

other heat generated on board such vessel, in and about the boilers, pipes, and machinery, shall be placed at less than twelve inches distance from such heated metal or other substance likely to cause ignition, unless a column of air or water intervene between such heated surface and any wood or other combustible material so exposed, sufficient at all times and under all circumstances to prevent ignition; and further, when wood is so exposed to ignition, as an additional preventative it shall be shielded by some incombustible material in such manner as to leave the air to circulate freely between such material and wood; provided always, that when the structure of such steamers is such, or the arrangements of the boilers or machinery is such, that the requirements aforesaid cannot without serious inconvenience or sacrifice be complied with, the Inspector may vary them, if in his judgment it can be done with safety.

11. When the inspection is completed, and the Inspector approves of such vessel and her equipment, he shall at least twice in each Season between the first of April and the first of June, and the first of August and the first of October, make and subscribe a Certificate to the Treasurer, or Deputy Treasurer, substantially as follows:—

Having examined the Steamer [name] of , whereof are owners, and , is master, on this day of , A. D. 185 , I, [Inspector's name] do certify that she is in all respects staunch, sea-worthy, and in good condition for navigation, that her engine, machinery, pumps, and boilers are sufficient and suitable to be employed in the carriage of passengers without hazard to life, on the route for which placed, and that the boilers of such steamer can carry with safety from to pounds [here insert number of pounds] per square inch, and no more: And I further certify that the equipment of the vessel throughout, including boats, life boat, life preservers, lights, and other things, is in conformity with the provisions of the Law: And I declare it to be my deliberate conviction, founded on the inspection I have made, that the said steamer may be employed in the waters hereafter specified, without peril to life from any imperfections, or from materials, workmanship, or arrangements of the several parts, or from age or use. And I further certify that the said vessel is to run in the following waters, viz:—[Here insert the waters, &c.]

Which certificate shall be verified by the oath of the Inspector signing, and shall be filed by him in the office of the Treasurer or Deputy Treasurer of the port or place where such examination may be made.

12. Every Inspector who shall be guilty of any neglect of duty required of him under the provisions of this Act, or who shall wilfully certify falsely under this Act, touching any such vessel propelled by steam, her hull, boilers, engines, machinery, pumps, boats, or their appurtenances, or any of her equipments, or any matter or thing contained in any certificate signed, shall on conviction thereof be fined in a sum not exceeding one hundred pounds, or imprisoned for a period not exceeding twelve months, or both, in the discretion of the Court before which convicted.

13. In case the Inspectors do not grant a certificate of approval, they shall, if required so to do, state in writing under their hands the reasons of their refusing such certificate.

14. Every Inspector shall keep an account and record of every steamer inspected and verified by him during the year, with the dates of such inspections and visits, and of all his official acts and doings, which, in the form of a Report to the Lieutenant Governor, shall annually be laid before the Legislature, together with a record of the certificate of inspections of vessels, their boilers, engines, and machinery, whether of approval or disapproval.

15. In all cases of an express or implied undertaking to transmit passengers from place to place, or to supply them with food or lodging, if suitable provision be not made of a full and ample supply of good and wholesome food and water, and of suitable lodging for all such passengers, or if ships,

vessels, wood boats, rafts, or other craft impeding the progress, are taken in tow without previous and seasonable notice to the passengers before the voyage is commenced, in all such cases the owner or master of such steam vessel shall be liable to refund all the money paid for the passage, and to pay also the damages sustained by such default or delay, and any passenger may in any such case refuse to pay his or her passage money; but nothing in this Section shall apply to vessels or crafts found in distress, or to prevent relief being afforded in such cases.

16. That on any steamer navigating Rivers only, when from darkness, fog, disarrangement of the machinery of the boat, or other cause, the engineer shall be of opinion that the further navigation of the vessel is unsafe, the vessel shall be brought to anchor or moored as soon as prudently may be done, provided that if the person in command shall, after being so admonished by such engineer, pursue such voyage, he may do the same, but in such case both he and the owners of such steamer shall be answerable for all damages which shall arise to the person of any passenger or his baggage on board of such steamer, from so pursuing such voyage contrary to such admonition; and no degree of care or diligence shall in such case be held to justify or excuse the person in command, or the owner or owners.

17. Steam boats intended for and confined to the navigation of Rivers and inland navigation, are required to carry not less than two good boats, provided with four oars, of sufficient capacity to carry not less than twelve persons with safety besides the crew, and also not less than six good life preservers, except steam boats confined to the navigation of the River Saint John from Fredericton upwards, which are hereby required to carry one good boat of the like size, and provided as aforesaid.

18. All penalties and forfeitures imposed by this Act, not exceeding the sum of ten pounds, may be sued for and recovered by summary proceeding with costs of suit, at the suit of Her Majesty's Attorney or Solicitor General, or any person who shall prosecute for the same, before two Justices of the Peace in any County of the Province in which the offence shall have been committed, or the cause of complaint shall have arisen, or in which the offender or party complained of shall and may appear to be; or before the Police Magistrate at Saint John or Portland, for any offence against this Act incurred by the owner, captain or engineer of any boat plying on the River Saint John, or to or from any place in the City and County of Saint John; and all penalties above ten pounds shall and may be prosecuted and recovered with costs as aforesaid, in any Court of Record in this Province, by bill, plaint, or information, at the suit of Her Majesty's Attorney or Solicitor General, or any person who may prosecute for the same; and all penalties imposed by this Act shall, when recovered, after payment of expenses, be paid into the Province Treasury as part of the Revenue of the Province.

19. The owner or owners of any such steam boat, who shall permit such boat to navigate in any of the waters of this Province, or to depart from any port or place in this Province with passengers, without all the provisions and requirements of this Act being fully complied with, shall forfeit and pay for every breach or dereliction of duty for which a penalty is not hereinbefore imposed, a sum not exceeding fifty pounds.

20. The master or officer in charge of any such steam boat or vessel, who shall navigate or depart from any port or place in this Province in such vessel without all the provisions of this Act being complied with, shall forfeit and pay a sum not exceeding ten pounds, in addition to the penalty imposed upon the owner or owners, for every offence.

21. If any steam boat shall depart from any port or place in this Province on a voyage to any other port or place in or out of this Province, without having first procured from the Inspector of steam boats or his Deputy, the requisite certificate of such boat being in all respects provided as is required by this Act, the master or owner thereof shall for each and every such neglect forfeit and pay a fine of not less than fifty pounds in