

CAPITAL 52.

An ACT for REGULATING PILOTS.

WHEREAS the appointment of wardens and branch pilots, Preamble.
for the different ports in this province, will tend to the
safety of the navigation, and proper regulation thereof; as many
accidents have happened and much damage been sustained through
the ignorance or neglect of pilots from other ports, and not living
in this province.

II. *Be it therefore enacted, by the Governor, Council and Assembly,* That the justices of the common-pleas in each of the
counties, where the same shall be found necessary, shall appoint
three or more wardens of the port, which wardens shall examine
and recommend such branch pilots, and as many of them as may
be found necessary. Which pilots so recommended are to be ap-
proved and appointed by the said magistrates for the port or ports
respectively in each county within this province, and that the pi-
lots so appointed, and confirmed as aforesaid, shall be entitled to
demand and receive from the master of each ship or vessel that shall
come into any port in this province, for which port said pilot shall
have a branch, his established fees of pilotage, which shall be
fixed by the said magistrates and wardens of such port, according
to the draft of water such ship or vessel may draw, that is to say,
if said pilot shall be found by the said wardens to have done his
duty by offering his service of piloting such ship or vessel in proper
place and time. And if the master of such ship or vessel do not
employ such pilot, yet if he can prove that he offered his service
at a proper time and place, he shall be entitled to receive from the
master of such ship or vessel his full rate of pilotage, unless said
ship or vessel belong to said port. Justices of com-
mon pleas to ap-
point wardens of
ports and branch
pilots, when re-
commended by
such wardens.

III. *Provided always,* That this act shall not be construed to ex-
tend to vessels commonly called coasters, going from one port
in this province to another, or from one port to another in
the Bay of Fundy, unless the master of such vessel respectively
shall choose to employ such pilot. *Provided also,* That this act
shall not be construed to extend to vessels which do not draw six
feet of water. Pilots offering,
tho' not em-
ployed, to re-
ceive full pilot-
age unless ships
acc. belong to
the port.

IV. *And be it further enacted,* That the said magistrates and
wardens, are hereby authorized and empowered to make such re-
gulations, and establish such rates of pilotage, as well as to subject
the said pilots in the several counties respectively, to such penal-
ties, and forfeitures for offences, as they shall judge expedient,
during the continuance of this act, all which fees, penalties and
forfeitures, shall be prosecuted for, and recovered before such
court, as may be competent to take cognizance of the same. This act not to
extend to coast-
ers or vessels,
not drawing six
feet of water.