

Provided always that the moneys to be so taken up on loan shall not exceed in the whole at any one time the sum of twenty-five thousand pounds sterling.

2. There shall be laid before the Council of Government on its first meeting in each month a return shewing all moneys taken up under the authority of this Ordinance during the preceding month, and the balance due in respect of such moneys on the last day of such preceding month.

3. All sums of money which may be so taken up by way of loan shall be taken up on the warrant of the Governor directed to the Receiver General, and the receipt of the Receiver General for the time being endorsed on such warrant shall be evidence of the fact of the moneys mentioned in such receipt having been taken up under the authority of this Ordinance and of the time of the same having been so taken up.

4. All moneys which may be taken up on loan from the Colonial Bank under the authority of this Ordinance with interest on the same from the respective times of the same being so taken up shall be charged on the Revenue of the Colony.

Passed in Council this thirtieth day of August, in the year of Our Lord one thousand eight hundred and fifty-nine.

RICHARD D. CADIZ,
Clerk of Council.

No. 2—1860.

1st March.

AN ORDINANCE for the apprenticing of Children.

ROB. W. KEATE.

BE it enacted by His Excellency the Governor, by and with the advice and consent of the Council of Government as follows:

1. It shall be lawful for the father of any child being above the age of ten and under the age of fourteen years, or in case such child has no father for the mother of such child, or in case such child has no father or mother then for the person having the charge of and maintaining such child, to bind any such child to be an apprentice in trade, to be taught any trade, craft, art or mystery for any term not more than seven years, determinable in every case upon such child attaining the age of eighteen years, or in the case of a female upon her being married, and such contract shall be as effectual to all intents and purposes as if such child being of full age by deed of covenant had bound himself or herself.

Father or mother of child may by writing bind such child apprentice to any trade, craft, &c.

2. It shall be lawful for any Stipendiary Justice of the Peace upon the request either of the father or in case there is no father then of the mother, or in case there is no father or mother then of the person having the charge of and maintaining any child being above the age of fourteen years or upon the request of such child, if the Stipendiary Justice of the Peace shall see fit and convenient, to bind such child to be an apprentice in trade to any person to be taught any trade, craft, art or mystery for any term not less than three years, determinable in every case upon such child attaining the age of eighteen years, or in the case of a female child upon her being married, and such Stipendiary Justice shall prescribe the terms and conditions to be contained in the indenture by which such child may be so bound as apprentice, and every master of such apprentice who wilfully refuses or neglects to perform any of such terms or conditions so contained in any such indenture, shall be liable upon conviction thereof before any Justice of the Peace to forfeit any sum not exceeding twenty pounds.

Stipendiary Justice may upon request bind any child apprentice to any trade, craft, &c.

3. It shall and may be lawful for any master or mistress of any such apprentice as aforesaid, with the consent of the father (or if there be no father then with the consent of the mother) where such apprentice be under the age of fourteen years, or with the consent of such apprentice where such apprentice shall be above the age of fourteen years, but in all cases with the authority of the Stipendiary Justice of the district

Master or mistress of apprentice may by indorsement on indenture assign such apprentice to any other person.

where such apprentice was originally bound to assign by indorsement on the indenture of apprenticeship or by other instrument in writing such apprentice to any person who is willing to take such apprentice for the residue of the term mentioned in such indenture of apprenticeship: Provided always that such person to whom such apprentice is intended to be assigned shall at the same time by indorsement on the counterpart of such indenture, or by writing under his or her hand stating the indenture, and the indorsement and consent aforesaid, declare his or her acceptance of such apprentice and acknowledge himself or herself, his or her executors and administrators, to be bound by the agreements and covenants mentioned in the said indenture on the part of the master or mistress of such apprentice to be done and performed, and in such case such apprentice shall be deemed and taken to be the apprentice of such subsequent master or mistress to whom such assignment shall have been made to all intents and purposes whatsoever, and so from time to time as often as any such apprentice shall be assigned.

Covenant for maintenance in indenture of apprenticeship not to continue in force for more than three months after death of master or mistress.

4. In case of the death of any master or mistress of any apprentice during the term of such apprenticeship, the covenant for maintenance of such apprentice contained in the indenture of apprenticeship by which such apprentice shall have been bound, shall not continue and be in force during any longer time than three calendar months next after the death of such master or mistress, and that during such three calendar months such apprentice shall continue to live with and serve as an apprentice the executors and administrators of such master or mistress, or some or one of them, or such person or persons as such executors or administrators, or some or one of them shall appoint; and the master or mistress whom such apprentice shall accordingly serve during the said three calendar months, and also such apprentice shall during that time be subject and liable to all the laws which are or shall be in force for the better government and regulation of masters and apprentices.

