

Certificate if he be not claimed, and he may be engaged.

Penalty for Shipping Seaman without such certificate.

then upon the production by him of a certificate signed by each of the said shipping masters and by the Chief Constable of Police that the said notice hath been posted up as herein provided during forty-eight hours, for which certificate the said Shipping Masters and Chief Constable of Police shall each be entitled to receive from such seaman the sum of *six* pence before delivering the same, it shall then be lawful to engage him without his producing any other certificate. And if any master of a vessel, not being a new Canadian ship on her first voyage within the intent and meaning of the section of this Act, shall ship any seaman contrary to the provisions of this section, he shall forfeit *twenty* pounds; and if the master of any new Canadian ship on her first voyage, or owner or agent of such new ship, shall ship any seaman without such discharge or certificate as last aforesaid, such master, owner or agent shall forfeit *fifty* pounds; either of the said penalties to be recovered in default of payment by seizure and sale of such new ship, her tackle, apparel and furniture in a summary manner

Proceedings for obtaining a discharge illegally refused by the Master of any Vessel.

X. The Justice of the Peace, on the verbal complaint of any person that he is entitled to receive his discharge, and that the same is denied by the Master of the Vessel to which he belonged, shall issue a citation, directed to the Master, commanding him to appear before him, to shew cause why such certificate should not be granted; the Justice shall examine, in a summary way, into the circumstances of the case, and if he finds that the seaman is entitled to his discharge, he shall give judgment to that effect together with costs in his discretion; and if the discharge has been previously demanded and refused, he shall add to the judgment an order that the defendant pay to the complainant *two pounds* for his damages, and pay the costs of the proceedings; and a copy of so much of the judgment as orders the discharge, shall be given to the complainant, which shall have all the effects of a legal discharge.

Seamen deserting to be advertised.

XI. If any Seaman shall desert from any Vessel in any of the Ports of this Province, or on the voyage from the Sea up to any one of them, the Master of the Vessel shall, within twelve hours after his arrival, if such desertion shall have taken place before his arrival, or within twelve hours after the desertion shall have been made known to him, if it shall happen in the Port, make out an advertisement containing the name of the Seaman and of the Vessel to which he belonged, together with a description of the person of the deserter; which advertisement shall be signed by the Master, and, within the time aforesaid, put up at the usual place of fixing notices, in the *Merchant's Exchange*, and in the office of the Clerk of the Peace, at or nearest to the Port of arrival.

Publication of advertisement.

BOARDING VESSELS AND SOLICITING SEAMEN TO DESERT.

Vessels not to be boarded,

XII. It shall not be lawful for any person (other than any Officer or person in Her Majesty's service or employment,