

Repealing so much of the Act as prohibits the lading of Cargo upon Deck or the sailing without Certificate, and as imposes a Penalty therefor.

II. And be it enacted, That so much of the said Act as enacts that it shall not be lawful for any Part of the Cargo of any Ship or Vessel laden with Timber or Wood Goods, and clearing from any *British Port* in *North America* or the Settlement of *Honduras* between the First Day of *September* and the First Day of *May* in each Year, to be placed during any Part of the Voyage on the Deck of such Ship or Vessel, and that no Captain or Master of any Ship or Vessel so clearing shall be permitted to sail without first procuring a Certificate from the Clearing Officer that all the Cargo is below Deck, and so much of the said Act as imposes a Penalty upon any Captain or other Person offending against the Provisions thereof, shall be repealed.

Clearing Officers to ascertain and certify that the Cargo of certain Ships is below Deck.

III. And be it enacted, That before any Clearing Officer permits any Vessel wholly or in part laden with Timber or Wood Goods to clear out from any *British Port* in *North America* or in the Settlement of *Honduras*, for any Port in the United Kingdom, at any Time after the First Day of *September* or before the First Day of *May* in any Year, he shall ascertain that the whole of the Cargo of such Vessel is below Deck, and shall give the Captain or other Person having Command of such Vessel a Certificate to that Effect; and no Captain or other Person having Command of any Vessel so laden as aforesaid shall sail from any of the Ports aforesaid for any Port of the United Kingdom at any such Time as aforesaid until he has obtained such a Certificate as aforesaid from the Clearing Officer.

Captains of such Ships not to sail without Certificate.

No Part of the Cargo of such Ships to be placed on Deck.

IV. And be it enacted, That no Captain, Owner, Supercargo, or other Person having Command of any Vessel in respect of which such Certificate as aforesaid has been obtained shall place, or permit or cause to be placed, or to remain or be, upon or above the Deck of such Vessel, any Part of the Cargo thereof, until such Vessel has arrived at the Port of her Destination: Provided always, that if the Captain or other Person having Command of any such Vessel consider that it is necessary, in consequence of the springing a Leak or of other Damage received or apprehended during the Voyage, to remove any Portion of the Cargo upon Deck, he may remove or cause to be removed upon the Deck of such Vessel so much of the Cargo and may permit the same to remain there for such Time as he considers expedient: Provided also, that the Store, Spars, or other Articles necessary for the Vessel's Use, shall not be taken to be Cargo for the Purposes of this Act.

Proviso for Removal of Cargo in Cases of Leakage or Damage.

Stores not to be taken to be Cargo.

Penalty for Offences against this Act.

V. And be it enacted, That if any Captain or other Person having the Command of any Vessel for which such Certificate as aforesaid is hereby required sails or attempts to sail without having obtained such Certificate, or places, or permits or causes to be placed, or to remain or be, upon or above the Deck of such Vessel, any Part of the Cargo thereof, except in the Cases in which the same is not forbidden by this Act, he shall for every such Offence forfeit and pay any Sum not exceeding One hundred Pounds.

Provisions of recited Act respecting

VI. And be it enacted, That all the Enactments of the said Act respecting Indictments, Informations, and Proceedings in respect of Offences