

be considered as forming part of the Revenue of the said Canal and shall be accounted for by the Commissioners, as such.

Continuance
of this Act.

VI. And be it further enacted by the authority aforesaid, that this Act shall remain in force until the first day of May one thousand eight hundred and thirty-five, and no longer.

C A P. XXIV.

AN Act to repeal in part certain Acts therein mentioned, and to establish and incorporate a Trinity House in the City of Montreal.

[25th February, 1832.]

Preamble.

WHEREAS it is expedient to provide for the better regulation of the Navigation of that part of the River Saint Lawrence, between Pointe du Lac in the County of Saint Maurice and the Province Line, and of the several Rivers falling into the River Saint Lawrence within the said limits, and of the shipping therein, and of the Pilots employed in the navigation thereof, and to establish a Trinity House in the City of Montreal, independent of and distinct from that established by a certain Act, passed in the forty-fifth year of the Reign of His Majesty's King George the Third, under the name of "the Master, Deputy Master and Wardens of the Trinity House of Quebec:" Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Lower Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, intituled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, "*An Act for making more effectual provision for the Government of the Province of Quebec, in North America,*" and to make further provision for the Government of the said Province;" And it is hereby enacted by the authority of the same, that it shall not be necessary that any of the Wardens of the said Corporation erected by the said Act passed in the forty-fifth year of the Reign of His Majesty King George the Third, intituled, "An Act for the better regulation of Pilots and Shipping in the Port of Quebec, and in the Harbours of Quebec and Montreal and for improving the navigation of the River Saint Lawrence, and for establishing a

" fund

Certain Acts
repealed in
part.

“ fund for decayed Pilots, their Widows and Children,” shall reside in the City of Montreal, and that so much of the said Act and of a certain Act passed in the fifty-first year of the Reign of His Majesty King George the Third, intituled, “ An Act to amend an Act passed in the forty-fifth year of His Majesty’s Reign, intituled, “ An Act for the better regulation of Pilots and Shipping in the Port of Quebec, and in the Harbours of Quebec and Montreal, and for improving the navigation of the River Saint Lawrence, and for establishing a fund for decayed Pilots, their Widows and Children,” and of a certain other Act passed in the second year of the Reign of His late Majesty, intituled, “ An Act further to amend and to extend the provisions of certain Acts therein mentioned relating to Pilots and to the navigation of the River Saint Lawrence, and for other purposes therein specified,” as relates to the limits of the Port of Quebec, to the jurisdiction, controul and authority of the said Corporation between Pointe du Lac in the County of Saint Maurice and the Province Line, and on the Rivers falling into the River Saint Lawrence within the said limits, and to their power of making or enforcing by-laws, rules and regulations within the said limits ; and to their power of holding real and immoveable estate within the said limits, and to their power of examining and licensing Pilots for and above the Harbour of Quebec, and to their control over such Pilots and to the appointment of the Harbour Master and Officers, Clerks and Bailiffs in and for the said Harbour of Montreal, and to the necessity of delivering to the said Corporation any lists of the Pilots having branches for and above the Harbour of Quebec, and to the power of the Master, Deputy Master and Wardens of the said Trinity House of Quebec, to hear and determine any dispute between any Master of a ship or vessel, and any Pilot for and above the Harbour of Quebec, in any matter whatsoever, or any matter of complaint against any such Pilot on any charge whatsoever, and to all the consequences of such power of hearing and determining, and to the power of the said Master, Deputy Master and Wardens, to hear and decide finally any matter of complaint or dispute by and between such Pilots for and above the Harbour of Quebec, and their Apprentices, and to all the consequences of the said power, or to the power of the said Corporation to reinstate by a new branch any Pilot for and above the Harbour of Quebec deprived of his branch by reason of the loss of any ship or vessel, or to the persons to whom certain duties imposed on steamboats navigating the River Saint Lawrence shall be paid, and by whom they shall be applied ; and generally all matters and things in the said Acts or either of them in any wise contradictory to or inconsistent with the provisions of this Act, shall be and so much of the said Acts respectively is hereby repealed.

