

*Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1845.* Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1845.

8 Victoria – Chapter 71

**An Act in addition to and in amendment of the Act now in force for regulating the Fisheries in the County of Northumberland. Passed 27th March 1845.**

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, it shall not be lawful for any person or persons to drift or sweep for Salmon with nets or seines, nor for any person or persons, Indians excepted, to spear Salmon or Grilts in any part of the Bay, Harbour, River or Branches of the Miramichi, any law, usage or custom to the contrary notwithstanding.

II. Be it enacted, That from and after the passing of this Act, any person or persons who shall drift, sweep or spear for Salmon or Grilts contrary to the provisions of this Act, or any person or persons who shall set or allow any net to remain set in any part of the Bay, Harbour, River or Branches of the Miramichi, between sunset on Saturday night and sunrise on Monday morning, contrary to the provisions in that respect of an Act made and passed in the thirty ninth year of the Reign of His Majesty King George the Third, intituled An Act for regulating the Fisheries in the County of Northumberland, such person so offending shall for each and every of the offences above enumerated, forfeit and pay the sum of five pounds upon conviction thereof, upon the oath of one or more credible witness or witnesses, before any two of Her Majesty's Justices of the Peace for the said County, and levied by warrant of distress and sale of the offender's goods, rendering the overplus, (if any,) after deducting the costs and charges, to such offender; and for want of goods and chattels whereon to levy the said fine, costs and charges, such offender or offenders shall be imprisoned without bail or mainprize for a term not less than twenty days nor exceeding thirty days; one half of which penalty, when recovered, to be paid to the informer or person prosecuting for the same, and the other half to the Overseers of the Poor of the Parish or Town within the limits of which such offence shall be committed, to be applied to the use of the Poor of such Town or Parish.

III. And be it enacted, That if any person or persons shall set, drift or sweep with any net or seine, the meshes of which shall be of a size to catch grilt and not salmon, and shall with such net or seine catch grilt in drifting or sweeping, or by setting such net, he or they shall be liable to the penalties of this Act in like manner as if he or they should be found drifting or sweeping with a salmon net; to be recovered and applied in the same manner as is mentioned and prescribed in the second section of this Act: Provided always, that nothing in this section contained, shall affect or be construed to affect an interference with the laws now in force for the protection of the Herring Fisheries in the said County, anything in this Act contained to the contrary in anywise notwithstanding.

IV. And be it enacted, That this Act shall continue and remain in force until the first day of May which will be in the year of our Lord one thousand eight hundred and fifty.