

by Law established and collected upon Pilotage of ships or vessels below the Harbour of Quebec, shall go to and form a separate and distinct Fund for the relief of decayed Pilots, for and below the Harbour of Quebec, their Widows and Children, and that the same shall be called and known by the name of the QUEBEC DECAYED PILOTS' FUND, and that the Contributions in like manner by Law established and collected upon Pilotage above the Harbour of Quebec, shall in future, go to and form a separate and distinct Fund for the relief of decayed Pilots for the river Saint Lawrence above the Port of Quebec, their Widows and Children, and that the said Fund shall be called and known by the name of the MONTREAL DECAYED PILOTS' FUND, and that the said Funds shall be realized and collected as already is settled and established by Law, and appropriated to the respective benefit of such decayed Pilots, their Widows and Children, as may be entitled to assistance from either of the said Funds.

14th section of the Act 45th Geo. III. repealed.

Pilots, if carried off to sea, to be provided with a passage back to the Port of Quebec, and £6, a month to be allowed until such passage is provided.

II. And be it further enacted by the authority aforesaid, that the fourteenth Clause of the aforesaid Act of the forty-fifth of His Majesty, be and the same is hereby repealed, and that from and after the passing of this Act, if any ship or other vessel bound outwards from the Port of Quebec shall carry off to sea through stress of weather any Pilot, the master or owner of such ship or other vessel shall provide such Pilot over and above the sum which shall be due to such Pilot for the Pilotage of such ship or other vessel, with a passage back to the Port of Quebec, or shall pay to him the value of such passage, if such Pilot shall agree to receive the same from the Port to which such vessel shall be bound, and further the sum of Six Pounds, Sterling, per month, shall be allowed to such Pilot, to the day in which the said passage shall be so provided or so paid for, he having performed, whilst on board, the duties whereof he may be capable.

### C A P. XIII.

AN ACT to repeal the duties imposed by an Act passed in the forty eighth year of His Majesty's Reign, intituled, "An Act for repairing and ameliorating the ancient Castle of Saint Lewis," and for applying a certain Sum of money to make good a like Sum issued and advanced in pursuance of an Address of the House of Assembly, and for other purposes therein mentioned.

(19th May, 1812.)

Preamble

WHEREAS an act was passed by the Parliament of this Province in the forty-eight year of his Majesty's Reign, intituled—"An Act for repairing and ameliorating the ancient Castle of Saint Lewis"—and Whereas it is inexpedient that the duties imposed by the said Act for raising the sum of money there in mentioned, should be continued; Be it therefore enacted by the King's most Excellent Majesty,

Act 18, Geo. 3.  
repealed in part.

Proviso.

His 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 farther provision for the Government of the said Province;" And it is hereby enacted by the authority of the same, that from and after the first day of June, One Thousand Eight Hundred and Twelve, the said Act intituled, "An Act for repairing and ameliorating the ancient Castle of Saint Lewis," in so far as the same establishes a fund for providing the sum of Seven Thousand Pounds therein mentioned and imposes Duties for that purpose, and in so far as the said Act requires that certain Contracts, Deeds, Instruments and Writings, should be made and executed before a Notary or Notaries to render their evidence in His Majesty's Courts and establishes Regulations for enforcing the collection and payment of the said Duties, shall be and the same is hereby repealed, and that all and every the Duties and Sums of money thereby imposed and made payable, shall from and after the said first day of June, cease to be levied or paid, any thing in the said Act to the contrary thereof contained notwithstanding. Provided always, that nothing in this Act contained shall extend, or be construed to extend to exonerate or discharge any person or persons from accounting for and paying any arrears, sum or sums of money which he, she or they may before or on the said first day of June owe or be accountable for by reason or an account of Duties imposed by the said Act or from any Fines, Penalties or Forfeitures which may have been incurred under the said Act and before the said first day of June, but that the same shall and may be levied and recovered as by the said Act is directed, any thing herein contained to the contrary notwithstanding.

£7980 19 1½  
to make good the  
like sum advanced.

II. And Whereas the sum of Seven Thousand Pounds in and by the said Act granted for repairing the ancient Castle of Saint Lewis was found inadequate for that purpose, and an humble Address of the House of Assembly, bearing date the thirteenth day of March, in the year of Our Lord one thousand eight hundred and eleven, was presented to His Excellency the Governor in Chief, praying that he would be pleased to order that the sum of seven thousand, nine hundred and eighty pounds, nineteen shillings and one penny farthing, currency, should be applied to make up the deficiency between the said sum of seven thousand pounds, and the amount of expences incurred in repairing of the said Castle of Saint Lewis, which sum so to be applied the said House of Assembly promised to make good; Be it therefore, and it is hereby further enacted by the authority aforesaid, that from and out of any of the unappropriated monies in the hands of the Receiver General of this Province, there shall be issued and applied the said sum of seven thousand, nine hundred and eighty pounds, nineteen shillings and one penny farthing, currency, to make good the like sum which hath been issued and paid in pursuance of the said Address of the House of Assembly.