Extent of the
port of Quebec

II. And it further enacted by the authority aforesaid, that the said Port of Quebec shall not hereafter extend or be deemed to extend higher up the said River Saint Lawrence

Extent of the Port of Montreal.

Lawrence than Pointe du Lac in the County of Saint Maurice, and the Port of Montreal shall extend from Pointe du Lac to the Province Line, and shall include such part of the several Rivers falling into the Saint Lawrence within the said limits, as shall be within this Province: Provided always, that the limits of the Harbour of Quebec, and of the Harbour of Montreal, shall be and remain as established by the Act herein first above cited.

Governor to appoint two persons residing in Montreal to be Master and Deputy Master and five other persons of that city to be Wardens of the Trinity House at Montreal.

Declared a Body politic and corporate. Perpetual succession. Common seal.

III. And be it further enacted by the authority aforesaid, that it shall and may be lawful for the Governor, Lieutenant Governor or person administering the Government, by an instrument under the Great Seal of the Province, to constitute and appoint two fit and proper persons residing in the City of Montreal to be Master and Deputy Master, and not exceeding five other persons also residing in the said City, to be Wardens of the Trinity House of Montreal, and from time to time to remove the said Master, Deputy Master and Wardens, or any or either of them, and to appoint others to be the successors of such as shall be so removed, or die, or resign their trust; and the said Master, Deputy Master and Wardens, and their successors so constituted and appointed, shall be, and they are hereby declared to be a body politic and corporate in name and in deed by the name of "the Master, Deputy Master and Wardens of the Trinity House of Montreal," and shall have perpetual succession and a common seal, with power to change, alter, break and make anew the same, when and as often as they shall judge the same to be necessary, and they and their successors by the same name, shall sue and be sued, implead and be impleaded, answer and be answered, in all or any Court or Courts of Record, or place of Judicature within this Province, and shall be able and capable in law to purchase, have, hold, receive, enjoy, possess and retain moveable property and immoveable estates for the purpose of erecting a light house or light houses, beacon or beacons, for otherwise improving the navigation and pilotage of the River Saint Lawrence and other Rivers within the limits of the Port of Montreal.

Master of the Trinity House of Montreal to be the principal of the corporation.

Governor to appoint a harbour master of Montreal and other officers and clerks.

IV. And be it further enacted by the authority aforesaid, that the Master of the Trinity House of Montreal, so constituted and appointed as aforesaid, shall, *ex officio*, be the principal of the said Corporation hereby enacted, and that it shall be lawful for the Governor, Lieutenant Governor or person administering the Government of this Province for the time being, by an instrument or instruments under his hand and seal, from time to time, to nominate and appoint a person to be Harbour Master of Montreal, and also such other officers, clerks and bailiffs, as he shall judge necessary for the said Corporation, and in like manner to fix the place in the City of Montreal for their meetings, and the time at which the said Corporation shall hold their first meeting for the execution of the trust to be reposed

Governor to
fix the place
for the first
meeting of the
said corpora-
tion.

Master, &c. to
fix the subse-
quent meeting
May make
bye laws, ru-
les and regu-
lations.

No bye-laws,
and regula-
tions to have
effect until
sanctioned by
the Governor,
&c.

