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No. 153.

3rd Session, 8th Parliament, 61 Victoria, 1898

BILL.

An Act further to protect the Customs
and Fisheries.

First reading, May 30th, 1898.

Mr. PATERSON.

OTTAWA

Printed by S. E. DAWSON
Printer to the Queen's most Excellent Majesty
1898

An Act further to protect the Customs and Fisheries.

HER Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. If any ship, vessel or boat liable to seizure or examination under any Act of the Parliament of Canada does not bring to when required so to do, in the Queen's name, by any commissioned officer of Her Majesty's navy, or any officer of Customs or of the Fishery Protective Service or person employed as such, or any stipendiary magistrate, on board of any cruiser or vessel belonging to, or in the service of, the Government of Canada and employed in the service of protecting the Customs or Fisheries, or upon signal made by any such Government vessel or cruiser, by hoisting the pendant and ensign approved and appointed for such purpose by order of the Governor in Council, the master or officer in charge of such ship, vessel or boat shall incur a penalty of four hundred dollars, and the ship, vessel or boat may be seized and detained until such penalty is paid. Resistance to lawful seizure or examination of ship. Penalty.
2. On any such ship, vessel or boat so failing to bring to when required being chased by any such Government vessel or cruiser having such pendant and ensign hoisted, the captain, master or other person in charge of such Government vessel or cruiser may, after first causing a gun to be fired as a signal, fire at or into such ship, vessel or boat; and such captain, master or other person, as well as any person acting in his aid or by his direction, is hereby indemnified and discharged from any indictment, penalty, action, or other proceeding for so doing. Chase by Government cruiser. Protection of officers.
3. If during chase by such Government vessel or cruiser, or before such ship, vessel or boat brings to, any person on board of such ship, vessel or boat throws overboard, or staves or destroys, any part of her cargo to prevent seizure, such ship, vessel or boat shall be forfeited. Penalty for destroying cargo during chase.
4. Any ship, vessel or boat liable to seizure or detention under this Act may be seized or detained by any officer of customs or any other officer mentioned in this Act; and suits and proceedings for the forfeiture or sale of such ship, vessel or boat, or for the recovery and enforcement of any penalty imposed by this Act, may, in addition to any other remedy provided by law, be had, commenced and completed as if this Act were an amendment of *The Customs Act*; and the proceeds of such penalties and forfeitures shall be dealt with in the same manner as the proceeds of penalties and forfeitures under the laws relating to the Customs. Who may seize. Procedure. R.S.C., c. 32. Penalties and forfeitures.