

An Act further to amend the Act respecting fishing by
foreign vessels.

HER Majesty, by and with the advice and consent of the Preamble.
Senate and House of Commons of Canada, enacts as
follows:—

1. The fifth section of the Act *respecting fishing by foreign* 31 Vict., c. 61,
5 *vessels*, passed in the thirty-first year of Her Majesty's reign, s. 5, repealed.
chapter sixty-one, is hereby repealed, and the following section is
hereby enacted in its stead.

“ 5. Goods, ships, vessels and boats, and the tackle, rigging, New section.
“ apparel, furniture, stores and cargo seized as liable to forfeiture
10 “ under this Act, shall be forthwith delivered into the custody of
“ such fishery officer, or customs officer, or other person as the
“ Minister of Marine and Fisheries may from time to time direct,
“ or retained by the officer making the seizure in his own custody if
“ so directed by the Minister, in either case to be secured and kept
15 “ as other goods, ships, vessels and boats, and the tackle, rigging,
“ apparel, furniture, stores and cargo seized are directed by the
“ laws in force in the Province, in which the seizure is made, to be
“ secured and kept.”

2. The sixth section of the said Act is hereby repealed, and the Section 6 re-
20 following section is hereby enacted in its stead. pealed.

“ 6. All goods, vessels and boats, and the tackle, rigging, apparel, New section,
“ furniture, stores and cargo condemned as forfeited under this Act,
“ shall be sold by public auction, by direction of the officer having
“ the custody thereof, under the provisions of the next preceding
25 “ section of this Act, and under regulations to be from time to
“ time made by the Governor in Council, and the proceeds of every
“ such sale shall be subject to the control of the Minister of Marine
“ and Fisheries, who shall first pay therefrom all necessary costs and
“ expenses of custody and sale, and the Governor in Council may
30 “ from time to time apportion three-fourths, or less, of the net
“ remainder, among the officers and crew of any Queen's ship, or
“ Canadian Government vessel, from on board of which the seizure
“ was made, as they may think right, reserving for the Govern-
“ ment, and paying over to the Receiver General, at least one-fourth
35 “ of such net remainder, to form part of the Consolidated
“ Revenue Fund of Canada; but the Governor in Council may,
“ nevertheless, direct that any goods, vessel, or boat, and the
“ tackle, rigging, apparel, furniture, stores and cargo, seized and
“ forfeited shall be destroyed, or be reserved for the public service.”

40 3. This Act shall be construed as one with the Act hereby Act to be one
amended; and the sixth section of the said Act, as contained in the with amended
second section of this Act, shall apply to all goods, vessels, and Act.
boats, and the tackle, rigging, apparel, furnitures, stores and cargo,
condemned under the said Act before the passing of this Act, and
45 to the proceeds of the sale thereof, remaining to be applied and
paid at the time of the passing of this Act.