

XXXVII. In every Foreign "Passenger Ship" in which as many as One Half of the Passengers shall be *British* Subjects, unless the Master and Officers or not less than Three of them shall understand and speak intelligibly the *English* Language, there shall be carried, where the Number of Passengers does not exceed Two hundred and fifty, One Person, and where it exceeds Two hundred and fifty, Two Persons, who understand and speak intelligibly the Language spoken by the Master and Crew and also the *English* Language, and such Persons shall act as Interpreters, and be employed exclusively in attendance on the Passengers, and not in the working of the Ship; and the Master of any such Foreign Ship clearing out or proceeding to Sea without having such Interpreter or Interpreters on board as aforesaid shall be liable, on Conviction, as hereinafter mentioned, to a Penalty not exceeding Fifty Pounds nor less than Five Pounds.

XXXVIII. Every "Passenger Ship" shall carry a duly qualified Medical Practitioner in the following Cases, who shall be rated on the Ship's Articles:

First, when the Duration of the intended Voyage, as herein-before computed, exceeds Eighty Days in the Case of Ships propelled by Sails, and Forty-five Days in the Case of Ships propelled by Steam Engines, and the number of Persons on board (including Cabin Passengers, Officers, and Crew,) exceeds Fifty:

Second, when the intended Voyage is to *North America*, and the Number of Passengers exceeds One hundred "Statute Adults," and the Space allotted to such Passengers on the "Passenger Decks" is less than Fourteen clear superficial Feet for each "Statute Adult:"

Third, when, whatever may be the Destination of the Ship, or the Space allotted to the Passengers, the Number of Persons on board, (including Cabin Passengers, Officers, and Crew,) exceeds Five hundred.

XXXIX. No Medical Practitioner shall be considered to be duly qualified for the Purposes of this Act unless authorized by Law to practise in the United Kingdom, or, in the Case of a Foreign Ship, in the Country to which such Ship may belong, as a Physician, Surgeon, or Apothecary, nor unless his Name shall have been notified to the Emigration Officer at the Port of Clearance, and shall not be objected to by him, nor unless he shall be provided with proper surgical Instruments to the Satisfaction of such Officer.

XL. The Owner or Charterer of every "Passenger Ship" shall provide for the Use of the Passengers a Medicine Chest containing a Supply of Medicines, Instruments, and other things proper and necessary for Diseases and Accidents incident to Sea Voyages, and for the Medical Treatment of the Passengers during the Voyage, including an adequate Supply of disinfecting Fluid or Agent, together with printed or written Directions for the Use of the same respectively; and such Medicines and other Things shall be good in Quality, and, in the Judgment of the Emigration Officer at the Port of Clearance, sufficient in Quantity, for the probable Exigencies of the intended Voyage, and shall be placed under the Charge of the Surgeon, when there is One on board, to be used at his Discretion.

XLI. No "Passenger Ship," except as herein-after provided, shall clear out or proceed to Sea until some Medical Practitioner, to be appointed by the Emigration Officer at the Port of Clearance, shall have inspected the Medicine Chest of the said Ship, and also all the Passengers and Crew about to proceed in her, and shall certify to the said Emigration Officer that the said Ship contains a sufficient Supply of Medicines, disinfecting Fluid or Agent, Instruments, and other Things requisite for the Medical Treatment of the passengers during the intended Voyage, and that none of

the passengers or Crew appear likely, by reason of being affected by any infectious or other Disease, to endanger the Health of the other persons about to proceed in such Vessel: Such Medical Inspection of the passengers shall take place either on board the Vessel, or, at the Discretion of the said Emigration Officer, at such convenient place on shore before Embarkation as he may appoint; and the Master, Owner, or Charterer of the Ship shall pay to such Emigration Officer a sum at the Rate of Twenty Shillings for every Hundred Statute Adults so examined: Provided also, that in case the Emigration Officer on any particular Occasion shall be unable to obtain the Attendance of such Medical Practitioner, it shall be lawful for the Master of any such Ship to clear out and proceed to Sea, on receiving from the said Emigration Officer written permission for the purpose.

XLII. If any such 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 if the said Emigration Officer shall be otherwise satisfied, that any Person about to proceed in any such "Passenger Ship" is unfit by reason of Sickness, or 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 reland or cause to be relanded 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, together with their Clothes and Effects; and no "Passenger Ship" shall clear out or proceed to Sea so long as any such diseased Person shall be on board.

XLIII. Any Passenger so relanded, or any Emigration Officer on his behalf, shall be entitled to recover, by summary Process, in manner herein-after provided, the whole of the Moneys which may have been paid by or on account of such Passenger for his Passage, from the Party to whom the same may have been paid, or from the owner, Charterer, or Master of such Ship, or any of them, at the Option of such Passenger or Emigration Officer.

XLIV. If any intending Passenger, either by himself or by any other Person, shall have contracted for a Passage for himself, or for him and his Family, in any Ship proceeding on any Voyage to which this Act extends, and shall be at the Place of Embarkation at the time appointed for that purpose in and by such Contract, and shall apply for such Passage, and shall, on Demand, pay or tender such Part of the Passage Money not already paid as shall be payable under such Contract previously to Embarkation, and if, owing to the previous departure of the Ship in which such Passage shall have been engaged, or to the Want of Room therein, or to the Neglect, Refusal, or other Default of the Owner, Charterer, or Master thereof, or of the Party with whom or on whose Account such Passage shall have been contracted for, such Passenger shall not obtain a Passage in such Ship, or shall not, together with all the immediate Members of his Family who may be included in such Contract, obtain a Passage to the same Port in some other equally eligible Ship, to sail within Ten Days from the Expiration of the Day named in such Contract, and in the meantime be paid Subsistence Money, at the Rate herein-after mentioned, such Passenger, or any Emigration Officer on his behalf, shall be entitled to recover, in manner herein-after provided, either from the Party to whom or on whose Account the same may have been paid, or (in case such Contract shall have been made with the Owner, Charterer, or Master of such Ship, or with any Person acting on behalf or by the Authority of any of them respectively,) from such Owner, Charterer, or Master of such Ship, or any of them, at the Option of such Passenger or Emigration Officer, all Moneys which shall have been paid by or on account of such Passengers for such Passage, and also