainly our *Nation* may challenge as much or more of these *Vnkind Friends*, then *Belisarius* euer did or could of *Rome*: and they shew themselves no lesse vnkinde, to depriue vs of the *Light* and *Life* of this *Trade* of ours, and suffer this *Nation* to use so much importunity for their owne.

Homer reports of *Patroclus*, that he would needs put on *Achilles* *armor*, and ride on *Achilles* *horse*, but *Achilles* *speare* he durst not touch, and thereby was knowne to *Hector*, with whom he fought, not to be *Achilles*, and so lost his life. These friends of ours haue some-

Hom. Iliad.

times

times *Put on*, sometimes *Put off*, I had almost said, *Put out the Kings Colours*: They haue sayled in His subiects *Shippes*, but that *Hastam fidei* they haue not *used* or *Abused* rather; whereby they haue beene *Discovered* to the *Indians*, not to be the *Subiects* of the *Faith's Defender*, as sometimes they would haue *fained*, though to an euill purpose.

The *Romanes* were wont to weepe, at the sight of *Cesars bloud* kept in an *Handkercher*. *Cesars subiects bloud* is kept, not in *Handkerchiefs* but in *Sheetes*, written *within* and *without*, the *Memory* whereof maketh the people *mourne*. The cry thereof is *gone vp*: the *King* will remember it, the *King of Kings* will auenge it.

of *Constantinus the Great*, the father of *Constantius*, was wont often to protest, that he made more account of one *Christian* than of *all* his *Coffers*

Church-man. pag. II.

Plut. in Cas. Brut.

Euseb.

rs filled with *Treasure*. And the Comfourt of this *Nation* is, to be the *Subiects* of such a *Soueraigne*, who as *Constantly* as euer did *Constantinus*, hath againe and againe profest, *Not to account himselfe more rich or happy, then in the prosperity of his Subiects*.

Thus much of the *Domestique Remote causes* of the want of money in *England*: the *Forreine causes* follow. Which are either in respect of the *warres in Christendome*, or the *Trades out of Christendome*. The *warres in Christendome* are *Forreine remote causes* of the want of money, either by *Causing* the *Exportation*, as the *warres of Christians*: or *Hindering* the *Importation* thereof, as the *warres of Pyrates*. I will take the *warres of Germany* for an vrgent instance of the former: which haue raysed the *Riecks daller* from *Two Markes Lubish*, to *Twenty Markes Lubish*, in many

In diuers Orations and Proclamations.

The Forreine causes of the want of money are the warres of Christians amongst themselves, or against them by Pyrats.

many places of *Germany* : where-
by abundance of *Mony* is drawne
vnto the *Mintes* of those *Countries*,
from all the other *Mines* and parts
of *Christendome*.

And for the latter, I will instance
the *warres* of the *Pirats* of *Argier*
and *Tunis*, which hath robbed this
Common-wealth of an infinite va-
lue : the *Cruelty* whereof many
feele with *griefe*, others heare with
pitty, but the *grievance* remaines.
Needes must *Christendome*, and in
it *England*, feele the want of mo-
ney, when either it is violently in-
tercepted by *Turkish Pirats*, the
Enemies of *God* and *man*; or the in-
struments surprisid, as *Men*, *Ships*,
and *Merchandize*, which are the
*Chanel*s to conuey it to vs. An *Hea-*
thenish policy it is, or *Hellish* rather,
put vpon the *Princes* and *People* of
Christendome by the *Grand Sieg-*
nour, to hold with them an out-
ward forme of *Amity*, and in the
meane

A Turkish
policy.

meane time by his vassalls, vse a cun-
ning and couert *Hostility*.

The other *Forreine* remote causes
of the want of *Money*, are the
Trades maintained out of *Christen-*
dome to *Turkey*, *Persia*, and the *East-*
Indies. Which trades are maintay-
ned for the most part with ready
Money, yet in a different manner
from the *Trades* of *Christendome*
within it selfe. For although the
trades within *Christendome* are
driuen with ready *Monies*, yet
those *Monies* are still *Contained* and
Continued within the *Bounds* of
Christendome. There is indeede a
Fluxus and *refluxus*, a *Flood* and
Ebbe of the monies of *Christendome*
traded within it selfe: for sometimes
there is more in one part of *Chri-*
stendome, sometimes there is lesse
in another, as one *Countrey* wan-
teth, and another aboundeth : It
commeth and goeth, and whirleth
about the *Circle* of *Christendome*,

C 2 but

Or the trades
maintained
out of Chri-
stendome with
ready money.

but is still contained within the *Compassse* thereof. But the money that is traded out of *Christendome* into the parts aforesaid, is continually issued out and neuer returneth againe. It is true, those trades tend to an admirable encrease of the stocke of *Christendome* in wares: which if they were purchased with the wares of *Christendome*, according to the true nature of *Commerce*, the benefit were farre more excellent. For *Commercium* is quasi *Commutatio mercium*, a change of wares for wares, not money for wares. And it is *Libera commeandi facultas*, ab ijs qui *merces* vltro citroque conuehunt.

Or if the *Common-wealth* of *Christendome* were like to that of *Vtopia*, where gold and siluer are of esse esteeme then Iron, it were a braue exchange to lose money to get wares. For the riches of former ages did not consist in *Re Pecuniaria*

Benvenut
Strac. de mercatur pars. 1.
Calepin.

* Aurum & argentum sic apud se habent, ut à nullo pluris estimetur quam rerum ipsarum natura mereatur: quâ quis non videt quam longè infra ferrum sunt?
Vtop. lib. 2.

niaria

niaria but *Pecuniaria*. Whence *Pecunia*, as *Pliny* affirmeth, was so called a *Pecude*, quia *Pecus* fuit *Pecunie fundamentum*, & antiquitus *Pecunia pecudis effigi signabatur*. But when *Immooueable* and *Immutable* things came also to be in *Commerce* amongst men, as wel as those things which were *Mooueable* and fit for change, then came money in vse, as the rule and square whereby things might receiue estimation and value. Therefore the *Ciuiilians* affirme that *Numus est à πὸ τῆ νόμος, dictus, quòd institutum sit Ciuile*. According to that of *Aristotle*. *Νόμος αὐτὸ τῆ νόμου ὅτι εἰ φύσει, ἀλλὰ νόμος ἐστὶ. Numus non est à natura sed à lege*. And thence it is that *Money* in our tongue is deriued of *Moneta*, quasi *numi nota*.

Or if there were a *Necessity* to *Christendome* to vse those *Forreine* wares: or that the *Meanes* whereby they are to be procured, were without the losse of treasure:

C 3 or

Omnes veterum diuitie in re pecuniaria consistebant.
Guich. Rlin. lib. 33.

Lib. 1. ff. de Contrab. emt.

Lib. 5. Eth. cap. 8.

*Necessarium
illud dicitur
sine quo fieri
non potest.
Calep.*

or lastly that the same tended to the *Encrease* of the *Treasure* thereof, the exchange were excellent. But first there is no such *Necessity*: for that's necessary to doe a thing without which it cannot be done: And that's necessary to the being of a *Common-wealth*, without which it cannot subsist. But thanks be to *God*, *Christendome* is richly furnished within it selfe, with all things fit for life and maintenance: whether wee respect *Vitall* vse, as foode and raiment: or *Physicall*, as vegetables and mineralls: or *Politickall*, as gold, siluer, and infinite variety of Merchandize. Nor are those wares procured without the *Losse* of *Treasure*, no nor with *Lesse* *Treasure*. For as those wares haue cost lesse in *Price*, since some late discoveries; so are they encreased in their *Quantities*, by the ample trade of all parts of *Christendome* thither, more then before: and then

then who knoweth not that a *Lesse* quantity *Deare*, and a *Greater* quantity *Cheape*, is all one in respect of the value. Nor is the treasure lessened by changing the course of Trade into those parts. For the *New* Trades found out, are furnished with a new supply of Money, and the *Old* neuerthelesse issue out as much treasure as before: by reason that the same are enlarged and become now as great, *Apart*, as heretofore they were, *Together*, when the *New* Trades, were included in the *Old*. So that now so much more of the *Treasure* of *Christendome* is wasted, as those *Old* and *New* Trades are encreased, which is to an infinite value.

Nor lastly, is the *Treasure* of *Christendome* *Encreased* by those forreine trades, for the more the stocke of *Christendome* is thereby encreased in *wares*, the more it decreaseth in *Treasure*: which the parts of

0347

Christendome must needs feele by *Sympathy* and *Compassion*.

And this, that prudent and politique Emperour *Charles* the fifth perceiued in his time, who vpon a question betwixt the *Spaniards* and *Portugals* about this matter, the Emperour vsed words to this effect:

15. Hen. 8. Hall.

You Portugals for a surety, are enemies to all Christendome; for you carry nothing out of it but coyne, which is hurt to all Countries.

CAP. II.

The Causes of the decay of Trade, in the Merchandize of England.

SVch are the *Causes* of the *Matter of Trade* considered in the *want of Money*, the *Merchandize* followeth. *Merchandize* is that naturall matter of *Commerce*, whereby men busie

busie themselves in buying and selling, chopping and changing, to the encrease of *Artes*, and enriching of *Common-wealths*: according to that of the *Poet*, ἀγαθὴ δ' ἔστι νῦν λέξις, *Bona* *lis* *mortalibus* *hæc* *est*.

Hesiod.

And to the end there should be a *Commerce* amongst men, it hath pleased *God* to inuite as it were, one Country to traffique with another, by the variety of things which the *One* hath, and the *other* hath not: that so that which is wanting to the *One*, might be supplied by the *Other*, that all might haue sufficient.

Which thing the very *windes* and *Seas* proclaime, in giuing passage to all *Nations*: the *windes* blowing sometimes towards one Country, sometimes toward another; that so by this *Diuine Justice*, euery one might bee supplied in things necessary for life and maintenance.

And

4. Na. qu.

ἔστι γὰρ ἡ μετα-
λητικὴ πῶν τῶν
ἐρξαμένων, τὸ ἴ-
μεστον ἐκ τῶν
τῶν φύσιν, τῶν
τῶν πλείων, τῶν
τῶν ἐλεῖται ἢ
κατὰ τὸ εἶναι
ἐν ἀνθρώποις,
κατὰ τὴν ἀντικει-
νὴν ἀπὸ τῶν
ἢς καὶ φύσιν
ὕπαρξιν.
de Repub. lib. 1
p. 9.

And this, *Seneca* thought to be a principall benefit of nature, *Quod & vento gentis locis dissipatas miscuit, & sua omnia in regiones ita descripsit, ut necessarium mortalibus esset inter ipsos Commerciū.* Nature by the benefit of the wind, hath so mixed people, dispersed in diuers places, and so distributed her gifts in diuers Countries, that there should be a necessity of Commerce amongst men. Which agreeth with that of *Aristotle*, *Est translatio rerum omnium cepta ab initio, ab eo quod est secundum naturam, cum homines haberent plura quam sufficerent, partim etiam pauciora negotiatione suppleri id quod natura deest, quo commode omnibus sufficiat.*

And that we doe not goe out of the *Christian world* for an example hereof, let vs consider the state of the *Netherlands*, in what a miserable case those people were, if they receiued not supply from all other

other *Nations*. They haue *Nothing* of their owne, and yet they seeme to possesse *All things*, in the *Supply* they receiue from *All the world*.

And surely if any *Kingdome* vnder the *Suune* can subsist of it selfe, none hath more cause to *Blesse God*, then this *Iland* of ours, which *Almighty God* hath richly adornd with varietie of all things necessary for mans life & welfare. As with *Corne*, and our *Wine*: *Cattle, wooll, Cloth, Tynne, Iron, Lead, Saffran, Waxe, Hoppes, Hydes, Tallow, Flaxe, Fowle, Fish*, and many others: whereby, thanks be to *God*, the people of this *Land*, haue not onely *Sufficient* for their owne maintenance, but do abundantly *Supply* the wants of all other *Nations*.

Now the *Trade* and *Commerce* of this *Kingdome* within it selfe, and with *Forreine Nations*, consisting of so many rich *Commodities*; let vs consider them all *Ioyntly*, and then

*I meane Beere which forreine parts is of more esteeme then wine. And to vs also in the use, if there were not abundance is farre to be preferred.

The decay of the Merchandize of this Kingdom, considered Ioyntly or apart.

Jointly considered, the causes of the decay of Trade, the want of Money, and the East-India stocke.

then some Principall of them Apart.

Jointly considered, the Causes of the decay of Trade in them, may be sayd either to be Deficient, or Efficient. Deficient, either in the Generall want of money in the Kingdome; or the Particular want of the East-India stocke. I shewed before, what were the causes of the want of mony: and that the disaster vpon the East-India Trade is a Remote Cause thereof: but these are Both Causes of the Decay of Trade. For Money is the vitall spirit of trade, and if the Spirits faile, needes must the Body faint. And as the Body of Trade seemeth to be Dead without the Life of Mony: so do also the Members of the Commonwealth, without their Meanes of Trade. We say, that an Artizan or Workeman, cannot worke without Tooles or Instruments: no more can a Merchant Trade without Money or meanes.