£5091 16 11½  
as complete the

III. And Whereas it appears by the public accounts laid before the House of Assembly

deficiency raised under Act 48, Geo. 3, cap. 39.

Assembly, and made up to the fifth day of January, one thousand eight hundred and twelve, there had only been raised by virtue of the said Act of the forty-eighth of His Majesty, chapter thirty-fourth, the sum of one thousand, nine hundred and eight pounds, three shillings and one farthing current money of this Province, and that a deficiency of five thousand and ninety one pounds, sixteen shillings and eleven pence, three farthings, like currency, then remained to complete the said sum of seven thousand pounds, granted by the aforesaid Act for the purposes therein mentioned; Be it therefore enacted, and it is hereby enacted by the authority aforesaid, that there shall be issued and paid out of any unappropriated monies which now are or hereafter may be in the hands of the Receiver General of this Province, the sum of five thousand and ninety one pounds, sixteen shillings and eleven pence, three farthings, to complete the aforesaid sum of seven thousand pounds.

Sums of money due under former Act to be collected and paid as prescribed by that Act.

IV. And be it further enacted by the authority aforesaid, that the amount of any sum of money which now is or may become due by virtue of the said Act of the forty-eighth year of His Majesty's reign, whether for duties imposed or fines and penalties incurred by virtue of the said Act, shall be paid by the persons charged with the collection thereof to the said Receiver General, in the manner and form directed by the said Act, and shall be reserved in the hands of the said Receiver General for the future disposition of the Legislature.

Application of the money to be accounted for to His Majesty.

V. And be it further enacted by the authority aforesaid, that the due application of the sum or sums directed to remain charged as aforesaid, to make good any deficiency as aforesaid, as by this Act directed, shall be accounted to His Majesty, His Heirs and Successors, through the Lords Commissioners of His Majesty's Treasury, in such manner and form as His Majesty, His Heirs and Successors, shall direct.

Receiver General to give public notice, when the duties under Act 48, Geo. 3, cap. 31, will cease.

VI. And be it further enacted by the authority aforesaid, that it shall be the duty of His Majesty's Receiver General of this Province, immediately after the passing of this Act, to cause public notice to be given by Advertisement in the Quebec Gazette, during three successive weeks, that the levying of the Duties under the aforesaid Act of the forty-eighth of His Majesty, chapter thirty-fourth, will cease, from and after the first day of June, one thousand eight hundred and twelve.

VII. And Whereas by the fourth Clause of the said Provincial Statute of the forty-eighth year of His Majesty, chapter thirty-fourth, it is amongst other matters enacted, that certain Acts or Writings which, by the Laws of the Country, might be made *sous seing privé*, should not, during the continuance of the said Act, be received or admitted to be evidence in any of His Majesty's Courts of Law in this Province, unless the same should have been passed and executed before any Notary or Notaries, and be *Actes authentiques*; And whereas, contrary to the intent of the said

said Statute, before the passing of the same could be known in many parts of the Province, from the distance of the residence of Notaries in certain parts and for several other causes, many persons have *bona fide*, continued after the passing of the said Act, to enter into, as formerly, certain Acts, Contracts or Agreements, which cannot be refused to be admitted as evidence in Law without the most serious inconveniencies, and causing the greatest losses and disorder in the concerns of many persons; for remedy whereof, Be it therefore enacted by the authority aforesaid, that from and after the passing of this Act, that in all suits or actions now pending or which may hereafter be commenced in any of the Courts of Justice of this Province, all Acts, Contracts, Obligations or Agreements made in writing, "*sous seing privé*," which by the Laws of the country might, prior to the said Act of the forty-eighth year of His Majesty's Reign, have been produced and proved in Court, and which after the passing thereof, have been drawn up in writing, "*sous seing privé*," shall, in all cases whatever, have the same force and effect and may be produced and proved in all Courts of Justice of this Province, in the same manner and form as if the said Statute of the forty-eighth year of His Majesty, had never been passed.

In suits pending or afterwards commenced respectively Acts, Contracts, &c. made in writing *sous seings privé* prior to the passing of Act 48, Geo. 3, or since, to have the same force and effect as if that Act had not been made.

#### C. A P. XIV.

AN ACT to continue for a limited time an Act passed in the fortieth year of His Majesty's reign, intituled, "An Act to give further powers to the Executive Government to prevent the introduction or spreading of infectious or contagious diseases in this Province."

(19th May, 1812.)

Preamble.  
Act 40, Geo. 3,  
continued.

WHEREAS an Act was passed by the Legislature of this Province, in the fortieth year of His Majesty's reign, intituled, "An Act to give further powers to the Executive Government to prevent the introduction or spreading of infectious or contagious diseases in this Province:" which Act is to have continuance only unto the end of the present Session of the Legislature. And whereas it is expedient and necessary further to continue the said Act; 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 of 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, intituled, "*An Act to give further powers to the Executive Government to prevent the introduction or spreading of infectious or contagious diseases in this Province*," and all matters and things therein contained shall continue and be in force until the first day of May, in the year of our Lord one thousand eight hundred and sixteen, and no longer.