

- If killed. 3. The legal representatives of every employee who is killed, or who dies from injuries received, while in the discharge of his duty, within six months after such injury, shall be entitled to compensation from the railway to the amount of not less than three thousand dollars.
- Other recourse not affected. 4. The foregoing provisions as to the compensation shall be without prejudice to any further damages which a court of law may adjudge to any such employee or his legal representatives as against any railway company, and shall not be capable of being renounced or given up by such employee by any agreement or contract with the railway company, for value or otherwise, or of being made void by any rules or regulations of the railway.
- Right to damages cannot be renounced. 5. The certificate of two duly qualified disinterested physicians shall be sufficient to prove permanent disability; and the certificate of the attending physician shall be sufficient to prove unfitness for duty, for a period not exceeding ten weeks, after which time a monthly certificate of a physician named by the company shall be sufficient.
- Medical certificates. 6. The foregoing provisions as to compensation shall be void in the case of any employee whose injury, disablement or death is caused by his own negligence,—the burden of proof of such negligence being upon the railway company; but if such injury, disablement or death occurs in the handling or use of trains, locomotives, cars or appliances which are out of repair, or inefficient, or not in accordance with the provisions of this Act, or if the provisions of section eight of this Act have not been complied with, the railway company shall not be allowed to plead contributory negligence on the part of the employee so injured, disabled or killed.
- Contributory negligence. 8. Every railway company shall at all times employ a sufficient number of telegraph operators, trainmen, section men, and other employees and workmen to safely carry on its business, and to keep its bridges, track, roadway, rolling stock and plant in good condition.
- Number of employees to be sufficient to ensure safety. 2. If it fails to do so, it shall be held responsible for all injury to life, person, or property in connection with its operations.
- Penalty.