And

And in the want of so great a Stock, as is that of the East-India Company: the Body of this Commonwealth hath lost the vse of many of its Principall Members; by whose industry, art, and action the Commerce thereof might wonderfully haue bene encreast. The losse whereof, to him that is not wilfully blinde, is apparently sensible in the Drapery of the Kingdome, whereby the Poore are set on worke: and in all the other Trades of the Kingdome, whereby the Subjects are employed: and hath begot that great and generall Dampe and Deadnesse in all the Trades of the Kingdome, which wee vnhappily feele at this day.

The Efficient causes of the Decay of Trade jointly considered, are either vsury, or Vnnecessary Suits in Law. In the Former I am preuented, and my labour spared, by him that wrote a little treatise against vsury: which

Or vsury.

Entituled a Tract against vsury, presented to the Court of Parliament.

which it seeme's for *Modesty* he refuseth to owe : Though I could wish, that those that deserue of the *Publique* were knowne to the *Publique* : least they be serued as sometimes *Batillus* serued *Virgil*, and so be forc't too late to proclaime, *Hos ego versiculos feci, tulit alter Honores.*

I haue a word onely to adde to his *Vsury*, that it is not an *Vsury* of *Ten* in the hundred only, that wringeth this *Common-wealth*, but an *Extortion* also of 20. 30. 40. nay of *Cento per Cento per Anno*, as the *Italians* speake, giuen and taken on **Pledges* and *Pawnes*, and that on *Poore* peoples labours, in *London* especially : which is a biting *Vsury* indeede, and a fearefull crying sinne before *God*.

Vnnecessary Suites of Law are also *Efficient Causes* of the decay of *Trade*. Wherein certainly this *Kingdome* exceedeth all other *Kingdome*

griuous a-
se in certain
okers about
s City, who
on the
wnes of the
ore; take
s excessiue
ortion.
Litigious
n-suits.

Kingdome in the world. As the *Iustice* of this *Kingdome* is the *Diadem* of the *KING*, & doth *Stabilire Regis thronum*, and *Tribuere cuique suum* : whereby *Men* may giue *Cesar* *Cesars*, and *Meum* and *Tuum* one to another: so is the *Iustice* of the *KING*, in the *Sacred Person* of *HIS MAiesty*, amongst other *HIS Royall Vertues*, an *Embleme* and *Representation* of *Highest Maiesty*; and it is an incomparable happineffe of this *Kingdome*, to haue such a *Malchizedec*, a *KING of Iustice*, a *KING of Peace*.

Neither may I forget that *Royall Testimony* hereof, which is worthy to be written in *Letters of Gold*, and thankfully to bee remembered of euery *Tongue* and *Pen*; whereof amongst others more worthy, it was also my happineffe to be *Oculatus* and *Auritus Testis* : when *HIS MAiesty* in a *Star-chamber* assembly, lifting *HIS Eye* toward *Heauen*, & laying

מלכי
צדק
מלך
שלום

The Camme-
moration of a
royal protesta-
tion in the
Star-chamber
of His Maie-
sties sincerity
in Iustice.

laying HIS Hand on HIS Sonnes Head, made such a solemne *Protestation* of HIS *Sincerity* in *Iustice*, as may serue for a matter of *Admiration* and *Imitation*, to all the Kings on earth. Those that *went Before*, and they that *Followed after*: Those that *Heard it then*, and they that *Heard of it since*; sayd it was *φωνὴ Θεοῦ, ἢ ἐκ ἀνθρώπων Nec vox hominem sonat, ô Deus certè!*

If such then be the *Iustice* of the *King* and the *Kingdome*, how is it then that *Trade* is hindered by suits of *Law*? Herein *Columellæ's* counsell is remarqueable, *Principi prouidendum est, ne legibus fundata ciuitas, legibus euertatur.* There cannot be too much *Iustice*, there may be too much *Law*. For the vse of *Iustice* is excellent, in contayning men within the bonds of *Ciuility* and *Honesty*: in preferuing men from *Iniury*: and in maintayning euery mans *Right and Proprietie.*

But

De Re Rustica.

Honeste viuere:
Alterum non
lædere: Summ
cuique tribuere.
Iuris præcept.

But the abuse there-of is a most pernicious and dangerous surfeit in the *Bodie* of euery *Commonwealth.*

And this is our case in this *wealthe-publike*: no *Kingdome* hath better *Lanes*; no *Kingdome* so full fraught with tedious, needlesse, endlesse, *Suites of Law*. For now this *Litigandi nauis* is become *κακοῦδος*, and waxeth so fast, and groweth so great, that *Suites of Law* doe seeme immortall: time doth encrease them, and length of time would not determine them, if the wisdome of those *Grave Fathers* of the *Law* did not put an end to the malice of the *Litigants*: as is now worthily obserued in *Chancerie*, to his honour and memorie that hath so happily begun the same.

By the growth and greatnesse of which *Suites*, I say, a great number of HIS *Maiesties* good and lo-

D uing

uing subjects are vexed, imprisoned
impoverished and ouerthrowne:
and whilst the *Litigants* strive to-
gether, another taketh away the
Fish, and as it is in the *Apologue*, lea-
ueth to either of them an empty
shell. And thus mens time and
meanes being spent in *Law*, which
should be employed in *Trade*, trade
is neglected, and the *Common-
wealth* deprived, of the benefit that
might be purchased and procured
thereby.

The Decay
of trade con-
sidered apart,
in the Ordina-
nce and
Munition.

And thus much for the *decay of
Trade* considered *loynly*. It fol-
loweth now to consider them *A-
part*, in some principall parts there-
of. Which may be reduced, to
such as tend to the *Fortification of
the Kingdome*, or *Maintenance of
Trade*. The former are *Ordinance*
and *Munition*: the too-too com-
mon exportation whereof, hath
taught vs wofull experience of an
invaluable inconuenience thereby
which

which euery man is sensible of:
and therefore I neede not *presse* it:
I wish it did not *Oppresse* vs.

The *Latter*, I will referre to
things essentiall, for the preseruati-
on of mans life, as *Victus* and *Vesti-
tus*: yet such of them also as doe
aford wondrous variety of *Trade*,
and may be termed the *Nourceries*
thereof, as the *Fishing* and *Clo-
thing* of this *Kingdome*. For on
these two, all sorts of *Trades* and
Tradesmen, haue some depen-
dance.

The inconuenience in the *For-
mer*, is that *Encroaching of Stran-
gers*, in *Fishing* vpon our *Coasts*:
whereby not onely the *Bread* is ta-
ken out of the subjects *Mouth*, but
that infinite *wealth*, which *God*
hath made *Proper* and *Peculiar* vn-
to *vs*, is become *Common* vnto
them. Whereby also, their *Navi-
gation* is wonderfully encreast,
their *Marriners* are multiplied, and

Or in the
Fishing.

exceeding great Trades maintain-
ed into all parts of the Christian
World. And Victuals commonly
yeelding ready money, and tollera-
tion of exportation thereof, the
same hath redounded to an infinite
enriching of their Countries with
Treasure, exhausted out of these
Mines of our's.

I am not ignorant that a learned
man of that side, pressing hard in
a Treatise entituled *Mare liberum*,
the Communitie and freedome of
the Sea against the Portugall Trade
into the East Indies; doth cunning-
ly and obliquely, vnder the couert
termes of *Populi Romani littus*, de-
fend and maintaine, in the fifth
Chapter thereof, their Fishing vpon
our Coasts. For thus hee con-
cludeth, *Nemo igitur potest a populo*

Mare liberum.
cap. 5 p. 22.

*Romano ad littus maris accedere pro-
hiberi, & retia siccare, & alia facere,
qua semel omnes homines in per-
petuum sibi licere voluerunt.* And
againe,

againe, *Exteris ius piscandi, ubique
immune esse debet.*

Eodem cap.
p. 28.

To part of which Treatise, there
is an answer entituled, *De Domi-
nio Maris*, to which I referre those
that desire further satisfaction in
this matter. But in my iudgement,
which I submit to better iudge-
ment, the Author of *Mare libe-
rum*, though otherwise very lear-
ned, strayneth his Arguments
for that purpose beyond their
strength. For *Ius* is laid to be *scrip-
tum*, or *Non scriptum*. And *Non
scriptum* is *Consuetudo*. And *Con-
suetudo non minus est species iuris,
quam ius scriptum*. And by both
these, the *Proprieties* of the Seas
may be proued, to belong to those
Princes and *Countries*, to which
they are next *Adiacent*.

De Arte iuris
cap. 13.

For *Custom*, the examples of our
Neighbor Countries round about
vs are frequent. As of *Coeldine*,
Groeneland, *Norway*, and *Friseland*,

vnder the King of Denmarke. Tunny fishing vnder the Duke of Medins. The Gulfe of Venice vnder that Seignory. And many others I might instance: In all which there is no liberty of fishing, but by Speciall priuilege had from those Princes to whō thesame belongeth. Which being so, we may well conclude with the Poet, *Cum ventum ad verum est, sensus moresque repugnant.*

Hor.

Mare liberum
p. 25.
Novella Leo. 56.

For the Law it selfe, it is not hard to produce some of his owne Authors against himselfe. As the Emperour Leo: of whom hee thus speaketh, *Voluit rebus, hoc est, vestibula maritima eorum esse propria, qui oram habitarent; ibique eos ius piscandi habere.*

Also Rodericus Suarius, whose testimony because he was a Spaniard, he produceth against the Portugals in the end of his fift Chapter: whom, if hee had pleased, he

hee might also haue thus cited: *Redditus piscariarum consueti, ut est gabella, seu aliud tributum solui consuetum, de his quae in mari piscatores faciunt, seu a mercatoribus de his quae emunt aut vendunt, Principibus conceduntur.*

Roderic. Suarius de Teste
Maris, consil. 30.

To which I will onely adde that of Bartolus, whom the Civilians call Iuris Lucernam, thus speaking: *Ut Insula in mari proxime adiacentes, sic & mare ipsum ad Centum usque miliaria pro territorio distretuque illius regionis cui proxime appropinquat, assignatur.*

Insulae de
lib. 2.
L. Caesar. de
public.

The rest that the Author of *Mare liberum* enforceth, of the Community and Freedom of the Sea to all Nations, he vnderstandeth of matters in question, betwixt the Portugals and those of his Nation, concerning their East India Trade, and not of their Fishing vpon our Coasts. Which Question in my judgement, being out of question

were better determined by *Action* then *Disputation*: It being a *Royalty* of the King, and a *Regall Priviledge* of this *Kingdome*, assigned by *Almighty God*.

Or in the Clothing.

From the *Fishing* come wee to the *Clothing* or *Drapery* of this *Kingdome*: the consideration wherof is of very high consequence, and concerneth both the *Soueraigne* and the *Subiect*, *Noble* and *Ignoble*; euen al forts, and callings and conditions of men in this *Commonwealth*. For this is sayd to bee a *Flower* of the Kings *Crowne*, the *Dowry* of the *Kingdome*, the chiefe *Reuenuē* of the King. This is a *Bound* to fortifie, and a *Bond* to knit the subiects together in their seuerall societies. This is the *Gold* of our *Ophir*, the *Milke & Hony* of our *Canaan*, the *Indies* of *England*: and therefore *Desire's & Deserue's* to be had in an euerlasting remembrance.

The *Draperies* of this *Kingdome* are

are termed *Old* and *New*. By the *Old*; are vnderstood *Broad Cloathes*, *Bayes* and *Kersies*: By the *New*; *Perpetuanoes*, *Serges*, *Sayes*, and other *Manufactures* of *wooll*.

The *Causes* then of the *Decay* of *Trade* in these *Draperies*, are either *Domestique* or *Forreine*. The *Domestique causes*, are some *past*, some *Present*. Those *Past*, are apparent in the late disturbance of the *Cloth-trade*; which is so obuious to euery man, that I had rather *Passe by it*, then *Prese upon it*, because it is *Past*: and I would to God that so were the effects of it also. In charitie wee may thinke it was *Good* in the *Purpose*, though it proued *Ill* in the *Practise*. For thereby the *Draperies* of this *Kingdome* are much diminished, and the *forreine* aduanced and aduantaged. The quantities of which last, were formerly few or none, but now they exceede our highest numbers issued

ed out of the land : as by a collection thereof, which my selfe made in those part, by His Maiestie, speciall command, in the time of *Secretary Winwoods* seruice, may appeare.

These Present may be discern'd in the *Cloth-trade*, either vnder the *Clashier*, or vnder the *Merchant*. Vnder the *Clothier*, either by *ill making*, or *False sealing* the Cloth.

The decay of Clothing vnder the Clothier, or vnder the Merchant.

q. 1206.

Vnder the Clothier, by ill making, or false sealing of Cloth.

For the making of good and true Cloth, many excellent lawes haue bin inuented & enacted by the wisdom of the *Parliaments* of this land, from time to time. And the Statute of 4. of the *King Cap.* doth seeme to bee an *Epitome* or *Compendiary* of all the former Statutes in this kinde. In this Statute is prescribed, the true breadth, and length, and waight, that may conduce to the making of a true and perfect Cloth, *Kersie* or *Manufature*. If a *Clothier* make a Cloth of lesse waight, then is set downe in

in the said Statute, he offendeth in *Quantitie*: If of lesse breadth, or length, or of forbidden kindes of wooll, hee offendeth in *Qualitie*. If a *Clothier* offend in *Neither* of these by his *OWNE A&T*, yet he may offend in *Both*, by his *Instruments* or *Workmen*: Either by the *Weauers*, in *not putting in* the stufte at the *making*; or by the *Tuckers* in *pulling out* the stufte after the *making* thereof.