reposed in them by virtue of this Act: and the Master, Deputy Master and Wardens aforesaid, or any four or more of them (of whom the Master or Deputy Master shall always be one,) being assembled at the time and place so appointed, at Montreal, shall establish the after times of meeting, with power to adjourn the same from time to time, and to assemble in the said City on extraordinary occasions, when it shall be necessary; and being so from time to time assembled in the said City, shall have full power and authority to make, ordain and constitute such and so many bye-laws, rules and orders, not repugnant to the maritime laws of Great Britain, or to the laws of this Province, or to the express regulations of this Act, as by them or the majority of them so assembled, shall be judged expedient and necessary, as well for the direction, conduct and government of the said Corporation, and of their property, real and personal, by them held, as for the more safe, convenient and easy navigation of the River Saint Lawrence and of the several Rivers within the limits of the Port of Montreal, as well by the laying down and taking up of Buoys and anchors, as by the erecting of Light Houses, Beacons and Land Marks, the clearing of sands or rocks, or other objects howsoever; and also for the amendment and improvement of the several Harbours within the limits of the said Port and preventing injury thereto, for the anchoring, mooring, riding and fastening of all ships, vessels, steam-boats and other craft resorting to the said Harbours, and for the better ordering and regulating the same while lying in the said Harbours, and also in respect to fire-places on board ships or vessels, and lighting and extinguishing fires therein; as also respecting lighted candles when such ships or vessels lie at any quay or wharf in the said Harbour, also to the boiling and melting of pitch, tar, turpentine, or resin, in the said Harbour, or on the beaches thereof; and also for the government and regulations of the pilots for and above the Harbour of Quebec, of the conduct of such Pilots towards their apprentices, and of such apprentices to wards their masters, and for the better qualification, instruction, service and examination of such apprentices; and the same to revoke, alter and amend in such manner as will in their opinion most effectually promote the good purposes for which this Act is intended. And for enforcing the said bye-laws, rules and orders, the said Master, Deputy Master and Wardens, or any four of them assembled as aforesaid, are hereby further empowered in or by such bye-laws, rules and orders, to impose and lay any fine or penalty not exceeding five pounds currency, upon all and every person or persons who shall be guilty of infringing the same, or to suspend for a time, or to dismiss from office such person or persons, if a Pilot or Pilots who shall be guilty of any breach of such bye-laws, rules or orders, as by them or the majority of them shall be judged fit and reasonable: Provided always that no such bye-law, rule or order shall have any force or effect, until the same shall have been sanctioned and confirmed by the Governor, Lieutenant Governor, or person administering the Government of this Province for the time being, under his hand and seal at Arms, and shall thereafter have been published both in French and in English, in at least two newspapers published in each of the Cities of Quebec and Montreal.

Master, &c.
of said cor-
poration to take
an oath.

The oath.

V. And be it further enacted by the authority aforesaid, that before the said Master, Deputy Master or Wardens shall enter upon the execution of the duties for them prescribed by this Act, or any of them, they shall severally take and subscribe an oath before one of the Justices of the Court of King's Bench for the District of Montreal, in the words following, that is to say:—I, A. B. do swear that I will truly and impartially according to the best of my skill and understanding, execute the powers vested in me by a certain Act, intituled, "An Act to repeal in part certain Acts therein mentioned, and to establish and incorporate the Trinity House in the City of Montreal," which oath so taken and subscribed shall be filed of record, and remain deposited in the office of the Prothonotary of the said Court.

No person to
be hereafter
commissioned
as a Pilot for
and above the
harbour of
Quebec until
he shall have
been examined

Not to affect
a Pilot who at
present holds
a Branch un-
less he shall
have forfeited
the same.

VI. And be it further enacted by the authority aforesaid, that no person shall hereafter be appointed and commissioned as a Pilot for and above the Harbour of Quebec until he shall have been examined (in the presence of such Branch Pilots as shall see fit to attend the examination, and who may propose questions) and shall have obtained a certificate from the said Master, Deputy Master and Wardens of the said Trinity House of Montreal, or any four of them, of whom the Master and Deputy Master shall be one, under the hands and seal of the said corporation, of his having been so examined, and being found in all things duly qualified to serve as a Branch Pilot for and above the Harbour of Quebec: Provided always, that every Pilot who now holds a Branch, shall continue to hold the same, unless he shall by some offence committed after the passing of this Act, and after conviction thereof, have forfeited such Branch.

Penalty on
persons other
than Branch
Pilots con-
ducting or
piloting ves-
sels not being
a river craft
or steam boat,
&c. on the
River Saint
Lawrence and
between Point
du Lac and
the Harbour
of Montreal.

