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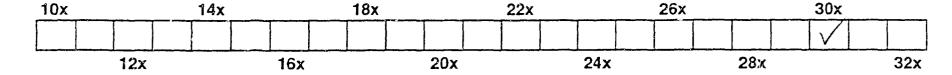
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4th Session, 3d Parliament, 14 Victoria, 1851

BILL.

An Act to prevent the hunting of Deer with hounds at improper seasons of the year, and further to amend the laws for the preservation of Game.

Received and read a first time, Friday, 13th June, 1851.

Second reading, Monday, 16th June, 1851.

Mr. McFarland.

BILL.

An Act to prevent the hunting of Deer with Hounds at improper seasons of the year, and further to amend the laws for the preservation of Game.

HEREAS divers inhabitants of Upper Canada have Preamble. petitioned Parliament to pass a law for restraining the hunting and killing of Deer with hounds, and it is but reasonable to comply with the prayer of their petition, 5 inasmuch as Deer are yearly becoming scarcer: And whereas it is also desirable to alter the time of year for killing Woodcocks, Wild Ducks and Snipe in this Province, experience having shewn that the seasons now prescribed by law are not the proper ones for such sport-10 ing: Be it therefore enacted, &c.,

That it shall not be lawful for any person or persons to when only chase, hunt, shoot, take or kill any Deer, Fawn, Moose Deer may be killed with or Elk of any species, either with or without hounds of any hounds or breed or sort, or to allow any hound of any kind or sort otherwise. 15 belonging to him or them, or in his or their possession, or under his or their control, to be used for such purpose, or to follow such chase of its own accord and unaccompanied by any person, within this Province, except during the period between the first of August and the 20 first of January in each following year, any law to the contrary notwithstanding.

II. And be it enacted, That the time or season for Seasonfor shooting, taking and killing Wild Ducks, Teal, Widgeon killing wild Ducks, and other aquatic birds, shall be and is hereby declared 25 to be between the first day of July and the first day of April in the following year, and the time or season for shooting and killing Woodcocks shall be and is hereby and Wooddeclared to be between the first day of July and the first cocks. day of January in the following year, and the shooting 30 or killing of Snipe shall be lawful at all seasons of the year.

III. And whereas it is also desirable to prevent the Recital. extinction of Speckled Trout: be it therefore enacted, Time for kill-That the time or season for taking or killing Speckled ing Speckled 35 Trout, shall be and is hereby declared to be between the first day of April and the first day of September, (inclusive) in each and every year, any law to the contrary notwithstanding.

IV. And be it enacted, That if any person or persons Penalties on 40 shall chase, hunt, shoot, take or kill, or shall assist in or persons contravening this encourage any chasing, hunting, shooting, taking or killing Act. any Deer, Fawn, Moose or Elk, with hounds of any breed or

sort, within this Province, or shall allow any hound of any kind or sort, belonging to him or them, or in his or their possession, or under his or their control, to be used for such purpose, or to follow such chase of its own accord or unaccompanied by any person, at any time of the year, except during the period heretofore mentioned, or shall take or kill any Wild Duck, Teal, Widgeon or other aquatic birds at any other season of the year than between the first day of July and the first day of April before mentioned, or shall kill any Woodcock at any other time 10 than between the first day of July and the first day of January before mentioned, or shall take or kill any Speckled Trout at any other time than between the first. day of April and the first day of September before mentioned, such person or persons shall for every offence 15 be liable to the pains and penalties imposed upon persons by the Act passed in the seventh year of Her Majesty's Reign, intituled, "An Act to prohibit the hunting " and killing of Deer and other game within this Province "at certain seasons of the year," and the person or per- 20 sons who are guilty of offending against the provisions of the said Act, and the person or persons offending against this Act, shall be prosecuted, and the penalties and pains shall be enforced in the same form, and by the same means and in the same manner as are prescribed with 25 regard to offenders under the said Act: Provided always, that one moiety of all fines to be imposed by virtue of the provisions of this Act or of the said Act imposing fines and penalties, shall be awarded to the party charging the offence in writing, and the other moiety shall be paid to 30 the Treasurer of the Municipality where the offence is alleged to have been committed, to be applied by such Treasurer to the general funds of such Municipality.

Act of U. C. 2 Viet. e. 12, to apply to offences against this Act.

V. And be it enacted, That so much of any Act, or of any part of an Act as shall be repugnant or contrary to 35 the provisions of this Act shall, in so far as the same may apply to Upper Canada, be and the same is hereby repealed.

VI. And be it enacted, That the second section of the Act passed in the twelfth year of Her Majesty's Reign, 40 and intituled, "An Act to prohibit the use of Strychnine" and other poisons for the destruction of certain kinds of "wild animals," shall hereafter be read, construed and have effect as if the words "Justice of the Peace" in the said section had not been inserted therein; and the 45 fourth section of the said Act shall be and is hereby rerepealed; and the said Act, as hereby amended, shall, from and after the passing of this Act, extend to Upper Canada as well as Lower Canada.

VII. And be it enacted, That this Act shall be in force 50 in Upper Canada only, and shall not apply to Indians who are permanent inhabitants of this province.