

Liability for
damages in addi-
tion.

Signal lights to be
carried at night.

Prosecution and
application of
penalties.

Fact of exploding,
&c., to be *prima*
facie evidence of
carelessness.

Commissioners
already appointed,
and regulations
already made, to
continue until
others are appointed
and made.

Act 10 V. c. 31,
repealed.

such rules and regulations, shall be subject not only to the penalties imposed by the said Commissioners for a breach of such rules and regulations from time to time made by them, but shall also be liable for any damage sustained in consequence of such violation; and that from and after the passing of this Act it shall be the duty of the Master, owner, or person in charge of any Steam Vessel plying in the waters of New Brunswick and in the Bay of Fundy, to carry at the top of a staff, to be erected for that purpose near the stem of such Steam Vessel, at night, during the time she is under way, a good, clear and distinct signal light, the said light to be not less than twelve feet above the deck, and at least three feet below the top of the funnel; and when within four miles of her port of destination, to place or cause to be placed above the end of the bowsprit of such vessel, if such vessel shall have a bowsprit, and if not, then over the top of the stem, a good, clear and distinct light, which light shall be so kept until alongside the wharf, under the same penalty as may be imposed by the said Commissioners for a breach of the rules made by them for shewing lights during the night.

VII. And be it enacted, That every penalty and forfeiture imposed by this Act, or by the said Commissioners for a breach of their rules or regulations, may be sued for and prosecuted by action of debt, bill, plaint, or information, in the Supreme Court of Judicature of this Province, by any person who shall sue and prosecute for the same, together with costs of suit; and on recovery, one moiety thereof to be applied to the person who may sue and prosecute, and the other moiety to be paid into the Treasury of the Province for the use of the Government thereof.

VIII. And be it enacted, That in all cases when any damage or injury shall be sustained by any person, being a passenger on board any Vessel propelled by steam, by the exploding, collapsing, or giving way of any part of the machinery of such Vessel, the fact of such exploding, collapsing or giving way shall in all actions to be prosecuted against the Master or owner of such Vessel by the person so sustaining injury, be taken to be *prima facie* evidence of carelessness and negligence in such master or owner.

IX. And be it enacted, That the several Commissioners already appointed under and by virtue of any Act or Acts of the Assembly of this Province, shall continue in their respective offices until others shall be appointed in their stead, and that all rules and regulations heretofore made shall continue and remain in force until others shall be made in their stead.

X. And be it enacted, That an Act made and passed in the tenth year of the Reign of Her present Majesty, intituled *An Act to continue and amend the several Acts to provide for the greater safety of Passengers on board Steam Boats*, be and the same is hereby repealed.

CAP. XXVII.

s V. c. 87.

An Act to continue an Act to make provision for Seamen shipped on board of Vessels belonging to this Province.

Passed 26th April 1850.

Act 8 V. c. 87,
continued.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That an Act made and passed in the eighth year of the Reign of Her Majesty Queen Victoria, intituled *An Act to make provision for the regulation of Seamen shipped on board of or belonging to all Ships or Vessels registered in or belonging to the Province of New Brunswick, while such Ships or Vessels shall be within the precincts thereof*, be and the same is hereby continued and declared to be in force until the first day of May which will be in the year of our Lord one thousand eight hundred and fifty five.

CAP. XXVIII.

An Act to continue several Acts providing for the more efficient inspection of Flour and Meal.

Passed 26th April 1850.

Act 8 V. c. 77,
and

9 V. c. 66,
continued.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That an Act made and passed in the eighth year of the Reign of Her Majesty Queen Victoria, intituled *An Act to provide for the more efficient inspection of Flour and Meal*; also an Act made and passed in the ninth year of the same Reign, intituled *An Act to alter and amend an Act for the more efficient inspection of Flour and Meal*, be and the same are hereby continued and declared to be in force until the first day of May which will be in the year of our Lord one thousand eight hundred and fifty five.