VII. And be it further enacted by the authority aforesaid, that if any person not being a Branch Pilot as aforesaid, shall conduct or pilot any ship or vessel not being a river craft, steam-boat, steam-boat barge or lighter engaged in the navigation between Quebec and Montreal only for hire or otherwise, on the River Saint Lawrence between Pointe du Lac aforesaid, and the Harbour of Montreal, such person shall for every such offence forfeit and pay the sum of twenty pounds currency to be recovered with costs by any person who shall sue for the same before the said Master, Deputy Master and Wardens of the said Trinity House, or any four of them, one moiety of which forfeiture or forfeitures shall go to the Master, Deputy Master and Wardens of the said Trinity House, and be applied in the manner hereinafter directed, and the other moiety to the person who shall sue for the same; and if any Branch Pilot during such time as he shall be suspended and deprived of his Branch under and by virtue of this Act, shall conduct or pilot any ship or other vessel for hire or otherwise, within the said limits, such Pilot shall for every such offence forfeit and pay a sum of ten pounds currency, to be recovered with costs, by any person who shall sue for the same, in manner as aforesaid, one moiety of which said forfeiture shall go to the Master, Deputy Master and Wardens

dens of the said Trinity House of Montreal, and be applied in the manner herein-after directed, and the other moiety to the person who shall sue for the same.

Penalty on Branch Pilots for and above the Harbour of Quebec for neglect of duty.

VIII. And be it further enacted by the authority aforesaid, that in case of the loss of any ship or other vessel, through the fault of the Branch Pilot for and above the Harbour of Quebec having charge of the same, it shall be lawful for the said Master, Deputy Master and Wardens of the said Trinity House of Montreal or any four or more of them, upon the complaint or information of the Master or Owner of such ship or vessel, or of any person whomsoever to declare, by and with the approbation of the Governor, Lieutenant Governor or person administering the Government of this Province for the time being; such approbation being signified by Warrant under his hand and seal, addressed to the said Master, Deputy Master and Wardens, that such Pilot hath forfeited his Branch, and such Pilot shall be deprived of his Branch, accordingly.

A list of Branch Pilots for and above the Harbour of Quebec to be delivered annually to the Custom Houses of Quebec and Montreal.

IX. And be it further enacted by the authority aforesaid, that a list of all the Branch Pilots for and above the Harbour of Quebec specifying their names, ages and places of residence, shall annually be delivered in the month of March in each and every year signed by the Master or Deputy Master and by one or more of the said Wardens of the said Trinity House of Montreal to the Collector of the Customs at Quebec and to the Chief Officer of the Customs at Montreal, which list the said Collector and Chief Officer respectively shall put up in some public place in the Custom House in each of the said Cities.

Master, &c. of the Trinity House of Montreal, empowered to hear and determine all matters of dispute respecting Pilots.

X. And be it further enacted by the authority aforesaid, that it shall be lawful for the Master, Deputy Master and Wardens of the said Trinity House of Montreal, or any four or more of them to hear and determine all matters of dispute between any Pilot and any Master of a ship or vessel, respecting any sums of money claimed for pilotage or extra or other services; and also all matters of complaint against Pilots, for neglect of or misbehaviour in any part of the duty required of them by this Act, or by the bye-laws, rules, regulations or orders of them the said Master, Deputy Master and Wardens, enacted and made by virtue of this Act, as well as to hear and determine all offences committed against this Act, or against any such bye-law, rule, regulation or order by any person or persons whatsoever for which especial provision is not herein made for trial by other jurisdictions: and that the said Master, Deputy Master and Wardens, or any four of them are hereby required and empowered, upon information, to summon the party accused, or from whom money shall be claimed and the witnesses to be heard as well in his favor as against him, by the Bailiff of the said Corporation, or other officers who shall or may be especially appointed for such services in manner herein before directed, and upon the appearance or default of the party accused or complained against, in not appearing

