

31 Geo. 3.  
c. 31.

nistering the Government of the Province of *Upper Canada*, be laid before both Houses of the Imperial Parliament, according to the Forms and Provisions contained in a certain Act of the Parliament of *Great Britain*, passed in the Thirty-first Year of the Reign of His said late Majesty, intituled '*An Act to repeal certain Parts of an Act passed in the Fourteenth Year of His Majesty's Reign, intituled 'An Act for making more effectual Provision for the Government of the Province of Quebec, in North America,' and to make further Provision for the Government of the said Province, and the Royal Assent thereto proclaimed within the Province of Lower Canada, according to the Provisions of the said last-mentioned Act.*

No Act of  
Legislature  
imposing  
Duties,  
whereby the  
Province of  
Upper Can-  
ada may  
be affected,  
to be valid  
until laid  
before Par-  
liament.

XXIX. And be it further enacted, That from and after the passing of this Act, no Act of the Legislature of the Province of *Lower Canada*, whereby any additional or other Duties shall or may be imposed on Articles imported by Sea into the said Province of *Lower Canada*, and whereby the Province of *Upper Canada* shall or may in any respect be directly or indirectly affected, shall have the Force of Law until the same shall have been laid before the Imperial Parliament, as provided in certain Cases by the said Act passed in the Thirty-first Year of His said late Majesty's Reign, and the Royal Assent thereto published by Proclamation in the said Province of *Lower Canada*, a Copy of such Act having, within One Month from the Time of presenting the same for the Royal Assent in the said Province, been transmitted by the Governor, Lieutenant Governor, or Person administering the Government of the Province of *Lower Canada*, to the Governor, Lieutenant Governor, or Person administering the Government of the Province of *Upper Canada*: Provided always nevertheless, that it shall not be necessary to transmit any such Act to be laid before the Imperial Parliament, if, before the same shall have been presented for the Royal Assent within the said Province of *Lower Canada*, the Legislative Council and House of Assembly of the said Province of *Upper Canada* shall by Address to the Governor, Lieutenant-Governor, or Person administering the Government of the said Province of *Upper Canada*, pray that their Concurrence in the imposition of the Duties intended to be imposed by such Act may be signified to the Governor, Lieutenant-Governor, or Person administering the Government of the said Province of *Lower Canada*.

Boats and  
other Craft  
elonging  
to His Ma-  
jesty's Sub-  
jects may  
go from  
Upper Can-  
ada into  
Lower Can-  
ada, not  
laden with  
Foreign  
Produc-  
tions, with-  
out being  
subject to  
any Duty.

XXX. And whereas it is expedient that the Productions of the Province of *Upper Canada* should be permitted to be exported without being made subject by any Act of the Province of *Lower Canada*, either directly or indirectly, to Duties or Impositions on their Arrival in that Province, or in passing through the Waters thereof: Be it enacted, That from and after the passing of this Act, all and every the Boats, Scows, Rafts, Cribbs, and other Craft belonging to any of His Majesty's Subjects, and coming from the Province of *Upper Canada* into the Province of *Lower Canada*, not laden with the Productions of any Foreign Country, shall be allowed freely to pass into and through the said Province, and shall not be subject to any Rate, Tax, Duty, or Imposition, other than any Charge which may now exist for Pilotage, or which may now be established for Toll at any Lock or other work now actually erected on the navigable Waters thereof; any Law, Statute or Usage of the Province of *Lower Canada* to the contrary notwithstanding: and that the Expence of Improving the

Navigation of the Waters of the River *Saint Lawrence* shall in future be defrayed by such Measures and in such Proportions as the Arbitrators to be appointed under the Provisions of this Act shall determine, upon the Prayer of either Province: Provided always, that no such Determination shall be carried into effect until sanctioned and enacted by the Legislatures of both the said Provinces.

How Ex-  
pences of  
improving  
the Naviga-  
tion shall be  
paid.

XXXI. And whereas Doubts have been entertained whether the Tenures of Lands within the said Provinces of *Upper and Lower Canada* holden in Fief and Seigniority can legally be changed: And whereas it may materially tend to the Improvement of such Lands, and to the general Advantage of the said Provinces, that such Tenures may henceforth be changed in manner hereinafter mentioned: Be it therefore further enacted and declared, That if any Person or Persons holding any Lands in the said Provinces of *Lower and Upper Canada*, or either of them, in Fief and Seigniority, and having legal Power and Authority to alienate the same, shall at any Time from and after the Commencement of this Act, surrender the same into the Hands of His Majesty, His Heirs or Successors, and shall by Petition to His Majesty, or to the Governor, Lieutenant Governor or Person administering the Government of the Province in which the Lands so holden shall be situated, set forth that he, she, or they is or are desirous of holding the same in free and common Soccage, such Governor, Lieutenant Governor, or Person administering the Government of such Province as aforesaid in pursuance of His Majesty's Instructions, transmitted through his Principal Secretary of State for Colonial Affairs, and by and with the Advice and Consent of the Executive Council of such Province, shall cause a fresh Grant to be made to such Person or Persons of such Lands to be holden in free and common Soccage, in like Manner as Lands are now holden in free and common Soccage in that part of *Great Britain* called *England*; subject nevertheless to Payment to His Majesty, by such Grantee or Grantees, of such Sum or Sums of Money as and for a Commutation for the Fines and other Dues which would have been payable to His Majesty under the original Tenures, and to such Conditions as to His Majesty, or to the said Governor, Lieutenant Governor, or Person administering the Government as aforesaid, shall seem just and reasonable; Provided always, that on any such fresh Grant being made as aforesaid, no Allotment or Appropriation of Lands for the Support and Maintenance of a Protestant Clergy shall be necessary; but every such fresh Grant shall be valid and effectual without any Specification of Lands for the Purpose aforesaid; any Law or Statute to the contrary thereof in any wise notwithstanding.

Lands held  
in Fief and  
Seigniority  
may on Pe-  
tition of the  
Owners to  
His Majes-  
ty, &c. be  
changed to  
the Tenure  
of free and  
common  
Soccage.

XXXII. And be it further enacted, That it shall and may be lawful for His Majesty, His Heirs and Successors, to Commute with any Person holding Lands at *Cens et Rentes* in any Censive or Fief of His Majesty within either of the said Provinces, and such Person may obtain a Release from His Majesty of all Feudal Rights arising by reason of such Tenure, and receive a Grant from His Majesty, His Heirs or Successors, in free and common Soccage, upon Payment to His Majesty of such Sum of Money as His Majesty, His Heirs or Successors, may deem to be just and reasonable, by reason of the Release and Grant aforesaid; and all such Sums of Money as shall be paid upon any Com-

His Majes-  
ty may  
Commute  
with Per-  
sons hold-  
ing Lands  
at *Cens et*  
*Rentes*.