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**BILL** to make more effectual provision for the preservation of the Public Health, and to establish an effectual system of Quarantine.

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**BILL to make more effectual provision for the preservation of the Public Health, and to establish an effectual system of Quarantine.**

Most Gracious Sovereign :

**W**HEREAS it is highly expedient to provide such means as may be likely to prove effective in preventing the re-appearance in, or re-introduction into this Province, of the Disease called the *Asiatic Cholera*, or other Malignant, Contagious or Infectious Diseases, or in checking and diminishing their ravages if it should be found impossible to prevent such re-appearance or re-introduction: May it therefore please Your Majesty that it may be enacted, and be it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of *Lower-Canada*, constituted and assembled by virtue and under the authority of an Act passed in the Parliament of *Great Britain*, intituled, *An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, "An Act for making more effectual provision for the Government of the Province of Quebec in North America," and to make further provision for the Government of the said Province*; and it is hereby enacted by the authority of the same, that there shall be in each of the Districts of Quebec, Montreal, and Three Rivers, a District Board of Health, to be constituted in the following manner, that is to say: It shall be lawful for the Governor, Lieutenant Governor or Person Administering the Government, at any time after the passing of this Act, to issue his Proclamation appointing a day on which, and a place where, the several Members of the said Boards respectively, shall be elected; and by such Proclamation to appoint in each of the Cities of Quebec,



Quebec, and Montreal, and in the Town of Three Rivers respectively, a Justice of the Peace, therein resident, to preside at each Election of a Member of the Board; provided always that such Proclamation shall be issued at least seven days before the day on which such Elections are to be held: that the Elections for the three Districts shall be held on the same day.

II. And be it further enacted by the authority aforesaid, That the Board of Health for the District of Quebec, shall be composed of as many Members as there are Wards in the City of Quebec; and that on the day of Election so appointed as aforesaid, a resident Householder of the said City, shall be elected for each Ward thereof, as Member of the said Board, by the Inhabitants of such Ward who are entitled by Law to vote for the election of Members of the Assembly for the said City: and the Board of Health for the District of Montreal, shall consist of as many Members as there are Wards in the City of Montreal; and that on the day of Election, so appointed as aforesaid, a resident Householder of the said City, shall be elected for each Ward thereof, as a Member of the said Board, by the Inhabitants of such Ward, who are entitled to vote for the election of Members to serve in the Assembly for the said City: and the Board of Health for the District of Three Rivers, shall consist of  
 Members, and on the day of Election, resident Householders of the Town and Borough of Three Rivers shall be elected as Members of the said Board, by the Inhabitants of the said Town, entitled to vote at the election of Members of the Assembly for the said Town and Borough, and such Election shall commence at nine o'clock in the forenoon, and shall be closed at five o'clock in the afternoon of the day so appointed, and each Voter shall give his vote by delivering publicly to the Justice of the Peace presiding at the Election-- a card or ticket containing the name, surname and addition of the person, (or in the District of Three Rivers, of the persons who may be equal in number to the number of Members to be elected,) for whom

whom he votes, dated and signed by the voter, (or if such voter cannot write, his vote shall be taken in the manner in which votes are taken at the Election of Members of the Assembly,) and such vote shall be entered by the Clerk of the Justice of the Peace presiding, in a book to be kept for that purpose, and at the close of the Poll the said Justice of the Peace shall publicly declare the name of the person elected; and shall on the same day, make a return of such Election to the Governor, Lieutenant Governor, or Person administering the Government, and shall also signify the same to the person elected, by causing a notice thereof in writing to be left at his Domicile,—and the persons so elected, shall be Members of the District Boards of Health for the said Districts, respectively:—Provided always, that the Justice of the Peace presiding at any such Election, shall be, for the purpose of maintaining order thereat, and of ascertaining whether the persons offering to vote thereat, are duly qualified, and for all other purposes relating to such Election, invested with all the powers with which Returning Officers at Elections of Members to serve in the Assembly, are invested, and shall for any neglect of his duty under this Act be liable to all the penalties to which such Returning Officers are, and liable for the non-performance of their duties as such; and all persons who shall, at any such Election, vote without being duly qualified, or shall wilfully swear falsely in taking the oath of qualification, shall be liable to the same pains and penalties to which he would have been liable if he had so voted or sworn at any election of a Member of the Assembly:—Provided always that at any meeting so called and held for such Election, it shall be lawful for the person presiding thereat to determine the said Election by shew of hands, unless a Poll shall be then demanded by three Electors there present.

III. And be it further enacted by the authority aforesaid, That whenever a vacancy shall occur in any such Board, the same shall be filled at a General Meeting of the Board, at which not less than three-fourths of the whole number

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ber of the Members thereof shall be present, by a majority of such Members; and in case of an equal division of votes, the person for whom the Chairman (or in his absence, the Deputy Chairman,) shall have voted, shall be the Member elected: Provided always that no person shall be so elected in the room and stead of any former Member, who shall not be a resident Inhabitant of the same Ward as such former Member, or in the Town of Three Rivers, who shall not be a resident Inhabitant of the said Town.

IV. And be it further enacted by the authority aforesaid, That any person who, being duly elected a Member of any such District Board, shall refuse or neglect, to act as such, until the expiration of two days after he shall have transmitted his resignation in writing to the Chairman, or in his absence, to the Secretary of the Board, shall, for every such offence, incur a penalty of \_\_\_\_\_ pounds currency.

