

(No. 1185.)

CAP. 86.

## An Act to Amend and Consolidate the Laws relative to Emigrants and Quarantine.

WHEREAS it is expedient to repeal the several Acts now in force respecting emigrants, and to consolidate those provisions thereof which have been found effective and expedient, with such amendments as experience hath shown to be requisite: 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 the Act passed in the twelfth year of Her Majesty's reign, and intituled an Act to repeal certain Acts therein mentioned, and to make further provision respecting emigrants, and the Act passed in the session held in the thirteenth and fourteenth years of Her Majesty's reign, and intituled an Act to encourage emigrants from Europe to the United States to use the St. Lawrence route, and the Act passed in the session held in the fourteenth and fifteenth years of Her Majesty's reign, and intituled an Act to provide for the commutation of certain bonds required under the Emigrant Act, and the Act passed in the session last aforesaid, and intituled an Act to amend the Emigrant Act, by reducing the tax on emigrants coming into this province, and for other purposes, shall be and the said Acts are hereby repealed, except as to any duty payable or penalty incurred under them or any of them; but no Act repealed by them or any of them shall revive by reason of their repeal.

II. And be it enacted, That there shall be raised, levied, and collected a rate or duty payable in the manner herein-after prescribed by the master or person in command of every vessel arriving in the port of Quebec or in the port of Montreal from any port of the United Kingdom or of any other part of Europe, with passengers or emigrants therefrom, and such rate or duty shall be five shillings currency for every adult passenger or emigrant, and three shillings and ninepence for every other passenger or emigrant between the ages of one and fourteen years, who shall have embarked from any port in the United Kingdom under the sanction of Her Majesty's Government, ascertained by a certificate from one of the officers of Her Majesty's Customs at the port at which such vessel shall have cleared or from any other port in Europe with the sanction of the Government of the country to which such port belongs, ascertained by certificate of the proper authority at such port, and seven shillings and sixpence currency for every passenger or emigrant who shall have embarked without such sanction: and such rate or duty shall be paid by the master or person in command of such vessel, or by some person on his behalf, to the collector of Customs at the port in this province at which such vessel shall be first entered, and at the time of making such first entry, which shall contain on the face of it the number of passengers actually on board the vessel; and no such entry shall be deemed to have been validly made or to have any legal effect whatsoever, unless such rates or duties be so paid as aforesaid: Provided always, that no child under the age of one year shall be reckoned among the number of passengers; and provided also, that any draft, order or other document made or signed by any person in the United Kingdom aforesaid, duly empowered to that effect by Her Majesty's Government, and directed to Her Majesty's Commissary-General or other officer having charge of the military chest in this province, and authorizing the payment to the collector of Customs aforesaid, of the rate or duty which would otherwise be payable by the master of any vessel for any emigrant or any number of emigrants on board such vessel, shall be taken and accepted by the collector as payment of the rate or duty payable on such emigrant or emigrants, and the sum mentioned in such order shall thereafter be received by such collector and paid over and applied in the same manner as other money raised under the authority of this Act.

III. And whereas masters of vessels are in the practice of embarking passengers after the vessel has been cleared and examined by the proper officer at the port of departure, and without delivering lists of such additional passengers to some officer to whom by law the same ought to be delivered, for the prevention and punishment of such practice: Be it enacted, that for every passenger not included in the list of passengers by any vessel sailing from a port in Her Majesty's dominions, delivered to the collector of Customs at the port of departure, or at the port where such additional passenger may have been embarked, or at the port at which such vessel may have touched after the embarkation of such passenger, the master or person in command of such vessel shall, in addition to the rate or duty payable as aforesaid, and at the same time and under the same penalties, pay to the collector of Customs at the port of Quebec or Montreal, at whichever the said vessel shall be first entered, the sum of forty shillings currency for each passenger so embarked as aforesaid and not included in one of the said lists.