

Exception.

Destruction of cages, &c.

birds, cockoos, owls. &c. or to take their nests or eggs, except eagles, falcons, hawks and other birds of the falconidæ, wild pigeons, kingfishers, crows, ravens, waxwings (*récollets*), shrikes, jays, magpies, spar crows and starlings; and whosoever finds any nets, traps, springs, snares, cages, &c. so placed or set, may take possession of or destroy the same. 47 V., c. 25, s. 7; 59 V., c. 20, s. 2.

Certain persons may kill, &c., certain animals at any time.

1401a. Proprietors, possessors and farmers may at any time, chase away or kill animals, protected by this section, causing or threatening to cause damage to their moveable or immoveable property. 59 V., c. 20, s. 3.

Snares, &c., forbidden.

1402. It is forbidden to take, at any time, by means of ropes, snares, springs, cages, nets, pits or traps of any kind, any of the animals or birds, the hunting of which is prohibited by articles 1396 and 1400, and to place, construct, erect or set, either wholly or in part, any engine for such purpose; and any person finding any engine so placed, constructed, erected or set, of whatever nature it may be may take possession of or destroy the same, as well as any snare or trap set or extended to take the fur-bearing animals mentioned in article 1399, when such snares or traps remain so set or extended during the time when the hunting of such animals is prohibited. 47 V., c. 25, s. 6; 58 V., c. 21, s. 3.

Destruction of such.

Use of fire-arm over certain calibre forbidden.

1403. It is forbidden, in hunting any of the birds mentioned in article 1400, to make use of any fire arm of a calibre greater than 8. 47 V., c. 25, s. 6; 50 V., c. 16, s. 7.

Use of strychnine, &c., forbidden.

1404. It is forbidden at all times, to use strychnine or any other déleterious substance whatsoever, or any spring-gun, to hunt or take, kill or destroy any animal protected by this section. 59 V., c. 20, s. 4.

Seizure of animals and birds, &c., killed, &c., during close season.

1405. Every game keeper shall forthwith seize all animals or birds protected by the preceding articles, or any portions of such animals or birds, found by him in the possession or custody or in the care of any person during any close-season, or which appear to him to have been taken or killed during such period, or by any of the illegal means set forth in articles 1402, 1403 and 1404, and bring them before any justice of the peace, who shall, if it is proved that the law has been broken, declare them confiscated, either in whole or in part, for the benefit of the Province, and condemn the party in whose possession, custody or care such animals or birds have been found, to the penalty provided in article 1410.