

The Provincial Statutes of Canada, passed in the year 1841. Kingston: Stewart Derbishire & George Desbarats, 1841.

4 & 5 Victoria – Chapter 59

An Act to provide for the construction of certain Light Houses and Lights within the Port of Montreal. 18th September, 1841.

Whereas it is expedient that certain Light Houses and Lights should be erected and maintained within the limits of the Port of Montreal, and the funds at the disposal of the Corporation of the Trinity House of Montreal are in sufficient for that purpose; 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 it shall be lawful for the Governor, Lieutenant Governor or Person administering the Government by warrant or warrants under his hand to cause such sum or sums, not exceeding in the whole nine hundred and twenty five pounds, sterling, to be advanced to the Board of Works by the Receiver General out of the consolidated revenue fund of this Province, as may be necessary to defray the expense of erecting such Light Houses or Lights, with the requisite appurtenances, and at such places within the Port of Montreal, as may be deemed best adapted to ensure the safe navigation of the River Saint Lawrence within the limits of the said Port.

II. And be it enacted, that the moneys so advanced shall be repaid to the Receiver General for the public uses of the Province out of the moneys to be levied under the authority of this Act by the Corporation of the Trinity House of Montreal.

III. And be it enacted, that the said Light Houses and Lights when completed, and their appurtenances, and the ground (if any) acquired for the site thereof, shall be transferred to and vested in the said Corporation of the Trinity House of Montreal, and shall be maintained by the said Corporation (under whose control they shall then be) out of the funds placed by Law at their disposal for like purposes, or raised under the provisions of this Act.

IV. And in order to make provision for the repayment of the sum so to be advanced as aforesaid and to provide for the maintenance of the said Light Houses and Lights, Be it enacted that from and after the first day of October of this present year of our Lord one thousand eight hundred and forty one, there shall be paid to and collected by the Naval Officer of the Port of Quebec, or such person as shall perform the duties of that office, at the Port of Montreal, the following rates of Light-duty, from all Ships, Steam-boats, and other Vessels coming into the Port of Montreal, from any place below and beyond the limits of the said Port (as now by Law defined) over and above all rates and duties of any kind whatever imposed on any such Ships or Vessels by any Act, Ordinance or Law now in force in this Province, and for each time they shall so enter the said Port: that is to say:

On all Vessels from any place beyond the limits of this Province, one penny per ton of the register burthen of such Vessels, respectively;

On all Steam-boats one half penny per ton of the register burthen of such Steam-boats, respectively;

On all Schooners, Steam-boat-barges and other River Craft, from places within the limits of the Province, one half penny per ton on the register burthen of such Vessels;

And the said Light duty shall be paid by the owner, consignee, master, or person in charge of any such Vessel, as aforesaid, before it shall be allowed to clear from or leave the Port of Montreal, or may be recovered from any of the said parties by the said Naval Officer, in any manner in which duties are by Law recoverable.

V. And be it enacted, that the moneys collected under the authority of this Act shall be paid over by the said Naval Officer, or Person performing the duties of that Office, as aforesaid (after deducting his per centage on the same) to the Corporation of the Trinity House of Montreal, and shall be employed by the said Corporation; Firstly, in defraying the expense of maintaining the Light Houses and Lights of which the construction is hereby authorised; Secondly in paying to the Receiver General the interest and principal of the sum to be advanced for the construction of the said Light Houses and Lights, as aforesaid; And Thirdly for the improvement of the navigation of the River Saint Lawrence within the limits of the Port of Montreal, and the general purposes of the Corporation; And all such moneys shall be accounted for in the same manner as other moneys at the disposal of the said Corporation: Provided always, that after the expiration of the Ordinance under which the said Corporation is constituted, the Trinity House of Quebec shall be substituted for it for all the purposes of this Act.

VI. And be it enacted, that the due application of the moneys to be advanced under the authority of this Act, and of the moneys to be repaid to the Receiver General, as aforesaid, (which moneys when so repaid shall form part of the consolidated Revenue Fund of this Province) shall be accounted for to Her Majesty, Her Heirs and Successors, through the Lords Commissioners of Her Majesty's Treasury, for the time being, in such manner and form as Her Majesty, Her Heirs and Successors shall direct: And that an account of all such moneys shall be laid before the Legislative Assembly of this Province within fifteen days after the opening of the Session of the Provincial Legislature, next after the receipt or expenditure to which such account shall relate.