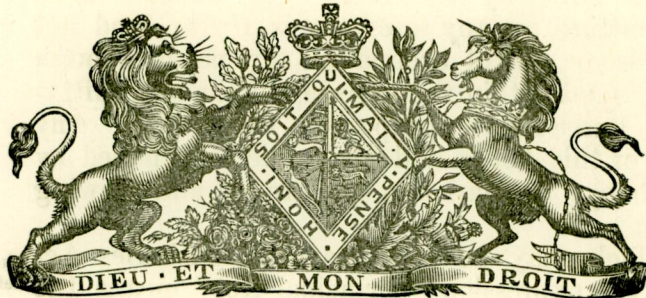


This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

*Legislative Assembly Chamber,
Sydney, 27 April, 1883.* }

STEPHEN W. JONES,
Clerk of Legislative Assembly.

New South Wales.



ANNO QUADRAGESIMO SEXTO

VICTORIÆ REGINÆ.

No. .

An Act to amend the "Fisheries Act 1881."

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows:—

1. Notwithstanding anything contained in the Principal Act
5 nets may be used of such dimensions in such tidal waters and during such times as may be prescribed by regulations to be made by the Governor under section nine of the said Act. Amendment of Principal Act as to nets.

2. Notwithstanding anything contained in the Principal Act
10 it shall be discretionary and not obligatory for the Justice to order unlawful nets used by or found in the possession of offenders within the meaning of the eleventh or any other section of the said Act to be forfeited and such forfeited nets may be sold by order of the Commissioners and the whole amount of every penalty fine forfeiture and proceeds of sales under the Principal and this Act shall be paid
15 into the Consolidated Revenue Fund. Amendment of sections 11 59 &c. of the Principal Act.

Fisheries Act Amendment.

3. So much of clause two of the Principal Act as defines a natural oyster-bed is hereby repealed and from and after the passing of this Act the following shall be deemed to be a natural oyster-bed viz.—Any bank shore bed or place of deposit in any tidal waters
5 wherein oysters which have not been laid down by artificial means are or shall be found.

4. Leases of shores of tidal waters for the purposes of and at a rental not less than that prescribed by the thirty-second section of the Principal Act and including any such proportion of deep
10 water frontage to the foreshore as the Governor may think proper to lease may be made by the Governor (provided that no single lease comprises more than two thousand lineal yards of shore) for any term not exceeding fifteen years renewable from time to time on the applica-
15 tion of the lessee during the twelfth year of the term for a like term not exceeding fifteen years from the expiration of the preceding term and upon such further conditions and provisions (including the reser-
20 vation of an increased rent during the whole or any part of the new term) as the Governor may think proper. And such conditions and provisions may be declared either by regulations or in the leases or in
25 both. Where the land abutting on any foreshore is Crown land not under lease promise of lease or lawful occupation any person though not an owner lessee or occupant within the meaning of the said thirty-second section may be a lessee for the purposes of this section. Any lease under the Principal or this Act may describe the area leased by
reference to posts stakes buoys or marks on the ground and showing the limits of the said area.

5. In this Act which may be cited as the “Fisheries Act Amendment Act 1883” the expression “Principal Act” means the
“Fisheries Act 1881” (44 Vic. No. 26).

FISHERIES ACT AMENDMENT BILL.

SCHEDULE of the Amendments referred to in Message of 1st May, 1883.