V. And be it further enacted by the authority aforesaid, That the persons so elected as aforesaid to be Members of the said District Board respectively, shall within \_\_\_\_\_ hours after their Election shall have been signified to them, meet together at \_\_\_\_\_ and shall elect one of themselves by a majority of votes, to be Chairman of the Board, and may appoint a Secretary and such other Officers as they shall find necessary; and may, from time to time, remove such Chairman or Officers, and appoint others in their stead; and any three Members of the Board, of whom the Chairman shall be one, shall be a Quorum capable of transacting all business, and of performing all acts which the Board may lawfully transact or perform; and the Chairman of the Board may, during the time for which the Board shall be adjourned, make or issue any enactment, regulation, order or direction which the Board might lawfully make, and may enforce the same during twenty four hours and no longer after the making or issuing thereof; before the expiration of which time it shall be his duty to call a Meeting of the Board, by a Notice in writing left at the domicile of each Member thereof,

thereof, in order that at such Meeting the Board may confirm or repeal such enactment, regulation, order or direction so made or issued by the Chairman, which shall not in any case remain in force after any Meeting of the Board held after it shall have been made or issued, unless confirmed by the said Board.

VI. And be it further enacted by the authority aforesaid, That any two Members of the Board may at any time call a Meeting thereof by a Notice in writing signed by them, left at the domicile of each of the Members thereof: Provided always, that any Meeting of the Board regularly called, the Board may (if the Chairman be absent) name a Chairman *pro tempore*.

VII. And be it further enacted by the authority aforesaid, That the powers, authority and jurisdiction of the said District Boards of Health shall extend over the District for which they shall respectively have been elected, and each of the said Boards shall within such District have power and authority, to make and enforce Rules and Orders for the government of the Board, and to enact, issue and enforce Regulations, Orders and Directions in and concerning all matters which they may deem connected with the Public Health, or necessary for the security and preservation thereof, and such Regulations, Orders and Directions shall be binding on and shall be obeyed by all manner of persons whomsoever within the District, so soon as the same shall have been published

or shall have been made known to them by being left in writing or in print at their respective domiciles, under a penalty not exceeding pounds currency, or if such penalty be not immediately paid, of imprisonment during months, or until the said penalty be paid.

VIII. And be it further enacted by the authority aforesaid, That it shall be the duty of the District Boards respectively to divide each  
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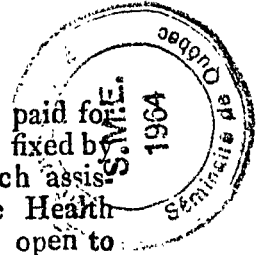
of the Ward of the said City of Quebec and Montreal, and to divide the said Town of Three Rivers into as many Sections as they shall think proper, (without comprehending in any such Section any portion of two or more Wards unless it shall be unavoidably necessary so to do) and shall appoint for each such Section one resident Inhabitant thereof to be Health Inspector of the same : and the person so appointed shall act as such Health Inspector and perform the duties of that office under a penalty of pounds, currency, for every neglect or refusal to perform the same or any one of them :—Provided always that such Health Inspector may appoint by a Notice in writing signed by him and left at the domicile of the person so appointed, an Assistant, who shall also be a resident Inhabitant of the Section, and shall for any refusal or neglect to perform his duties as such, or any of them, be liable to the same penalties to which the Health Inspector is liable for such neglect or refusal ; and such assistant Health Inspector shall, and may, when thereunto required by the Health Inspector, act in the place and stead of such Health Inspector, and do all that such Health Inspector, may lawfully do as such ; and provided further, that such Health Inspector and Assistant Health Inspector may avail themselves of the advice and assistance of any Committee of the resident Inhabitants of the Section which may be appointed by the rest of the resident Inhabitants thereof.

IX. And be it further enacted by the authority aforesaid, That such Health Inspectors shall be, in all respects, when acting as such, subject to the District Boards by which they shall have been respectively appointed, and shall have all the necessary powers for carrying in effect the lawful orders of the said Board, as they shall deem expedient to depute to and vest in the said Health Inspectors all or any of the powers with which the Boards themselves are invested, and may afterwards recall or annul such powers when they shall think it right to do so ; and it shall be the duty of each Health Inspector to obey and execute, and cause to be obeyed and executed, all the lawful orders



orders Regulations, and Directions of the said Board, and such Health Inspector shall also, provide or hire in his Section, 1stly. Temporary apartments, beds and bedding, and other necessary accommodations, assistants, and nurses for the non-resident and destitute sick persons found in the Section; 2ndly. All coffins, and others things necessary for the burial of such non-resident or destitute persons as may die within the Section; 3rdly. He shall provide such means for the purification of all apartments and effects as shall be deemed most effective, and shall cause the same to be so purified; and shall cause to be burnt or otherwise destroyed if directed to do so by the Medical practitioner appointed for the Section, such clothes, bedding, and other effects as cannot, in his opinion, be preserved without danger to the Public Health; 4thly. He shall provide for the removal of such number of persons as may be deemed expedient from all houses or other building in which it may appear that the Inhabitants are too much crowded together; and for the cleansing and purifying of all Houses, Out-houses, Cellars, Yards, and other Dependencies whatever within the Section, by the proprietor, occupier, or occupiers thereof, on whose neglect or refusal so to do, he is hereby required and authorised to cause the same to be so purified and cleansed, and may recover the sum by him expended in so doing, from such proprietor, occupier, or occupiers thereof, jointly and severally in any Court having jurisdiction to the amount of such sum: Provided always, that such sum shall be finally paid by such occupier or occupiers, who shall be jointly and severally liable for the same to the proprietor by whom it shall have been paid: 5thly. He shall accept of volunteer assistants and nurses for the sick, and shall if necessary hire such assistants and nurses by the day, week, or in such other manner as may be found expedient, to reside in the Section and to be ready at all times, when called upon by the Health Inspector or his assistants, to attend upon the sick within such Section, for which attendance no payment shall be exacted from those who are poor and destitute, but their attendance on such persons

