

for injury and costs, as may be awarded in any suit which may be brought against him for the same, and he is hereby declared to be liable to the said Corporation for any such injury.

Schedule F to the said Act amended.

XI. From and after the passing of this Act the rates and dues in Schedule F annexed to the said Act, shall be amended, by striking out the words "nine pence per ton measurement of forty cubic feet," and substituting in lieu thereof the words, "three shillings and four pence upon every one hundred pounds of the value thereof."

Inconsistent enactments repealed.

XII. So much of the said Act as is inconsistent with the enactments contained in this Act is hereby repealed.

Commissioners declared to have a right to erect a certain gallery or passage over Capital Street.

XIII. Doubts having arisen as to the right of the said Harbour Commissioners to erect the gallery or passage over Capital Street in Montreal aforesaid, now existing, and of the sufficiency of the sanction given for such erection by the Corporation of Montreal, the said Harbour Commissioners are hereby authorized and empowered to retain the said gallery or passage as the same now is, and in the event of its destruction by accident or otherwise to replace it by a similar construction if they see fit; Provided always, that nothing herein contained shall take away the right of any person to claim damages in a civil action for any injury sustained in consequence of the erection of such gallery.

Proviso.

But see also, Cap. 127 of this Session.

Interpretation.

XIV. The Interpretation Act shall apply to this Act.

Public Act.

XV. This Act shall be a Public Act.

C A P . C X X V I I .

An Act to correct an Error in an Act of the present Session relative to the Harbour and Harbour Commissioners of Montreal.

[Assented to 10th June, 1857.]

Preamble.

WHEREAS it appears that an error has crept into the Act of the present Session hereinafter mentioned, and that injustice would be done if the same were not corrected: For remedy thereof, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

Rights of the Commissioners to erect or retain a certain gallery, to be as if Cap. 126 of this Session

I. That for and notwithstanding any thing in the Act passed in the present Session, and intituled, *An Act to amend the Act to provide for the Management and Improvement of the Harbour of Montreal, and the deepening of the Ship Channel between Montreal and Quebec*, the Harbour Commissioners of Montreal shall not by virtue of the thirteenth section of the said Act, or any

any other part thereof, have any better or greater right to erect, retain, or replace the gallery or passage over Capital street in the City of Montreal, mentioned in the said section, than they had before the passing of the said Act, or than they would have had if the said thirteenth section had not formed part thereof.

had not been passed.

II. This Act shall be deemed a Public Act.

Public Act.

C A P . C X X V I I I .

An Act to amend an Act intituled, *An Act to repeal a certain Act and Ordinance therein mentioned, relating to the Trinity House of Montreal, and to amend and consolidate the provisions thereof*, and to make further provisions concerning Pilots.

[Assented to 10th June, 1857.]

WHEREAS it is expedient to amend the Act cited in the title of this Act, and to make provision respecting Pilots : Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows :

Preamble.

I. The Master, Deputy Master and Wardens of the Trinity House of Montreal, assembled under the said Act, shall have full power and authority to make a By-law establishing a new Tariff of rates to be paid for the Pilotage of Vessels between Quebec and Montreal, and between the several places mentioned in the twenty-third section of the said Act, distinguishing the rates upwards from the rates downwards, and the rates payable when the Vessel is towed by a Steamer or propelled by steam from the rates payable when the Vessel is not towed or propelled by Steam ; and such By-law being approved by the Governor in Council, shall have full force and effect at law, but may be repealed or altered by any By-law to be hereafter made and approved in like manner ; and whenever any such By-law shall be in force the Tariff of rates of Pilotage established by the said twenty-third section shall be repealed, and the penalty imposed by the said section on persons demanding, soliciting, receiving, paying or offering higher rates of Pilotage than those mentioned in the said section, shall be incurred by any person demanding, soliciting, receiving, paying or offering greater rates than those fixed by any such By-law then in force, and may be imposed and levied in like manner as other penalties imposed by or under the said Act.

Trinity House may make a new Tariff of rates of Pilotage between Quebec and Montreal, which being approved by the Governor in Council shall be valid.

Penalty for receiving or paying higher rates.

II. Whenever a Pilot shall have been engaged by the master or captain of a vessel, he shall be paid, although prevented by the said master or captain of such vessel or his representatives from accomplishing his engagement, except in cases where the captain of the vessel shall make a complaint against him, and shall establish the truth thereof against such Pilot.

Pilots once engaged must be paid.

Exception.

III.