

- 44.** The nineteenth clause of the said Act shall be amended by adding to it: "nor shall any lease be granted for fishing in the said Burlington Bay and Dundas Marsh." Section 19 amended.
- 45.** The use of nets or other apparatus for the capture of salmon shall be confined to tidal waters, and any fishery officer may determine the length of each net so to be set any where in the tide way; provided that nothing contained in this section shall prevent the use of nets for catching salmon in the lakes of Upper Canada. As to Acts for catching salmon.
- 46.** All nets, or other lawful appliances for the capture of salmon, shall be placed within the estuary fishings at distances of not less than 200 yards apart on each side, or along either bank of any river or stream, without intermediate fishing materials of any kind being set or used in and about any other part of the stream. Made of setting nets.
- 47.** Any Fishery Inspector or Overseer may prescribe either in writing or orally on sight, the distance apart to be left between salmon nets and their extension, elsewhere than in such places as this Act defines the same. Power of Inspector. &c.
- 48.** The use of pound and trap nets is prohibited: and no net or other device shall be so placed as to obstruct the passage of fish into and from their accustomed resorts for the purpose of spawning and increasing their species. Certain nets prohibited.
- 49.** In Upper Canada, no salmon shall be captured within two hundred yards of the mouth of any creek or stream which salmon frequent to spawn. As to spawning rivers in U. C.
- 50.** Whales, seals and porpoises shall not be hunted or killed by means of rockets, explosive instruments, or shells, under a penalty not exceeding \$300. Rockets, &c. not to be used.
- 51.** The catching, killing or molesting of fish when passing or attempting to pass through any fishway, or in surmounting any obstacle or leaps, the use of any invention to catch, kill, or molest fish in the mill-dams, fish-ways, mill-heads, and water courses appurtenant thereto, are hereby forbidden. Killing fish at certain places forbidden.
- 52.** Bass and doree shall not be taken or killed in any way between the 1st of June and 1st of August any year. Close season for bass and Dory.
- 53.** The Commissioner of Crown Lands may sanction the adaptation of any natural or artificial obstructions in salmon rivers, to the passage of fish; and in any case may receive private aid and contributions towards effecting the same. Passages for salmon.
- 54.** All materials or appliances used, and all fish had in contravention to this Act, shall be confiscated to Her Majesty, and the proceeds of disposal thereof may be applied towards defraying expenses under this Act. Things used in contravention of this Act forfeited.
- 55.** Fines and forfeitures, and proceeds derived from the sale of confiscated articles, under this Act, shall be paid into the Department of Crown Lands, and applied towards the expenses incurred for the protection of fisheries. Application of fines, &c.
- 56.** When not otherwise specified, every proprietor or proprietress owner, agent, or tenant, occupier, or person actually in charge, either as occupant or servant, shall be deemed to be jointly or severally liable for penalties recoverable under any of the provisions of the Fisheries Act. Who shall be liable.