appearing, upon proof of service of such summons, to proceed to the examination of the witness or witnesses upon oath, and to give judgment accordingly; and when the party accused or complained against, shall be convicted of such offence, or if judgment be given on such claim on proof or by confession, to issue a warrant or warrants, under the hands and seals of them the said Master, Deputy Master and Warden or any four of them empowering and requiring the said Bailiff or the said Officer, of the goods and chattles belonging to the party convicted, to levy the amount of such judgment or of any pecuniary fine imposed by such conviction with the costs of suit, and cause sale thereof to be made, which warrant shall authorise such Bailiff or such Officer, as aforesaid, to go on board of any ship or vessel lying on any part of the River Saint Lawrence within the limits of the jurisdiction of the said Trinity House of Montreal, and there to execute by *saisie* and sale of the goods and chattles which shall then and there be found appertaining to the person or persons against whom such warrant shall thus be issued; and also so to go on board on the return of *nulla bona*, to execute the warrants as herein after mentioned. And when the goods of such person so convicted or against whom a judgement shall be given shall not be found, the said Master, Deputy Master and Wardens or any four of them on a return of *nulla bona* to them made by such Bailiff or other Officers as aforesaid, shall and may by warrant under the hands and seals of them or any four of them addressed to the Bailiff or other Officer so as aforesaid, may and shall cause to be apprehended and committed the person against whom such judgment shall have been so given or the person so convicted, to the common Gaol of the District in which such person shall be found, there to remain, until the penalty imposed by such conviction or the amount of the judgment given, with the costs in either case, shall have been paid and satisfied: Provided always, that no person so committed shall be so detained in prison for a longer period than one calendar month. And provided also, that all disputes between Pilots and Masters of vessels occurring on the River Saint Lawrence, and while the vessel is on her way from Quebec to Montreal or from Montreal to Quebec, may be heard and determined either by the Masters and Wardens of the Trinity House of Quebec or by the Masters and Wardens of the Trinity House at Montreal.

Persons committed not to be detained longer than one month.

Disputes between Pilots and Masters of vessels occurring while the vessel is on her way from Quebec to Montreal, &c. may be heard by the Trinity House of Quebec or of Montreal.

Harbour Master of Montreal not to be Master, Deputy Master or one of the Wardens of the Trinity House of Montreal.

Masters of ships entitled to an appeal in certain cases.

XI. Provided always, and it is hereby further enacted by the authority aforesaid, that the Harbour Master of Montreal and his successors in office, shall not in any case be Master, Deputy Master or one of the Wardens of the said Trinity House of Montreal: Provided further, that the Master of any ship or vessel, or any person or persons against whom a judgment shall be given as aforesaid, for a sum exceeding twenty pounds currency, upon giving security to the person or persons in whose favour such judgment shall be so rendered, to the satisfaction of the Master or Deputy Master and Wardens who rendered such judgment, for the amount thereof, with costs, shall be entitled to an appeal to the Court of King's Bench of the District of Montreal, and the said Court of King's Bench upon the hearing of such

such appeal, shall give such judgment as in its consideration shall be just and right with costs ; and the judgment of such Court of King's Bench shall be final, except in cases exceeding the sum of five hundred pounds sterling, in which case an appeal shall be in the ordinary course of law, to the Provincial Court of Appeals, and from thence to the Court of His Majesty in his Privy Council : Provided also, that nothing in this Act contained, shall extend or be construed to extend to authorize the going on board of His Majesty's ships or vessels by him duly commissioned, to serve any summons or to execute any warrant of *saisie* from the said corporation : Provided also, that the proceedings and evidence had before the said Master, Deputy Master and Wardens, where their judgment shall exceed the sum of twenty pounds currency, shall be recorded and preserved of record ; and also in all cases where the same shall extend to the dismissal of a Pilot.

