ANNO QUINQUAGESIMO SEXTO

GEORGII III. REGIS.

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C A P. LXXXIII.

An Act for regulating the carrying of Paſſengers to and from the Iſland of *Newfoundland* and Coaſt of *Labrador*. [25th *June* 1816.]

WHEREAS an Act was paſſed in the Forty-third Year of His preſent Majeſty's Reign, intituled *An Act for regulating the Veſſels carrying Paſſengers from the United Kingdom to His Majeſty's Plantations and Settlements abroad, or to Foreign Parts, with reſpect to the Number of ſuch Paſſengers:* And whereas an Act was paſſed in the Forty-fourth Year of His ſaid Majeſty's Reign, to exempt Veſſels in the *Newfoundland* Trade from the Proviſions of the above recited Act of the Forty-third Year of His preſent Majeſty's Reign, whereby the Conveyance of Paſſengers from the United Kingdom to *Newfoundland* and *Labrador* is no longer ſubject to any legal Proviſions: And whereas it is expedient to make ſpecial Regulations for the Intercourſe between the United Kingdom and the Iſland of *Newfoundland* and Coaſt of *Labrador*, ſo far as regards the Conveyance of Paſſengers and the providing them with proper Accommodation, and an adequate Supply of Water and Proviſions; be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That before the ſailing of any Ship or Veſſel from any Port or Place in the United Kingdom to *Newfoundland* or the Coaſt of *Labrador*, with Paſſengers, the Maſter or other Perſon having or taking the Charge or Command of every ſuch Ship or Veſſel, and the Owner or Owners thereof, ſhall enter into Security by Bond to His Majeſty, His Heirs and Succeſſors, in the Penalty of Five hundred Pounds, with Condition that there

43 G. 3. c. 56.

Maſter of Veſſels to enter into Bond not to take more Paſſengers than by this Act allowed.

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there ſhall not be taken on board any ſuch Ship or Veſſel any more ſuch Paſſengers than are herein-after permitted and allowed; which Bond ſhall be taken by and depoſited with the Collector and Comptroller, or other principal Officer of His Majeſty's Cuſtoms at the Port from which ſuch Ships or Veſſels ſhall ſail; and the Maſter or other Perſon, having or taking the Charge or Command of ſuch Ship or Veſſel previous to his leaving the ſaid Port, ſhall and is hereby required to deliver to the ſaid Collector and Comptroller, or other principal Officer of His Majeſty's Cuſtoms at the ſaid Port, a Liſt containing the Number of the ſaid Paſſengers, with their Names, Ages, and Deſcriptions, for the Purpoſe of being regiſtered at ſuch Port, together with a Copy of the ſame, which Copy ſhall be certified by the ſaid Officers as being correct and true, and deliver to the Maſter or other Perſon having or taking the Charge or Command of ſuch Ship or Veſſel to be by him kept on board the ſaid Veſſel, and ſubject to the Inſpection of any of His Majeſty's Ships of War or Veſſels in the Service of His Majeſty's Cuſtoms or Exciſe, during his Voyage to *Newfoundland* and the Coaſt of *Labrador*; and upon the Arrival of ſuch Ship or Veſſel at either of the aforeſaid Places, the ſaid Maſter, or other Perſon having or taking the Charge or Command of ſuch Ship or Veſſel, ſhall deliver the aforeſaid Copy of the Liſt to the Governor of ſuch Place or other Perſon acting for him, or to the Naval Officer or Chief Officer of the Cuſtoms at the Port of Arrival, or to the neareſt Juſtice of the Peace who ſhall be required to examine the Paſſengers within Twenty-four Hours after their Arrival; and no ſuch Paſſenger as aforeſaid ſhall be allowed to land until ſuch Liſt is compared with the Paſſengers by the Governor or other Perſon acting for him, or ſome Perſon authorized by either of them for that Purpoſe.

Penalty on taking more than Number allowed.

II. And be it further enacted, That if the Maſter, or other Perſon having or taking the Charge or Command of ſuch Ship or Veſſel, ſhall take or have on board his Ship or Veſſel, or if the Owner or Owners of ſuch Ship or Veſſel ſhall engage to take on board more Perſons than the Number allowed, they ſhall reſpectively forfeit the Sum of Ten Pounds for each Perſon ſo taken or engaged to be taken on board.

Number of Paſſengers.

III. And be it further enacted, That from and after the paſſing of this Act it ſhall not be lawful for any Ship or Veſſel from any Place in the United Kingdom of *Great Britain* and *Ireland*, or from *Guernſey* and *Jerſey*, to carry to any Part of *Newfoundland* or Coaſt of *Labrador* a greater Number of Paſſengers than in the following Proportion; that is to ſay, any *Britiſh* Ship or Veſſel having a Second Deck may take Paſſengers at the Rate of One for every unoccupied Space being Six Feet in Length by Two Feet in Breadth, and being of the full perpendicular Height between the Two Decks; or any *Britiſh* Ship or Veſſel which ſhall have only One Deck over her Hold may take Paſſengers at the Rate of One for every Space between the Cargo ſtowed in the Hold and the Deck, being Six Feet in Length and Two Feet in Breadth, and being the Height of Five Feet perpendicular above the Cargo, and being independent in either Caſe of the Space which may be requiſite for the Stowage of the Water and Proviſions and Baggage of the Paſſengers, and the full Space before mentioned ſhall accordingly be allotted for the Accommodation of each Paſſenger ſo taken on board.

