

that nothing in this Act contained shall extend or be construed to extend to prevent any person from making, endorsing or transferring any foreign or inland bill of exchange, payable to a *bona fide* payee or order, or from passing or transferring any note or bill of the Bank of England, or of any incorporated Banking Company in this Province, or in Great Britain or Ireland, the United States, or any of His Majesty's North American Colonies, or of any joint stock Banking Company sanctioned by any Act of the Imperial Parliament, or of the General Assembly of this Province, although not incorporated, or from passing or transferring any draft, check or order on any Banking Company or banker, or on any other person or persons with the purpose and intent that such draft, check or order shall be paid by the person or persons on whom the same may be drawn, or to whom the same may be addressed, or to prevent any person or persons from making his, her or their promissory notes payable *bona fide* to or to the order of the person or persons who shall be named in any such promissory note as the payee or payees thereof; provided the same be not expressed or intended to be transferred, passed or circulated merely by the delivery thereof as and for or to serve the purposes of Bank notes or a circulating currency.

II. And be it further enacted, That all and every person or persons who shall offend against any provision of this Act, shall for each and every offence forfeit and pay the sum of five pounds, to be recovered by any person or persons who shall or may sue for the same; and all and every person or persons are hereby authorised to sue for and recover such penalty in his, her or their own names by action of debt to and for his, her or their own use in any Court of this Province having jurisdiction in actions of debt to the amount of such penalty: Provided always, that nothing in this Act contained shall extend or be construed to extend to affect any notes now actually in circulation until after the first day of July next, which will be in the year of our Lord one thousand eight hundred and thirty eight: Provided also, that nothing in this Act contained shall extend or be construed to extend to affect or interfere with the Bank of Fredericton so called.

Penalty for offences against this Act.

Recovery.

Act not to affect notes in circulation until after 1st July next, nor to extend to the Bank of Fredericton.

CAP. VII.

An Act to provide for the greater safety of passengers on board Steam Boats.

Passed 22d July 1837.

WHEREAS in cases of fire or other disaster on board steam vessels, the lives of passengers are frequently endangered or sacrificed for the want of a sufficient number of boats, and it is expedient to remedy the mischiefs as far as may be by law;

See 3 Me. c. 54 in amendment & in addition to the act

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the first day of September next, no British boat or vessel propelled by steam, shall be permitted by the captain or owner to ply or navigate with passengers on board, in any of the bays, rivers, lakes, harbours or other waters of this Province, without having on board or attached in a convenient manner good and sufficient boats, of sufficient capacity to carry all the passengers and crew at one time from such vessel to land in ordinary weather: Provided always, that no such vessel shall be required to have more than three good and sufficient boats of sufficient capacity in all to carry sixty adult passengers exclusive of the crew.

No steam vessel to ply with passengers without boats sufficient to land all the passengers and crew at one time in ordinary weather.

192) equal 2 Me. c.

Exception.

II. And be it enacted, That if any master or owner shall permit any such vessel

Penalty for plying without such boats.

so to ply or navigate without having on board or attached such good and sufficient boats, they or either of them shall forfeit the sum of two hundred pounds for each trip such vessel may make to or from any place within this Province without being provided with such sufficient boats as aforesaid, to be recovered, levied and applied as hereinafter directed.

Prosecution and application of the penalty.

III. And be it enacted, That any such forfeiture may be sued for and prosecuted by action of debt, bill, plaint or information in the Supreme Court of Judicature for this Province, by any person who shall sue for and prosecute for the same, together with costs of suit; and on recovery, one moiety thereof to be applied to the person who may so sue and prosecute, the other moiety to be paid into the Treasury of the Province for the use of the Government thereof.

Limitation.

IV. And be it enacted, That this Act shall continue and be in force until the first day of April which will be in the year of our Lord one thousand eight hundred and forty three.

CAP. VIII.

An Act to remedy the failure of the annual Courts or Meetings of the Corporation of the Madras School in this Province.

Passed 22d July 1837.

Preamble.

WHEREAS the annual court or meeting of the Corporation of the Governor and Trustees of the Madras School in New Brunswick hath failed on the first Tuesday in July in the present year, by reason of a sufficient number of members not having been present;

Governor to appoint another day for the holding of the annual court of Madras school Corporation for the present year.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Lieutenant Governor or Commander in Chief may appoint another day for the said annual court or meeting of the said Corporation for the present year, and upon ten days notice of such appointment being given in one or more of the public newspapers published in the City of Saint John, such annual court or meeting may be convened and held at the City Hall of the said City on the day so to be appointed therefor; and that the said Governor and Trustees or any five or more of them, being then and there assembled, shall form the legal annual court or meeting of the said Corporation for the present year, and shall have power to do, execute and perform all such matters and things as may or ought to be done at the annual court or meeting prescribed in the charter of the said Corporation, and also to adjourn from day to day as the business of the said Corporation may require.

Meeting invested with the powers of the legal annual court.

The like proceedings to be had in case of a like failure.

II. And be it enacted, That in case of a like failure of the annual court or meeting of the said Corporation in any future year, the like proceedings in all respects may be had as are hereinbefore prescribed for the present year.

CAP. IX.

6 W. 4, C. 32. An Act in addition to an Act, intituled "An Act to incorporate sundry persons by the name of *The President, Directors and Company of the Saint Stephen's Bank in the County of Charlotte.*"

Passed 22d July 1837.

Preamble.

WHEREAS by the second section of the above recited Act, one half of the capital stock of the said Bank is required to be paid in within one year