A Cloth also may be well made; & yet false sealed. A Cloth may be said to be lawfully made, when it is truly sealed. For althogh it may be impossible to make some Clothes, iust of those quantities and qualities prescribed by the Statute; as the *Clothiers* terme is, *A man cannot cast a cloth in a mould*: yet I hope, they will giue me leaue to say, that it is possible that a Cloth may bee true sealed, though false made. And then a *Cloth is made*, and *true sealed*,

sealed, whereby the buyer may see what hee hath for his money, may bee said to bee a good or lawfull Cloth according to the Statute.

Now the execution of the Statute for *Searching* and *Sealing of Clothes*, seemeth to be referred to two sorts of men: which are either the *Aulnager* or *Searcher*. The *former* may seeme originally to have beene an Officer appointed for that purpose, as well by the *Notation* of the name, as by some *Ancient Statutes*. For *Aulne*, and *Aulnage*, and *Aulnagier*, are all *French* words, taken from the measuring of Cloth. And thence it is, that in that tong they are wont to say *Aulner draps* to measure Clothes, by a *Trope* taken from the *Instrument* by which they are *Measured*.

But because the care of the *Aulnage* is committed to so *Noble and Honourable a Personage*, that will not

11. Hen. 4. 6. &c.

not suffer any abuse in the execution of that office: and the said Statute of 4. *Jacobi*, and the former Statutes of 39. and 43. *Elizabethæ* doe referre the *Searching* and *Sealing* of Clothes, to certaine *Ouerseers* or *Searchers*, so called by the said *Statutes*, I will proceede vnto them.

And forasmuch as *Execution* is the *Life* of the *Law*, as *HIS MAIESTIE* in high *High wisdoma* admonisheth: and the *Prudence* and *Providence* of the *State*, have beene very great in deuising and enacting such good lawes from time to time, as might tend to the encrease and advancement of the *Drapery* of this *Kingdome*: If therefore now any thing bee amisse therein, it must needs come through the want of *Execution* of thole *Lawes*. *Hinc ille lachryma!* This *Bonum* according to *HIS MAIESTIES* *Regall rule*, is not *Bene*. For these *Ouerseers* and *Searchers*

In His Maies- ties Speech in Parliament. In June 1611.

Eadem Oratio- ne Regia.

Searchers being silly Countrey-men, and generally not expert in the *mystery* of making of Cloth: in the *search* whereof, there is as much neede of skill as in the making: for how should they finde the fault, that know not how it is committed? These *Searchers* I say, thus being ignorant and unskilfull in their offices, and negligent also, (in which last, it hath beene againe and againe confest, that they haue set the seales of their office, to Clothes they neuer search't nor saw) needs must there be a great abuse, in the *Execution* of those good *Lawes*.

Nay I would I could not say, how much our Nation hath beene vpbroyded by the people of forreine parts with this abuse, that the *Searchers Seales* of *England* are bought and sold as in a market, and put on the Clothes by the *Tuckers*, and other the seruants of the
Clo-

Clothiers, as if the same had beene lawfully *searched* and *sealed* according to the *statute*; when as the *Searchers Eye* neuer so much as beheld the *Clothes*.

Wherein the people of the *Netherlands* are so exact, that you shall neuer find any of their Countrey Clothes false *search't* or *seal'd*. For you shall haue a *Seale* set vpon the Cloth when it cometh from the *Weauers*: another when it cometh frō the *Tuckers*: another when it cometh from the *Dyers*: and that by men of good quality, appointed for that purpose in euery *City* and *Towne* where Cloth is made, termed *Caremasters*: so called from the *Care* they ought, and doe performe, in the execution of their office: wherein indeed they are so exact, that you shall neuer finde any of the *Seales* aforesaid, set to any manner of *false* or *Defectiue* Cloth.

For indeed the *Searcher* being a
sworne

Sworne Officer, ought to be as a witness without exceptiō betwixt man and man : that when a man seeth the *Searchers seale* set vpon the Cloth, it should serue as a true *Certificat* of the true making thereof. It is a great impiety before *God* and *Man*, to be a false witness in any case : but these *Searchers* are false witnesses *Ipse facto*, when they doe *Testifie* to the world by their *Seales*, that those Clothes are *Good* and *True*, which indeede are vtterly *False*. And which aggrauateth the matter yet more, that *the Kings Seale of Armes*, which is *testis omni exceptione maior*, should also bee set to Clothes thus *Falsely searched & sealed*, whereby not onely *the Kings Subjects*, but the *Strangers* also in *Forreine parts* are deceiued, is a very grosse and grieuous abuse.

An example
of Clothes ill
made, searched
and sealed.

Amongst other abuses of this kinde, one precedent comes to my minde, of *Ten* Clothes bought not long

long since by a *Merchant*, of a *Clothier* of *Wiltshire*. Which Cloathes were all *Sealed* by the *Searchers* of that place, for good & true, according to the Statute. But being tried by the *Merchant-Buyer*, and afterward by the *Sworne measurer* of the Citie of *London*, were found so defectiue in length, breadth and waight, that where these *Ten* Clothes cost but *50. lib.* or thereabouts, the faults in these *Ten* Clothes came to neere *20. lib.* which was one third part of the value of the Cloth. And it being a notable contempt of the law, the *Lords* of *HIS MAiesties most Honourable Priuie Councell* were informed thereof; who were pleased to send downe a *Messenger* into that *County*, and fetch't vp both the *Clothier* and *Searchers*, who worthily vnder-went the *Condigne Censure* of the *Lords*.

Vnder the *Merchant* also the
E Cloth

he Cloth
ade suffereth
nder the
Merchant,
t home and
broad.
At Home by
xportation
of the Materi-
als, or Imposi-
tion of Charge.

Cloth-trade suffereth both at *Home* and *Abroad*. At *Home*, by *Exporting the Materials*, either of *Woolles* or *Wooll-fels* from the *Sea coasts* of *England*, and the *Kingdome* of *Ireland*: or by *Ouer-lading the Cloth-trade*, either with any *generall* or *speciall* charge.

The *latter* I cannot pretermit: for as the chiefe waight of the *Cloth-trade* lyeth on the *Merchants-Aduenturers*; so also is the burthen of charge most felt vnder that *Trade*. For the *Impositions* and *Imprest money* by them layd vpon the *Cloth*, for defraying the charge of their *Gouernment*, and payment of their *Debts*; haue driuen many good *Merchants* out of the *Trade*, and giuen the *Clothiers* occasion to complaine of want of *Buyers*, and thrust the *Trade* it selfe more and more into the *Strangers* hands.

Abroad by
vnfit Resi-
dence.

And *abroad*, by the *vnfit place of Residence*, which the *Merchants-Aduenturers* are fallen vpon in

Holland. Whither they goe with great perill of Shippe and Goods: And where they come farre short of that they hoped for; and of that quicke and ample vent of their *Cloth* they found in *Zeeland*. The *Agitation* of which remooue; is vehemently suspected to haue moued the *Merchants* of *Holland*, to procure *Pruiledges* of the *States Generall* to *Incorporate* themselves, and *keepe Courts*, to confront the *Merchant Aduenturers*; which they neuer did before: To haue drawne the * *Taring* of *Cloth* into *Holland*, where the *Buyers* are in some sort *Iudges & Parties*; which before was in the *Mart-towne*, where the *Seller* was present: And lastly, to haue hastned the great *Imposition* in *Holland*. All which are matters of moment, and concerne the *Cloth-trade* verie much, and whereof the *English Factors* there residing doe generally complaine:

* That is, a-
bating for th
faults thereo

Aduance and *Aduantage* the *Commer*ce of this *Common-wealth*, and farre excell the trades of any other forreine Merchants in their vngouerned trades.

But as the *Vse* of *Government* is excellent for the restraint of vnskillfull and disorderly trade: so the *Abuse* therof is as inconuenient, if at any time the same be too strict, and come within the compasse of a *Monopoly*. And because the name and nature of *Monopoly*, is more talkt of, then well *understood* of many; and some thinke that the reducing of trade into *Order* and *Government*, is a kinde of *Monopolizing* and restraint of trade: I haue thought it not vnseasonable to bestow some speciall paines in the diligent inuestigation thereof. Not that I would haue the trade of the *Kingdome* so circumscribed or appropriated to any, that others of *HIS MAIESTIES* Subjects should bee

deprived

deprived of the libertie thereof; but that vpon equall & reasonable termes, trading vnder *Order* and *Government*, without that ill tincture of *Monopoly*, the *KINGS* *high way* of trade should be opened vnto all.

The name therefore of *Monopoly* in our English tongue, is deriued, as the learned know, of the Greeke word *Μονοπόλιον*: whence also the latine word *Μονοπολιυμ* is borrowed. Some deriue it of *Μόνος Solus*, and *πώλειω Vendo*, to sell alone. Others of *Μόνος Solus*, & *πρωλειωμαι Verfor*, to cōuerse alone. Other of *Μόνος Solus*, and *πόλις Ciuitas*, *quasi unica negotiatio in Ciuitate*. But all these agree in one meaning of the word, that it is *Singularis Negotiatio*, a diuerting of *Commerse* from the naturall course and vse thereof, into the hands of some few, to their benefit, and others preiudice. I also find many *definitions* of *Monopolies*:

E 4

and

usmodi
tractus tan-
mptionis &
actionis
litudine
fundebatur,
ix ac ne
quidem a
s consiliis
mosci pos-

tom. ad ijt.
b. 18. & 19.
Rep. lib. 1.
11.

and a great question among the *Civilians*, whether a *Monopoly* may bee exercised of one alone; and whether it consist aswell in *Locatio Conductio*, as they speak, as in *Emptio Venditio*. Which last is out of question with all. And of the former, I finde an instance in *Aristotle* of *Thales Milesius* his *Monopolie*: who by his knowledge in *Astrologie*, fore-seeing one yeare in the winter, that there would bee great plentie of *Oyles* the next yeare, hired before-hand all the places and engins for making of *Oyle* through both the Ilands of *Melazo & Chius*, and afterwards let out the same againe at his owne pleasure & price. In the same place hee maketh also mention of another, who bought vp all the *Iron* in *Sicilia*, which afterwards he sold againe, and made one hundred *Talents* of that which cost him but fiftie. Amongst others I will take the definition of *Althusius*

Polit. cap
220.

Althusius for all the rest. *Monopolium*, saith he, *Est commercium emendi, vendendi, permutandine, à paucis vel uno etiam usurpatum, reliquis civibus praeceptum, quo pretia augetur cum lucro negotiantis, & reliquorum damno.* That is, *Monopoly* is a kind of *Commerce*, in buying, selling, changing or bartering, usurped by a few, and sometimes but by one person, and fore-stalled from all others, to the *Gain* of the *Monopolist*, and to the *Detriment* of other men.

The parts then of a *Monopolie* are twaine. The restraint of the liberty of *Commerce* to some one or few: and the setting of the price at the pleasure of the *Monopolian* to his priuate benefit, and the prejudice of the publique. Vpon which two *Hinges* euery *Monopoly* turneth. And these two parts are respectiue-ly repugnant to the two fundamentall requisites of a good Lawes

Lawes : to wit, *Equitie* and *Vtility*. For it is against *Equitie*, that one Member of a *Common-wealth* should bee more free then another of equall ranke and condition. And what can be more contrary to *Publique Vtility*, then that some one or few persons, should sway the price of any thing vifull to the *Common-wealth*, to their owne *Enriching*, and the *Common Losse* of other men? And heere it is to bee well obserued, that vnlesse these two parts concurre in a *Monopoly*: it cannot truely and properly bee so called, nor ought it so to bee accounted. And therefore *Althusius* following *Decianus*, saith well of that restraint of the *Comon Liberty*, which we call *Suit of Mill*: which compelleth men to vse this or that *Mill to grinde corne*, and none other: that it doth onely *Sapere Monopolium*, Sauour of Monopoly: but that it is not truely and properly

Althusius politic.
 12.
Decianus
 11.
ibid. lib. 2.
 52.

ly a *Monopoly*. For in that case of *Suit of Mill*, vnlesse there be a greater Tolle or recompence exacted for grinding, then at other Milles, it falleth onely within the first part of a *Monopoly*, to wit, of the *Restraint of the Publike Liberty*; but not within compasse of the other part, the *Setting of the Price*. But for this *Restraint of the Publike Liberty of Commerce*, it may bce so ordered by the *Wisdome of the State*, that it may bee both *Lawfull* and *Beneficiall* to the *Common-wealth*. Which assertion, because it may seeme strange to some, I will make euident by *Good Authoritie* and *Examples*. *Peter Martyr* that famous light of the Churches of the Gospel, defendeth the restraint of *Solomon*, that none should buy *Horses of Egypt* without his Licence, to bee Lawfull. And of this kinde is the *Preemption of Tinne* heere in *England*, granted by His *Maiesties*

P. Martin
Reg. c. 10. c.

Gracions

Gracious Letters Patents to some few, with restraint of all others: which I dare boldly affirme is not only *lawful*, but very *beneficiall* also to this *Common-wealth*. For therby our *Thrice Noble Prince* receiueth a good reuenue, and the *Timne* of this Land is sold for many thousand pounds a yeare more in *Forrein parts*, then otherwise it would, to the great increase of the *Common stocke* of this *Kingdome*. Also the Law of this *Realme* alloweth, that if any man inuent a new *Art*, beneficiall to the *Common-wealth*, hee may haue a Patent to vse that *Art* solely, with restraint of all others for seuen yeares: as well in recompence of his industry, as for the incouragement of others, to studie and inuent things profitable for the publique *Symbiosis*. The *Statutes* of the *Kingdome* restraine from the exercise of sundry *Crafts*, all such as haue not serued an apprenticeship

prentishood vnto that *Art* which they would exercise: to the end that those *Artes* might be brought to better perfection, and the things made, might be good and seruiciable for those that buy and vse them.

