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1st Session, 4th Parliament, 16th Victoria, 1853

B I L L .

**An Act to regulate Ferries beyond the
local limits of the Municipalities in
Lower Canada.**

Received and read first time, Thursday, 9th
June, 1852.

Second reading, Friday, 10th June, 1852.

HON. MR. ATTY. GENL. DRUMMOND.

S. Darbshire & G. Desbarats, Queen's Printer.

An Act to regulate Ferries beyond the local limits of the
Municipalities in Lower Canada.

WHEREAS it is expedient to make more efficient provision Preamble.
for the regulation of ferrymen, and persons conveying pas-
sengers for hire across the several rivers and waters of Lower
Canada and the Licensing of Ferries, not within the local limits of
5 any Municipality : Be it therefore enacted by the Queen's Most
Excellent Majesty, by and with the advice and consent of the
Legislative Council and of the Legislative Assembly of the Pro-
vince of Canada, constituted and assembled by virtue of and under
the authority of an Act passed in the Parliament of the United
10 Kingdom of Great Britain and Ireland, and intituled, *An Act to*
re-unite the Provinces of Upper and Lower Canada, and for
the Government of Canada, and it is hereby enacted by the
authority of the same, That an Ordinance passed by the Legisla- Parts of 17 G.
ture of the late Province of Quebec, in the seventeenth year of 3. c. 12.
15 the reign of His Majesty King George the Third, intituled, *An*
Ordinance empowering the Commissioners of the Peace to regu-
late the prices to be paid for the carriage of Goods and the
passage of Ferries, in the Province of Quebec ; an Ordinance
of the Legislature of the late province of Lower-Canada, passed
20 in the second year of Her Majesty's Reign, intituled, *An Ordē-*
nance for the better regulation of Ferrymen, and others convey-
ing persons for hire across the Rivers and Waters of this Pro-
vince, and all such parts of any other Ordinances or Acts of
the Legislature of either of the said late Provinces, or of this Pro-
25 vince, inconsistent with or repugnant to the provisions of this pre-
sent Act, shall be and the same are hereby repealed. and of 2 V. c.
13, repealed.

II. That from and after the fifteenth day of April, next after Ferrymen for
the passing of this Act, no person shall act as a ferryman, or places be-
shall convey, or cause to be conveyed by any one in his ser- tween two
30 vice, any person across any river, stream, lake, or water within Municipalities
Lower-Canada and not wholly within the local limits of any must be
Municipality thereof without having received a license under licensed by
the hand of the Governor of this Province, for the time being, Governor.
or of some person by him duly authorized to that effect, to
35 keep a ferry across any such river, stream, lake, or other water,
for a certain time, at a place, and within limits, to be desig-
nated in such license,—nor shall the person having received
such license, so act as a ferryman, or so convey, or cause to be
conveyed, any person for hire, at any place to which such
40 license shall not extend, or beyond the limits mentioned therein, Penalties.
under a penalty of Five Shillings currency, for each person so
conveyed contrary to the provisions of this Act; and of such
further penalty as may be fixed by any regulations to be made
in the manner hereinafter provided.

Governor
to fix Tolls,
make regula-
tions and im-
pose penalties.

Penalties.

Proviso.

III. It shall be lawful for the Governor in Council to fix and regulate, as often as occasion may render necessary, the rate to be paid for the passage at any ferry, over any such river, or other water; and likewise to make such other and further general or special regulations, as shall from time to time appear necessary and expedient, and to impose penalties not exceeding Fifty Shillings as for the violation of any of such regulations in any case unprovided for by this Act; and the said rates and regulations, so made shall be published in the *Canada Gazette*. Any ferryman who shall, after the publication of any such rate or regulation as aforesaid, ask or receive a higher price than is hereby allowed, or shall refuse to work and be employed at the price specified in such rate, or shall disobey any of the regulations so to be made, shall for every offence, forfeit the sum of Twenty Shillings currency: All fines or penalties imposed by this Act or by any regulations under the authority thereof, shall be recoverable in a summary manner before any one Justice of the Peace, on the oath of any credible witness other than the informer; and one half of every such penalty shall be paid to the informer, and the other half shall be paid to the Receiver-General of the Province, to form part of the Consolidated Revenue Fund of the Province: Provided always, that nothing in this Act shall extend to the owner or master of any vessel plying between two ports in this Province, or regularly entered or cleared by the Officers of Her Majesty's Customs at any such port, in any way to affect any privilege granted by the Legislature either of the late Province of Lower Canada or of this Province, to the proprietor of any Bridge or to any Railroad Company, or other Road Company.