

in a fit state to be remanded to the said Penitentiary, it shall be lawful for the Governor by Warrant under his hand, directed to the Warden of the said Penitentiary, to authorize him forthwith to send for such convict from the said Asylum, and to cause him or her to be re-conveyed to the said Penitentiary and kept therein, and the said Warden shall thereupon appoint a proper person to proceed to the said Asylum and receive such convict, and convey him or her to the said Penitentiary, and such convict shall by the authorities of the said Asylum be delivered to the person so appointed and re-conveyed to the said Penitentiary; and the authorities of the said Asylum and the person appointed as aforesaid to convey any convict to the said Asylum, or to re-convey him or her to the said Penitentiary, shall have the same power and authority to detain such convict or to re-take him or her in case of an escape, and to command the assistance of any persons in re-taking him or her, or in preventing such escape, as the Warden or other Officers of the Penitentiary, or any person appointed by a Sheriff to convey any convict to the Penitentiary, after being sentenced to imprisonment therein, would have in the like case, and if the term of imprisonment of any convict shall expire while he is detained in the Lunatic Asylum, he may, nevertheless, be detained therein until discharged as sane, or delivered to his friends under a Warrant from the Governor to that effect.

Operation and duration of this Act.

XLVII. And be it enacted, That this Act shall come into operation on the first day of October next, and continue in force for three years, and from thence to the end of the next ensuing Session of Parliament, and no longer.

C A P. III.

An Act to provide for the Commutation of certain Bonds required under the Emigrant Act.

[2d August, 1851.]

Preamble.

WHEREAS it is expedient to provide for the commutation of the Bonds required in certain cases under the Act hereinafter mentioned: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That whenever any vessel arriving in this Province from sea, shall have on board one or more passengers in respect of whom the Master would otherwise, under the tenth section of the Act passed in the twelfth year of Her Majesty's Reign, and intituled, *An Act to repeal certain Acts therein mentioned, and to make further provision respecting Emigrants*, be bound to enter into a Bond to Her Majesty in the manner therein provided, it shall be optional with the Master of such vessel either to enter into such Bond, jointly and severally with sufficient sureties, according to the requirements of the said Act, or to pay to the Collector or Chief Officer of the Customs, who might otherwise require such Bond, such sum of money as the Emigrant Agent at Quebec (under any general instructions he may receive from the Governor) shall have fixed in that behalf, as being just and equitable and sufficient to indemnify the Province or any Municipality, Village or City, Town or County, or Charitable Institution within the same, against the risk of expense for the care, support and maintenance of such passenger or passengers during the then next ensuing three years; and the money so paid shall form part of the Emigrant Fund.

The master of any vessel may, instead of giving bond under sec. 10 of 12 V. c. 6, pay a sum of money to be fixed by the Emigrant Agent.

Application of sum so paid.