

## FISHERY REGULATIONS

### TO GOVERN THE SALE OF FISHING LEASES TO BE HELD ON THE 30<sup>TH</sup> DAY OF MARCH, 1887.

No. 1.—Leases for fishing privileges shall determine on the first day of March, A. D. 1892.

No. 2.—The lessee of any lands conveying fishing privileges shall hold subject to the general rights of passage to and from and upon the lands and water conveyed in such lease or privilege of any person or persons who may occupy the said lands or adjacent lands under license from the Crown for lumbering purposes and further to the general right of passage along and upon the river or stream so leased for logs, lumber, boats and vessels of all kinds.

No. 3.—The lessee holding under such fishery lease shall be subject to all lawful regulations of the Department of Marine and Fisheries and engages to co-operate with any officer or officers appointed by the Government of New Brunswick or by the Government of Canada in bringing to light and punishing any offenders against the fishery laws or the regulations made thereunder, or these regulations.

No. 4.—The rental for such fishery leases shall be payable annually, in advance, the first payment to be made on the day of sale, and the subsequent payments on or before the first day of March in each year during the continuance of the lease.

No. 5.—No assignment, transfer or sub-letting of the premises in said leases mentioned shall be permitted without the written consent of the Surveyor General.

No. 6.—The lessee must covenant to exercise all proper precautions against causing fires on the lands and territories leased, or on the adjoining lands, and the said lessee shall be liable for all damage done to the said lands and the timber growing thereon (such lands being Crown Lands), by himself or by his agents or those under his control, either from waste or from want of sufficient precaution in lighting, watching over and putting out fires, and the lessee accepts said fishing lease upon the express condition that it shall be incumbent upon him, in case of damage resulting from fire, to prove that all necessary precautions had been taken by himself, and those under his control, to prevent such damage as aforesaid.

No. 7.—The lease as above mentioned shall confer upon the lessee an exclusive right to the possession of the lands and waters therein described, except as is excepted in these regulations, and shall vest in him the exclusive right to fish in the waters thereto adjoining, at such times and in such manner as may be regulated and allowed by any law or statute of Canada then in force, or any regulation made by virtue thereof.

No. 8.—The Government of the Province shall not be liable or answerable to the lessee for any claim for compensation or indemnity by reason of any error in the description of the boundaries of the premises leased, or by reason of the same embracing any previously granted land, or by reason that any parts of the premises had been included in a lease or leases previously given, or on account of any hindrance to the free use and enjoyment of the rights pertaining to the premises so leased, by the operation of any law enacted or that may be hereafter enacted by the Parliament of Canada or by any action of the Federal Government or any person in its employ.

No. 9.—Any person or persons appointed by the Government of the Province as guardians or protectors of the fisheries, or any officer appointed for such purpose by the Dominion Government, shall be at liberty, at any time or times, and from time to time, to enter upon the leased premises for the purpose of inspecting the same and guarding against the infringement of any of the fishing laws or regulations.

No. 10.—Any lessee who shall violate any of the fishery laws, or any regulations made by virtue thereof, or any of these Regulations, shall forfeit his lease, and the Surveyor General may thereupon annul the same.

No. 11.—The lessee shall covenant to keep and maintain, at his own cost and expense, one or more guardians, as the Surveyor General may direct, within the bounds of his lease, for such term as the Surveyor General may deem necessary for the effectual protection of the fisheries in said lease mentioned, and in case of the lessee's neglect or refusal so to do, the Surveyor General shall be empowered to appoint such guardian or guardians and to recover the expense of such appointment and the wages of such guardian from the lessee by an action at law or otherwise, and in addition thereto may, if he think proper, declare such lease cancelled.

JAMES MITCHELL, *Surveyor General.*

CROWN LAND OFFICE, Fredericton, N. B., 27th January, 1887.

The Surveyor General in fixing the upset price which he has placed upon the fishing privileges has had in view the importance of securing an efficient system of protection, and he looks to the hearty co-operation of all interested in the preservation of the fisheries in realizing such a return from the sales of these rights as will enable the Department to obtain the best results in this direction.