

Governor in Council may limit the number of passengers to be carried by any Steamer.

Proviso.

V. And be it enacted, That it shall be lawful for the Governor in Council, at any time after the passing of this Act, by an Order or Orders in Council, from time to time to prescribe and regulate the number of Cabin or Steerage or other passengers that may be carried by any Steamboat or class of Steamboat in this Province, either in proportion to the dimensions or tonnage thereof, or both, or otherwise howsoever: Provided always, that no such Order in Council shall have any force or effect, until after it shall have been published at least twice, at an interval of at least six days between each publication, in the *Canada Gazette*.

Penalties for contravening this Act.

VI. And be it enacted, That the same penalty shall be and the same is hereby attached to the contravention of any of the provisions of this Act, or of any such Order in Council as aforesaid, as is contained in and enacted by the said ninth section of the Act hereinbefore first cited, that is to say, that for every contravention in respect of any Steamer in this Province, on any one voyage or trip thereof of any provision in this Act or in any such Order in Council applicable to such Steamer, the owner or master thereof shall forfeit and pay the sum of Fifty Pounds currency.

CAP. CLXVIII.

An Act to amend an Act to regulate the Culling and Measurement of Timber.

[Assented to 14th June, 1853.]

Preamble.

8 V. c. 49.

Length of Timber to be measured by Cullers as well as girth.

WHEREAS it is expedient to amend in the manner herein-after mentioned the Act of the Legislature of this Province, passed in the eighth year of Her Majesty's Reign, and intituled, *An Act to regulate the culling and measurement of timber, masts, spars, deals, staves and other articles of a like nature, and to repeal a certain Act therein mentioned*, and to prevent the employment of incompetent persons to perform the duties assigned to Cullers in and by the said Act: 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 in the measurement of Timber, it shall be the duty of the Culler employed for that purpose, to measure not only the girth of each piece of Timber, but also to measure, personally, with the aid of one competent assistant, the length of each piece of Timber, in all cases where such measurement shall be practicable with the aid of only one assistant; and in the event of any case arising in which, the

the opinion of the Supervisor of Cullers or his Deputy, such measurement cannot be effected with the aid of one assistant only, then it shall be lawful for such Culler to employ an additional competent assistant for that purpose, who, as well as the assistant first above mentioned, shall be approved of by the Supervisor of Cullers or his Deputy.

Assistance allowed if necessary.

C A P . C L X I X .

An Act in addition to the General Railway Clauses Consolidation Act.

[Assented to 14th June, 1853.]

WHEREAS it is necessary to make provision for the protection of persons and property passing over Railways from criminal attempts to injure the same and for other purposes connected with Railways in this Province, and to amend the General Railway Clauses Consolidation Act: 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, 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 if any person shall wilfully and maliciously displace or remove any Railway switch or rail of any Railroad, or break down, rip up, injure or destroy any Railroad track or Railroad bridge or fence of any Railroad, or any portion thereof, or place any obstruction whatsoever on any such rail or Railroad track, or bridge, with intent thereby to injure any person or property passing over or along such Railroad, or to endanger human life, every such person so offending, shall be guilty of misdemeanor, and shall be punished by imprisonment with hard labor in the Common Gaol of the Territorial Division in which such offence shall be committed or tried, for any period not exceeding one year from conviction thereof; and if in consequence of such act done with the intent aforesaid, any person so passing over and along such Railroad, shall actually suffer any bodily harm, or any property passing over and along such Railroad shall be injured, such suffering or injury shall be an aggravation of the offence, and shall render such offence a felony, and shall subject the said offender to such punishment by imprisonment in the Provincial Penitentiary for not less than one year nor more than two years, as the circumstances of the case may, in the opinion of the Court before which he shall be convicted, appear to be proportionate to the offence and the mischief occasioned by it.

Preamble.

Punishment of persons doing any thing to Railway with intent to injure persons or property.

And if such damage be actually done.

II. And be it enacted, That if any person shall wilfully and maliciously displace or remove any Railway switch or rail of any

And if any person be killed any