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as are able to pay for the same shall be paid for by such persons at such rates as shall be fixed by the District Board : and a list of all such assistants and nurses shall be kept by the Health Inspector of the Section and shall be open to public inspection : 6thly. He shall keep, or cause to be kept, by his assistants ; a book in which shall be entered the names, surnames, and additions, and last domiciles, (as far as the same or any of them can be ascertained,) of all strangers who shall be taken sick within the Section ; and such book shall be open to the public, and shall also show, as far as may be known, the fate of such strangers, and shall contain all other important information concerning them as shall come to the knowledge of the Health Inspector or his assistants : 7thly. He shall in like manner keep a book in which shall be entered the names, additions, and domiciles of all persons employed by them or under their authority, showing the nature of their employment and duties, and of the agreement made with them, the weekly or other payments made to them ; and also (in alphabetical order) the names, additions, and last domiciles of all sick persons provided for or assisted at the public expense, in what manner they were so assisted, where such assistance was given, and their fate as early as it can be ascertained ; and such book shall be open to the inspection of the public : 8thly. He shall report, or cause to be reported, to the District Board, in the manner and at the times required by such Board, a List of the names, additions, and domiciles of all persons confined by sickness of any kind or who shall have died within the Section, showing the time when each such person was taken sick, the disease, (as far as it may be ascertained) and the time and place of the deaths, (if any) occurring in his Section : He shall transmit weekly to the District Board a pay list for all expenses incurred under his authority within his Section, in which he shall insert, all disbursements actually made by him in the execution of the duties of his office, and shall certify such list under his signature.

X. And be it further enacted by the authority aforesaid, That there shall be a local Board of Health in each Parish, Township, and in each separate Settlement not comprehended within any Parish or Township, and each such local Board shall be composed of the Clergyman having charge of the most numerous Congregation in the said Parish, Township, or Settlement, the Church Warden in office therein, the resident Magistrates, therein, and the Militia Officer highest in grade and the next highest in grade or (if they be absent at any time,) the next highest in grade then present therein ; any three of whom shall form a Quorum of the Board, and be competent to do any thing that the said Board may lawfully do.

XI. And be it further enacted by the authority aforesaid, That the powers of the said Local Board shall extend throughout their respective Parishes, Townships or Settlements, and all non-Commissioned Officers of Militia, and Road Officers therein shall be Officers of the Board, and shall obey and execute all the lawful orders and directions of the Board : And it shall be the duty of each such Local Board to obey and execute, or cause to be obeyed and executed, all the lawful orders and directions of the District Board of the District ; and may make such Regulations and Orders and give such directions (not being contrary to those of the said District Board or to the Provisions of this Act) as they may deem necessary for the preservation of the Public Health within their locality ; and the same shall be binding on all persons within such locality, so soon as they shall be made known to such persons by

or by  
being left in writing at their respective domiciles, under a penalty not exceeding  
pounds currency, or    months  
imprisonment, if such penalty be not sooner paid : And generally each local Board shall within its localities be invested with all the powers for the preservation of the Public Health, for the assistance of the sick, and the burial of the dead, which are hereby given to the Inspectors of Health within their several sections ;  
and

and may make up Monthly Pay Lists for unavoidable disbursements, certified by the Rector or Minister of the locality, (or if there be no Rector or Minister therein, by the Chairman of the Board, (who are hereby authorized to elect a Chairman by a majority of votes,) under his signature, and may transmit the same to the District Board, who may allow and pay the same, if they are satisfied of their correctness, and that the disbursements therein mentioned were necessary.

XII. And be it further enacted by the authority aforesaid, That all Hospitals which now are, or shall be during the continuance of this Act, established and supported at the public expense and into which persons attacked by infectious, contagious or pestilential diseases are, or are to be, admitted, shall be under the superintendance and controul of the District Board of Health for the District in which they shall respectively be; and such Board shall appoint a Medical Practitioner, to attend each such Hospital, and to have the sole management and superintendance thereof, under the direction and controul of the Board, and under the Rules, Regulations, and Accountabilities, established with regard to Military Hospitals when the same shall not be contrary to those made by the Board.

XIII. And be it further enacted by the authority aforesaid, That each of the said District Boards of Health may appoint one practising Physician or Surgeon to be Inspector General of the District, with power to appoint an Assistant under him; and such Inspector General and his Assistant, shall under the direction and according to the orders of the District Board visit all Hospitals, Lodgings, Establishments and Receptacles for the sick within the District, as often as they may be required so to do by the Board; and shall in like manner visit and inspect the several Sections of the said Cities and Towns, (in co-operation with the Inspectors for such Sections respectively,) and the sick therein, and shall report to the District Board concerning the  
state

state of the said Hospitals and Sections, the treatment and general management of the sick therein ; the manner in which the orders, regulations and directions of the District Board concerning the same are carried into effect therein, and generally concerning all matters connected with the Public Health, and shall, in such Report suggest such improvements and new Rules and Regulations as they shall deem expedient, to the consideration of the Board.

XIV. And be it further enacted by the authority aforesaid, That the Inspectors General aforesaid, and in their absence their Assistants, shall be Members of the District Boards by which they are respectively appointed : The Health Officer of Quebec shall be a Member of the Board for the District of Quebec, and the Health Officer of Montreal, of the Board for the District of Montreal, and shall have a consultation voice, but shall not have any vote at the Meeting of the said Boards respectively : And such Physicians, and such others, not exceeding three, as the Board shall call in, shall form the Medical Council of the Board.

