

No. 254.

2nd Session, 7th Parliament, 26 Victoria, 1863.

BILL.

An Act to regulate the erection, maintenance, and support of Booms.

Received and read first time, Monday, 20th
April, 1863.

Second reading, Wednesday, 22nd April,
1863.

Mr. DAWSON,

Q U E B E C :

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ROSE & LEMINUX, ST. URSULE-ST.

An Act to regulate the erection, maintenance, and protection of
Booms.

WHEREAS it is expedient to make provision respecting the erection Preamble.
and for the protection of private Booms on navigable and floatable
Rivers in this Province: Therefore Her Majesty, by and with the
advice and consent of the Legislative Council and Assembly of Canada
5 enacts as follows:—

1. Whenever the owner, or person holding permission from the owner Consent of
owner and
license from..
or owners, of the banks on both sides of a navigable or floatable River
in this Province, is desirous of constructing a Boom across such River,
for the safety of lumber floated thereon, he shall first obtain a license
10 from granting permission to construct
the said Boom, and indicating the points on either side of the River
where such Boom is to be fastened.

2. The Governor, in Council, may make such rules and regulations Governor in
Council to
make regula-
tions.
as may be deemed expedient for regulating the manner in which such
15 Booms shall be opened to enable boats or timber to pass through; and
such rules and regulations, when published in the *Canada Gazette*,
shall be binding on the owners of such Booms.

3. Any person intentionally breaking, opening, or otherwise injuring Penalty for
injuring
booms.
any such Boom, or causing any timber held therein to go adrift, shall
20 be liable, on summary conviction thereof before a Justice of the Peace,
on the oath of one credible witness, to a penalty not exceeding forty
dollars currency, and to be imprisoned in the common gaol of the dis-
trict, where the offence is committed for a period not exceeding three
months: Provided, that nothing herein contained shall affect the right Proviso.
25 of any proprietor of such Boom to his civil remedy in damages.

4. The provisions of this Act shall extend to all private Booms Act to apply
to existing
booms.
already erected, provided the owners thereof shall obtain a license in
the manner above mentioned.