

Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1796. Fredericton: Christopher Sower, Printer to the King's Most Excellent Majesty, 1796.

36 George III – Chapter 6

An Act to amend an Act intituled "An Act for regulating the Fisheries in the different Rivers, Coves and Creeks of this Province" so far as the same respects the Fisheries in that Part of the County of Northumberland which is within the Bay and River Miramichi and its Branches. Passed the 12th March, 1796.

Whereas in and by an act made and passed in the thirty third year of His Majesty's Reign intituled, "An Act for regulating the Fisheries in the different Rivers, Coves, and Creeks, of this Province" it is enacted That the fisheries in that part of the county of Northumberland which is within the Bay and River Miramichi and its branches shall be regulated in the manner therein after mentioned, that is to say, that the Justices of the Peace in the said county in their first General Sessions in each year shall divide the said Bay and River Miramichi and its branches as nearly as may be into five equal districts according to the number of permanent Settlers and shall appoint a certain time and place for the Inhabitants of each respective district to meet and choose two persons the best qualified for that purpose from their knowledge of the fisheries and situation of the Bay and River, all which persons, so chosen, shall forthwith meet together and proceed to make and form such Rules and Regulations for carrying on the fisheries so far as respects the length of Nets in the said Bay and River, as they or the majority of them shall think the best and most proper to be adopted for the year ensuing; which Rules and Regulations are to be returned and submitted to the said Justices in their General Sessions to be held for that purpose to be by the said Justices either rejected or approved of, confirmed and established under such penalties and forfeitures, not exceeding the sum of ten pounds, as to the said Justices shall seem meet and necessary for carrying the same into execution; and that such rules and regulations shall be observed and obeyed by the Overseers of the Fisheries to be, by the said Justices, appointed in the several districts agreeable to the provisions of that act in the same manner as if the same Rules and Regulations were therein and thereby particularly established and enacted. And whereas great inconveniencies have been experienced from the annual Election of Persons to form such Rules and Regulations agreeable to the said provisions of the said herein before recited act: And whereas, certain Rules and Regulations have been made and confirmed at a Special Sessions of the Peace held for the county of Northumberland in the twenty sixth, twenty seventh and twenty eighth days of January one thousand seven hundred and ninety five agreeable to the provisions of the said herein before recited act; and it is expedient that the same should be continued without alterations for the term of three years.—

I. Be it therefore enacted, by the Lieutenant Governor, Council and Assembly, That the Rules and Regulations which have been returned and submitted to the Justices of the Peace for the county of Northumberland at the said Special Sessions herein before mentioned, and by them approved of, confirmed, and established to be observed shall be and remain in full force until the first day of January which will be in the year of our Lord one thousand seven hundred and ninety nine and no longer, any thing in the said herein before recited act to the contrary notwithstanding.

II. And be it further enacted, That the said herein before recited act and every clause, matter and thing therein contained, except wherein the same is hereby altered, shall be and remain in full force, any thing herein before contained to the contrary notwithstanding. Provided, That nothing in this act contained shall extend or be construed to extend to authorize the General Sessions of the Peace for the county of Northumberland to establish a Net across the South West branch of the river Miramichi, or to do any act or thing which shall in any way affect, abridge, extend, or alter the right of Fishery claimed at that place by the Heirs or Assigns, or Widow of the late William Davidson, Esquire, deceased or of any other person or persons whomsoever, any thing in the before recited act to the contrary notwithstanding.