

Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1810. Saint John, NB: Jacob Mott, Printer to the King's Most Excellent Majesty, 1810.

50 George III – Chapter 15

An Act for the preservation of Oysters in the Counties of Westmorland and Northumberland. Passed the 14th of March, 1810.

- I. Be it enacted by the President, Council and Assembly, That no vessel of any kind whatsoever, open boats and canoes excepted, shall at any time anchor on any of the beds of Oysters, in any Bay or Harbour within the Counties of Westmorland and Northumberland, nor shall any person whatever ground any vessel, on any Oyster bed, within any of said Bays or Harbours, for the purpose of taking Oysters, except open boats and canoes. And if any person or persons whosoever shall anchor any vessel as aforesaid, or shall ground any vessel on such Oyster bed, for the purpose of taking Oysters, every person so offending shall incur the penalty of sixty shillings for every offence.
- II. And be it further enacted, That it shall be the duty of every person taking Oysters, on such Oyster bed, in any boat, canoe or vessel whatever, to take into such boat, canoe or vessel, shells or rubbish, they may rake up: and shall not throw the same again into the water, but shall convey the same to the shores at low watermark; and every person offending herein shall incur the penalty of forty shillings for every offence.
- III. And be it further enacted, That all and every person or persons taking Oysters in the winter season, through the ice, by tongs or otherwise, shall convey all shells, stones, or rubbish they may rake or take up, to the shore, and not suffer the same to lie on the ice, nor throw the same into the water: and if any person or persons shall not carry or convey such stones, shells or rubbish on shore, within the space of six hours, every person so neglecting, shall for every offence incur the penalty of twenty shillings.
- IV. And be it further enacted, That the aforesaid penalties, and every of them, shall and may be sued for, in an action or debt in a summary way, before any Justice of the Peace in the said Counties respectively, where the offence shall be committed; and when recovered, one half of such penalty shall be to the use of the person suing and prosecuting for the same; and the other half shall be applied for the purpose of erecting buoys in such harbours or bays respectively, and paid over accordingly: And it shall be the duty of all Constables resident in the limits or contiguous to such bays and harbours, to prosecute all breaches of this Act
- V. And be it further enacted, That this Act shall continue and be in force five years, and to the end of the then next Session of the General Assembly, and no longer.