IV. And

IV. And be it further enacted, That every such Ship or Vessel shall be furnished at the Time of her Departure to commence the Voyage, with at least Ten Weeks Supply of good and wholesome Water, so as to furnish a Supply of Five Pints of Water *per* Day for every such Passenger, exclusive of the Crew, and the said Supply of Water shall be stowed below the Deck; and every such Ship or Vessel shall also be furnished with such a Supply of Provisions as will afford an Allowance for every such Passenger, exclusive of the Crew, during the said Period of Ten Weeks, of One Pound of Bread or Biscuit, and One Pound of Beef, or Three Quarters of a Pound of Pork *per* Day, and also Two Pounds of Flour, Three Pounds of Oatmeal, or Three Pounds of Peas or Pearl Barley, and Half a Pound of Butter, weekly; the Weekly Allowance to commence on the Day the Vessel puts to Sea. Quantity of Water, &c. to be on board.

V. And be it further enacted, That the Master, or other Person having or taking the Charge or Command of any Ship or Vessel, failing to give out the Allowance of Provisions and Water hereinbefore specified, shall forfeit the Sum of Ten Pounds of lawful Money for each and every such Neglect and Omission. Penalty on Master not delivering out Provisions and Water.

VI. And be it further enacted, That an Abstract of this Act, stating the Number of Passengers allowed to be taken, and the daily and weekly Allowance of Water and Provisions, shall be exposed in some conspicuous Part of the Ship or Vessel to which the said Passengers have Recourse; in failure of which, the Master, or other Person having or taking the Charge or Command of such Ship or Vessel, shall forfeit the Sum of Ten Pounds. Abstract of Act to be exposed in some Part of the Ship.

VII. And be it further enacted, That the Master, or other Person having or taking the Charge or Command of any such Ship or Vessel, engaging to take on board any such Passengers from *Newfoundland* or the Coast of *Labrador*, for the Purpose of returning from thence to the United Kingdom, shall conform to the Regulations above enacted as to the Number of Passengers which it shall be lawful for them to take on board, and shall be liable to the like Penalties for any Breach of such Regulations as are herein-before enacted, with respect to Vessels proceeding from the United Kingdom to *Newfoundland* or the Coast of *Labrador*. Masters of Vessels returning from Newfoundland, &c. to conform to Regulations.

VIII. And be it further enacted, That every such Ship or Vessel returning from *Newfoundland* or the Coast of *Labrador* to any Port or Place of the United Kingdom with Passengers as aforesaid, shall be furnished, at the Time of her Departure to commence the Voyage, with at least Seven Weeks Supply of good and wholesome Water, so as to furnish a Supply of Five Pints of Water *per* Day for every such Passenger, exclusive of the Crew, and the said Supply of Water shall be stowed below the Deck; and every such Ship or Vessel shall also be furnished with such a Supply of Provisions as will afford an Allowance for every such Passenger, exclusive of the Crew, during the said Period of Seven Weeks, of One Pound of Bread or Biscuit, and One Pound of Beef, or Three Quarters of a Pound of Pork, *per* Day, and also Two Pounds of Flour, Three Pounds of Oatmeal, or Three Pounds of Peas or Pearl Barley, and Half a Pound of Butter, weekly; the Weekly Allowance to commence on the Day the Vessel puts to Sea. Vessels returning from Newfoundland, &c. to be furnished with a certain Supply of Water and Provisions.

IX. And be it further enacted, That the Master, or other Person having taken the Charge or Command of any Ship or Vessel, failing to give out the Penalty on not giving out the Allowance of

Water and Provisions.

the Allowance of Provisions and Water herein-before specified, shall forfeit the Sum of Ten Pounds of lawful Money for each and every such Neglect and Omission.

Recovery and Application of Penalties.

X. And be it further enacted, That all Penalties and Forfeitures to be incurred under this Act, shall and may be recovered in a summary Way on the Oath of One or more Witness or Witnesses, before any One or more of His Majesty's Justice or Justices of the Peace of any County, County of a City, Riding, Shire, or Place in the United Kingdom where such Ship or Vessel shall depart from or come to in or during such Voyage, or in a summary Way in any Surrogate Court or Courts of Session, having Jurisdiction in the Island of *Newfoundland*; and such last-mentioned Penalties and Forfeitures as shall be recovered in *Newfoundland*, shall be paid to the Governor of *Newfoundland* for the Time being, or other Person acting for him, or some Person authorized by either of them for that Purpose; to be applied under the Direction of such Governor or other Person acting for him, or some Person authorized by either of them for that Purpose, for defraying the Passage home of such Persons as ought to be sent to that Country to which they belong.

Act not to affect the Conveyance of Persons employed on the Establishment.

XI. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to the Conveyance of any Persons on board of any such Ship or Vessel, whether Fishermen, Youngsters, or others, being Hired Servants to be employed on the Establishment of their respective Masters or Hirers in the Prosecution of the Fisheries carried on from *Newfoundland* or the Coast of *Labrador*.

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