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3rd Session, 5th Parliament, 20 Victoria, 1857.

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**BILL.**

An Act to amend an Act, intituled "An Act to repeal a certain Act and Ordinance therein mentioned, relating to the Trinity House of Montreal, and to amend and consolidate the provisions thereof," and to make further provisions concerning Pilots.

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Received and read, first time, Monday, 20th  
April, 1857.

Second reading, Monday, 27th April, 1857.

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MR. JOBIN.

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TORONTO :

PRINTED BY JOHN LOVELL, YONGE STREET.

**An Act to amend an Act intituled, "An Act to repeal a certain Act and Ordinance therein mentioned, relating to the Trinity House of Montreal and to amend and consolidate the provisions thereof," and to make further provisions concerning Pilots.**

**WHEREAS** it is expedient to amend the Act herein below referred to, and to make provision respecting Pilots : Therefore Her Majesty, &c., enacts as follows :

Preamble.

I. Of the nine Wardens mentioned in the third section of the Act 12 One Warden  
5 Vic., cap. 117, one shall always be a licensed Pilot, having practised as under 12, Vio.  
such for at least ten years, and appointed in the manner by the said Act cap 117, to  
prescribed. be a Pilot.

II. The Tariff or rates of Pilotage between Quebec and Montreal Rates of Pilot-  
shall be in the following proportions, viz : age.

Tonnage.	Sailing up.	Towed up.	Sailing downwards.	n tow downwards.
	£ s. D.	£ s. D.	£ s. D.	£ s. D.
10 75 to 100 tons,	7 10 0	3 15 0	5 0 0	2 10 0
200 "	11 0 0	5 10 0	7 10 0	3 15 0
250 "	13 0 0	6 0 0	8 15 0	4 7 6
400 "	18 0 0	9 0 0	10 15 0	5 7 6
600 "	20 0 0	10 0 0	13 6 8	6 13 4
15 800 "	22 0 0	11 0 0	14 13 8	7 6 10
1000 "	24 0 0	12 0 0	16 0 0	8 0 0

III. Whenever a Pilot shall have been engaged by the master or captain of a vessel, he shall be paid, although prevented by the said master or captain of such vessel or his representatives from accomplishing his engagement, except in cases where the captain of the vessel shall make a complaint against him, and shall establish the truth thereof against such Pilot.

Pilots once engaged must be paid.

Exception.

IV. An appeal to the Superior Court shall be granted to Pilots, when they shall be condemned to the payment of fines exceeding £5 currency, with the fifteen days immediately following such condemnation, upon notice duly given, within the said period of fifteen days, to the Trinity House of Montreal, and upon security being given for all costs incurred and to be incurred in the said proceeding before any one of the Judges of the said Superior Court for the District of Montreal, or the prothonotary of the said Court ; provided that such appeal be supported by a petition

Appeal granted to Pilots : and upon what conditions and in what cases.

Evidence before Trinity House to be preserved.

setting forth the reasons, causes and motives of appeal from the original judgment, and such appeal shall be heard during the first juridical days of such Court ; and the said Court after hearing the said appeal shall give such judgment therein as to them shall seem meet ; and provided that all the proceedings, documents and evidence fyled and adduced in the original proceedings before the Corporation of the said Trinity House, shall be and remain of record, and as such shall be preserved, and recourse shall be had thereto on the occasion of the said appeal. 5

Pilots detained must be paid.

V. Any pilot engaged and on duty who shall be detained by reason that the vessel is discharging powder shall receive a compensation of 15s. for every day he shall be so detained over and above the rates of pilotage ; provided that any such pilot may be discharged by the captain of such vessel, as though he had piloted the said vessel to its destination. 10

Proviso.

Pilots need only remain 24 hours on board after mooring, &c.

VI. Whenever a vessel shall be towed by a steamer, the pilot having the pilotage of such vessel shall only be bound to remain on board such vessel, after having moored it firmly and in the ordinary manner, for a period of twenty-four hours instead of forty hours as prescribed by the By-laws at present existing. 15

Inconsistent enactments repealed.

VII. All the provisions of the Act above cited which may be inconsistent with this Act, are hereby repealed. 20

Public Act.

VIII. This Act shall be deemed a public Act.