The restraint of the *Publique Libertie*, is sometimes exercised by *Private Authoritie*: sometimes by *Publique*. Which distinction is made by the *Emperour Zeno*. *Iubemus ne quis pro sua autoritate, vel sacro elicito rescripto, &c. Monopolium audeat exercere.*

*cod. lib. 4. 2
59.*

The *former* is practised, when any one or more, haue by their owne priuate contracts, gotten any *Commoditie* or matter of *Commerce*, wholly into their owne hands. Of this kinde are the examples aboue cited out of *Aristotle*.

The *latter* is, when by Publike authority, the liberty of the subiect is

is restrained : which is done, sometimes by the *Prerogative of the KING* : sometimes by *Act of Parliament*.

The *Former*, by dispensing with a generall Law in some point, and applying the dispensation to some one or few, with restraint of others. The *Latter*, by prohibiting all, but some one or few persons to use the benefit of the Law in some point or other.

For dispensing with the Lawes, it is without question, that *the KING* hath power to dispence with a *Penal Law*, when it prohibiteth that which is not *Malum in se*. For the *Parliament* hauing made a *Statute* with intent of the *Publique good* : yet the same by reason of something not foreseene at the making of the Law, may proue verie preiudiciall in the Execution. And then the *Malum prohibitum*, as the *Lawyers* speake, may be dispenced

penced with by *the KING*. Thus the *Parliament* hauing prohibited the exportation of white Clothes vndrest about the price of foure pound the Cloth : the obseruation of that Statute was found by experience to be very preiudiciall to the Trade, and free vent of the Cloth in forreine parts. Whereupon *Q. Elizabeth*, granted a Speciall Licence to the Fellowship of the *Merchant Aduenturers*, to transport all sorts of white Clothes vndrest, with a *Non obstante* to that Statute. And although all other men stood lyable to the Statute still, and were restrained, yet the *Vtilitie* that hereby arose to the *Common-wealth*, did farre exceede the restraint of the *Publike Libertie*. For within few yeares after the granting of this Licence, the vent of Cloth in forreine parts increased to twice as much, as formerly it was during the strict obseruation of

33. H. 8.

Anno 6. E. 6.

of the Statute. Other like dispensations of Statutes, I might instance: as that of the 28.H.8. concerning the retailing of *Gasgoigne Wines* at two pence a quart: which is dispensed with, by a Licence to the *Company of the Vintners*: but these may suffice for every mans vnderstanding of this kinde of restraint.

For *Prohibition by Act of Parliament*: such is the Act whereby all the subiects of this Realme, excepting such as are of the Corporation of the *Muscovy Company*, are forbidden to trade into any part of *Russia*. Also that of 3. *Jacob.* concerning *Artizan Skinners*, whereby all but the *Company* are forbidden to buy and retaile some sorts of *Skinnes*. In these and the like, the *Parliament* maketh restraint of the *Common liberty of Commerce*, and the same restraint is againe released, not vnto all, but to some persons

Jacob.

sons or *Corporations* by *speciall Exercise and Prouiso* of the Act of *Parliament*.

The Later kinde of Restraint by Publique Authority, is when that which seemeth by the Lawe to be free to all, is by some *Patent or Proclamation of the Prince*, prohibited to all, sauing some certaine *Corporations*, or persons specially excepted and authorized in the same *Patent or Proclamation*. Of this kind are generally reputed all *Corporations of Merchants*, which are not confirmed by *Act of Parliament*. Which are generally reputed to carry with them a restraint to others, of that *Liberty*, which the Law doth seeme to offer to all in point of *Commerce*. Whence it is that so many pleade the *Freedome* of subiects, and *Presse* or rather *Oppresse* that plea of equity, that it is equall that all subiects should bee alike free to bee *Merchants* in all
F Trades.

Trades. To whom I answer, that first there is no good *Equality* in it, because it is against the *Publique Utility*, that all should bee Merchants at their pleasure. For that's not equall, that may seeme profitable to one, and bee hurtfull to many. *Atque ipsa utilitas insti propè mater & equi*, as *Horace* speaketh. And yet what point of *Equity* is broken, when the freedome of Societies is so carryed, that it is open to all men vpon equall termes; that is to say, either by seruice or purchase? Otherwise it were very vnequall, that one man should serue for his freedome, or buy the same: and another man should haue it for nothing. If this point were well thought vpon, I presume the *Gracious Grants and priuiledges* of *H I s Maiestie*, conferred vpon *Societies*, would not seeme so much a *Restraint* of the *Common liberty*, as a prudent ordering

ring and accomodating thereof vnto the *Publique Utility*. For it hath euer beene a *Policy* of this *State*, to reduce the *Trades* of *Merchants* of this *Kingdome* into *Corporations* and *Societies*, for the advancement of *Trade*, by the benefit of order and gouernment: well foreseeing that there cannot bee any greater *Bane* to a *Well-gouerned Common-wealth*, then *Ill-gouerned and Disorderly Trade*. Whereof I shall haue fitter occasion to speake in the next Chapter, when I come to treat of the *Inconueniences* of the want of gouernment in *Trade*. So that in this case the general rule must be this; that such a *Restraint* of the *Publique Liberty*, as is before mentioned, is alwayes to be allowed, when the same is recompenced with a *Publique Utility*. According to that of *Tacitus*, *Omne magnum exemplum habet in se aliquid iniqui, quod utilitate publica contra singulas*

Tacitus.

los compensatur. Also the liberty that the Law seemeth to giue the subiects in Trade, is to bee vnderstood, of imploiment *Within the Kingdome*, not *Without the Kingdome*. For what liberty can a *Nationall Law*, giue to a *Forrein Trade* vnder a *Forreine Iurisdiction*, when the liberty or restraint thereof dependeth vpon those *Forreine Princes and States* where that Trade is tollerated: Therefore the Law may giue the subiect Liberty *Within the Land*, but it is the KING that must enable men to trade *Without the Land*. For all the *Trades* of the *Merchants* of this *Kingdome* into *Forrein countries*, are grounded vpon the *Amity* of the KING, and the *Treaties of Peace* contracted by the KING, with the *Kings and Rulers* of those *forreine parts*, at his owne charge, and by HIS own Authority, without the assistance of HIS *Parliament*. And therefore it holdeth

deth good congruity, that the KING by HIS like Authority, may haue the disposing and ordering of such HIS contracts at his owne pleasure.

The second part of *Monopoly* remaining, of the *Setting of the Price* at the pleasure of the *Monopolist*, to his *Private gaine*, & the *Publique losse*. This *Gothofredus* calleth the *Forme* of a *Monopoly*. And in truth it is the very *Soule* and *Accomplishment* thereof. And he or they that haue this power ouer the price of the thing they negotiate, may well be said according to the notation of *Monopoly*, from *μῆνος* and *πωλησις*, to *conuerse alone*. For in so doing, they so liue, as none can liue by them, in respect of their singuler gaine in this kinde: Contrary to that honest Prouerbiall rule of the Dutch, that men must *Leuen ende Laeten Leuen*: So liue as other men may Liue by them. But here I

Cod. 4. 59.

cannot but discharge all those *Corporations* of this *Kingdome*, of this part of *Monopoly*, which afford to every particular *Trader* thereof, the managing of his owne stocke, in buying and selling as hee can, without any combination with others. In which it is as impossible as vnusuall, for any to haue command of the price of their *Commodities*: because there is such a multitude of *Traders* of the; and every man is at liberty to buy or sell, without any rule by any generall order, or meanes to hold one price. But the greatest suspicion of *Monopoly* in *Corporations*, is in such as *Trade* in *Joint stockes*. Whereof if there be any that tradeth in a *Joint stocke*, and hath the *Sole* buying or selling of any *Commodity*, and buy and sell the same *Jointly*, as by one person or common factor, such is guilty of *Monopoly*.

For

For *particular men*, they may also commit *Monopolizing*: either by procuring *Patents* by misinformation of the *State*, for the *Sole Importing* or *Exporting*, buying or selling at their owne prices, to the restraint of the *Common Libertie*, and the *Publique Vtility* of the *Kingdome*: or else when some one or few, without any *Authoritie*, doe ioine together to engrosse and buy in a *Commodity*, and sell it out againe at their owne price. Of the former kinde, are those *Catalogues* of crying *Manopolies*, which *His Maiestie* in *His High Wisdom and Grace* damned in *His Princely Proclamation* of the tenth of *Iuly* last, in the *xix. yeare* of *His Maiesties most happy Reigne* ouer *this Kingdome*: Many of which were abused in the *Practise*, from that which they appeared to be in the *Institution*. And here a pretty question occurreth. When a

F 4

Patent

Patent is granted to a certaine person or persons, so as he or they haue power to licence others to exercise some kinde of *Commerce* solely, and consequently with command of the price: the question is, who is then the *Monopolian*, whether the *Patentees*, or their *Assignes*? In this case I suppose, that both the one and the other commit *Monopoly*. For first, the *Patentees* make their price at their pleasure vpon their *Assignes*, and they againe vpon the *subiects*. So that here is *Monopoly* vpon *Monopoly*: like your *Salt* vpon *Salt*, *Interest* vpon *Interest*, or the *Decompositum* in *Grammer*.

In the latter, some sorts of *Trades-men* in *London*, are said to offend. Which being matters of *Generall* note, and willing to auoid offence, I will passe by such particulars. And this shall suffice for the *Definition* and *Distribution* of *Monopoly*.

CAP.

CAP. III.

Of want of Government in Trade.

SVch is the *Forme of Trade* considered in the *Strict Vse* or *Abuse of Government*, by way of *Monopoly*. It now remaineth briefly to shew the *Too Loose Vse* thereof, by *Vngouerned Trade*.

It is a *Maxime* in the *Mathematicques*, that *Rectum est Index sui & obliqui*. And the want of *Government*, cannot better be demonstrated, then by the benefit of *Government* it selfe. For thereby the *Common-wealth* hath beene much aduantaged, both in the encrease of the natiue *Commodities* of the *Kingdome*, and the aduancement of their vse and price in *Forreine parts*: and also in keeping the forreine

reine wares at a moderate rate within this *Kingdome*. This will be yet more perspicuous, if we cast our eye first vpon the seueral *Societies of Merchants* which trade *under Government*: and then on those which trade *without Government*. For *Contraria iuxta se posita, magis elucescunt*.

The Merchants-Adventurers.

In the first place therefore consider we that *Ancient* and heretofore *Famous fellowship* of the *Merchants Adventurers of England*. Hath it not by their politique rule and order, eaten out the *Societie* of the *Hans-townes* of *Germanie* and the *Merchants* of the *Entercourse* of the *Low Countries*, in those trades, which a long time they enioyed in this land? And whereas those of the *Hans*, vented in *Germany*, only a matter of *sixe thousand* of our *Clothes* yeerely and at low prises: and held this *Realme* as it were beholding vnto them for their shipping

ping: yea vpon some discontent for denying of them priuiledges, durst offer some hostilitie in the time of *Edward* the fourth. Whereas the *Merchants-Adventurers* by their *Charters*, granted from time to time by the *Princes* of this *Realme*, and fauoured by *Parliaments* successiuelly; by their orderly manning of their trade, haue supplanted the trade of the *Hanses* in *Germany*: and brought the said *Sixe thousand* vented by them in *Germany*, vnto *Thirtie thousand* *Clothes* yeerely & at great prises. And it is worthy to be remebred to their *Honour*, that seruice which the *Merchants-Adventurers* did to the *State* in *Anno 88*. when they supplied the *Nauie Royall* with a whole ships lading of *Powder and Shot* from *Hamburgh*: which came luckily euen *in articulo temporis*, when there was a very great want thereof. These also haue from time

time to time employed and bred vp many worthy Masters of ships and Mariners: and built many Tall, warlike and Seruiceable shippes: which as they themselues also, are at all times ready to doe seruice to the KING & STATE vpon all occasions. None of all which they had euer beene able to haue done as particular men, in a loose, distracted, and disorderly trade.

The East-India Company:

Great benefit also hath arisen from the *East-land Company*: who haue wonne like ground of the *Hanses* of the *Baltique Sea*: and do employ in that trade a great number of proper *Shippes* and *Men*.