No summons to be served on board of any king's ship. Proceedings to be recorded in certain cases

XII. And be it further enacted by the authority aforesaid, that in all matters of complaint and dispute, by and between Pilots for and above the Harbour of Quebec and their apprentices, shall be heard and finally decided by the Master, Deputy Master and Wardens of the Trinity House of Montreal, or any four of them, and to this end, all power and authority relative thereto, heretofore in the Corporation of the Trinity House of Quebec, shall be and the same and every part thereof relative to such Pilots and their apprentices, are and is hereby vested in the said Master, Deputy Master and Wardens of the said Trinity House of Montreal ; and it shall and may be lawful to and for the Master, Deputy Master and Wardens of the said Trinity House, from time to time to call before them, and to examine any apprentice to any Pilot, as to his progress in the calling of a Pilot, and if upon the examination of any apprentice before the Master, Deputy Master and Wardens of the said Trinity House, or any four of them, it shall appear to them that the master of such apprentice shall have neglected his instruction, it shall and may be lawful to and for the said Master, Deputy Master and Wardens of the said Trinity House or any four of them, as aforesaid, to inflict and impose upon such master guilty of such neglect, such fine as they shall see fit, not exceeding ten pounds currency ; but if upon such examination it shall appear to the said Master, Deputy Master and Wardens, that such apprentice is not duly qualified for the exercise of the calling of a Pilot, from his own neglect or fault, it shall and may be lawful to and for the said Master, Deputy Master and Wardens as aforesaid, to order the said apprentice to serve as an apprentice such further time, not exceeding two years, in addition to the period of service by this Act required as they the said Master, Deputy Master and Wardens or any four of them as aforesaid, shall think necessary for the instruction and sufficient qualification of the said apprentice for the exercise of the calling of a Pilot.

Disputes between Pilots above the harbour of Quebec by whom decided.

XIII. And be it further enacted by the authority aforesaid, that it shall be the duty of the said Harbour Master of Montreal and his Deputy to superintend and enforce

Harbour Master of Montreal to enforce the execution of this Act.

force the execution of this Act or any other Act, which shall relate to the Harbours within the limits aforesaid, and to prosecute offenders against the same, and against all bye-laws, rules, orders and regulations enacted by the said Master, Deputy Master and Wardens of the said Trinity House, and approved as herein before mentioned, for the amendment and improvement of the said Harbour, for the anchoring, riding and fastening of all ships and other vessels and steam-boats resorting to the said Harbour, and for the better regulating and ordering the same, while lying in the said Harbour, and the said Harbour Master of Montreal shall in like manner superintend and enforce whatever shall relate to the said Harbour, or to the vessels therein; and before entering upon the duties of his office, shall take and subscribe an oath before one of the Judges of the Court of King's Bench for the District of Montreal, in the following words, that is to say: "I, A. B. do swear that I will truly and impartially, to the best of my skill and understanding execute the powers vested in me by a law of this Province, intituled, "An Act to repeal in part certain Acts therein mentioned, to establish and incorporate a Trinity House in the City of Montreal," and which oath so taken and subscribed, shall be filed of record, and remain in the office of the Prothonotary of said Court of King's Bench.

To take an oath.

The oath.

To be deposited with the Prothonotary of the Court of King's Bench.

Harbour Master of Montreal to select the bye-laws, concerning Pilots above the harbour of Quebec.

XIV. And be it further enacted by the authority aforesaid, that the Harbour Master of Montreal shall select all the laws, bye-laws and regulations concerning Pilots for and above the Harbour of Quebec, and the navigation of the waters of the River Saint Lawrence within the limits of the jurisdiction of the said Trinity House of Montreal, or expressive of the duties of Masters of vessels in the said Harbour, and shall deliver a copy of the same printed or written, signed by him, to every Master or Commander of a ship or vessel, on his arrival in the Harbour of Montreal, for which copy the said Harbour Master shall receive from every such Master or Commander, the sum of two shillings and six pence currency, and no more.

Fines and penalties how recovered.

