



ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. VII.

An Act to re-vest in the Treasury the sum of Fifteen Hundred Pounds granted to Her Majesty under an Act passed in the first Year of the Reign of Her present Majesty, and remaining unappropriated, and to re-appropriate the same for the purpose of facilitating a communication by Steam between the Port of St. John's and the Port of Halifax in the Province of Nova Scotia.

[Passed 12th October, 1839.]

WHEREAS by a certain Act made and passed in the second Year of the Reign of her present Majesty, intituled "An Act for granting to Her Majesty a sum of Money for defraying the expenses of the Civil Government of this Colony, and for other purposes, for the year ending the Thirtieth day of June, in the Year of Our Lord One Thousand Eight Hundred and Thirty-nine," the sum of Fifteen Hundred Pounds therein mentioned is granted to Her Majesty to be paid any Company or Individual who would employ a Steamer to ply between the Port of St. John's in this Colony, and a Port of Great Britain or Ireland: And whereas no part of the said sum of Money has been appropriated to the purpose for which it was intended and granted, and the whole now remains unappropriated in the Treasury of the Colony: And whereas it is deemed expedient that the said sum of Money should revert to the Public Treasury of the Colony, in order to its re-appropriation.

Preamble.

2 Vict. cap. 10.

Sum of £1500 appropriated by Act above recited to be re-vested in the Treasury

Be it therefore enacted, by the Governor, Council and Assembly that the said sum of Money, and every part thereof, be, and the same hereby is declared to be, subject and liable to re-appropriation for the purposes of the Colony.

and re-appropriated for the purpose of establishing a steam communication between St. John's and Halifax.

II.—*And be it further enacted*, that in order to facilitate the communication between this Colony and the Province of Nova Scotia, it shall and may be lawful for the Governor or Person administering the Government for the time being, by and with the advice of Her Majesty's Council, by warrant under his hand and seal, to draw from the Treasury of the Colony, annually, for the period of Three Years, the sum of Five Hundred Pounds, sterling, to be paid to any Company or Individual who will employ a Steam Vessel, of not less than Eighty-horse power, to ply between the Port of St. John's aforesaid, and the Port of Halifax, or any other convenient Port in the Province of Nova Scotia.

Such sum not to be drawn from the Treasury till bond be given that the vessel to be employed shall be suitably provided &c.

III.—*And be it further enacted*, that it shall not be lawful for the said Governor or Person administering the Government for the time being, to draw any part or portion of the said sum of Money until security shall be given by bond to the Secretary of the Colony, for and on behalf of Her Majesty, in the sum of Three Thousand Pounds, to be approved of by the said Governor or Person administering the Government for the time being, by and with the advice aforesaid, by such Person or Persons aforesaid as may employ the said Steam Vessel, that the said Vessel shall, in all things, be well and sufficiently found, maintained and kept; by the said Person or Persons, and that the said Vessel shall continue to ply between the Ports aforesaid, for the period of Three Years, and shall be likewise bound to make two trips in each month from the Port of St. John's aforesaid to the Port of Halifax, or other convenient Port aforesaid, at such periods in each month as the said Governor or person administering the Government for the time being, by and with the advice aforesaid, shall, for that purpose, direct and appoint: *Provided always*, that in case it shall so happen that the said Steam Vessel shall be at any time or times prevented by the inclemency of the Weather, or from obstruction by Ice on the coast, or any other inevitable accident, from performing the aforesaid voyages, and the same shall be made to appear to the satisfaction of the Governor in Council, then the Person or Persons contracting to employ such Steam Vessel in manner aforesaid shall not be considered to be in default.

Proviso.