The Muscovy Company

The *Muscovy Company* also by the benefit of *Government*, besides their employment of many proper Ships and Men, haue discovered the passage by the *North-Cape*, as also of *Greenland*: and done many other seruices to the *State*: which as particuler men, they could neuer haue performed. The

The *Leuant Company* likewise by their trade vnder *Government*, hath built a great strength of warlike, Tall & Lusty Shipping, which they employ in that trade: and by their industry haue wonne from the *Italians* the trade of the *Leuant*: the *Commodities* whereof were before brought into this *Realme* by *Argosies* to the encrease of *Forreine Shipping*, and at *Deare* rates: and is now reduced to the *Natives* of this *Kingdome*, to the encrease of *Shipping*, and the benefit of the *Publike*. Which without *Government* and good order, had been impossible for them to haue done.

The Leuant Company.

The *French Company* also, though but lately reduced to *Order*, haue reformed many abuses in that trade, in maintaining the *Natiue Commodities* of this *Kingdome* in much better estimation, and in keeping the *Forreine* at moderate prices: and in employing greater shipping,

The French Company.

The East-India Company.

shipping, then at any time before. Which were impossible for them to effect *Singly*, without *Societie*.

Lastly, for the *East-India Company*, whereof I am preuented to say what I might, by two seuerall discourses published in print, the one by that worthy & rarely qualified Gentleman *St. Dudley Digges* Knight, the other by that discrete Merchant *M. Thomas Mun*: yet this I say, that this *Great and Noble Societie* by the benefite of *Gouernment*, hath set on foot a very *Mightie Trade*, farre beyond any other *Company* of this *Kingdome*: and accordingly hath excelled in *Greatnesse of shipping*, and making *Mariners of land-men*, beyond the example of any other *Corporation*: and had not *Envy* thought that *Trade* too great a *Treasure* for this *Kingdome*, doubtlesse they had in *Encrease of Trade*, excelled all the *Companies of Merchants* in this *Commonwealth*. But

But here the ordinary obiection encountereth me, that in *Germany*, *Spaine*, *France*, *Italie*, and the *Netherlands*, there are no such *Companies*, nor *Restraint of Merchants*, as here in *England*: and yet that those *Countries* thriue better in their *Trades*, then we in ours. I answer, that if it be granted, that they haue no such *Companies* nor *Restraints* of any, and that they thriue better in their *trades* then we; yet it will not follow, that this their better thriving is because euery man is at libertie to be a *Merchant* at his pleasure. This is the *Fallacy* which the *Logicians* call *To pñ dñmōr a'e dñmōr*, *Non causa pro causa*. For if that were the cause, why then should not our *Spanish Trade*, that hath no *Company* nor *Restraint*, prosper better thē the other *Trades* which are *Gouerned in Companies*: whereas to speak as the truth is, *This Trade & These Merchants*, are the most miserable of

The obiection answered, that the Merchants of other countries trade without government, which is examined by a particular enumeration of diuers Countries.

0375

of all the other *Trades* and *Tradesmen* of this *Kingdome*, and all through want of *Gouernment*: thorough whose sides the *Commonwealth* suffereth, and hath already lost many Millions in value of the *Wealth* of the *Weale-publique*, as I shall shew anon. But to the *Assumption*. I deny that the *Merchants* of those *Forreine Countries*, trade without *Gouernment*. For *Germany* hath anciently had one *Society*, or *Corporation* of *Merchants* in all their *Sea-townes*, called the *Society* of the *Hans*, before noted: as their houses of *Staple*, yet standing at *Bridges* in *Flanders*, *Antwerpe* in *Brabant*, *Nouogrode* in *Russia*, *Bergen* in *Norwaye*, and the *Steelyard* in *London* can witnes. Which trade of theirs flourished, as long as it continued vnder *Gouernment*: but hauing lost their *priviledges*, partly by their own *Stragling*, and partly being ouertop't by the flourishing of

As first Germany.

of the *Merchants Adventurers Trade*, their Trade is now almost quite fallen to the ground.

For *Spaine* and *Portugall*: all men know that their *Sea Trade* is little, sauing to the *East* and *West-Indies*. And those Trades are carryed with *Gouernement*, and farre more restraint then ours.

Spaine and Portugall.

For *France*, there are not (that I know) any *Companies* of *Merchants* for forreine parts. Which I take to bee the cause, why those *Merchants* shipping, is of so small burthen, and of as little sufficiency for seruice. Which is an effect of a stragling vngouerned Trade.

France.

For *Italy*, that consisteth of so many seuerall *Iurisdictions*, that it were impossible to make a generall *Corporation* for any one kinde of *Sea-trade*. For example, were it not in vaine for *Genoa* to make a *Corporation* & *Orders* for Trade, whilest *Florence* held a contrary course? It

Italy.

G

were

were certainly all one, as to haue a *Company* of Merchants for *Spaine* at *London*, and the *West-parts* left loose to Trade without *Order* or *Gouernment*, which were a meere mockery. But the Trade in many parts of *Italy*, being carried by *Families*, and euery *Family* being as it were one Person, there is a kind of *Gouernment* in their Trades, and the same performed with mercifulous credite, policie, and iudgement.

The Netherlands.

The *Low Countries*, by that *Vnion* which is of the seuerall *Townes* and *Prouinces* vnder the *States Generall* (which neuerthelesse is as much, and endureth as long, as euery seuerall *Prouince* and *Towne* listeth,) haue of late yeeres erected their *East India Company*, and the like for *Guiny*, and are in hand with the like for the *West Indies*. Also the *Cloth-buyers*, the principall *Merchants of Holland*, haue lately obtained

obtained *Octroy* so termed, which is *Priviledges & Immunities* of the *States*, to assemble themselues, and to keepe *Courts*, and make *Orders* for their Trade; and principally to confront & oppose the *Merchants-Aduenturers* Trade, vpon some differences, lately fallen out betwixt those *Cloth-buyers* and the said *Company* about the *residence* before noted. For their other Trades of *Germany*, *Poland*, *England*, *France* and *Spaine*, they rather wish then finde it possible, to ioine the seuerall *Townes* in one Rule and Order. And who so conuerfeth with that *Nation*, shall find that they very much complaine of the disorders of their Trades, for want of that kinde of *Gouernment*, which many of them take notice of here in *England*: and some of them of late haue desired instructions from hence in that behalfe. Besides all this, these people as
G 2 they

they are borne and bred in an *United Country*, so doth their nature and disposition encline much to an *Union* and *Communion* in Trade. Inſomuch as oftentimes they are able to worke their feates by *Confederacy* and *Combination*, againſt an *Incorporation* in our *Nation*. For they wiſely conſider, that their intereſt is inuolued in the *Publique*: where, in our *Nation*, men commonly preferre their *Particular*, to the *Common-good*.

And thus hauing answered the obiections againſt *Corporations*, of *Merchants* and *Gouerned Trades*, and ſhewed the many and manifold benefits ariſing to the *Common-wealth* thereby. It is now eaſie to ſhew the Iniury and Inconuenience to this *Common-wealth* by the want of *Gouernment in Trade*. Thoſe that Trade without *Order* and *Gouernment*, are like vnto men, that make *Holes* in the botome of

that

that *Ship*, wherin themſelues are *Paſſengers*. For want of *Gouernment* in Trade, openeth a gap and letteth in all ſorts of vnſkilfull and diſorderly perſons: and theſe not only *ſinke* themſelues and others with them; but alſo *Marre* the Merchandize of the land, both in eſtimation and goodneſſe: then which there can bee nothing in Trade more preiudiciall to the *Publique Vtility*. And to make good theſe particulars, I take this for a ground: *Nemo naſcitur artifex*. Which as it is true in the occupations of *Artizans*: ſo is it much more true in the *Trades* of *Merchants*: wherein there is ſo great variety of difficult points to bee learned, before a man can learne his *Stuoke*, as the Dutch-men ſpeak, or be his *Crafts maſter*. And how can the *Merchant*, that hath no ſkill in his *Commodity*, looke to it, that the *Maker* performe his

G 3

part

part? Or how can a falsified Commodity, hold his estimation and use? The ill experience whereof, is not more remarqueable in any of His *Maiesties* subiects, then in those that trade into the *Domini- ons* of the *King of Spaine*, without *Order* or *Gouernment* in Trade. For at the beginning of His *Maiesties* most happy Raighe ouer this *Kingdome*, this Trade by His *Maiesties Princely fauour*, was made a *Corporation* and *Societie* of *Merchants*, and flourished vnder *Gouernment*. And then the new *Draperies*, and other the *Natiue Commodities* of the *Kingdome* were maintained in their estimation and goodnesse at *Home* and *Abroad*: But soone after by the clamour of some who preferred their owne liberty, to the vtility of the publique, and by some misinformation giuen the *Parliament* of that time, this *Company* after it had flourished

two

two yeares, was dissolued, and euer since exposed to confusion and disorder in Trade, and is become a receptacle and *Rendes-vous* for euery Shopkeeper, Stragler, and Vnskilful person: and may serue for a liuely representation of the hopes that may be expected, by such a loose trade, as many now a daies so much desire, not rightly conceiuing or considering the benefit of *Gouernment*, nor the Inconueniencies that doe perpetually accompany trade in the want thereof. Which in the *Effects* will be more *Perspicuous*, to which in their Order we now proceede.

CAP. V.

Of the Effects of the former Causes as they concerne the KING.

SUCH were the *Causes* considered in the *Matter* and *Forme* of

G 4 trade

trade. The *Effects* follow: which doe either concerne the KING, or the *Common-wealth*.

Such as are the *Causes*, such also must needs be the *Effects* arising from the same: and those doe either respect the KING in point of *Honour*, or in point of *Reuenue*: and both in the *Matter* and *Forme* of Trade.

ffects to the
ing in point
of Honour.

In point of *Honour*, there is a relation to the KING from the *Matter* of Trade, considered *Generally*, or *Specially*.

Generally, in the generall neglect of all trades, by temerous, rash, and litigious suites of law: whereby the *Peace* of the *Kingdome* is disturbed, the *Iustice* thereof abused, and in both the KING dishonoured.

Or *Specially* in some speciall *Commerce* of this *Kingdome*, abused by the KINGs Subjects, or Strangers. By the KINGs Subjects, in the *Draperie* of the *Kingdome*, when

HIS

HIS *Maiesties* *Seale of Armes*, which, as I said, is, *Testis omni exceptione maior*, shall be dishonoured by false Cloth and other Manufactures, that are vnworthily honoured therewith: and whereby, those that buy the same both *within* and *without* the Land, are perswaded the same is good and true, when the same is vtterly false: which is a great indignity offered to the KING.

By *Strangers*, in the *East India* *Action*, and the matter of *Fishing*. In the *East India* *Action* certainly the KINGs *Honour* is interessed; not onely to protect his subjects against the Injuries done them by the *Dutch* in the *East Indies*; but also to maintaine the *Glory* and *Renowne*, of HIS *Sacred Fame*, which hath heretofore beene *Illustrious* euen vnto the *Heathen*: which some haue dared to doe what they could to obscure. The *Fishing*

Fishing hath also reference to the *KINGS Honour*: for it is a *Royalty* of the *Crowne*, which the *KING* in *Honour* cannot but protect.

There is also an *Effect* that extendeth it selfe to the *KINGS Honour* in the *Forme* of *Trade*, as it is *too strict*, or *too loose*. *Too strict*, in respect of *Monopolies*, wherein the *Prerogative* of the *KING* is abused, and therein *HIS Honour* also, by those that thereby seeke to priuiledge and Patronize things vnlawfull.

Too loose, in the disorderly *Trade* of the subiects out of *Government*. For those *Strangers* that haue not beene in our *Country*, nor seene the Order of *HIS Maiesties Government*, must needes *Ex vngue Leonem*, guesse at the *Soueraigne* by the *Subiect*: And like to *Archimedes* who drew the whole pourtraiture of *Hercules* body, by his footstep onely found in
Mount

Mount Olymplus, proportion the *Royall and Regall Government* of *HIS Maiestie* *At home*, by the deportment of his subiects *Abroad*. And as the *Orderly Trade* of *Merchants* is an *Honour* to the *KING*, when the same is contained within the listes of *Government*; so the contrary cannot choose but produce a quite contrary effect.

In point of *Reuenue* the *KINGS* treasure is diminished, in the *Matter* also and *Forme* of *Trade*. In the *Matter* of *Trade*, eyther in the *General* course of *Trade*, or in some *Particulars*. In the *Generall*, the great want of money, and decay of *Trade* throughout all callings and conditions of men, must needes cause a great diminution of *HIS Maiesties Reuenue*, both in *HIS Customs* and *Supplies*. For the *Customes*, those perpetually rise and fall with *Trade*: And for *Supplies*, the subiects beeing impoueri-
shed

In point of Reuenue.

shed through want of Money and decay of Trade, are disabled to doe that service to His Majesty, which otherwise they would be willing, and heretofore haue beene able to performe, in flourishing times of Trade. And if our experience heretofore had beene in the *Discipline* and not in the *Practice*, in the *Contemplation* only, and not in *Action*: we had been much more happy in this *Kingdom* and *Nation*.

