

The Provincial Statutes of Lower-Canada, Being the second session of the fourteenth Provincial Parliament of Lower-Canada. Quebec: P. E. Desbarats, Printer to the King's Most Excellent Majesty, 1832.

2 William IV – Chapter 23

An Act to revive and amend and to continue for a limited time two certain Acts therein mentioned relating to the Lachine Canal. (25th February, 1832.)

Whereas it is expedient to revive and amend and to continue for a limited time two certain Acts hereinafter mentioned for the purposes of providing more effectually for the care and management of the Lachine Canal, and of establishing certain rates, tolls and duties to be taken thereon: 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 Québec 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 a certain Act passed in the ninth year of His late Majesty's Reign, intituled, "An Act to establish certain rates, tolls and duties on the Lachine Canal and to provide for the care and management of the said Canal," and a certain other Act passed in the tenth and eleventh years of His late Majesty's Reign, intituled, "An Act to authorize the expenditure of a certain sum of money and to grant certain powers to the Commissioners of the Lachine Canal," (with the exception of the first Section thereof by which the expenditure of a certain sum of money is authorised under certain conditions and provisions,) shall be and the said Acts and all provisions, enactments, matters and things therein contained, with the; exception of the section and of such parts of the said Acts as may be in any wise contrary to the provisions of this Act, are hereby revived and shall be and remain in force until the expiration of this Act, and no longer.

II. And be it further enacted by the authority aforesaid, that the number of Commissioners to be appointed, by the Governor, Lieutenant Governor or person administering the Government under the authority of the Act herein first above cited to be at any one time members of the Corporation of "The Commissioners of the Lachine Canal," shall be five and no more, any thing in the said Act to the contrary notwithstanding.

III. And whereas the Banks of the said Canal are injured by rafts of firewood, and the navigation by boats impeded from the difficulty of passing such rafts as well as by wood dropping therefrom and sinking in the said Canal whereby obstructions are created which cannot be removed without letting off the water: Be it therefore enacted by the authority aforesaid, that no raft of firewood shall be admitted into the Lachine Canal after the passing of this Act, any thing to the contrary in the said Act herein first above cited, notwithstanding.

IV. And be it further enacted by the authority aforesaid, that every person who shall at any time wilfully cause the navigation of the said Canal to be obstructed by means of any boat, barge, scow or other vessel, shall for every such offence incur a penalty not exceeding ten shillings currency and it shall be lawful for the said Commissioners or for any person employed by them or under them, to cause the boat, barge, scow or other vessel causing such obstruction as aforesaid, to be unloaded if necessary, and to be removed in such manner as shall be proper for preventing the continuance of such obstruction, and to seize and detain such boat, barge, scow or other vessel until the expences incurred by the said Commissioners, in unloading and removing the same shall have been repaid to them by the owner, manager, conductor, or consignee thereof.

V. And be it further enacted by the authority aforesaid, that the penalties imposed by this Act may be sued for and recovered by the said Commissioners on the oath of one credible witness, before any one Justice of the Peace who on the conviction of the offender, shall, if such penalty be not forthwith, paid, commit such offender to the common gaol for the District of Montreal, for a period not exceeding eight days or until such penalty be paid, and all the penalties so recovered shall be considered as forming part of the Revenue of the said Canal and shall be accounted for by the Commissioners, as such.

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.