

*Laws of His Majesty's Province of Upper Canada*, passed in the year 1857. Toronto: Stewart Derbyshire & George Desbarats, 1857.

20 Victoria – Chapter 7

**An Act to amend the Laws regulating Ferries, so as to encourage the employment of Steamboats as Ferryboats in Upper Canada. Assented to 27th May, 1857.**

Whereas it is necessary and expedient to afford greater inducements than now by Law exist for the purpose of establishing steam ferries in Upper Canada, and it is necessary to amend the Laws regulating ferries, in order that this desirable object may be attained: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

- I. In all cases where a ferry is required over any stream or other water within Upper Canada, and the two shores of such stream or other water shall be in different Municipalities, the said Municipalities not being in the same County, it shall and may be lawful for the Governor in Council to grant a license under the Great Seal of the Province, to either of such Municipalities exclusively, or to both conjointly, as may be most conducive to the public interest, such license to confer a right in such Municipality or Municipalities to establish a ferry from shore to shore on such stream or other water, and with such limit and extent as shall appear advisable to the Governor in Council, upon condition that the craft to be used for the purpose of such ferry shall be propelled by steam; and the craft shall be of such dimensions, and engine of such power as the Governor in Council shall direct; and also subject to such further and other conditions as to the Governor in Council may seem meet.
- II. Such license may be granted for any period not exceeding fifty years.
- III. Upon the receipt of the said license, it shall be lawful for the Municipality or Municipalities to whom such license shall have issued, to pass a By-law declaring their determination to sub-let the said ferry, which ferry the said Municipality or Municipalities is or are hereby authorized to sub-let, for such price, and upon such terms, and to such parties, and on such conditions as to the rates of such ferriage to be paid, as the said Municipality or Municipalities may deem best, provided that in so sub-letting, the said Municipality or Municipalities shall not in any way contravene the terms of the license from the Crown.
- IV. In all cases where the one shore of such stream or other water is within the limits of a City, Town, or incorporated Village, and the other shore of such stream or other water in a Township or other rural Municipality, the license shall in all cases be issued to the City, Town, or incorporated Village as aforesaid: Provided always, that in all cases where the Rural Municipality opposite to any such City, Town, or incorporated Village, shall be an Island, then the license shall be granted to the Island Municipality.
- V. And as in order to encourage the establishment of good Ferries, for the accommodation of commerce on the line of the Provincial Frontier, it is essential to place the control and management of the same in the Municipalities immediately interested, no license shall in future be granted to any

person or body corporate beyond the limits of the Province, but such License in all cases shall be granted to the Municipality within the limits of which such Ferry exists, or in case of the establishment of any additional Ferry on the Provincial Frontier, then to the Municipality in which any such additional Ferry shall be established.

VI. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed.

VII. This Act shall extend only to Upper Canada.

VIII. The Interpretation Act shall apply to this Act.