In the *particular* course of Trade, it shall content me to instance onely the *East India Action*, and the *Fishing*, before referred to the *KINGS Honour*, here to His *Reuenue*. By the *East India Action* there is a very great losse to the *KING* in His *Customes*, by the losse of all the *Customes* which that Trade would haue produced in all this time: and of the *Encrease* also of *Trade*, which that employment had brought with it, which would haue

haue yeilded to His Majesty a great *Increase* of *Customes* answerable to the same. Of both which if we had not beene deprived, certainly His Majesties *Ferme* of His *Customes* had yeilded *Many Thousand pounds a yeare*, more then now they haue done.

By the *Fishing*, the *Customes* and *Tolles* which are vndoubtedly due to His Majesty for the *Strangers Fishing* vpon our *Coasts*, together with the encrease of Trade, and consequently of *Customes* thereby also, wold amount to so great a value, that I cannot wonder enough, that the same hath beene neglected all this while.

And lastly in the *Forme* of Trade, the *KINGS Reuenue* is mightily diminished, when by the disorder of Trade, the very course of Trade is inuerted, and therein the *KINGS Customes* and *Subsidies* also.

C A P. VI.

Of the Effects of the former Causes as they concerne the Common-wealth.

FROM the KING, come to the Kingdome. Wherein there are also manifold Effects of the precedent Causes, both in the Matter and Forme of Trade.

And although in the very same things, wherein the Honour and Re-venue of the KING are interested, the Wealth of the Common-wealth is also interested; yet the same may otherwise be distinguished; that so they may bee made the more perspicuous and cleere to euery mans iudgement.

The Effects then that arise out of the Matter of Trade and fall vpon

Effects to the Commonwealth Active and Passive.

on the Kingdome, may be saide to be either Active or Passive. Active, when they are done by Our Selues: Passive, when they are done to vs by others. Active, in the vse of Law, either Too much, or Too little. Too much, in Suits of Law, whereby one subiect vexeth another: which make this peaceable Kingdome seeme to be at Warre within it selfe. For whilest men are thus at Deadly Feude in Law, by the losse of their Times, and Trades, and States; the thrift of the Commonwealth must needes bee neglected. Too little, In the Non-Execution of Lawes, which tend either to the enlargement of Clothing, or the restraint of the Excesse of the Kingdome. The Former is, either in respect of the Ill searching and Sealing of Cloth, or in the Transportation of the Materials of our Cloth before mentioned. In the former of these, the Merchants Adventurers can

can giue you an account of *Tenne thousand pounds* a yeare at least losse to this *Common-wealth*, by the *Tare* or abatements vpon the Cloath in forreine parts, for the false making and sealing thereof: Besides the other *Effects* of the decay of the *Drapery* it selfe, and other Trades depending thereon, the losse whereof is vnualueable. In the *Latter*, euery man is sensible of the losse to the *Common-wealth*, in robbing it of the *Materials*: whereby not onely our *Draperies* are *Impaired*, but the *Forreine* also are thereby much *Improved*.

Also the want of restraint of the *Excesse* of the *Kingdome*, in *Vsury* and *Prodigality*: the one being a *Viper* in a *Kingdome* that gnaweth through the bowels thereof: the other a *Canker* that fretteth and wasteth the stocke, in spending the forreine wares, more then it venteth

teth of our owne: both and either doe produce intollerable effects in a wel ordered *Kingdome* and *Common-wealth*.

Or *Passive*, in the ill *Effects* that fall vpon the *Kingdome*, in things done to vs by *Others*. And that either by *Friends* or *Foes*. The *Former* is done by *Imposition*, or *Vsuration*. By *Imposition*, in the *Merchants Adventurers Trade* in *Holland*: where there is lately taxed vpon a Pack Cloth 9. *Gilders*; vpon a long Cloth 18. *Gilders*, and vpon a fine Cloth 24. *Gilders*, which is 18. 36. and 48. shillings of our monee. And yet neuerthelesse they free their owne Countrey Cloth of all manner of charge; nay, they giue encouragement to the makers thereof by many *Priviledges and Immunities*: whereby it is more then manifest that they do what in them lyeth, to *Plant* their owne *Draperies*, and to *Supplant*

ours, to the infinite disadvantage of this *Kingdome*.

By *Vsurpation*, those Friends of ours, deprivie vs of our *East India Trade*, and *Fishing*, which here againe occurre, and offer themselves for this purpose also. By *the Farmer*, the *Common-wealth* hath not onely been dispossesse all this while of so great a *Stocke*, as is that of the *East India Company*, but of the employment and encrease of *Trade* also, that thereby in all this time would haue accrewed vnto this *Kingdome*. And it is to be feared, that their policy is not onely to deprivie the *Company* of their *Stocke*, but the *Kingdome* also of the *Trade*: which they thinke too great and glorious a *Fortune* for this *Common-wealth* to enioy, and the onely hope of their's. And hence it is that the *Restitution* is so hard to be had, because they think by detaining it, and spinning out the

the time, they shall in time *Weary* and *Weare* vs out of that *Trade*: And so in the meane while, by *Plowing* vp those *Indian Seas* and *Soyle* with our *Heifers*, they may at last *Reape* all the *Haruest*, and possesse and dispossesse at their owne pleasure, to the wonderfull enriching of their *Common-wealth*, and the impouerishing of our's.

By *the latter*, to wit, their *Fishing* upon our *Coasts*, the *Common-wealth* looseth that which they gaine: which is merueilous increase of *Trade*, of *Shippes*, and *Marriners*. Whereby their *Navigation* is mightily *Strengthened*, their *Marriners* multiplied, and their *Trade* encreased: Of all which this *Common-wealth* is deprivied, and their's enriched.

By *Foes* also this *Common-wealth* is lamentably *Passive*, in the *Cruelty* done by *Turkish Pirats* upon our *Men* and *Ships*, and *Goods*.

CAP. 6. Effects of the former causes,

The griefe is lamentable, the losse intollerable.

Lastly, there are ill Effects that fal vpon the *Common-wealth* in the *Forme of Trade*: and that in respect of *Monopolies*, or *Vngouerned Trade*. By the *Former*, this *Common-wealth* is deprived of that true liberty of Trade, which belongeth to all the subiects: when the Commodity of some few, is preferred to the publique good.

By the *Latter*, which is most remarqueable in the Trade of *H r s Maiesties* subiects into the *Dominions of the King of Spaine*, and the *Mediterrane Sea*; the Trade of this *Kingdome* consisting in *Bayes*, *Perpetuanoes*, *Kersies*, *Waxe*, *Tinne*, *Lead*, and other the *Natiue Commodities* of this *Kingdome*, is betrayed into the hands, both of those with whom we are in *Amitie*, and others that are with vs in *Enmity*. The one taketh aduantage of our vn-merchant-

merchant-like courses for lacke of *Order*: The other, of our *Shippes* sent foorth stragling for lacke of *Fleets*: and both through want of *Gouernment in Trade*. Whereby the *Perpetuanoes* and other *new Draperies* haue by little and little bin made worse and worse, so that now they are become quite out of vse, the *Trade lost*, the *Traders ruined*, the *Manufactures by other Nations supplied*, the *Navigation hindered*, by the losse of many *worthy men*, and *Seruiceable Shippes*: In all which, the *Decay of Trade* is exceeding *Great*, the *Common-wealth's losse Infinite*.

H 3

CAP.

CAP. VII.

Of the Remedy for all the former Causes of decay of Trade.

HAVING shewed the many and manifold Causes of the decay of Trade in the Matter and Forme thereof: It remaineth now to present the Remedy. Which according to the precedent Method; I will apply vnto all the particulers in their order. Onely the Remedies for the Effects, I shall present in the Causes: for the Causes being remoued, the Effects must needs cease, according to the common Maxime in Philosophy, *Sublatâ causâ tollitur effectus.*

In my former distribution I considered the Causes of the decay of Trade, in the Matter and Forme thereof: and in the Matter I insisted on Money and Merchandize. The Causes of the want of money, I shewed some to be *Immediat*;

some

some *Mediat* or remote. The *Immediat* Causes, I noted to be such, as either hinder the *Importation*; or such as cause the *Exportation*; and both in the *Vnder-valuation* of His *Maiesties* Coine. The *Remedy* offer's it selfe, which is double. First, how it may be got: and next how it may be kept. *The former* may be done two wayes: By Raising of the *KINGS* Coine; and by making current *Forreine Coines* at equall value. Wherin it is to be obserued, that the more the *Coynage* is abated, the lesse the *Coyne* it selfe need to be raised. *The latter*, to wit, the keeping of *Money* within the land, may also be done 2. wayes: By another maner of Execution of the Statute for *Employments* then heretofore: wherein there is some reason not to expresse my selfe as I might: And by His *Maiesties Princely and Prudent Negotiation*, with the *Princes* of our *Neigh-*

H 4

bour

The Remedy of drawing money into the Kingdome, must needs be the raising thereof

And by making forreine Coines current at like value.

bour Countries, the States of the v-
 nited *Provinces* especially, to keepe
 a more constant course in the va-
 lues of their Coines. Neither of
 which can be done by that *Par* of
 Exchange, which is now againe in
 agitation, and hath taken more then
 twenty yeeres to bring it to perfe-
 ction. Wherein, *absit invidia ver-
 bo*, that I say, there is neither *Pa-
 rity*, nor *Purity*. For it is not the
 rate of Exchanges, but the value of
 monies, here lowe, elsewhere high,
 which cause their Exportation:
 nor doe the Exchanges, but the
 plenty or scarcity of monies cause
 their values. Or if I should grant
 that to be the cause which is not:
 yet it doth not follow, that because
 the Stranger, like enough, would
 be a deliuerer heere of money at a
 high rate, that therefore the Eng-
 lish must take it. And then the
 consequence will be ill: for if the
 rate be such as the *Taker* like not,
 then

then the *Deliuercr* is yet more
 thrust vpon the exportation. But
 I leaue this Proiect to whom it is
 committed, with this, that his o-
 pinion seemes to be *eiusdem fari-
 nae*, with another of the same, in
 his *Canker of Englands Common-
 wealth*, in these words: *And it were
 to be wished, that our Cloth were sold
 at so deare a rate, and according to
 the price of forreine Commodities,
 that thereby other nations would
 take vpon them to make our Clothes
 themselves: which might easily bee
 remedied, by selling our woolles the
 dearer, whereof they must make them.*
 Which seemes to haue in it much
 more *Dutch* then *English*, to de-
 priue this *Kingdome* of so Royall a
 Manufacture, whereby so many
 thousands of poore families, are
 maintained in the same: as if hee
 would cure one *Canker* with ano-
 ther, contrary to our *Sauours Ar-
 gument*, that Satan cannot cast out
 Satan.

Canker of
 Englands
 Common-
 wealth. p. 46.
 published in
 An. 1601.

Satan. But I returne to mine owne *Station*: and therein to answer the obiections that doe occurre the raising of *Money*: which are wont to be principally, either the continuall *Raising* of it, to follow the *Rising* of forreine *Coine*; or else the inevitable losse that thereby will fall, *Generally* vpon all men in the endearing of all things; and *Particularly* vpon *Landlords* and *Creditors*, in their rents and contracts.

The obiections against raising of money, answered.

For the continuall *Raising* of the *Coine*, that will be needlesse, if the meanes be sufficient for executing the *Statute* for *employments*, whereby the *Money* may be kept within the land when we haue it. And for the dearenesse of things, which the *Raising* of *Money* bringeth with it, that will be abundantly recompensed vnto all in the plenty of *Money*, and quickning of Trade in euery mans hand. And that which is equall to all, when hee that buye's deare

deare shall sell deare, cannot bee said to be iniurious vnto any. And it is much better for the *Kingdome*, to haue things deare with plenty of *Money*, whereby men may liue in their seuerall callings: then to haue things cheape with want of *Money*, which now makes euery man complaine.

Lastly, for *Landlords* and *Creditors*, their losse is easie to be prevented by *Prouiso*, that the *Contracts* made before the raising of the *Monies* shall be paide at the value the *Money* went at, when the *Contracts* were made: according to the disposition of the *Ciuill Law* in this case: *Valor monetæ considerandus & inspiciendus est à tempore contractus, non autem à tempore solutionis.*

Gaius 2. lib. Observat. ca. 73.

The raising also of the *Coine*, would raise the price of *Plate*: whereby either there would bee lesse superfluity that way, or else more

more old *Plate*, which perhaps in some mens hands is kept vp for *Treasure*, would be brought out, to be molten into *Coin*.

The *Mediate* or *Remote Causes* of the want of *Money*, I obserued to bee either *Domestique* or *Forreine*. The *Domestique*, *Generall* or *Speciall*. The *Generall*, the great *Excesse* of the *Kingdome*, in consuming the *Commodities* of *forreine Countries* in such abundance, to our owne losse. And amongst those, the great *excesse* in *Tobacco* is none of the least: which if it might seeme good to the High *Wisedome* of *HIS MAIESTIE*, to restrain, or at least to giue a tolleration of the *Virginia* and *Barmudo's* only: there might be a great deale of *Pietie* and *Policy* shewed in this *Remedy*. For in the one respect, it would tend to a great enriching of that plantation, which so happily succeedeth through *Gods blessing*: and

Remedy
r excesse.

and in the other it would aduantage the *KING* and the *Kingdome*, in the redresse of the disorder of the *Spanish Trade*, and in bringing in *Treasure* in stead of that *Toye*, more then the *Rent* that is now raised to *HIS MAIESTIE* for the same,

The *Superfluity* of other *Commodities* may bee restrained by lawes *Vestiary* and *Sumptuary*, according to the example of *Germany* & other our *Neighbor Countries*.