XV. And be it further enacted by the authority aforesaid, That the said District Boards of Health shall provide Tents or Sheds without the limits of the said Cities and Towns respectively, and the Local Boards of Health shall provide receiving places or houses when and where they shall consider them necessary, to which tents, sheds or receiving places, or houses, all persons going about begging, all vagrants and other persons having no lodging, and no visible means of procuring the same, may be sent, retained, and provided for at the public expense for a reasonable time, under such regulations and guard as the District or Local Boards may deem necessary, and may make and order.

XVI. And be it further enacted by the authority aforesaid, That the District Board for the District of Quebec, may whenever they shall receive such information from the Health Officer of Quebec or otherwise, or shall induce them to believe it necessary for the public health, order any vessel lying in the harbour of Quebec,

to proceed to the Quarantine Ground established by Law ; and if the master or owner of such vessel shall refuse to obey such order, the said Board may cause such vessel to be towed to the Quarantine Ground, and may recover the expense of such towing from the consignee of the vessel by action in any Court in the District having jurisdiction to the amount of the sum to which such expense shall amount ; and such vessel shall not again return to the said harbour without the permission of the said Board.

XVII. And be it further enacted by the authority aforesaid, That the said District Boards, and the said Local Boards shall make no Rules, Regulations, Orders or Enactments, and give no directions which shall in any wise interfere with the free exercise of Religion, or prevent or disturb any person settled and resident in the Province, from, or in the free, peaceable and honest exercise of his industry, trade or calling, except in the cases herein specially mentioned and provided for.

XVIII. And be it further enacted by the authority aforesaid, That it shall not be lawful for any of the said Boards to cause any sick person to be removed from the place of his residence without the consent of the head of the family with whom such sick person resides ; nor shall any sick person be removed from any Tavern or any Boarding or Lodging-house, without the order of the Inspector of the Section in which the same shall be, or his Assistant : Provided always, that it shall be lawful for such Inspector or his Assistant, to cause to be removed such persons as he shall think necessary from any such Tavern, Boarding or Lodging-house, or other place which they shall think over crowded, or in which sickness shall prevail, or in which, on his own view, there shall be any noisy or disorderly conduct at undue hours ; or where drunkenness and quarrels shall have been of frequent occurrence at any hour.

XIX. And be it further enacted by the authority aforesaid, That all funerals which shall take place at any time during the prevalence of *Asiatic Cholera* in any locality, shall take place in such locality, as far as may be possible, early in the morning, or late in the evening, at such Burial Grounds as shall be provided by the District and local Boards, respectively, for the several Religious Denominations, to which Burial Grounds, the bodies shall be conveyed in covered carriages, or conveyances.

XX. And be it further enacted by the authority aforesaid, That all Judges of the Courts of King's Bench, and of the Provincial Courts in this Province, all Justices of the Peace, and all Officers in His Majesty's Navy or Army, all Clergymen, Religious Teachers, Members of the Legislature, Heads of Civil Departments, Physicians, Surgeons, and Apothecaries, shall be exempt from serving as Members of the District Boards, or as Health Inspectors.

XXI. And be it further enacted by the authority aforesaid, That the Secretary of each of the District Boards, shall keep a true and faithful Register of all the proceedings of the Board; of all the Orders and Regulations made, and directions given by them; of the Members present at each Meeting of the Board, and the business transacted thereat; and of all the Receipts and Disbursements of the Board; and shall keep all Accounts in any way relating to the business of the same.

XXII. And be it further enacted by the authority aforesaid, That the said District Boards of Health may allow, and pay a reasonable pecuniary compensation to the Medical Inspectors and their Assistants, to the General Health Inspectors and Assistant Health Inspectors, and to the Secretary of the Board, such and other Officers as they shall find it necessary to employ; and upon the special recommendation of any local Board, signed by the Chairman thereof, setting forth the facts of the case in detail, and countersigned by some Magistrate, Rector or Minister

Minister of the locality therein, stating himself to be acquainted with the truth of such facts, to such other person or persons as shall perform any signal service in assisting the sick or destitute, or in preventing the spreading of any infectious disease: Provided that no such remuneration shall be paid except

and provided further, that no allowance shall be paid out of the Public Monies for any Medical assistance to the poor and destitute, or for any other assistance afforded them, unless in conformity to the Rules and Regulations of the District Board, and on satisfactory proof that the persons so assisted were really such poor and destitute persons; and at the Rates previously determined by the Board.

XXIII. And be it further enacted by the authority aforesaid, That for the purpose of carrying this Act into effect, it shall be lawful for the Governor, Lieutenant Governor, or Person administering the Government of the Province, to advance, and pay to the several District Boards of Health, by Warrant under his hand, and out of any monies in the hands of the Receiver General, such sums of money as may be necessary to enable them to carry this Act into effect; Provided always that such sums shall not, altogether, amount to a sum exceeding that of

pounds currency; and provided also that no money shall be so advanced, except on the requisition of the Board, signed by the Chairman, or in his absence, by the Deputy Chairman, and countersigned by the Secretary; and that the money so advanced to the Board, shall be lodged in one of the Banks, (or in the Town of Three Rivers, only in the hands of a Treasurer appointed

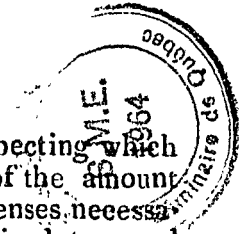


appointed by the Board,) and no part thereof shall be drawn from such Bank or Treasurer except by an order of the Board, (signed and countersigned in the manner aforesaid,) for payments approved by the Board, and authorized by them, after they shall have been satisfied that a like sum has been, or that the money advanced is to be, applied to the purposes to which it may be lawfully applied under the authority of this Act.

