

CAP. XXXVI.

An Act to Regulate the Fisheries in the District of Gaspé.

[18th September, 1841.]

WHEREAS the Fisheries in the Inferior District of Gaspé are of great importance to the Trade of this Province; Be it therefore enacted, by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of, and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, in the Session held in the third and fourth years of Her Majesty's Reign, and intituled *An Act to Re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*; and it is hereby enacted, by the authority of the same, that all and every Her Majesty's subjects shall peaceably have, use and enjoy the freedom of taking bait, and of fishing in any river, creek, harbor, or road, with liberty to go on shore on any part within the Inferior District of Gaspé, between Cape Chat, on the South side of the River Saint Lawrence, and the first rapid of the River Ristigouche within the said District, and on the Island of Bonaventure, opposite Percé, for the purpose of salting, curing and drying fish there, to cut wood for making and repairing stages, flakes, hurdles, cook-rooms and other purposes necessary for preparing their fish for exportation, or that may be useful to their fishing trade, without hindrance, interruption, denial, or molestation from any person or persons, whomsoever: Provided such river, creek, harbour, or road, or the land upon which such wood may be cut doth not lie within the bounds of any private property by grant from Her Majesty, or Her Royal Predecessors, or other title proceeding from such grant by Her Majesty, or Her Royal predecessors or by grant made prior to the year one thousand seven hundred and sixty, or held under and by virtue of any location certificate, or title derived therefrom, or under and by virtue of any title derived under any Act of the Legislature of the late Province of Lower Canada or of this Province.

Preamble.

Right to fish
& land on the
shores of Gas-
pé.

II. And be it further enacted by the authority aforesaid, that the Master or Commander of any Vessel fitted out from the United Kingdom of Great Britain and Ireland, or the Dominions thereunto belonging, as well as all other subjects of Her Majesty, may take possession of so much of the unoccupied beach within the aforesaid Inferior District of Gaspé, as may be necessary for curing his fish, and preparing it for exportation, and to retain and enjoy the same so long as he shall not leave it unoccupied for the space of twelve calendar months, in which case it shall be lawful for any other person or persons to take possession thereof in part or the whole, for the same purposes and on the same condition: Provided that

Occupation
of the Beach.

Proviso.