

Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1812. Saint John, NB: Jacob Mott, Printer to the King's Most Excellent Majesty, 1812.

52 George III – Chapter 15

An Act to alter and amend an Act, intituled “An Act for the further regulation of Fisheries, and for preventing their decay.” Passed the 7th of March, 1812.

Whereas in and by the second Section of an Act made and passed in the fiftieth year of His Majesty's Reign, intituled “An Act for the better regulation of Fisheries, and for preventing their decay,” it is among other things enacted, that no drift net be used for the purpose of catching fish in the harbour of Saint John, and whereas it is just and reasonable that the privilege of catching fish in the different rivers, coves and creeks of this Province, should be equalised where no infringement is made to existing laws, nor injury done to individuals:

- I. Be it therefore enacted by the President, Council, and Assembly, That from and after the passing of this Act, it shall and may be lawful for the Freemen and inhabitants of the City of Saint John, to use drift nets for the purpose of catching Shad only, within the said harbour, from the first day of May, to the first day of June, in each and every year, from Navy Island, to lower ferry point, under the direction of the overseers of the Fisheries, and according to the Laws and Ordinances of the Mayor, Aldermen and Commonalty of the said City, any thing in the herein before recited Act to the contrary notwithstanding: Provided always that no nets used for drifting as aforesaid, shall exceed thirty fathoms in length, or be made use of within a less distance than thirty fathoms from each other, under the penalty of ten pounds.
- II. And be it further enacted, That hereafter no drift net shall be used below Worden's tavern, at the head of the Long Reach, after the first day of June under the penalty of ten pounds, for each and every offence, any law, usage or custom, to the contrary notwithstanding.
- III. And be it further enacted, That all penalties incurred by virtue of this Act, shall be recovered and applied in like manner as penalties are recoverable in the herein before recited Act: And whereas the provisions made in the fourth Section of the said herein before recited Act, have been found ineffectual for the purposes thereby intended.
- IV. And be it further enacted, That no net shall be set in any river, cove or creek in this Province, for the purpose of taking Salmon at any time between the first day of October, and the first day of April, in each and every year, under the penalty of ten pounds, for each and every offence, to be recovered, paid and applied in like manner as is directed by the third Section of the said herein before recited Act, and every such net shall also be liable to seizure, and sale in the manner, and under the conditions and regulations prescribed for the seizure and sale of nets, by the first Section of the said herein before recited Act; and that all the penalties inflicted in and by the said fourth Section, of the said herein before recited Act, shall be also recovered, paid and applied as thereby directed in the same manner as if this Act had not been made.