XXIV. And be it further enacted by the authority aforesaid, That it shall be the duty of the Health Officer of the Port of Quebec, to go on board of every Vessel arriving in the Harbour of Quebec, immediately after her arrival, and to make strict search and enquiry into the health of the Officers, Crew and Passengers; and into the state of the Vessel and her cargo, and to report his observation thereupon without delay to the Board of Health for the District of Quebec, and to perform all such other duties as the said Board may lawfully require him to perform, and shall make an immediate report of his proceedings and of the result to the said Board; and in the discharge of his duties, it shall be lawful for such Health Officer to put all such questions to the persons on board any Vessel as he may judge fit and necessary to enable him to ascertain the condition of the Vessel; and the persons to whom such questions shall be put, shall if required answer the same on oath; and the said Health Officer is hereby authorized and empowered to administer the necessary oath, and any person who shall wilfully swear falsely in any answer he or she shall give to any question so put, shall, on being thereof legally convicted, be deemed guilty of, and be liable to be punished as being guilty of wilful and corrupt perjury.

XXV. And be it further enacted by the authority aforesaid, That the said Health Officer shall be entitled to receive  
 currency, out of the public monies of the Province, for each Vessel arriving from sea, which  
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he shall board and inspect, and respecting which he shall make a report, and out of the amount so received he shall defray all expenses necessarily incurred in the execution of his duty ; and in every such report the said Health Officer shall enter the name of the Vessel and of the Master ; the place from whence such Vessel came ; the places at which she may have touched during the voyage ; whether any pestilential disease existed at any such places at the time of her departure from them respectively, or during one month next before it ; whether any person has died on board, or has been sick during the passage ; the number of the Crew and the number of the passengers, (if any,) and all other information which he may consider necessary to shew clearly the state of the Vessel.

XXVI. And be it further enacted by the authority aforesaid, That the Board of Health for the District of Quebec, or the Chairman thereof, are hereby invested with power, when they shall judge it necessary, to cause any cargo, or part of any cargo, or any matter or thing within the Harbour, City or Banlieue of Quebec, that may be putrid, or otherwise dangerous to the public Health, to be destroyed or removed, and such removal shall be to such place as the said Board of Health shall direct.

XXVII. And be it further enacted by the authority aforesaid, That every Master, Owner or Consignee of a Vessel lying at a Wharf or in the Harbour of the Port of Quebec, shall in like manner report, in Writing, the name of every sick person on board of such Vessel, within twelve hours after each case of sickness shall have occurred ; and no such person shall be removed therefrom without a written permit for that purpose from the Board of Health for the District of Quebec, or of the Chairman thereof.

XXVIII. And be it further enacted by the authority aforesaid, That there shall be a Quarantine Ground or Anchorage in the Port of Quebec, and the same shall be at Grosse Isle, which

which shall, as shall also, Cliff Island, Margaret Island, and Two Heads Island, and the whole of the navigable waters of the River St. Lawrence for one league below and one league above the said Grosse Island, and all persons who may be within the said limits, shall be subject to the Law Martial as in force in His Majesty's Navy and Army, and be under the orders of such Naval and Military Commander as the Governor and Commander in Chief for the time being may appoint.

XXIX. And that the place at which the Vessels shall anchor, shall be as near as possible to Grosse Isle, and shall be marked out by Bouys, which shall be laid down under the direction of the Superintendent of Pilots, and every Vessel arriving from Sea shall come to anchor at the said anchorage ground, and shall remain there until she shall have been visited by, and shall have obtained leave to proceed on her Voyage; from the Medical Officer, and from the Commandant of Grosse Isle aforesaid; and every Vessel passing Grosse Isle without such leave as aforesaid, shall be compelled to return there.

XXX. And that there shall be erected upon Grosse Isle and upon Cliff Island, or upon one or the other of the said Islands, in such a position as to command the Anchorage Ground, one or more Block Houses, with such Hospital for the sick, and such lodging and sheds for the healthy as shall be deemed necessary.

XXXI. And that there shall be placed in the said Block Houses a sufficient Military force, a Physician and Physician assistant, and a visiting Officer, and also linen and bedding, drugs and other articles necessary for the use of Hospitals and Infirmaries.

XXXII. And that permission shall be given to sufficient number of Victuallers to establish themselves at Grosse Isle, and to sell provisions there, at a price to be fixed, and under all such regulations as shall be made with regard to them  
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by the Commanding Officer at the Quarantine Ground.

XXXIII. And that a line of Telegraphs shall be established between Quebec and Grosse Isle, and such armed and unarmed Vessels as the Governor, Lieutenant Governor or person administering the Government, shall think necessary for the transport of persons and articles between the said places, and for causing the regulations which shall be made under the authority of this Act by the Commanding Officer at the Quarantine Ground to be respected, may be employed on the said station, and may be hired and employed in the Quarantine service.

XXXIV. And that all Pilots shall receive orders from the competent authorities to bring all vessels coming from Sea, on board which may respectively be employed, to anchor at the Anchorage Ground aforesaid, at Grosse Isle, to communicate to the Master of each such Vessel, and to the person next in command on board the same, a copy of this Act, and of all the Instructions and Orders under which they shall act, provided that copies thereof shall have been previously furnished to such Pilot for that purpose.

XXXV. And that the Corporation of the Trinity House at Quebec, shall, immediately after the passing of this Act, cause a sufficient number of copies thereof to be printed in a portable form, for the purpose of being furnished to the Pilots, together with such Regulations as the Board of Health for the District of Quebec may have adopted, and such instructions as the said Corporation may deem expedient to give to the Pilots for their guidance; and the said Corporation shall before the opening of the navigation give one copy of the same to each Pilot, in order that he may communicate the same to the Master and first Mate of each Vessel, which shall be boarded by such Pilot.

XXXVI.

