

~~CAPITAL 52.~~

## An ACT for REGULATING PILOTS.

**W**HEREAS 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.