

VIII. And be it enacted, That in case any such Surgeon or Medical Practitioner shall notify to the Emigration Officer at the original Port of Clearance, or at any other Port or Place in the United Kingdom into which the Vessel may subsequently put, or in case the said Emigration Officer shall be otherwise satisfied, that any Person about to proceed on such Voyage as aforesaid is likely, by reason of being affected by any infectious or other Disease, to endanger the Health of the other Persons on board, it shall be lawful for such Officer to re-land, or cause to be re-landed, any such Person, and such members of his family, if any, as may be dependent on him, or as may be unwilling to be separated from him; and no Ship shall be cleared out or proceed on such Voyage so long as any such Person or Persons shall be on board, and the Master of any such Ship who shall wilfully proceed on the said Voyage with any such Person or Persons on board shall be liable to a Penalty not exceeding Fifty Pounds Sterling.

IX. And be it enacted, That any Person or Persons who shall be so re-landed as aforesaid, or the Emigration Officer on his or their behalf, shall be entitled to recover by summary Process, before two or more Justices of the Peace, in like manner as in the said first recited Act is provided in the Cases of Monies thereby made recoverable, the whole of the Monies which shall have been paid by him or them, or on his or their account, for his or their Passage in such Ship as aforesaid, from the party to whom the same may have been paid, or from the Owner, Charterer, or Master of such Ship.

X. And be it enacted, That it shall be lawful for Her Majesty, by any Order or Orders in Council to be by Her made, with the advice of Her Privy Council, to prescribe any such Rules and Regulations as to Her Majesty may seem fit for preserving Order, and for securing Cleanliness and Ventilation, on board of British Ships proceeding on such Voyage as aforesaid, and the said Rules and Regulations from time to time in like manner to alter, amend, and revoke as occasion may require; and that any Copy of such Order in Council contained in the *London Gazette*, or purporting to be printed by the Queen's Printer, shall, throughout Her Majesty's Dominions, be received in all legal proceedings as good and sufficient evidence of the making and contents of any such Order in Council.

XI. And be it enacted, That in every British Ship it shall be lawful for the Surgeon, or, in Ships not having a Surgeon on board, for the Master of any such Ship, to exact obedience to all such Rules and Regulations as aforesaid, under the Penalties next hereinafter provided.

XII. And be it enacted, That any person on board such Ship who shall neglect or refuse to obey any such Rule or Regulation, or who shall obstruct the Master or Surgeon of such Ship in the execution of any duty imposed upon him by such Rule or Regulation, shall be liable to the payment of a Penalty not exceeding Two Pounds Sterling; and it shall be lawful for the Justices of the Peace in any part of Her Majesty's Dominions, before whom any Person shall be convicted of such obstruction or resistance as aforesaid, to order such Person, in addition to the Penalty hereinbefore mentioned, to be confined in the Common Gaol for any period not exceeding one month.

XIII. And be it enacted, That the said Colonial Land and Emigration Commissioners shall from time to time prepare such Abstract as they may think proper of the whole or part of this and of the said recited Acts, and of any Order in Council to be made as aforesaid; and that six Copies of the said Abstract, together with two Copies of this and of the said recited Acts, shall, on demand, be delivered by the Collector or Comptroller of the Customs of the Port of Clearance to the Master of every Ship carrying Passengers on such Voyage as aforesaid; and that such Master shall, so long as any Passenger be entitled to remain in the Ship, keep posted, in at least two conspicuous places between the Decks of the said Ship, Copies of such Abstract, and shall be liable to a Penalty not exceeding Forty Shillings Sterling for every day during any part of which by his act or default such Abstract shall fail to be so posted; and that any person displacing or defacing such Abstract so posted shall be liable to a Penalty not exceeding Forty Shillings Sterling.

XIV. And be it enacted, That all Penalties imposed by this Act shall be sued for and recovered by such Persons only, and in such manner as in the said first recited Act is provided in the case of the Penalties thereby imposed.

XV. And be it enacted, That the Bond required by the said hereinbefore firstly recited Act, to be given in certain cases to Her Majesty, in respect of Ships carrying more than Fifty Passengers, shall include and be a Security, not only for the Matters and Payments in the said Act mentioned, but also for the faithful observance of the Provisions as well of the said hereinbefore secondly recited Act as of this Act, and of any Rules and Regulations to be prescribed by any such Order in Council as aforesaid, and further for the due payment by the Master of any such Vessel of all Penalties which he may be adjudged to pay under or by virtue of the said hereinbefore secondly recited Act, or of this Act.