XXXVI. And be it further enacted by the authority aforesaid, That every Pilot shall immediately after he shall board any Vessel, inform himself of the place she sailed from, whether any uncommon disease existed there within one month before she sailed, of the state of the public health at each place, and of each place at which such Vessel shall have touched or communicated after sailing ; whether any and how many persons have died on board or have been sick of any uncommon disease ; and if there shall be reason to suspect any danger of infection or contagion, it shall be the duty of the Pilot to keep a blue flag flying at the fore-topmast head from the time at which the Vessel shall come within sight of the Block House aforesaid, to bring the Vessel to anchor near the said Block House, and to prevent any boat from leaving the Vessel, and the Vessel from having any communication with the shore, or with any other Vessel, (except in case of distress,) until leave to do so shall have been obtained from the Medical Officer or assistant Medical Officer at Grosse Isle ; and it shall also be the duty of the Pilots to report to the Boarding Officer, whether on board the Vessels, piloted by them respectively, the instructions or orders which shall have been given them for their guidance, have been in any way violated or contravened.

XXXVII. And be it further enacted by the authority aforesaid, That the Boarding Officer at the said Quarantine Station shall be an experienced seafaring person, competent to take the command of any vessel, and shall have full power and authority to take the command of any vessel which he shall board within the limits of the said Station, and to conduct her to such anchorage as he may deem expedient, and to give such orders and directions as he may find necessary for obtaining all the information above mentioned ; for preventing the spreading of any infectious diseases and for enforcing the Regulations of the Station ; and shall report exactly to the Medical Officer or his assistant all the information he shall so obtain respecting any vessel he shall board.

XXXVIII.

XXXVIII. And be it further enacted by the authority aforesaid, That every vessel having no passengers or not having more than ten passengers on board, coming from a healthy Port, having no sick persons on board, and not having had any during her passage, shall nevertheless be subject to a Quarantine of observation, of three days only, during which time she shall be aired and cleansed, and the linen and bedding of the Crew and Passengers (if any) shall be aired and washed:—And every vessel having on board more than ten passengers, coming from a healthy port, and on board of which no person shall have been sick (except of sea-sickness) during the passage, shall be subject to a Quarantine of \_\_\_\_\_ days, the Crew and Passengers of such Vessel shall be landed with their linen and bedding, and shall wash and cleanse themselves, and shall wash and air their linen and bedding, and the vessel shall be aired and purified.

XXXIX. And be it further enacted by the authority aforesaid, That on the Report of the Boarding Officer, that there are persons sick on board any vessel, it shall be the duty of the Medical Officer at the Quarantine Station, or of his assistant to go on board such vessel, to cause such sick persons and their baggage to be carried to the Hospital, and then to cause the crew and passengers of such vessel to be landed with their linen and bedding; to isolate all suspected persons and baggage, and to keep them in places apart from the rest, and to order all the persons composing the crew or being passengers on board such vessel to be thoroughly cleansed, and their baggage, linen and bedding to be aired and fumigated; and according to the Report which shall be made by the Medical Officer or his assistant, to the commanding Officer at the Quarantine Station; concerning the nature of the disease which shall have prevailed on board such vessel, the said commanding Officer shall determine the number of days during which such vessel shall remain in Quarantine, and may thereupon order the vessel to be ventilated, cleansed and purified in such manner as may be necessary, and even when need shall be, that the

the cargo be landed, aired and purified, and the said linen and bedding destroyed.

**XL.** And be it further enacted by the authority aforesaid, That every vessel in or near the Harbour of Quebec, made fast to the wharves or coming from the upper part of the River, and having persons sick on board, and which the Board of Health shall have judged it necessary for the preservation of the public health, to send to *Grosse Isle*, shall be, as shall also the crew and passengers, subject to all the Quarantine Rules and Regulations herein before prescribed, and according to the orders made with regard to them by the proper authorities at the Quarantine Station.

**XLI.** And be it further enacted by the authority aforesaid, That as soon as the Sanitary Regulations herein before mentioned shall have been carried into effect, and the time fixed for any vessel to remain in Quarantine shall have expired, the Medical Officer or assistant Medical Officer at *Grosse Isle*, shall, if he shall deem such vessel and the crew and passengers thereof sufficiently cleansed and purified, make a circumstantial Report of the wholesomeness of such vessel and of the health of the crew and passengers thereof, to the commanding Officer, who may thereupon release such vessel, crew and passengers from Quarantine and grant a Bill of Health, signed by him and annexed to the aforesaid Report of the Medical Officer or his assistant.

**XLII.** And be it further enacted by the authority aforesaid, That all passengers in a state of poverty who shall be placed in Quarantine, and who shall not have provisions sufficient for their support while remaining therein, shall be victualled by the Master of the vessel on board which they shall be, until their arrival in the Harbour to which they shall have agreed to be carried in such vessel ; and if the said Master shall not so victual them, they shall be victualled at *Grosse Isle*, by the commanding Officer there, at the cost of the owner of such vessel which shall

shall not be discharged from Quarantine until the money expended in victualling such passengers, be reimbursed to the commanding Officer by the said owner or by some person for him.

XLIII. And be it further enacted by the authority aforesaid, That every person offending against the Rules and Regulations concerning Quarantine herein made, or to be hereafter made, under the authority of the Act, and who shall for such offence have been confined in Prison at *Grosse Isle*, shall be in like manner victualled during the time of his imprisonment in the manner aforesaid at the cost of the owner of the vessel, to which such person shall belong or shall be passenger, & such vessel shall not be released from Quarantine until such cost shall be reimbursed as aforesaid.

XLIV. And be it further enacted by the authority aforesaid, That every Pilot who shall be detained in Quarantine, shall be entitled to twenty shillings for each day during which he shall be so detained, over and above the sum due to him for pilotage, and such allowance shall be paid him by the persons who shall be bound to pay such Pilotage.

