

of His late Majesty's reign, for making perpetual the said Act, shall be, and the said Acts, and every matter, clause and thing, therein contained, are hereby severally and respectively repealed.

CAP. VII.

An ACT to regulate the Pilotage of Vessels at the Port of Halifax.

BE it enacted by the President, Council and Assembly, That it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice of His Majesty's Council, to appoint and commission, during pleasure, five Persons, (three of whom to be a Quorum) to examine and select Pilots for the Port of Halifax; and that vacancies in such Commission shall be filled up by the same authority of the Governor, Lieutenant-Governor, or Commander in Chief and Council; and that, before any such Commissioner shall act under such appointment he shall take the Oath contained in the Schedule annexed to this Act, marked A. before one of the Judges of the Supreme Court.

Appointment
of Commission-
ers

II. And be it further enacted, That the said Commissioners shall from time to time license as many fit persons, by them examined, as they shall think necessary to act as Pilots for the Port of Halifax, and to grant to each licensed Pilot a Certificate in the form contained in the Schedule hereto annexed, marked B, for which certificate the person receiving it shall pay the sum of Twenty Shillings, and the Certificate so granted shall be numbered and registered in a Book, to be kept for that purpose, and shall be annually renewed, on payment of the sum of Ten Shillings.

Licensing of
Pilots

III. And be it further enacted, That the rates of Pilotage into and from the Harbour of Halifax, to which such licensed Pilots shall be entitled when employed by any Vessel, shall be according to the Table of Rates contained in the Schedule annexed to this Act marked C, and on every Vessel entering the Port spoken by a licensed Pilot Southward of Herring Cove and Thrum Cap, when his services are not accepted, the licensed Pilot, who first has hailed her, shall be entitled to one third of the Pilotage fixed in the said Table, if the Vessel be owned in this Province, and one half on other Vessels. *Provided always*, that Vessels owned in this Province, and employed in the Coasting Trade or Fishery, (except Whalers) and all vessels under eighty tons burthen coming from Prince Edward's Island or New-Brunswick, and all vessels entering, not spoken by a licensed Pilot Southward of Herring Cove or Thrum Cap, and all Ships of War belonging to His Majesty, shall be exempted from Pilotage, unless a Pilot is voluntarily taken on board. *And provided also*, that nothing contained in this Act, shall be construed into any obligation on the part of any Master to take a Pilot, either into, or out of, the Harbour of Halifax, but in case of any Master acting as his own Pilot into the Harbour, then, and in that case, the Pilot first tendering his services shall be entitled to the proportion of Pilotage as aforesaid.

Establishment
of Rates for
Pilotage

IV. And be it further enacted, That any Person taking charge of any Vessel as a Pilot, not being licensed, shall be bound to give up the guidance of the said Vessel to the first licensed Pilot who shall board such Vessel South of Thrum Cap and Herring Cove, under a penalty of Five Pounds.

Unlicensed
Persons taking
charge of ves-
sels

V. And be it further enacted, That no Pilot shall be taken off to sea against his will, by any Master or Commander of any Vessel, under penalty of Twenty-five Pounds, except when through stress of weather the taking a Pilot off to sea shall be inevitable; and in all cases where any person acting as a Pilot shall be taken to Sea against his will, he shall be entitled to receive from the Master or Owners of such Vessel, a compensation for loss of time, at the rate of five pounds per month, and be provided with a passage home at their expence.

Taking a Pilot
off to sea

VI. And be it further enacted, That the Master or Commander of any vessel approaching Halifax, when hailed by any licensed Pilot, such Pilot being within a reasonable

Vessels to
shorten sail
to receive
Pilot