XVI. And be it enacted, That all Powers and Duties given to or imposed upon the Emigration Officer hereinbefore mentioned, may be exercised and performed respectively by his Assistant, in his absence, or at Ports where there shall be no such Emigration Officer, by the Officer of the Customs whose Duty it may be to grant a Clearance to such Ship.

XVII. And be it enacted, That in the interpretation of this Act, the term "Passenger" shall be held not to include the class of Passengers commonly known by the name of Cabin Passengers; and the term "Ship" shall include every description of sea-going Vessel; and the term "Master" shall include any Person being in Command of such Vessel for the time being; and that unless there be something in the subject, matter, or context, repugnant to such construction, every word importing the Singular Number, or the Masculine Gender only, shall be construed to include several persons, matters or things, as well as one person, matter or thing, and Females as well as Males respectively.

XVIII. Provided always, and be it enacted, That nothing in this Act contained shall apply to any Ship in which the number of Passengers shall not bear to the registered Tonnage a greater proportion than that of one Passenger to every twenty five Tons; provided also, that if in any Action, Prosecution, or other legal proceeding under this Act, any question shall arise whether any Ship carrying Passengers on any such Voyage as aforesaid, did, or did not carry a greater number of Passengers than aforesaid, in proportion to the Tonnage thereof, the burden of proving that the number of Passengers so carried, in proportion to the Tonnage of the Ship, was not greater than that of one person to every twenty five Tons, shall lie upon the Person against whom any such Action, Prosecution, or other legal Proceeding may be brought; and failing such proof, it shall, for any such purpose as aforesaid, be taken and adjudged that the number of Passengers so carried did exceed that proportion.

XIX. And be it enacted, That in all Proceedings it shall be sufficient to cite this Act by the title of "The North American Passenger Act."

XX. And be it enacted, That this Act shall remain in force for the period of one year from the passing thereof, and from thence to the end of the then next Session of Parliament.

XXI. And be it enacted, That this Act may be amended or repealed by any Act to be passed during the present Session of Parliament.

(No. 204.)

CROWN LAND OFFICE, April 1, 1848.

THE undermentioned Lots of Crown Lands will be offered for sale by Public Auction on Tuesday the second day of May next, at noon, by the respective Deputies at their Offices, agreeably to the Regulations of 11th May, 1843; and no sale on credit will be made to any person who is indebted to the Crown for previous purchases.

NOTE.—No person is allowed to hold more than one hundred acres, payable by instalments.

RESTIGOUCHE.

By Deputy Montgomery, at Dalhousie.

207 acres, lot 41, block 1, Dalhousie, improved by L. Silas.

200 acres, lot 4, block 3, Addington, A. McPherson.

100 acres, lot Z, block 3, Addington, improved by J. Ferguson.

NORTHUMBERLAND.

By Deputy Peters, at Chatham.

50 acres, lot 38, block 15, Glenelg, improved by W. M'Laughlan.

105 acres, lot 67, block A, Northesk, W. Porteous.

50 acres, lot 70, block 29, Northesk, A. Gillis.

KENT—(Southern District.)

By Deputy Layton, at Richibucto.

192 acres, lot G, block O, Wellington, T. Herbert, whole amount to be paid at time of sale.

100 acres, lot H, block O, Wellington, T. Basterache, whole amount to be paid at time of sale.

100 acres, lot I, block O, Wellington, O. Basterache, whole amount to be paid at time of sale.

100 acres, lot J, block O, Wellington, S. Basterache, whole amount to be paid at time of sale.

100 acres, lot K, block O, Wellington, M. Basterache, whole amount to be paid at time of sale.

100 acres, lot L, block O, Wellington, L. Basterache, whole amount to be paid at time of sale.

30 acres, lot 12, block V, Richibucto, improved by S. Richard, deposit 20s. allowed.

40 acres, lot 22, block V, Richibucto, S. Richard, improved by P. Thibideau.

100 acres, lot I south, block W, Weldford, J. White, whole amount to be paid at time of sale.

89 acres, lot 55, south side Richibucto River, J. Sutherland.

KENT—(Northern District.)

By Deputy Muzroll, at Richibucto.

75 acres, lot S, block T, Carleton, improved by D. Mercure.

48 acres, lot T, block T, Carleton, J. Robicheau.

WESTMORLAND.

By Deputy Wilmot, at Salisbury.

100 acres, lot 34, township one, J. Trites 3d.

ALBERT.

By Deputy Stiles, at Hopewell.

100 acres, lot M, tier 10, Hillsborough, improved by H. Steves.

100 acres, lot 2, Mud Creek, improved by T. Wilmot.

SAINT JOHN.

By Deputy Cunningham, at Saint John.

50 acres, lot 37, block 21, Lancaster, T. Forsyth.