XV. And be it further enacted by the authority aforesaid, that all the fines and penalties recovered under this Act, (excepting such parts thereof as thereby is allowed to prosecutors, and excepting fines or penalties recovered from Branch Pilots,) shall be paid to the Receiver General, and be applied as above said; and the due application of the same, and of the monies above mentioned, pursuant to the directions of this Act, shall be accounted for to His Majesty, His Heirs and Successors, through the Lords Commissioners of His Majesty's Treasury for the time being, in such manner and form as His Majesty, His Heirs and Successors shall direct.

And to whom the same shall be paid.

XVI. And be it further enacted by the authority aforesaid, that all fines and penalties, under this Act, recovered from Branch Pilots, shall be paid to the

Clerk

Clerk of the Corporation of the Trinity House of Quebec, and compose a part of the decayed Pilots fund, established by virtue of the Act last cited, and by the said Corporation shall be applied to the purposes of the said fund as by the said Act are authorised and directed, and no other.

Monies collected and paid by Naval Officer how applied.

XVII. And be it further enacted by the authority aforesaid, that all monies collected by the Naval Officer of the Port of Quebec, under and by virtue of the twenty-fourth section of the said Act passed in the forty-fifth year of the Reign of His Majesty King George the Third, from the Master and Commander of any ship or vessel which shall pass the Basin of Quebec for the Town of Three Rivers or upwards, and paid by the said Naval Officer to His Majesty's Receiver General, shall be applied by the said Corporation of the Trinity House of Montreal for improving the navigation of the River Saint Lawrence between the first rapid above the City of Montreal and Pointe du Lac, aforesaid, and for the other purposes authorised by this Act, under warrant, to be from time to time issued by the Governor, Lieutenant Governor, or person administering the Government, directed to the said Receiver General.

Pilots above the harbour of Quebec to have apprentices and to enregister their names at the Trinity House of Montreal.

XVIII. And be it further enacted by the authority aforesaid, that each and every Pilot for and above the Harbour of Quebec, who shall have served a regular and continued apprenticeship of five years, (and no other) shall have one or more apprentices, and shall be held to enregister at the said Trinity House of Montreal, the name of each and every apprentice which they now have or may hereafter take, and shall further enregister the date of every indenture between such Pilot and such apprentice, and the name of the Notary before whom it shall have been made, within three months from the passing of this Act, for every indenture already made, and in three months from the date of every such indenture hereafter to be made.

No person to be admitted to an examination to obtain a license unless he shall have been employed during five years.

XIX. And be it further enacted by the authority aforesaid, that from and after the passing of this Act, no person shall be admitted to undergo an examination to obtain a license and to act as Pilot for and above the Harbour of Quebec, unless he shall have been constantly employed during five years in the River navigation between Quebec and Montreal, and shall prove the same in a satisfactory manner, by certificate from two or more persons, which certificate shall be duly testified by the oath of the persons giving the same, if required by the Corporation of the said Trinity House of Montreal, or by any of the persons present at such examination.

Steam-boats subject to the bye-laws of the Trinity House of Montreal.

XX. And be it further enacted by the authority aforesaid, that all steam-boats navigating the River Saint Lawrence from Quebec to Montreal, or from one place to another within the limits of the jurisdiction of the said Trinity House of Montreal, shall while within the said limits be subject to the bye-laws, rules and regulations

lations of the said Trinity House, and the tonnage duties, imposed by the said Act herein before cited, passed in the second year of the Reign of His late Majesty, for each and every voyage which any and every such steam-boat shall perform from Quebec to Montreal, and from Montreal to Quebec, or from either of the said places to any intermediate port or place, or to or from any place on the River Chambly, shall be paid to the Corporation of the said Trinity House of Montreal, to be applied in the manner by law directed, to the improvement of the River Saint Lawrence within the limits of the jurisdiction of the said Trinity House.

Members, &c.
of the Trinity
House ex-
empted from
serving as
constables.

XXI. And be it further enacted by the authority aforesaid, that the members and officers of the said Trinity House of Montreal shall be exempt from serving as Constables.

Harbour Mas-
ter may ap-
point a Do-
puty.

