



ROYAL GAZETTE.

[SUPPLEMENT.]

FREDERICTON, NEW BRUNSWICK, SATURDAY, OCTOBER 22, 1842.

FROM PAPERS ON EMIGRATION.

No. 17.

Copy of a Letter from J. Stephen, Esquire, to the Colonial Land and Emigration Commissioners.

Downing street, 21st January, 1842.

GENTLEMEN,—I am directed by Lord Stanley to transmit to you for your consideration and report, an Act passed by the Legislature of the Province of Canada, during their late Session, intituled "An Act to create a fund for defraying the expense of enabling indigent Emigrants to proceed to their place of destination, and of supporting them until they can procure employment."

Lord Stanley is desirous of receiving your report on this Act with as little delay as possible, in order that if it be considered unobjectionable, Her Majesty's decision on it may be obtained, and the Act promulgated without loss of time.

I have, &c.

(Signed,)

JAS. STEPHEN.

Enclosure in No. 17.

CAP. XIII.

An Act to create a Fund for defraying the expense of enabling indigent Emigrants to proceed to their place of destination, and of supporting them until they can procure employment.

18th September, 1841.

MOST GRACIOUS SOVEREIGN,

WHEREAS by message from His Excellency the Right Honourable Charles Baron Sydenham, of Sydenham, in the County of Kent, and of Toronto, in Canada, Governor General of this Province, laid before both Houses of the Legislature, His Excellency has been pleased to signify that, in conformity to the instructions he has received from Your Majesty's Government, he recommends the expediency of imposing a rate or duty on Emigrants coming into this Province, for the purpose of creating a Fund for defraying the expense of the medical care of sick Emigrants, and of enabling indigent persons of that description to proceed to the places of their destination, and of maintaining them in Canada until they shall be able to procure employment; and has also been pleased to state the intention of Your Majesty's Government to apply to the Imperial Parliament for a grant of eight thousand pounds sterling, to enable Your Majesty's Commissary General to pay such rate or duty on the part of such Emigrants as may come to this Province under the sanction of Government; and whereas it is expedient that provision should be made for carrying the said recommendation into effect, may it therefore please Your Majesty, that it may be enacted;

I. And be it 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 Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United 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 there shall be raised, levied and collected, a rate or duty payable in the manner hereinafter prescribed by the Master or person in command of every vessel arriving in the Port of Quebec, or in the Port of Montreal, from any port of the United Kingdom, or in any other part of Europe with Passengers or Emigrants therefrom, and having been cleared of the Custom House at such port after the first day of March, one thousand eight hundred and forty two; and such rate or duty shall be five shillings currency for every such Passenger or Emigrant who shall have embarked from any port in the United Kingdom under the sanction of Her Majesty's Government, ascertained by a certificate from one of the officers of Her

Majesty's Customs at the port of which such vessel shall have cleared, and five shillings currency for every such passenger who shall have embarked without such sanction; and such rate or duty shall be paid by the Master or person in command of such vessel, or by some person in his behalf, to the Collector or other chief officer of the Customs at the port at which such vessel shall be first entered, and at the time of making such first entry, which shall contain on the face of it the number of passengers actually on board the vessel; and no such entry shall be deemed to have been validly made or to have any legal effect whatever unless such rates or duties be so paid aforesaid: Provided always, that any draft, order or other document made or signed by any person in the United Kingdom aforesaid, duly empowered to that effect by Her Majesty's Government, and directed to Her Majesty's Commissary General or other officer having charge of the Military Chest in this Province, and authorizing the payment to the Collector or chief officer of the Customs aforesaid, of the rate or duty which would otherwise be payable by the Master of any vessel for any Emigrant or any number of Emigrants on board such vessel, shall be taken and accepted by the Collector or chief officer as payment of the rate or duty payable on such Emigrant or Emigrants, and the sum mentioned in such order shall thereafter be received by such Collector or chief officer, and paid over and applied in the same manner as any other money raised under the authority of this Act.

II. And be it enacted, That for the purposes of this Act, two children, each under the age of fourteen years, or three children, each under the age of seven years, shall be reckoned as one passenger, and that no child under the age of twelve months shall be reckoned among the number of passengers.

III. And be it enacted, That no Master or person having the command of any ship or vessel arriving in either of the said ports, shall permit any passenger to leave such vessel until he shall have delivered to the Collector or other chief officer of Her Majesty's Customs at such port, a correct list of all passengers on board of such ship or vessel at the time of her arrival at such port, nor until such list shall have been certified to be correct, and a certificate of such correctness, and a permission to all his passengers to leave the vessel, and a receipt for the duties payable by him under the provisions of this Act shall have been given to him by the said Collector or other chief officer under a penalty of twenty five pounds currency, to be paid by such Master or person having the command, for every passenger leaving his ship or vessel contrary to the provisions of this Act; Provided always, that the said list shall contain the name of each head of a family, being a passenger on board of such vessel, his profession or trade, his country and the place of his destination and the number of grown persons and children belonging to his family on board such vessel, and the name of each person not belonging to any family, with the like particulars of country, trade, profession and destination; Provided also, that any thing in this Act contained shall prevent the Master or person having the command of such ship or vessel from permitting any passenger to leave the vessel at the request of such passenger before the arrival of the vessel in the harbour of Quebec, but in every such case the name of the passengers who shall so leave shall be entered in the Manifest, or the List of Emigrants made out at the time of the clearing of the vessel from the United Kingdom, or other part of Europe as aforesaid, and shall be certified under the signatures of the passengers so leaving the vessel; and if the number of passengers remaining on board on the arrival of the vessel in the harbour of Quebec do not correspond with that mentioned in such Manifest after deducting the number who shall have so left the vessel, the Master or person having the command of such vessel shall incur a penalty of five pounds currency for each passenger not found on board or entered on the Manifest as having left the vessel as aforesaid.

IV. And be it enacted, That every passenger on board any ship or vessel arriving in the harbour to which the Master or person