XLV. And be it further enacted by the authority aforesaid, That every Master of a Vessel coming from Sea, and upward bound, who shall permit any person being a Passenger therein, or being one of the Crew thereof, to land below *Grosse Isle*, or to have any communication with the shore, shall incur a penalty not exceeding                      pounds, currency, for every person, and shall be imprisoned until such fine be paid.

XLVI. And be it further enacted by the authority aforesaid, That every Pilot who shall refuse or neglect to fulfil any duty imposed on him by this Act, shall for every act of such negligence or refusal incur a penalty not exceeding                      pounds, currency, and lose his Branch.

XLVII.



**XLVII.** And be it further enacted by the authority aforesaid, That every Master of a vessel, after such vessel shall have been released from Quarantine, shall, (whether he has or has not passengers on board,) on arriving in the Harbour of Quebec, bring his vessel to anchor, and remain at anchor, until the vessel shall have been visited by the Health Officer of the Port of Quebec, and until he shall have exhibited his Bill of Health to the said Health Officer, and shall have received instructions from him or leave to proceed further.

**XLVIII.** And be it further enacted by the authority aforesaid, That every Master of a vessel who shall contravene any one of the Orders or Regulations aforesaid, or any Order or Regulation made under the authority of this Act, shall for every act of contravention incur a penalty not exceeding                      pounds, currency, and shall be imprisoned during a term not exceeding six months or until such fine be paid.

**XLIX.** And be it further enacted by the authority aforesaid, That the Master of any Vessel having Passengers on board, some of whom are to become resident in the City of Quebec, or to draw money there, and others to proceed higher up the country, may land such Passengers only as are so to become resident, or to draw money, and their baggage and effects, at such Wharves as shall be pointed out to him by the Health Officer of the Port of Quebec, and shall proceed with the other Passengers to the place of their destination if he has engaged to convey them thither, or shall procure such other Vessel or Steam Boat as shall be in the Harbour, and bound to such place, to come alongside of his Vessel and take out such other Passengers and their baggage, and to convey them to the place of their destination.

**L.** And be it further enacted by the authority aforesaid, That in every case where the Master of any Vessel having Passengers on board, shall not have engaged to convey them further than  
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the Port of Quebec, and such Passengers shall not have a sufficient stock of Provisions to enable them to proceed further up the country, it shall be lawful for the Master or first Mate of such Vessel, to land with three of the said Passengers for the purpose of buying in the Market, the Provisions necessary for the Passengers who shall be in want of the same as aforesaid, in order to enable them to proceed to the place of their destination.

LI. And be it further enacted by the authority aforesaid, That in every Steam Boat employed in conveying Passengers and their baggage from Quebec to Montreal, or from Grosse Isle to Quebec, the bed clothes shall be changed, and the Boat shall be cleansed and purified, before any Passengers shall be received on Board for another Trip.

LII. And be it further enacted by the authority aforesaid, That the number of Steerage Passengers of each Steam Boat plying between Quebec and Montreal, shall be fixed by the Board of Health for the District of Quebec, and shall be in proportion to the space under the lower, or under the upper deck, (exclusive of those parts of the Vessel allotted for Cabin Passengers, and for the Officers and Crew of the Boat,) permanently set apart in each Boat for the use of Steerage Passengers; under a penalty of \_\_\_\_\_ currency, for every such Passenger, above such number; the Provisions on board every Steam Boat shall be fresh and wholesome; and each Boat shall be furnished by the Boards of Health in Quebec and Montreal, (on the requisition of the Master of the Boat,) with proper Medicines, and directions for using them, if any person on board should, during the passage, be attacked with any disease resembling Spasmodic, or Asiatic Cholera; and no drunkenness shall be permitted on board any such Steam Boat—nor shall any person in a state of inebriety be received on board as Passenger by such Boat.

LIII. And be it further enacted by the authority aforesaid, That if any person shall be so attacked as aforesaid, on Board any Steam Boat or Vessel, between Quebec and Three Rivers, or between Three Rivers and Sorel, or Three Rivers and Berthier, or between Berthier, or Sorel and Montreal, it shall be the duty of the Master of such Steam Boat or Vessel to give information thereof to the Medical Officer at the first of the said places at which he shall arrive, and the person or persons so attacked, shall be landed at such place, and shall be conveyed to a house or Hospital therein, and be there properly taken care of.

LIV. And be it further enacted by the authority aforesaid, That if any death or deaths shall happen on board any such Vessel or Boat, between any of the places aforesaid, the Master thereof shall cause the body or bodies of the deceased to be deposited in a separate apartment, and shall notify such death or deaths in writing to the Medical Officer, at the first place at which the Boat or Vessel shall afterwards touch, and shall in such notice, mention the name and age of the deceased, and the name of the place from which the deceased last came; and such Medical Officer shall cause the body, or bodies to be buried at such place, so soon as it may be possible-after receiving such notice.

LV. And be it further enacted by the authority aforesaid, That every Vessel or Steam Boat having Passengers on board, and arriving in Montreal, shall be obliged to come to anchor at the distance of \_\_\_\_\_ from \_\_\_\_\_ until she shall have been visited by the Health Officer of the Port of Montreal, and shall have received from him instructions and directions with regard to the landing of her Passengers, (whether sick or in health,) at the places appointed for that purpose by the Board of Health for the District of Montreal: Provided always, that the said Health Officer shall give such instructions and directions within \_\_\_\_\_ hours after the arrival of the Steam Boat or Vessel

Vessel in Port, and it shall be the duty of the said Board of Health to give him the necessary Instructions and Orders so to do.