XXII. And be it further enacted by the authority aforesaid, that it shall be lawful for the Harbour Master of Montreal, appointed under the authority of this Act with the approbation of the Master or Deputy Master and Wardens of the Trinity House of Montreal, by an instrument in writing under his hand and seal, to appoint some fit and proper person to be his Deputy, and in case of the illness or unavoidable absence of the said Harbour Master, such Deputy shall be invested with, and may exercise all and every the powers and authorities which are by law vested in the said Harbour Master.

Master of
any ship arriv-
ing at Mon-
treal not en-
titled to re-
ceive during
the same sum-
mer more than
one printed
extract of the
Provincial
statutes or
bye-laws and
rules of the
said Trinity
House of Mon-
treal concern-
ing Pilots.

XXIII. And be it further enacted by the authority aforesaid, that when any ship or vessel shall in the same summer perform more than one voyage to the Harbour of Montreal, it shall not be incumbent on the said Harbour Master to furnish or deliver to the Master or Commander of such ship or vessel arriving at Montreal in the performance of a second or any subsequent voyage in the same season as aforesaid, a printed extract of the Provincial Statutes, or of the bye-laws, rules and regulations of the said Trinity House of Montreal, concerning Pilots and the navigation of the River Saint Lawrence: nor shall he be entitled to receive, have, or recover any fee, recompense, or remuneration therefor, unless some new bye-laws, rules or regulations shall in the meantime have been made and provided according to law, or unless the Master or Commander of such ship or vessel, shall not have received a copy of those in force at the time of his said arrival, or shall have been removed or changed, and another Master or Commander substituted, previous to the arrival of such ship or vessel in the said Harbour; in the performance of such second or subsequent voyage, in both of which cases, it shall be the duty of such Harbour Master to furnish and deliver to the Master or Commander such new bye-laws, rules and regulations, as may have been made since the last voyage, or to such new Master or Commander, (as the case may require,) a copy of all such bye-laws, rules and regulations as aforesaid; then in force, for which he shall be entitled to receive two shillings and six pence currency, and no more.

Fee granted to
the Harbour
Master for
such extract.

Saving of His Majesty's rights.

XXIV. And be it further enacted by the authority aforesaid, that nothing herein contained, shall extend or be construed to extend to affect the rights of His Majesty, His Heirs and Successors, in any manner whatsoever.

Public Act.

XXV. And be it further enacted by the authority aforesaid, that this Act shall be deemed and taken to be a public Act, and shall as such be judicially taken notice of by all Judges, Justices of the Peace, and by all persons whomsoever, without being specially pleaded.

Continuance of this Act.

XXVI. And be it further enacted by the authority aforesaid, that this Act shall continue and be in force until the first day of May one thousand eight hundred and thirty seven, and no longer.

C A P. XXV.

AN Act to continue and amend an Act therein mentioned, intituled, "An Act for the better regulation of the Lumber Trade."

[25th February, 1832.]

Preamble.

WHEREAS it is expedient to amend and to continue for a limited time a certain Act passed in the ninth year of His late Majesty's Reign and intituled, "An Act for the better regulation of the Lumber Trade:" Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Lower-Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great-Britain, intituled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, "*An Act for making more effectual provision for the Government of the Province of Quebec in North-America,*" and to make further provision for the Government of the said Province;" And it is hereby enacted by the authority of the same, that the said Act passed in the ninth year of His late Majesty's Reign and intituled, "An Act for the better regulation of the Lumber Trade," shall be and is hereby continued and shall (with the exception herein after made) be and remain in force until the expiration of this Act, and no longer.

Act 9, Geo. 4, cap. 11. (with the exception made by this Act) continued.

Eighteenth, nineteenth and twentieth sections of Act 9, Geo. 4, cap. 11 repealed.

II. Provided always, and be it further enacted by the authority aforesaid, that the eighteenth, nineteenth and twentieth Sections of the said Act, which relate to the salvage of timber, masts, spars, staves, oars, hand spikes, planks, boards, boats, bateaux