Within such three months Stipendiary Justice may by

5. Within such three calendar months after the death of such master or mistress, it shall and may be lawful for any Stipendiary Justice of the Peace, on application

made to him by the widow of such master, or by the husband of such mistress, or by any son or daughter, brother or sister, or by any executor or executrix administrator or administratrix of such master or mistress, by indorsement on any such indenture or the counterpart thereof, or by any other instrument in writing to order and direct that such apprentice shall serve as an apprentice any one of such persons so making such application as aforesaid (such person having lived with and having been part of the family of such master or mistress at the time of his or her death) as the said Justice shall in his discretion think fit, for and during the residue of the term mentioned in such indenture, and the person obtaining such order shall declare his acceptance of such apprentice, by subscribing his or her name to such order; and from and after the making of such order the executors and administrators, and the personal assets, estate and effects of the master or mistress so dying as aforesaid, shall be released and discharged of and from any promise or covenant whatsoever contained in any such indenture on the part of such master or mistress, his or her executors or administrators to be done and performed; and the person obtaining the same shall be and be deemed and taken to be the master or mistress of such apprentice in like manner as if such apprentice had been originally bound to such person; and such last-mentioned master or mistress, his or her executors and administrators shall be held and bound by the several promises and covenants contained in any such indenture on the part of the master or mistress therein named, his or her executors or administrators to be done and performed in like manner as if such master or mistress obtaining such order as aforesaid, had duly executed the counterpart of such indenture; and such master or mistress and apprentice shall be subject and liable to the several penalties, provisions and regulations which may be in force for the better government and good order of masters and apprentices.

6. In case no such application shall be made as aforesaid within three calendar months next after the death of such master or mistress, or in case such Stipendiary Justice shall not think fit that such apprentice

In certain cases at the expiration of said three months indenture to expire.

ticeship should be continued, then the apprenticeship shall be determined, and the indenture and the covenants therein contained, shall be at an end in like manner, as they would be at the expiration of the term therein mentioned.

Stipendiary Justice may, upon proof of ill-treatment, &c., of apprentice, cancel indenture.

7. It shall be lawful for any Stipendiary Justice, if it shall be made to appear to his satisfaction that the master or mistress of any apprentice is guilty of habitual ill-treatment of his or her apprentice, or repeated neglect or violation of any of the conditions of the indenture of apprenticeship, to cancel the indenture of apprenticeship of such apprentice, and in every such case such Stipendiary Justice shall grant a certificate under his hand of such indenture having been cancelled, which certificate shall be entered in the books of the Stipendiary Justice of the district in which such apprentice was originally bound, and in any such case it shall be lawful for any Stipendiary Justice to bind such apprentice to some other person for a term equal to the unexpired term of his original service.

Stipendiary Justice to cause apprentices to be registered as in Schedule A.

8. Every such Stipendiary Justice shall cause all apprentices so bound by him to be registered by the Clerk of the Peace in a book to be kept by such Clerk, in which book shall be entered the name of every such child, together with the other several particulars in manner and form required by this Ordinance, according to the Schedule A hereunto annexed, and each such entry shall be signed by such Stipendiary Justice.

Assignments of apprentices to be registered.

9. Whenever any such apprentice shall be assigned, the Stipendiary Justice shall insert the name and residence of the master or mistress to whom such apprentice shall be so assigned, together with the other particulars in the book or books herein directed to be kept for that purpose by such Stipendiary Justice.

Books of registry open to inspection, &c.

10. It shall and may be lawful for any person or persons, at all seasonable hours to inspect such books, and to take a copy of any entry in such book or books, and a copy of such entry, certified under the hand of the Stipendiary Justice of the district in which the original entry is made, shall be and be deemed to be sufficient evidence in all Courts whatsoever in proof of

the existence of such indentures, and also of the several particulars specified in the said register respecting such indentures, in case it shall be proved to the satisfaction of such Court that the said indentures are lost or have been destroyed.

11. The fees mentioned in the Schedule B hereunto annexed, shall and may be taken by the Stipendiary Justice, and such fees shall be paid by him from time to time into the Colonial Treasury. Fees in Schedule B to be taken.

Passed in Council this first day of March, in the year of Our Lord one thousand eight hundred and sixty.

JAMES H. LACROIX,
Clerk of Council.

SCHEDULE A.

Number.	Date of Indenture.	Name of the Apprentice.	Sex.	Age.	His or her Parents Names.	Their Residence.	Name of persons to whom bound or assigned, as the case may be.	His or her Trade.	His or her residence.	Term of the apprenticeship or assignment.	Stipendiary Justice assenting.	Date of cancellation.
											To be signed by Stip. Jus.	

SCHEDULE B.

For any original Indenture	£	s.	d.
For every Assignment of Apprenticeship	0	10	0
For every Indorsement on the Indenture of Apprenticeship or the counterpart thereof	0	2	6
For every certified Copy of any Entry	0	1	0
	0	2	6