

at least one foot in depth of water running over the mouth thereof; the bottom of such ladder to be water-tight and to be covered with stone, and at every six feet pieces of wood or stone to be fastened at right angles to the sides thereof, and to be secured to each side alternately, so as to make the current of water flow from side to side,—the openings to be not less than one foot in width, and the pieces of wood or stone so jutting out from the sides to be not less than two feet in height; the lower end of such fish ladder to be secured to the bottom of the main channel of the river, or otherwise shall be conformable to the model of the fish ladder now deposited in the office of the Provincial Secretary.

3. Whenever the words “waste-gate” or “slopes” occur in the chapter hereby amended, the same shall be construed to mean the fish ladder described in the second section of this act. Definition of terms.

4. No fish shall be taken within such fish ladder, nor within the locks of the Snubenacadie Canal, nor within sixty yards therefrom, under a penalty of forty dollars for every offence. Penalty for taking fish, &c.

5. Section eleven of Chapter 95 of the Revised Statutes, third series, “Of River Fisheries,” is hereby repealed. Sec. 11, cap. 95 repealed.

6. Every mill owner who shall not erect and maintain a suitable and efficient fish-way as hereinbefore provided, or shall not leave the channel open, on or before the thirtieth day of September next, shall be liable to a penalty of one hundred dollars; and if any dam now existing, or hereafter to be erected, shall be kept up contrary to this act, the same may be prostrated under the terms and provisions of section thirteen of said chapter. Penalty for not providing fishway.

CHAPTER 36.

An Act to amend Chapter 95 of the Revised Statutes, “Of River Fisheries.”

Nova Scotia.

(Passed the 7th day of May, A. D., 1866.)

Be it enacted by the Governor, Council, and Assembly, as follows :

1. Section 4 of the said chapter is amended as follows :—“The Sessions shall have power to make orders for the prevention of traps or such other contrivances as they may consider objectionable being set for catching or destroying fish in any of the bays, harbours, rivers, streams, or creeks in this Province, or on the shores thereof, to be enforced by penalties not exceeding forty dollars for each breach thereof.” Sessions may make order for prevention of traps, &c.

2. Section 7 of the said chapter is hereby amended, by making the distance mentioned in said section between contrivances for catching fish one hundred yards, instead of one-eighth of a mile. Distance between contrivances.