

ment, the court shall deem any question or questions of fact so doubtful, under the evidence submitted, as to render it desirable that an issue should be directed as to such question or questions to be tried by a jury, the court may direct such an issue. Appeals may be taken by any person interested to the Superior or Supreme Court from any such judgment of the court of common pleas, in the same way that appeals are now authorized by law to be taken from rulings or decisions of the court of common pleas made in appeals from settlements or reports of county, borough, or township auditors.

Issue.
Appeals.

When effective.

Section 3. This act shall become effective immediately upon its passage and approval by the Governor.

APPROVED—The 27th day of May, A. D. 1937.

GEORGE H. EARLE

No. 244

AN ACT

To amend sections one, eight, eleven, and thirteen of the act, approved the second day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand five hundred thirteen), entitled "An act regulating the construction, equipment, maintenance, operation and inspection of boilers; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," extending the provisions of said act to unfired pressure vessels.

Sections 1, 8, 11
and 13, act of
May 2, 1929
(P. L. 1513),
amended.

Section 1. Be it enacted, &c., That sections one, eight, eleven, and thirteen of the act, approved the second day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand five hundred thirteen), entitled "An act regulating the construction, equipment, maintenance, operation and inspection of boilers; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," are hereby amended to read as follows:

Boilers.

Section 1. Definitions. Be it enacted, &c., That as used in this act, "boiler" shall mean a vessel in which power or heat is generated, and including all piping and apparatus connected thereto, up to and including the stop-valve or valves nearest the boiler, *and shall also be construed to include unfired pressure vessels carrying a pressure of more than fifteen pounds per square inch, except where the context clearly indicates otherwise.*

"Department" shall mean the Department of Labor and Industry of the Commonwealth of Pennsylvania.

"Establishment" shall mean any room, building or place within this Commonwealth, where persons are em-

ployed or permitted to work for compensation of any kind, to whomever payable, and any place of business to which the public has access, except farms or private dwellings.

“Inspector” shall mean an inspector examined and authorized by the Department of Labor and Industry to inspect boilers in this Commonwealth, or boilers destined for use in this Commonwealth.

“Person” shall mean any individual, firm, partnership, unincorporated association, corporation or municipality.

“Place of public assembly” shall mean any building or portion thereof designed, intended and used for occupation by persons for purposes of entertainment, instruction or amusement.

“School” shall mean any building or portion thereof where persons assemble for purposes of education, and shall include public and private schools, academies, colleges and universities.

Wherever the singular is used in this act, it shall be construed to include the plural, and wherever the masculine gender is used, it shall be construed to include the feminine and neuter.

Section 8. Frequency of Inspection.—Every boiler shall be inspected, both internally and externally, while not under pressure, at least once in every twelve months, and while under operating conditions at least once in every twelve months. Miniature boilers shall be inspected at least once in every twelve months. *Unfired pressure vessels shall be inspected as required by the rules and regulations of the department, except that in no case shall regular inspections be required more than once in every twelve months.*

Section 11. Fees for Inspection and Certificate.—The fee for the certificate of operation for all insured and uninsured boilers shall be one dollar. When boilers are inspected by inspectors of the department, the following fee shall be charged in addition to the certificate fee:

For the internal and external inspection, while not under pressure, of a boiler having a grate area of not more than ten square feet, the fee shall be five dollars. For the internal and external inspection of a boiler, while not under pressure, having a grate area of more than ten square feet, the fee shall be five dollars, and, in addition, ten cents for every square foot of grate area in excess of ten square feet.

For the external inspection of a boiler while under operating conditions, the fee shall be two dollars and fifty cents.

For the inspection of a miniature boiler, the fee shall be two dollars.

For a hydrostatic test of any boiler, a fee of five dol-

lars shall be charged, in addition to the inspection fees hereinbefore provided for.

For unfired pressure vessels, the fee for an external inspection shall be two dollars.

For the internal inspection of an unfired pressure vessel having a superficial area of not more than forty square feet, the fee shall be two dollars and fifty cents.

For the internal inspection of an unfired pressure vessel having a superficial area of more than forty square feet, the fee shall be two dollars and fifty cents, and, in addition, five cents for every square foot of superficial area in excess of forty square feet not to exceed a maximum fee of fifteen dollars.

Section 13. Registration of Boilers.—The owner or user of every boiler in this Commonwealth, except as exempted from the provisions of this act in section two, shall, prior to December thirty-first, one thousand nine hundred and twenty-nine, register with the Department of Labor and Industry every boiler operated by him, giving the type, size, description, name of manufacturer and purpose for which each is used, *except that unfired pressure vessels shall be registered before June first, one thousand nine hundred thirty-eight.* Such registration shall be on forms to be furnished by the department. If the location of any boiler is subsequently changed, such change of address shall be registered with the department within ten days, and, if the purpose for which any boiler is used is changed from that shown on the original registration, the department shall be notified within ten days of such change.

APPROVED—The 27th day of May, A. D. 1937.

GEORGE H. EARLE

No. 245

AN ACT

To enable tax collectors and receivers of taxes to make return of unpaid taxes assessed on seated lands for the years one thousand nine hundred and twenty-nine, one thousand nine hundred and thirty, one thousand nine hundred and thirty-one, one thousand nine hundred and thirty-two, one thousand nine hundred and thirty-three, one thousand nine hundred and thirty-four, and one thousand nine hundred and thirty-five; and validating the liens of such taxes.

Validating lien of taxes where collectors have failed to make a return to the county commissioners.

Section 1. Be it enacted, &c., That whenever any tax collector or receiver of taxes of any county, city, borough, town, township, school district or poor district shall have failed or neglected to make return to the county commissioners of taxes assessed and levied against seated lands for the years one thousand nine hundred and twenty-nine, one thousand nine hundred and