

to prevent their taking, drying, or curing, fish therein, or, in any other manner whatever abusing the privileges hereby reserved to them."

The British Act of 1819, 59 Geo. III. chapter 38, giving effect to the treaty, authorized the Crown "to make such Regulations, and to give such Directions, Orders and Instructions to the Governor of Newfoundland, or to any officer or officers on that station, or to any other person or persons whomsoever, as shall or may be deemed proper and necessary for the carrying into effect the purposes of the said Convention, with relation to the taking, drying, or curing, of fish by the inhabitants of the United States of America, in common with the British subjects within the limits set forth in the said Article of the said Convention hereinbefore recited."

Another section provided that such Restrictions or Regulations as may be necessary to prevent American fishermen from taking, drying, or curing, fish in the renounced bays and harbours; or, in any other manner whatever, abusing the said privileges conceded to them by the said Treaty, and the Act, should be made by Order-in-Council, or by the Governor of such parts of His Majesty's dominions. And the last section provided that any person, or persons, refusing to depart from such bays, or harbours, or refusing or neglecting to conform to any such Regulations or Directions, were to be liable to a penalty of £200.

By the latter proviso of the Fishery Article, the United States expressly acknowledged the sovereignty of Great Britain in the words that American fishermen "shall be under such Restrictions as may be necessary" to regulate the concession, and to prevent the abuse, of the fishery privileges conceded to them within the British territorial coast-waters described in the Article. And the British Act, as the exercise of that sovereignty, authorized the Crown, by Order-in-Council, to prescribe, or to vest authority in Newfoundland to prescribe, such Restrictions or Regulations as should be deemed proper and necessary for carrying into effect the purposes of the treaty; which authority