The *Speciall Remote Cause* of our want of *Money*, I noted to bee the want of our *East India Stocke* in the *Common-wealth*. The *Remedy* wherof, is in the *Princely Power* and *Gratious Faouour* of *HIS MAIESTIE* to apply at *HIS* pleasure, to this *Languishing body*. And if *HIS SACRED MAIESTIE* will vouchsafe to apply *HIS* *Gratious Mouth*, to *this Mouth*: *HIS* *waking Eye*, to *this Eye*: *HIS* *powerfull Hand* to *this Hand*: then surely this *fainted Body*

A Remedy
for want of
Money in the
remote cause
thereof.

Body will receive *Breath* and *Life*, from the powerfull influence of so *Great a Maiestie*, and reuiue also the many other *fainting* Trades, that are fallen in it. The *Forreine Remote Causes*, I obserued to be the *Warres in Christendome*, or the *Trades* maintained with ready *Money Out of Christendome*. The former, either cause the *Exportation of Money*, as do the *Warres of Christians*: or hinder the *Importation* thereof, as doe the *Warres of Pirates*. A *Remedy* in the former of these I know none, besides that blessed disposition in *HIS Maiesty* to spare no *Cost* to make *Peace*: which hath made *HIS Fame* shine as farre as the *Sunne* shineth, and shall last as long as the *Sunne* and *Moone* endureth: and as sure as the *Lord* is faithfull, will be remembered on *HIS Posterity* for euer: Besides this I say, I know none, but *Patience* and *Prayer*: that *God* would

Remedy of
the Warres of
Christians.

would auert the heauy Iudgments at this day on the *Christian world*, and giue vs grace to consider *Our peace*, in this *Our day* thereof. A *Remedy* in the latter, may be either by reducing of the stragling trade of *HIS Maiesties* subiects into the *Dominions of the King of Spaine*, into *Government*; whereby they also might goe in *Fleetes*, as other gouerned *Companies* doe, and the better defend themselues against so *Common* and *Cruel* an enemy: or else by seeking restitution of our wrongs in this kinde, where it may be had: so farre as it may concurre with the *Honour* of the *KING*, to whose *Great* and *Princes* iudgement, I submit the same.

The *Remedy* for the *Exportation of Money* out of *Christendome* by the *Trades* before mentioned, dependeth much on the good *Conclusion* hoped for, betweene the *Dutch* and our *Nation*. Whereby not

A Remedy of
disorderly
Trade.

A Remedy
for the ex
portation of
Money out
of Christen-
dome.

not only the *Indian Commodities*, which in those Trades are the principall, may be bought much better cheape, and consequently spare a great deal of the *Treasure* now issued out for the same: but also, the *Native Commodities* of either Country, and as much as may be of euery Country, may be brought into *Trade* and *Traine* with the *Indians*, and aduanced in their vse and price: that so at last instead of Money for Wares, we may giue Wares for Wares according to the Law and nature of *Commerce*. And this good conclusion betweene the *Dutch* and *Vs*, is the rather to be wished, and the more to be hastened, because the subtilty of the *Indians* is great, in taking aduantage of this vnhappy *Faction*, or rather *Fraction*, that is fallen betwixt vs. For those that haue trauelled the *Indies*, and obserued those people can tell, that the *Indians* doe ascribe

ascribe so much to the light of their vnderstanding, that they doe account the rest of the world blinde in Comparison of them. Only they vouchsafe to the people of *Europe* this honour, to call them *One Eied men*. Which also *Maffei* taketh notice of, in his History of the *Indies*, that those people dare beyond modesty thus to brag; *Chinenses duos habere oculos; Europaeos unum; & quod hominum est reliquum, caecitate.* That the *Chineses* haue two *Eies*, the *Europeans* one, and all the rest of the people of the world are blinde. And indeed they doe approoue themselves to be *Quicke-sighted* enough: for they are the *Antipodes* of *Christians*, and are in scituation farthest remote from them, and yet can finde the *Meanes*, to pry into the *Mines* and *Treasure* of the *Christian* world. And therefore I say, it is high time that the *Dutch* and *We* left *Darting*

Ioan. Perr.
Maffei Hist.
Ind. lib. 6.

at one another, and so ioine together, that as with one *Hand*, and one *Heart*, and if they will needs haue it so, *with that one Eie*, we may collect and contract our sharpest sence & sight into it; that as it is said, some *Monoculists*, by the sharpnesse of the sence drawne to one Eie, see better with that, then both: we may at last put this remedy in practife, that we seem no longer blind men, to those *Indian* people. But herein on both parts, are we humbly to implore HIS *Maiesties Regall Intercession*, that these differences, betwixt the *Dutch* and *Vs*, may no longer *Hang in suspense*, but at last be drawne to that happy and hopefull *Period* wee haue so long looked & longed for. That so the *Maiesty* of the KING, arising like the *Glory* of the *Sun*, rising vpon this our *Horizon*, may *dispell* and *disperse* all the tempestuous *Mists* and *Fogges*, that haue obscured

red the same; and lend such a glorious *Light* and *Life* vnto this *Orbe* of ours, that *They & We*, like louers and friends fallen at oddes, may be reintegrated, renewed, and re- vnited, in vnfaigned *Amittie* and *Vnity*, that the name of *Hostilitie* betwixt *Them* and *Vs*, be neuer hereafter told in *Gath*, nor publish't in the streets of *Ashcalon*: And that the Publike complaints aswell of their* *OWNE* people, as *Ours*, may no longer come vnder the view and censure of the world.

Another *Remedy* of this kinde, may bee HIS *Maiesties* gracious protection of the *Persian Trade* now so happily set on foote: that so neither the Enuy of any at Home; nor the *Power* or *Policy* of any abroad, supplant vs in the same. Whereby the *Cloth* and *Tinne*, and other the *Natine Commodities* of this *Kingdome*, may be brought into *Vse* and *Commerce* a-

* In a Translation out of a *Dutch* Copy, lately published in *Holland* by the *Dutch* themselves: in the face or Title whereof, these words are v- sed: *That notwithstanding the extreme wrongs done by the MAIORS to the English Nation, Trading to the East Indies; yet it is the Justice of God, they shrou not wish it themselves.* Printed 26. June. 1622.

Another Remedy of the former kinde.

mongst the *Persians* also. Which through Gods blessing, and his *Maiesties Royall Assistance*, may be a means to draw the whole Trade of the *Persian* filke into this *Kingdom*, and make it the *Magazin* thereof, for the supply of other Nations: to the weakning of the *Turkes* power, the increase of Trade in this *Common-wealth*, and with it *H I S Maiesties* Customes, the *Nauigation*, and employment of the poore: to the Great Honour of the *K I N G*, and enriching of all *H I S Kingdomes*.

And so much for the *Remedies* about the *matter* of Trade in *Money*; the *Merchandize* followeth. Which I considered *Jointly*, or *Apart*. The things that hindred the whole Trade, I noted to be *Deficient*, as the *want of Money*, or the *East India Stocke*, which haue their *Remedy* before: or *Efficient*, as *Vsury* and *Litigious Suits of law*, to the *Remedies* whereof we now proceede.

The *Remedy* for *Vsury*, may be

A Remedy for Vsury.

plenty of *Money*. For then, men will haue no such cause to take *Money* at interest, as when *Money* is scant. For as it is the scarcitie of *Money* that maketh the high rates of interest: so the plentie of *Money* will make the rates low, better then any Statute for that purpose. For although in the *Neitherlands*, it is lawfull for a man to take twenty in the hundred if he can get it: (wherein it seemes the *Author* of the Tract against *Vsury* was misinformed,) yet there, commonly money is let at 6. and 7. in the hundred, by reason of the plenty of *Money*.

Or there is another *Remedy* for *Vsury*, in giuing liberty to the subjects, if so it may seeme good to *H I S Maiesties High Wisedome*, to buy and sell, and to transport *Billes* of debt from man to man: according to the *Custom* of *Germany* and the *Low Countries*. Which is found

Another Remedy for Vsury.

to be an excellent meanes to supply mens wants in course of trade; and tenderth also to the enlarging thereof. And for the *Extorsion* vpon the poore aboue noted: if a stocke of Money were raised in manner of a *Lumbard*, or otherwise in *London*; and in the *Countries* where much poore depend on Clothing, and else-where where there is cause, whereby the multitudes of poore wherewith the *Kingdom* swarmeth, might be from time to time supplied for a small consideration; it would certainly giue great encouragement to the poore to labour, it would set on worke many fatherlesse children that are ready to sterue, it would benefit the *Common-wealth* by their labours, and it would be an acceptable worke to *Almighty God*, so to supply their wants, and not to suffer the faces of the poore to be ground by the extorsion of any.

And

And I am perswaded, that euery good man would be willing, either to giue, or to lend, toward the raising of a stocke of *Money* for this purpose.

For *Litigious suits of Law*, if men bestowed halfe that study and cost in trade, which now adaies is spent in temerous and rash suits of Law; surely the benefite that thence would arise to the *Common-wealth*, would equall or exceede in value, that which is spent in Law, which I thinke cannot be valued. The *Remedy* requireth great consideration, for such is the Cause.

That the *sutes of Law* in this *Kingdome* are now infinitely increast, to that they were in elder times, I thinke it is out of question: The *Quere* is about the cause thereof. *Litigious suits of Law*, may seeme anciently to haue beene restrained, either by *Sureties*, or *Fines*, or both. Of the *Former* there is

I 4

yet

Remedies for
litigious suits
of Law.

yet a defaced print in the Common-Pledges of *Doe and Roe*. Which were of old the names of true and reall sureties, but are now become formall only, and faigned names of Course and Solemnity. Whence also it is, that in stead of Reall sureties in *London*, faigned sureties are devised from the dwelling of the party *Plaintife*: As for example: if the plaintife dwell in *Cheape-side*: they enter for his Sureties vpon the Record of Court, *John Cheape*, and *Richard Side*. And in like manner where-soeuer else the *Plaintife* dwelleth.

Of the Latter, to wit of *Fines*, the vse of them both in the *Kings Bench*, & *Common-Pleas*, continueth vnto this day. In the *Kings Bench* the *Fines* are not so ancient, for those began in the 8. yeare of His *Maiesties* Happy raigne ouer this *Kingdome*: neither are they of like value to those of the *Common-Pleas*.

Where-

Whereof His *Maiestie* made then a *Graunt* to certaine *Patentees* for terme of yeares. But in the *Common-Pleas*, the *Fines* vpon *Originall Writs*, are held by the learned in the Law, to bee as ancient as the *Common-Law* it selfe.

Now whether the vse of *Sureties*, or the Institution of *Fines*, were inuented for the restraint of *Ligitious suits of Law*: or the Dis-use and inequality of them, tendeth to the encrease thereof; I humbly leaue that, to the wisdome and iudgement of the *Reuerend Judges*, and others learned in the Law:

least I seeme *improprie non est dei generis*. Neuertheless there seemes to me, to be a print of them, in the Lawes and Customes of *Forreine Nations*. For which, if you please, let vs heare *MAIMON* a great *RABBI*. *HEBRÆI*, *litigiosum hominum genus*, saith he, *duplum rependere cogunt, qui debitum scienter denegaret*. Also

מורה נבוכים
Maimon. lib. 3

odin. de Rep. 6, 6.

Also FESTVS POMPEIVS, cited by BODIN. *Romani decimam partem eius rei, quæ in controversiam veniret in privatis, aut qui tam in publicis iudicijs, imperabant. Ac licet Romani in Republica libera, Vectigalia & tributa imperare sibi difficilimè paterentur, Vectigalia tamen Iudiciaria patienter tulerunt.*

In Part. iuris. De Actionib.

Also HOTTO MAN. *Romani Sacramentum constituerunt, certam viz. pecunie summam, ut qui iudicio vicisset, suum sacramentum auferret, victi autè ad ararium rediret.*

De Rep. lib. 6.

And lastly BODIN. *Carolus nonus Vectigal Iudicarium ad cohibendam litigatorum hominum indomitam atque effrenatam licentiam imperavit. Quo vix ullum afflictis ararij opibus utilius, & Gallie Imperio litium innumerabili multitudine oppresso, splendidius cogitari poterat.*

There is also in France an excellent

lent restraint of Law suits, by a *Law Merchant*, established in *Roan, Lions, and Tholosa*: whereby the other higher Courts of Justice are eased of those Knotty questions that often fall out in matters of *Commerce*, which are harder to be determined by the learned in the Law, and not so hard for Merchants and men of Trade.

