

charges attending his being so secured, and which have been actually paid by the said Owner or Master, may be deducted from such Mariner's or Seaman's wages, as the same may become due; and it shall be the duty of the Owner or the Master, or the Officer, or the Consignee, of such Ship or Vessel, complaining as aforesaid, to supply for the use of the said Mariner or Seaman, all necessary bedding, provisions, and maintenance, during the time of his detention in prison as aforesaid, and pay to the Gaoler of said prison his lawful fees on receiving and discharging such Mariner or Seaman, and in default thereof the said Gaoler may make the supplies aforesaid, and maintain an action therefor, together with the fees aforesaid, against the Owner of the said Vessel, or the Master, or the Officer or Consignee complaining as aforesaid, in any Court of Record, or if the sum shall not exceed five pounds, before any Justice of the Peace, according to the provisions of the Act, intituled *An Act to regulate proceedings before Justices of the Peace in Civil Suits*.

Charges may be deducted from wages.

To be supplied with bedding and maintenance; and Gaoler's fees paid.

IV. And be it enacted, That if any Master or Commander of any such Ship or Vessel, or any other person or persons, shall hire, or engage, harbour or conceal any Mariner or Seaman who shall have signed any former contract or articles, knowing him to have deserted from, or to belong to any other Ship or Vessel in the Province, registered in and belonging to this Province, every such Master, Commander, or other person or persons so offending, and being thereof convicted before any two of Her Majesty's Justices of the Peace for the County where the offence is committed, upon the oath or affirmation (in the case of persons allowed by Law to affirm), of one or more credible witness or witnesses, or confession of the party charged, shall forfeit and pay such sum as the said Justices shall adjudge, not exceeding ten pounds and not less than two pounds, to be levied by Warrant of distress and sale of the offender's goods, under the hands and seals of such Justices; and when recovered, one moiety to be paid to the person so prosecuting for the same, and the other moiety to the County Treasurer where the offence is committed, for the use of such County; and if there be no goods or chattels of such offender whereon the said penalty may be levied, it shall and may be lawful for such Justices by Warrant under their hands and seals, to commit such offender to the Gaol of the County where such offence shall be committed, there to remain for a space of time not exceeding sixty days, and not less than ten days; and such Mariner or Seaman who shall desert at any time during the voyage on which he is engaged by written contract or articles, shall over and above the penalties and forfeitures to which he is now by Law subject, forfeit all the wages he may be entitled to on board the Vessel entered by him after such desertion, to be detained by the Master or Owner of such Vessel, to and for the use of the Owner of the Vessel from which he deserted, or to be sued for and recovered from him by such last mentioned Owner by action of Debt, or on the case in any Court of Record, or before any Justice of the Peace, if the sum claimed do not exceed five pounds, agreeably to the above recited Act for regulating the proceedings in Civil Suits.

Hiring or concealing articed Seamen, knowing them to be deserters.

Penalty.

Application.

Deserting Seaman to forfeit wages earned on board of Vessel afterwards entered by him, in addition to the penalties.

V. And be it enacted, That if proof be made upon oath, or affirmation (in the case of persons allowed by Law to affirm), by the Owner, Agent, or Master of any such Ship or Vessel, before any of Her Majesty's Justices of the Peace in this Province, that any Seaman or Mariner belonging to such Ship or Vessel, and who may have deserted or absented himself from the same, be kept or concealed on board of any other Ship or Vessel within any of the Harbours of this Province, or in any Tavern, Pot House, or other house or place within the County, for which such Justice shall be appointed; or if oath or affirmation (in the case of persons allowed by Law to affirm), be made, that such Owner, Agent, or Master, hath good reason to suspect, and doth verily believe, that such Seaman or Mariner is so concealed as aforesaid, it shall and may be lawful for such Justice to issue his Warrant to any of the Constables or Peace Officers within the said County, to make search on board such Ship or Vessel, or in such Tavern, Pot House, or other place; and if such Seaman shall be found in such suspected place, that such Justice shall cause such Seaman to be delivered over to the Owner or Master of the Ship or Vessel to which such Seaman shall belong, to be carried on board such Ship or Vessel, or to be committed to prison, as directed in the third section of this Act.

A Warrant to search for deserting Seamen may be issued on application made on oath.

VI. 'And whereas the practice of enticing Seamen to desert their Ships is greatly promoted by the encouragement given to the Tavern Keepers and others, by giving large sums to them for procuring Seamen;' Be it enacted, That from

The giving or receiving money for procuring Seamen for Vessels prohibited.