

any Time during the Voyage, shall not have on board such Boats and Life Buoys, and such adequate Means for making Signals by Night, and for extinguishing Fire, as herein-before required; or if any "Passenger Ship" shall proceed to Sea without being properly manned, or shall have on board as Cargo, or as Ballast, any Articles by this Act prohibited, or any Articles likely by reason of their Nature or Quality to endanger the Health or Lives of the Passengers, or the Safety of the Ship, as herein-before mentioned, or if any Part of the Cargo, or of the Provisions, Water, or Stores, shall be carried on the upper Deck or on the "Passengers Decks," contrary to the Provisions of this Act; or if in any "Passenger Ship," at any Time during the Voyage, Water and Provisions of the Description, Quantity, and Quality required by or under this Act, shall not be issued in the Quantities and in manner herein-before required; or if bad or unwholesome Provisions be issued to any Passenger, contrary to the Requirements of this Act; or if the Water shall not be carried in such Tanks or Casks as herein-before required; or if, in the Cases respectively herein-before mentioned, there shall not be on board of any "Passenger Ship" at the Time of Clearance, and at all Times during the Voyage, such Passengers Steward and such Passengers Cook or Cooks, as the Case may be, and such Place for cooking, and cooking Apparatus, as herein-before required; and such duly qualified Medical Practitioner as herein-before required; or if there shall not be on board of any "Passenger Ship" such Medicines, disinfecting Fluid or Agent, Instruments, and Medical Apparatus, and such printed or written Directions for the Use of the same respectively, as may at any Time be required by or under the Provisions of this Act; or if any "Passenger Ship," except as herein-before provided, shall clear out or proceed to Sea before such Medical Inspection of the Medicines and Passengers shall have taken place, and such Certificate of the Medical Inspector shall have been granted, as herein-before required; or if any diseased Person on board of any "Passenger Ship," or the Members of his Family, shall not be relanded as herein-before required; or if any Passenger shall, without his previous Consent, be landed at any Place other than the Place at which he may have contracted to land; or if any Passenger shall not be allowed to sleep and be maintained on board the Ship after Arrival for the Period and in manner herein-before provided; or if there shall not be kept on board a Copy of this Act, or if the same shall not be produced, on Demand, as herein-before required.

LXXI. And whereas certain Forms are from Time to Time issued by the said Colonial Land and Emigration Commissioners, for the Use of Persons applying to them, or to Persons acting under their Authority, for passages from the United Kingdom to the *British Colonies* wholly or partially at the Expense of *British* or Colonial Funds: And whereas it is expedient to afford additional Security against false Representations in such Forms, and in any Certificate of Marriage, Baptism, or otherwise adduced in support thereof, and against the forging or fraudulently altering of any Signature or Statement in such Forms or Certificates, and against Personation: Be it therefore enacted, That if any Person shall wilfully make any false Representation in any such Form or Certificate as aforesaid, or shall forge or fraudulently alter any Signature or Statement in any such Form or Certificate, or shall personate any Person named in any such Form or Cer-

tificate, or in any Embarkation Order issued by or under the Authority of the said Commissioners, such Person shall be liable, for and in respect of each and every such Offence, on such Conviction as herein-after mentioned, to a Penalty not exceeding Fifty Pounds nor less than Two Pounds Sterling.

LXXII. All Penalties and forfeitures imposed by this Act shall be sued for in the United Kingdom by any Emigration Officer or His Assistant, or by any Collector or Comptroller of Her Majesty's Customs, or by any other Officer of Her Majesty's Customs authorized in Writing by the Commissioners of Her Majesty's Customs to sue for Penalties and Forfeitures under this Act, and in any of Her Majesty's Possessions abroad by any Government Emigration Agent, or by any such Collector or Comptroller of Customs, or other Officer of Customs so authorized as aforesaid, or by any Officer authorized to sue for Penalties and Forfeitures under this Act by Writing under the Hand and Seal of the Governor of any such Possession, and the Commissioners of Her Majesty's Customs and every such Governor are hereby respectively empowered to grant such Authority as aforesaid: And all Sums of Money made recoverable by this Act as Return of Passage Money, Subsistence Money or Compensation may be sued for and recovered by and for the Use of any Passenger entitled thereto under this Act, or by any of such Officers as aforesaid, for and on behalf and to the Use of any such Passenger or any Number of such Passengers respectively, and in any Case either by One or several Informations or Complaints.

LXXIII. All Penalties and Sums of Money by this Act made recoverable shall and may be sued for and recovered before any Two or more Justices of the Peace acting in any part of Her Majesty's Dominions or Possessions in which the Offence shall have been committed or the Cause of Complaint shall have arisen, or in which the Offender or Party complained against shall happen to be, or acting in any County or Borough or Place adjacent to any River or Inlet of the Sea on which such Offence shall have been committed or Cause of Complaint have arisen; and upon Information or Complaint made before any One Justice of the Peace acting as aforesaid, he shall issue a Summons according to the form in the Schedule (J.) hereto annexed, requiring the Party offending or complained against to appear at a Time and Place to be named therein; and every such summons shall be served on the Party offending or complained against, or shall be left at his last known Place of Abode or of Business, or on Board any Ship to which he may belong; and if such Party shall not appear accordingly, then (upon Proof of the due Service of the Summons by delivering the Summons or a Copy thereof to the Party, or at his last known Place of Abode or of Business, or on board any Ship to which he may belong, to the Person in charge of any such Ship,) any Two of such Justices so acting as aforesaid may either hear and determine the Case in the Absence of the Party, or either of them may issue his Warrant for apprehending and bringing such party before them or any Two Justices so acting as aforesaid; or the Justice before whom the Charge shall be made, if he shall have Reason to suspect, from Information upon Oath, that the Party is likely to abscond, may issue such Warrant in the first instance, without any previous Summons; and either upon the Appearance of the Party offending or complained against, or in his Absence as aforesaid, any Two of such Justices