

brought within six calendar months next after the fact committed and not afterwards, and the Defendant or Defendants in such action or suit may plead the general issue only, and give this Act and the special matter in evidence on the trial.

FORM OF OATH.

I, A. B. swear that I will faithfully discharge the duties of a Member of the Board of Police of the Town of Belleville, to the best of my skill and knowledge—So help me God.

Form of oath for members of the board.

CHAP. XV.

AN ACT for the preservation of the Fishery within Burlington Bay.

[Passed 20th April, 1836.]

WHEREAS an Act passed in the fourth year of the Reign of His late Majesty King George the Fourth, chapter thirty-seventh, entitled “An Act for the better preservation of the Herring Fishery at the outlet of Burlington Bay,” hath been found insufficient for the purposes intended, and it is necessary to repeal the said Act, and to make further provision for the preservation of the said Fishery: *Be it therefore enacted* by the King’s Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, entitled, “An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty’s reign, entitled, ‘An Act for making more effectual provision for the Government of the Province of Quebec in North America,’ and to make further provision for the Government of the said Province,” and by the authority of the same, That the above-recited Act shall be and the same is hereby repealed.

Preamble.
Reciting 4 Geo. 4,
c. 37.

The recited Act
repealed.

II. *And whereas*, The use of Seines and Nets in the said Burlington Bay is found to be destructive to the Fishery by destroying the spawn deposited on the shallow parts thereof: *Be it therefore enacted by the authority aforesaid*, That it shall not be lawful from and after the passing of this Act at any time to draw any Seine or other Net in the said Bay, except within the distance of half a mile from the land at the outlet thereof.

Seines not to be used
within half a mile of
Burlington Bay.

Gill nets, &c. obstructing the passage of fish prohibited.

III. *And be it further enacted by the authority aforesaid,* That no person shall at any time set Nets, commonly called Gill Nets, in the waters of Burlington Bay, nor shall any person set any Net or other device whatsoever, so as to prevent the free passage of the fish to and from the said Bay.

Penalty not exceeding £5, for any offence committed under this Act ;

To be recovered before one Justice ;

Commitment in default of payment ;

Application of penalties.

IV. *And be it further enacted by the authority aforesaid,* That if any person or persons shall offend against the provisions of this Act, every person so offending shall forfeit and pay a sum not exceeding five pounds, nor less than ten shillings, with costs, on conviction before any one or more of His Majesty's Justices of the Peace for the District of Gore, on the oath of one or more credible witness or witnesses, or in default of payment shall be committed to the common gaol of the District for a term not exceeding thirty days, nor less than two days, unless the penalty and costs be sooner paid; one-half of the said penalty to be paid to the informer or informers, and the other half into the hands of His Majesty's Receiver General, to and for the public uses of this Province, to be accounted for to His Majesty, through the Lords Commissioners of his Treasury for the time being, in such manner and form as His Majesty, his Heirs and Successors shall be graciously pleased to direct.

CHAP. XVI.

AN ACT to alter and amend an Act passed in the eighth year of His Majesty's reign, entitled "An Act to confer upon His Majesty certain powers and authorities necessary to the making, maintaining, and using the Canal intended to be completed under His Majesty's direction, for connecting the waters of Lake Ontario with the River Ottawa, and for other purposes therein-mentioned."

[Passed, 20th April, 1836.]

Preamble:
Reciting 8 Geo. 4,
c. 1.

WHEREAS doubts have arisen whether under the provisions of the Act passed in the eighth year of the reign of His late Majesty, chapter one, entitled "An Act to confer upon His Majesty certain powers and authorities necessary to the making, maintaining, and using the Canal intended to be completed under His Majesty's direction for connecting the waters of Lake Ontario with the River Ottawa, and for other purposes therein-mentioned," it was intended to afford remuneration for the damages sustained by any person or persons in consequence of stone, earth, timber, wood, or other materials having been taken under the authority of the said Act for the construction of the said Canal, as well as the