Like to which, is that of the *Court of Conscience*, and the office for *Pollicies of Assurance* in London. The one granted by an Act of Parliament, in the 3. yeare of His *Majesties* happy Raigne, the other by the Statute of 43. *Eliz.* And both are executed by *Merchants* and men of Trade: though in the latter the Statute ioi- neth certaine *Ciuill and Common Lawyers* with them in *Commission*, to assist them when there is cause: because such *Assurances* are grounded on the *Ciuill Law*. By which

which meanes His *Maiesties* other Courts of Iustice are eased of the multiplicite of Questions that might arise by suits of Law of this kinde.

And thus hauing been bold to make this short Relation of my poore obseruation herein, I most humbly submit this *Remedy* to the High wisdom of His *Maiestie*, to dispose thereof in such Manner and Measure, as the Nature and Number of the suits of Law, at this day in this Kingdom doe require. In the restraint whereof, His *Maiestie* shall haue great *Honour*: His *Kingdoms Peace*: the *Judges Ease*: the *Subiects Quietnesse*, and the *Common-wealth* increase of *Trade*.

medies for
dinance.

The Trades considered *Apart*, I reduced to such, as tend to the *Fortification of the Kingdom*, or *Maintenance of Trade*. The former I noted to be *Ordinance* or *Munition*.

In

In which case the *Philosopher* giueth good Counsell, *Δεί γινώσκειν ὡς περ μισθούμενα, μισθὸν δὲ ὡς περ φιλοσόφου.* *Sic amandum tanquam sis osurus, sic oportet odisse tanquam sis amaturus.*

Eias:

The latter I reduced to *Fishing* and *Clothing*, as the *Nurseries* of Trade. For the *Fishing*, the infinite treasure that Strangers search out of our Seas, the variety of Trade that thereby they purchase, the multitude of *Mariners* they breed, the Fleets of Shipping they maintaine, me thinkes should euery of them apart, or all of them together, be vnto vs as so many prouocations to rouze vs vp to the exercise thereof: Whereby His *Maiestie* might receiue such a Tolle or Custome of them, as other Princes doe in like case, and be once againe *Lord and Master* of the Seas, for all the dispute of the Author of *Mare liberum*: and the Natiue subiect encouraged by some Immunity or Priuiledge,

The Remedy for Fishing.

Qua non pro sunt singula, multa inuant. De remed.

Priviledge, to lay hold on that benefit, which God and Nature hath brought home to our doores.

For the *Clothing*, that also is a point of *State* and *great consequence*. The *Causes* of the decay whereof, I obserued to be either *Domestique* or *Forreine*. The *Domestique* some *Past*, some *Present*. In which former, it may perhaps seeme strange, to speake of a *Remedy* for a thing past. Wherein the best Remedy I can thinke of, is, to be warned by those harmes, not to disturbe or distract Trade vpon any suggestion, though neuer so specious. It is a safe rule, that in *Rebus nouis constituendis evidens esse debet utilitas*. And in *Proiects*, though they promise much, yet the vtility is commonly *Contingent*, which may be, or may not be. But in the mutation of the naturall course of Trade, there ought to be *Perspicuity* and *Apparency* of *Euident*

Euident Vtility: Else a *Breach* may be sooner made in Trade then can be *repaired*: and the *Current* once *diuerted*, will hardly bee *reuelued*, into it genuine *Source* and *Course* againe.

The *present Domestique Causes* of the Decay of *Clothing*, I considered in the Trade vnder the *Clothier*, or vnder the *Merchant*. Vnder the *Clothier*, I noted the *Ill making* and *False sealing* of Cloth: and both through the *Non-execution* of the Statute of 4. of the KING. The abuse wherof is growne to be very great, and the reformation hath beenc by H. R. S. *Maiesties* Proclamations and otherwise, so much and so oft attempted of late yeares, and nothing therein effected, that it seemeth a very difficult matter to reforme the same. Neuerthelesse if it may please H. R. S. *Maiestie*, to commit the care of the execution of the Statute, to some of the Principall

The Remedy for Clothing

The Remedy
of Clothing.

Examples of
Worcester, Col-
chester, and
Gloucester.

cipall Cities and Townes in the Clothing Counties, where Broad Clothes, Kerfies, and Perpetuanoes are made; and to make them the *Overseers* mentioned in the Statute, instead of those ignorant and negligent *Searchers*, with reasonable allowance for their paines; I am confident it would proue a singular Remedy. For we haue not onely the example of the *Low Countries*, where this course is taken, but also here with vs: as *Worcester* for that sort of Clothes, *Colchester* for Bayes, and *Canterbury* for Sayes. In all which places the former abuses are remoued by this means; and the Clothes, and Bayes, and Manufactures of those Cities, triumph in great credit and estimation. Which execution of the saide Statute, is the rather to be committed to the care and charge of the principall Cities and Townes in the Clothing Counties; because

by

4. C. 5. P. C.
M 5.

by ancient Statutes not repealed, all Clothes and Kerfies ought to bee brought to the next City, Borough, or Towne Corporate, to be sealed, before they be put to sale. And if such Clothes so sealed, proue defectiue, that Corporation or Towneship that so hath sealed them, shall forfeit the whole value thereof.

The reformation of which abuse will redound to the benefit of the *Clothier*, as well as the *Merchant*. For none is more hurt with false Cloth, then that *Clothier* which maketh true Cloth: because his markets are alwayes hurt by the cheapnesse that false Cloth may be afforded at. Therefore to facilitate this Remedy, I haue made a collection of all the principall Cities and Townes in the Clothing Counties for this purpose, as by a list thereof, fixed to the end of this discourse may appeare, that so a

K worke

A Remedy
for the ex-
portation of
Wools.

worke of this nature be no longer deferred, wherein the Honour of the KING, and the Benefit of the Publique are so much inuolued.

Vnder the Merchant I obserued the Cloth-Trade to suffer at Home and Abroad: At Home, either by exporting the Materials of Cloathing, or by Ore-lading the Cloth-Trade with charge. The Remedy in the former, were to lay a restraint of exportation of Wools and Wool-fels out of Ireland, and to quicken the execution of the Statute for that purpose in England, by encouraging the discoverers of such abuses.

The latter is the Sur-charging of the Cloth Trade, either generally or specially: this last, in the Impositions and Imprest monies imposed by the Merchant Adventurers: which as it is a charge laid vpon the Drapery of the Kingdome, I conceiue, vnder fauour, is a matter that

that trencheth into the Supreme power and dignity of the KING, and is peculiar to HIM alone. And if for Government, or other iust causes in Societies and Corporations, there be a necessity of paying of debts, or defraying of necessary charge; I should thinke it better policy to spare the Cloth, and other the Native Commodities of the Kingdom, and to implore His Maiesties fauour, to leuy such charge vpon the Forreine Commodities: according to the Counsell of Stephanus, Si Vectigal nouum euitari non potest, tunc onerentur merces peregrinae, quae ad luxum magis quam ad necessitatem faciunt. And this I conceiue would be a good remedy for easing the Cloth Trade of the present charge vnder the Merchants: which would also bee a meanes for paying of their debts, with a little more length of time, and a great deale of encourage-
ment,

A Remedy
for the charge
vpon the
Cloth.

Stephan lib.
Semen.

ment, both to Clothiers and Merchants in the Cloth Trade.

And *Abroad*, if it appeare vpon examination, that the Residence of the Merchant Aduenturers at *Delft* in *Holland* be inconuenient for the Trade: As *HIS MAIESTIE* was graciously pleased to giue them that liberty for a tryall, so it may please *HIS MAIESTIE* to dispose thereof, in some more fit place for their's and the *Publique good*.

The *Ferreine Causes* of the Decay of the *Drapery*, I noted to bee *Generall*, as the *Warres*; or *Speciall*, as the great *Imposition* in *Holland*. The one is the worke of *God*; the other of the *KING*, to remoue the same. To whom I recommend them both.

A Remedy for Monopolies and too strict Trade.

And thus farre for the *Remedies* in the *Matter of Trade*, considered in *Money* and *Merchandize*: the *Forme* followeth in *Gouerned* and *Vngouerned Trade*. In the *Former*

I

I obserued a *too strict*, and in the *latter* a *too loose* forme of Trade. The *Remedy* in the One, if it seeme good to the high wisdom of *HIS MAIESTIE*, may be *Prinative*, in racing and rooting out the name and vse of *Monopolies* from amongst this Nation, as *HIS MAIESTIE* hath royally begun in that *HIS GRACIOUS* Proclamation before mentioned. And to free and open the course of Trade, where now it is vnequally stopt, to the encouragement of the subiects, and the benefit of the *Publique*.

In the other *Positiue*, by disposing the Trades of *HIS MAIESTIES* subiects that are now distracted, into *Order* and *Gouernment*. Whereof none hath more need, as hath been shewed, then those that Trade into the Dominions of the *King of Spaine*. Whose Trade the rather calleth for redresse, because it exporteth Cloth and other the *Manufactures*

A Remedy for too loose Trade.

K 3

nufactures of the *Kingdome*, and importeth *Treasure*, the life of Trade: In both which there is now a marueilous great defect, and Trade in all mens hands become so poore and leane, that it doth scarce, *herere ossibus*. For where Trade is *disordred*, and the *Traders unguerned*, there they are like a house deuided, which cannot long subsist: according to that of the Orator, *Nec domus vlla, nec Ciuitas, nec Societas, nec Gens, nec hominum vniuersum genus stare, nec rerum natura omnis, nec sine imperio mundus ipse potest.*

Cic. de Legib.

ἡνὶ ὅσοις θεῶν ἰστέα.

The Principall Cities and Townes, for execution of the Statute for searching and Sealing of Cloth, are in Counties,

- Three greater
 - Wiltshire { Salisbury. Wilton
Westbury. Trubrig
Wotton. Basslet. Deuiz
Malmesbury. Chipna
Castlecomb. Calne
Bradford. Bromhil.
Beckinton. Warminst
 - Somersetsh. { Bath. Wells.
Fresford. Taunton.
Philips-Norton. Fron
Somerton. Wellington
Bridgewater. Ilmister.
Axbridge. Glastonbu
 - Glocestersh. { Gloucester. Tedbury.
Strowdwater. Dursley.
Wotten-vnderhedge,
Ebley. Witcomb,
Winchcomb. Thornbu
Teuxbury. Cirenceste
- Six lesser
 - Oxfordshire. Burford. Witney.
 - Worcesters. Worcester. Kidderminst
 - Herefordshire. Hereford. Lidbury.
 - Warwickshire. Warwicke. Couentry
 - Deuonshire. Exceter. Tanton.
 - Hampsh. Southampton. Portsmouth

0403

Handwritten text, likely bleed-through from the reverse side of the page. The text is arranged in several paragraphs and is mostly illegible due to the high contrast and grain of the scan. Some faint words and phrases are visible, such as "The first of the", "The second of the", "The third of the", "The fourth of the", "The fifth of the", "The sixth of the", "The seventh of the", "The eighth of the", "The ninth of the", "The tenth of the", "The eleventh of the", "The twelfth of the", "The thirteenth of the", "The fourteenth of the", "The fifteenth of the", "The sixteenth of the", "The seventeenth of the", "The eighteenth of the", "The nineteenth of the", "The twentieth of the", "The twenty-first of the", "The twenty-second of the", "The twenty-third of the", "The twenty-fourth of the", "The twenty-fifth of the", "The twenty-sixth of the", "The twenty-seventh of the", "The twenty-eighth of the", "The twenty-ninth of the", "The thirtieth of the", "The thirty-first of the", "The thirty-second of the", "The thirty-third of the", "The thirty-fourth of the", "The thirty-fifth of the", "The thirty-sixth of the", "The thirty-seventh of the", "The thirty-eighth of the", "The thirty-ninth of the", "The fortieth of the", "The forty-first of the", "The forty-second of the", "The forty-third of the", "The forty-fourth of the", "The forty-fifth of the", "The forty-sixth of the", "The forty-seventh of the", "The forty-eighth of the", "The forty-ninth of the", "The fiftieth of the", "The fifty-first of the", "The fifty-second of the", "The fifty-third of the", "The fifty-fourth of the", "The fifty-fifth of the", "The fifty-sixth of the", "The fifty-seventh of the", "The fifty-eighth of the", "The fifty-ninth of the", "The sixtieth of the", "The sixty-first of the", "The sixty-second of the", "The sixty-third of the", "The sixty-fourth of the", "The sixty-fifth of the", "The sixty-sixth of the", "The sixty-seventh of the", "The sixty-eighth of the", "The sixty-ninth of the", "The seventieth of the", "The seventy-first of the", "The seventy-second of the", "The seventy-third of the", "The seventy-fourth of the", "The seventy-fifth of the", "The seventy-sixth of the", "The seventy-seventh of the", "The seventy-eighth of the", "The seventy-ninth of the", "The eightieth of the", "The eighty-first of the", "The eighty-second of the", "The eighty-third of the", "The eighty-fourth of the", "The eighty-fifth of the", "The eighty-sixth of the", "The eighty-seventh of the", "The eighty-eighth of the", "The eighty-ninth of the", "The ninetieth of the", "The ninety-first of the", "The ninety-second of the", "The ninety-third of the", "The ninety-fourth of the", "The ninety-fifth of the", "The ninety-sixth of the", "The ninety-seventh of the", "The ninety-eighth of the", "The ninety-ninth of the", "The hundredth of the".