

The Provincial Statutes of Lower-Canada, Being the fourth session of the of the Special Council, begun and holden at the City of Montreal, in the said Province of Lower Canada, fourteenth day of February, 1839. Quebec: John Carleton Fisher & William Kemble, Law Printer to the Queen's Most Excellent Majesty, 1839.

2 Victoria – Chapter 44 (Session 4)

An Ordinance to amend an Ordinance, intituled, “An Ordinance for establishing regulations respecting Aliens coming into this Province, or residing therein.”

Whereas it is expedient to amend an Ordinance of the Governor and Special Council of this Province, passed in the second year of Her Majesty's Reign, intituled, “An Ordinance for establishing regulations respecting Aliens coming into this Province, or residing therein,” in as far as regards Steam Vessels having on board passengers and goods coming from Whitehall and other ports situated on or near Lake Champlain, in the United States of America, into this Province:—Be it therefore Ordained and Enacted by His Excellency the Governor of the Province of Lower Canada, by and with the advice and consent of the Special Council for the affairs of the said Province, constituted and assembled by virtue of, and under the authority of an Act of the Parliament of the United Kingdom of Great Britain and Ireland; passed in the first year of the Reign of Her present Majesty, intituled, “An Act to make temporary provision for the Government of Lower Canada;” —And it is hereby Ordained and Enacted by the authority of the same, that every Steam Vessel employed in navigation on Lake Champlain, and carrying passengers and goods from any port or place in the said United States to this Province, shall not be subject to all or any of the provisions of the said Ordinance, until it shall reach the Port of Saint Johns in this Province, that being the port of ultimate destination of such Steam Vessel or Vessels.

II. And be it further Ordained and Enacted by the authority aforesaid, that it shall not be lawful for the Master or Commander of any such steam vessel proceeding from any port or place situated on or near Lake Champlain aforesaid, in the said United States, to land, or cause to be landed, any passenger or passengers at any place in this Province, other than the said Port of Saint Johns; and that if such Master or Commander of any such steam vessel shall land, or cause to be landed, at any place or places within this Province, other than the said Port of Saint Johns, any passenger or passengers, he shall forfeit and pay to Her Majesty, her heirs and successors, the sum of one hundred pounds, current money of this Province, to be recovered, applied, and accounted for, in the manner prescribed and set forth in the said Ordinance.

III. And be it further Ordained and Enacted by the authority aforesaid, that all and every the passenger and passengers conveyed in and on board of any such steam vessel coming from any port or place, off or near Lake Champlain, in the Said United States of America, to this Province, shall not be bound to make the declaration in and by the said Ordinance prescribed, nor to conform to the provisions of the: said Ordinance, until such passenger or passengers shall arrive and land at the said Port of Saint Johns.

IV. And be it further Ordained and Enacted by the authority aforesaid, that the provisions contained in the fourth section of the said Ordinance shall not be applied to or affect the Master or Commander and crew of any steam vessel carrying goods and passengers from any port or place on or near Lake Champlain aforesaid, in the said United States of America, into the said Port of St. Johns; but that the Master or Commander of any such steam vessel shall, upon his first voyage-in the spring of each and every year, give and deliver to the Collector of the Customs of the said Port of Saint Johns, a list containing the names and places of birth of all and every the persons composing the crew of such steam vessel; and in case of any change in the persons composing such crew, the said Master or Commander shall, at every subsequent voyage from and to the places aforesaid, in case of change in the persons composing his crew, endorse or write on the manifest, on his arrival at the said Port of Saint Johns, the name or names, and place or places of birth of the person or persons who, not having been of his crew at the said first voyage, shall then be on board of such steam vessel, and form part of the crew, and shall deliver to the Collector of the Customs at the said Port of Saint Johns, the said manifest having the names and places of birth of the persons admitted into, and then forming part of, his crew, endorsed or written thereon, and that any Master or Commander of any such steam vessel, who shall fail or neglect to endorse or write on such manifest the name or names, and place or places of birth of the persons so admitted into, and forming part of his crew, since his first voyage, shall forfeit and pay to Her Majesty, her heirs and successors, the sum of five pounds, current money of the said Province, to be recovered, applied, and accounted for, in the manner prescribed and set forth in the said Ordinance.

V. And be it further Ordained and Enacted by the authority aforesaid, that this Ordinance shall continue and be in force until the first day of November, which will be in the year of Our Lord, one thousand eight hundred and forty-two, and no longer.

J. COLBORNE.

Ordained and Enacted by the authority aforesaid, and passed in Special Council, under the Great Seal of the Province, at the Government House, in the City of Montreal, the Third day of April, in the second year of the Reign of our Sovereign Lady Victoria, by the Grace of God, of Great Britain and Ireland, Queen, Defender of the Faith, and so forth, and in the year of Our Lord, one thousand eight hundred and thirty-nine.

By His Excellency's Command,
W. B. LINDSAY,
Clerk Special Council.