

NO. 75.

3D SESSION, 3D PARLIAMENT, 13 VICTORIA, 1850.

BILL.

An Act to encourage Emigrants from
Europe to the United States to use
the St. Lawrence route.

Received and read first time, Thursday, 6th
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[375 Copies.]

Honble Mr. Hincks.

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BILL.

An Act to encourage Emigrants from Europe to the United States to use the St. Lawrence route.

2 WHEREAS it is expedient to encourage the use of the St. Lawrence route by Emigrants from Europe to the United States; Be it therefore &c.,

Preamble.

4 and it is hereby enacted
6 by the authority of the same, that it shall be lawful
8 for the Governor to instruct the Collector of the Customs
10 at any Port or Ports on or near the frontier between
12 this Province and the United States, to pay back to such
14 person as shall be designated in a certificate from the
16 Emigrant Agent at the Port at which the Duty shall have
18 been paid, as the proper person to receive such payment,
20 a sum equal to of the Duty paid upon any
22 Emigrant arriving in the Province after the
24 day of , provided such Certificate shall also
26 shew that such Emigrant came into this Province with the
28 declared intention of passing directly through it to the
30 United States, and provided the Collector shall be satisfied
32 by the Certificate of the same or of some other Emigrant
34 Agent, that such Emigrant hath not been (or if he be the
head of a family that no one of such family hath been)
chargeable upon the Province since his arrival therein, and
shall also be satisfied by his own knowledge and inquiry, that
such Emigrant hath come directly and with all reasonable
despatch, from the place where the Duty was paid to such
frontier Port, and hath there paid for a passage by and
embarked (with his baggage and family if any) on board
of some Vessel or Boat bound for and immediately
about to depart to a port or place in the United States:
Provided also, that such Collector shall obey and be
bound by any further instructions he may receive in this
behalf from the Governor, and that such instructions may
extend to the employment of a proper officer or person to
accompany any such Emigrants to the United States, and
there to pay the sum to be returned as aforesaid.

Part of the tax on any Emigrant coming through this Province to the United States, may be paid back on certain conditions.

Proviso.

II. And be it enacted, that if any person shall by any
false pretence, obtain any sum of money under this Act
without being legally entitled thereto, he shall for such

Penalty on persons fraudulently obtaining such re-payment.

offence incur a penalty not exceeding *ten pounds*, to be recovered with costs, on the oath of one credible witness other than the prosecutor, before any Justice of the Peace, and to belong to the prosecutor and be levied by distress and sale of the goods and chattels of the offender under warrant of such Justice; or the offender may be committed to prison, for a time not exceeding _____ months, unless such penalty be sooner paid.

Instructions how communicated.

Words "Emigrant" and "duty" interpreted.

Out of what monies such repayment may be made, &c.

And to whom.

III. And be it enacted, that the instructions of the Governor under this Act may be communicated to any Collector, in like manner as instructions with regard to the remission of any other duty, or to any other matter relative to the collection and management of the Provincial Revenue: that the word "Emigrant" shall in this Act have the meaning assigned to the word "Passenger" or "Emigrant" in the Act passed in the twelfth year of Her Majesty's Reign and intituled, "*An Act to repeal certain Acts therein mentioned, and to make further provision respecting Emigrants,*" and the word "Duty" shall mean the rate or duty payable under the said Act; that any sum hereby authorized to be paid back may be so paid out of any public monies in the hands of the Collector or out of public monies to be advanced to him for the purpose; that no such repayment shall cancel or affect any bond given under the said Act, by the Master of any Vessel with regard to any Emigrant; and that the proper person to receive back such portion as aforesaid of the said duty, shall be the Owner, Charterer, Consignee or Master of the vessel by the Master whereof such duty shall have been payable, or other party who would eventually bear the said duty if not paid back as aforesaid, and not the Emigrant himself, unless he shall have paid such duty separately and apart from his passage money, and shall have then expressly covenanted for the right to receive such repayment.