LVI. And whereas Grosse Isle aforesaid, is private property, and it would be advantageous that it should become public property: Be it therefore enacted by the authority aforesaid, That the said Island called "*Grosse Isle,*" shall be valued and its price estimated by an Arbitrator, to be named by the Governor, Lieutenant Governor, or Person administering the Government of the Province, and an Arbitrator to be named by the then Proprietor of the said Island, (such two Arbitrators having power to name a third, whose decision shall be final, in case of difference of opinion,) and that such Arbitrators shall not proceed to make such valuation and estimate until after they have been sworn before some Justice of the Peace for the District of Quebec, (and any such Justice of the Peace is hereby authorized to administer the necessary oath,) impartially to perform their duty as such arbitrators; and shall report their decision in writing to the Governor, Lieutenant Governor, or person administering the Government, within three days after they shall have come to such decision: Provided always, that if the said proprietor shall refuse or neglect to name an arbitrator within                    days after the appointment of the arbitrator named by the Governor, Lieutenant Governor, or person administering the Government, shall be signified to such proprietor, the decision of the arbitrator whose appointment shall be so signified, shall be final.

LVII. And whereas it is just that the proprietor aforesaid, should be indemnified for the loss by him sustained from the occupation of the said Island as a Quarantine Station during last year; Be it further enacted by the authority aforesaid, That the arbitrators who shall, under the provisions of the preceding Section, estimate the value of the said Island, shall in like manner, and under the same provisions, estimate and report the loss sustained by the proprietor, by the occupation aforesaid.

LVIII.

LVIII. And be it further enacted by the authority aforesaid, That it shall be lawful for the Governor, Lieutenant Governor, or person administering the Government of the Province, to advance and pay to such proprietor, by Warrant under his hand, and out of any monies in the hands of the Receiver General, a sum equal to that at which the said arbitrators shall have so estimated the value of the said Island; and another sum equal to that at which they shall have estimated the loss so sustained by such proprietor, in consequence of the occupation aforesaid; and that so soon as the said sums shall be so paid, the said Island shall be the property of His Majesty, for the public uses of the Province.

LIX. And be it further enacted by the authority aforesaid, That every person who shall contravene any provision of this Act, or any Rule or Regulation made under the authority thereof, to the contravention of which no special penalty is hereby attached, shall, for every such offence, incur a penalty not exceeding pounds currency, and if such penalty be not forthwith paid, shall be imprisoned for a time not exceeding months, or until such penalty be paid, with costs of suit.

LX. And be it further enacted by the authority aforesaid, That for the purpose of defraying the expense to be incurred in carrying into effect that part of this Act which regards the system of Quarantine hereby established, and the Salaries of the several Civil Officers who shall be employed in enforcing the same, it shall be lawful for the Governor, Lieutenant Governor, or person administering the Government, by warrant under his hand, and out of any unappropriated monies in the hands of the Receiver General, to advance and pay such sum or sums as shall be necessary to defray such expenses and salaries to the persons to whom the same shall be due, or to whom he shall entrust the settlement of the accounts of such expenses :

penses: Provided always that the sums so advanced and paid, shall not in the whole exceed the sum of \_\_\_\_\_ currency; and that the Salary of the Boarding Officer at Gro se Isle shall not exceed \_\_\_\_\_ currency.

LXI. And be it further enacted by the authority aforesaid, That every Officer to be appointed under the authority of this Act, with regard to whose appointment by any other person or persons, no special provision is hereby made, shall be appointed by the Governor, Lieutenant Governor, or person administering the Government, who shall have power to remove any such Officer and appoint another in his stead whenever need shall be; and to allow to any such Officer such reasonable Salary as may be a fair and equitable compensation for his services, and no more.

LXII. And be it further enacted by the authority aforesaid, That all penalties imposed by this Act, the highest amount of which is under the sum of \_\_\_\_\_ currency, may be sued for, and recovered with costs on the evidence of one or more credible witnesses, before any two Justices of the Peace, and every penalty so imposed which shall exceed that sum, shall, be sued for and recovered before the criminal side of the Court of King's Bench for the District, and such Justices or Court respectively, shall on conviction of the offender, and if such penalty and costs be not paid, have power to commit, and are hereby required to commit such offender to the common gaol of the District, (the keeper of which is hereby authorized and required to receive and keep him therein,) for the term hereinbefore mentioned, with reference to his offence, or until such penalty and costs be paid, and of such penalty so paid one moiety thereof shall go to the prosecutor and the other moiety shall belong to His Majesty, and shall be paid into the hands of the Receiver General, and shall await the disposal of the Provincial Legislature for the public uses of the Province; and shall, as shall the due application of all the monies hereby appropriated, be accounted for to His Majesty, his heirs

heirs and successors, through the Lords Commissioners of His Majesty's Treasury, in such manner and form as His Majesty, his heirs and successors shall be pleased to direct ; and that a detailed account of all such monies shall be laid before each Branch of the Provincial Legislature, within fifteen days after the opening of the then next Session thereof.

LXIII. And be it further enacted by the authority aforesaid, That each of the said District Boards of Health, and every person to whom shall be entrusted, the expenditure of any portion of the monies hereby appropriated, shall, within fifteen days after the opening of the next Session of the Provincial Legislature, lay before each Branch thereof, a detailed Report of the proceedings of the Board, under the authority of this Act, and a detailed account of all public monies to them advanced, shewing the sum advanced, the sum actually expended, and the balance, (if any,) remaining in the hands of the Board, or in the hands of such person, and every such account shall be supported by vouchers, therein distinctly referred to by numbers, corresponding to the numbering of the items in such account, and such account shall be attested on oath by the Chairman of the said Board, or by the person rendering such account, before a Justice of the Court of King's Bench or a Justice of the Peace.

LXIV. And be it further enacted by the authority aforesaid, That this Act shall be in force until the                      day of  
one thousand eight hundred and  
and no longer.