

any of the Bays, Rivers, or Harbours, or in any fresh water Stream or River, after the thirty first day of August in any year, nor between sunset on any Saturday night and sunrise on the following Monday morning, nor in any place at any time by spearing, nor shall any person sell or offer for sale or purchase any Salmon taken by spearing; nothing in this Section shall apply to prevent killock nets remaining set on Sunday, in places where stake nets cannot be set.

19. That angling for Salmon may be permitted until the fifteenth day of September in each year.

20. That no person shall use any net, or take Salmon in any way whatever at any Salmon leap, or where any artificial Salmon-pass shall have been constructed, nor in any pools or ponds where the Salmon are wont to spawn; and no stake net, seine, or weir, or other contrivance for taking Salmon, shall be set or placed within two hundred yards next below any dam erected across any River, stream, or water course.

21. That no drift nets or sweeping nets shall be used for catching Salmon in any River or Stream, or Harbour; any person using the same shall be subject to a penalty of not less than four dollars, nor more than twenty dollars, and shall also forfeit the nets so illegally used.

22. That within the Parishes of Grand Manan, West Isles, Campo Bello, Pennfield, and Saint George, in the County of Charlotte, no seine or net shall be set across the mouth of any Haven, River, Creek, or Harbour, nor in such place extending more than one third the distance across the same, or be within forty fathoms of each other, nor shall they be set within twenty fathoms of the shore at low water mark; and every fish weir in the said Parishes dry at low water mark, or which, in the opinion of Warden or Wardens requires a gate, shall have a gate therein of such dimensions and in such position as he or they may determine; and it shall be the duty of the Warden or Wardens, and the Overseers of the Fisheries in the Parishes in this Section mentioned, to severally seize and remove any net or obstruction whatever, set or placed contrary to the provisions of this Section, and after five days' notice to sell the same, together with any fish found therein, in some public place in the Parish where the seizure is made; after deducting from the proceeds the charges of seizure and sale, the residue shall be applied to the payment of the penalty incurred.

23. That no Herring shall be taken between the fifteenth day of July and the fifteenth day of October in any year, on the spawning ground at the southern head of Grand Manan, to commence at the eastern part of Seal Cove, taking in the two Inner Islands, so called, at a place known as Red Point, thence extending westerly along the coast to the southern head of Bradford's Cove, and extending one mile from the shore; all nets or engines used for catching Herrings on the said ground within that period shall be seized and forfeited, and every person engaged in using the same shall be guilty of a misdemeanor, and be imprisoned for any term not exceeding three months, or fined in a sum not exceeding twenty five pounds.

24. That any person guilty of violating the provisions of Section the seventeenth of this Act, for each offence shall forfeit and pay a fine not exceeding twenty dollars, nor less than four dollars; any person violating the provisions of Section the eighteenth of this Act, shall for each offence forfeit and pay a fine of not exceeding twenty dollars, nor less than four dollars; every person violating the provisions of Section the twenty third of this Act shall, in addition to the pains

and penalties thereby incurred, forfeit and pay for each and every offence a fine of not less than twenty dollars nor more than eighty dollars, in the discretion of the Justices before whom tried; to be sued for and recovered before any two Justices of the County where the offence shall be committed.

25. That the Governor in Council may, by regulations, impose a fine or fix fines and penalties for the breach of any of the provisions of this Act not herein provided for, and make full provision for the further protection of the Fisheries in the various localities in this Province, by rules and regulations for the prevention of spearing, the setting of fixed traps, weirs, or engines, or brush or wooden barricades, the buying or selling of speared Salmon, taking or destroying young Salmon or Spawn, the use of poisonous substances or chemicals, the disturbing of spawning fish, or taking fish to be used for manures, the size of meshes in nets, the manner of setting, and the length of nets, and any other matters deemed necessary, and may fix the fines and penalties for the violation of all and any of the regulations, as he may deem necessary; and such provisions and regulations, when so made and published in the Royal Gazette, shall have all the force of law.

26. That every penalty or forfeiture imposed by this Act, or the regulations made hereunder, may be sued for and recovered on complaint of any Warden of the district, before any Stipendiary or other Magistrate or Magistrates in a summary manner, upon the oath of one or more credible witness or witnesses, and the proceedings and the costs to be recovered shall be the same as provided by law in other cases where summary jurisdiction is given to Magistrates, except so far as is herein otherwise provided.

27. That all penalties incurred under this Act or the regulations, must be sued for within one month from the committal of the offence; and all fines and penalties may be recovered in the ordinary way by distress and sale of the offender's goods and chattels, and for want of such goods and chattels, imprisonment in the common gaol, as provided by law in cases of Summary Convictions.

28. That Chapter 101, Title xxii, of the Revised Statutes, 'Of the Sea and River Fisheries,' and all Acts in addition to and in amendment of the same, are hereby repealed.

29. That an Act made and passed in the twenty third year of the Reign of Her present Majesty, intituled *An Act relating to the Fisheries in the County of Restigouche*, and the regulations of the Sessions made thereunder, shall remain in force until regulations shall be made by the Governor in Council under this Act, at which time the Governor in Council may, by Proclamation in the Royal Gazette, declare the same to be repealed, when this Act, and the regulations made hereunder, so far as the same may be applicable to the County of Restigouche, shall have effect in and apply to that County and to the River Restigouche and its tributaries.

30. Nothing in this Act contained shall in any wise apply to or interfere with the Fisheries of the Harbour of the City of Saint John, or with the rights, powers, duties, authorities or privileges of the Mayor, Aldermen and Commonalty of the City of Saint John.