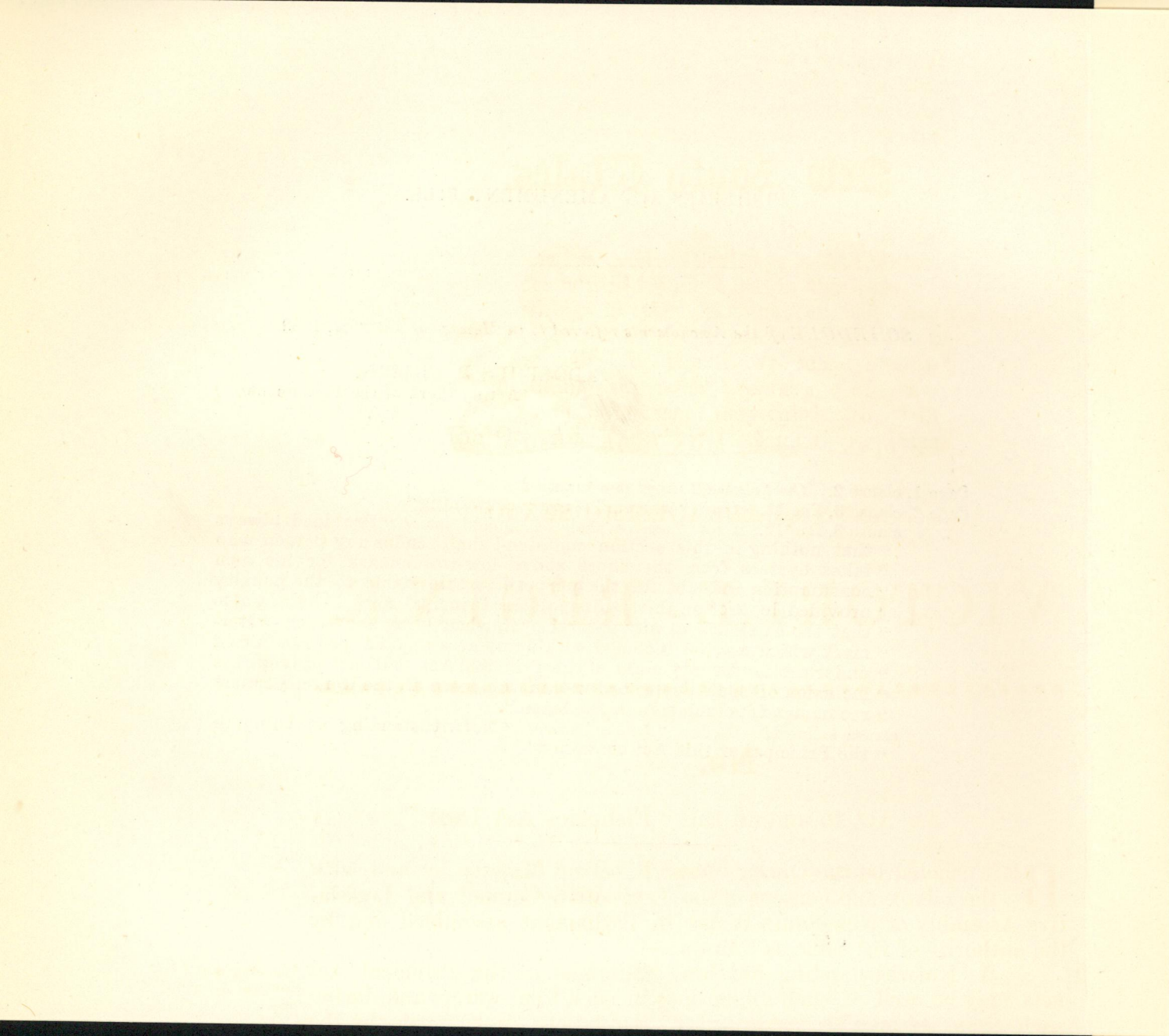
ADOLPHUS P. CLAPIN,
Acting Clerk of the Parliaments.

Page 1, clause 2. *Omit* clause 2 *insert* new clause 2.

Page 2, clause 3, line 11. *Omit* "wherein" *insert* "containing"

" clause 3, line 12. *Omit* "are or shall be found" *insert* "Provided always
" that nothing in this section contained shall render any person who
" takes oysters from the shore above low-water-mark for his own
" consumption and not for the purpose of sale liable to the penalty
" provided by section thirty-nine of the Principal Act Provided also
" that the existence of any natural oyster-bed lying above low-water-
" mark which may be included within any area applied for to be leased
" under section twenty-eight of the Principal Act shall not prevent the
" inclusion of such oyster-bed within the lease if the Commissioners
" recommend its inclusion in the lease."

clause 4 line 22. *Before* "Leases" *insert* "Notwithstanding anything in
" the Principal or this Act contained"



This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

*Legislative Assembly Chamber,
Sydney, 27 April, 1883. }*

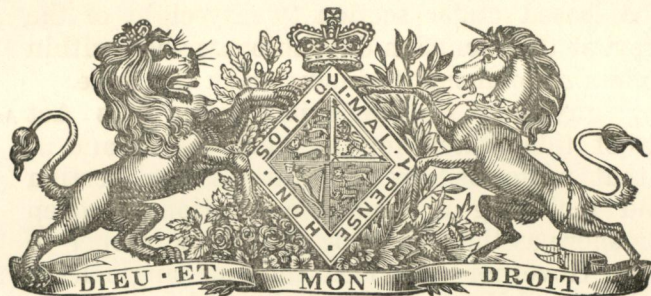
*STEPHEN W. JONES,
Clerk of Legislative Assembly.*

The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.

*Legislative Council Chamber,
Sydney, 1st May, 1883. }*

*ADOLPHUS P. CLAPIN,
Acting Clerk of the Parliaments.*

New South Wales.



ANNO QUADRAGESIMO SEXTO

VICTORIÆ REGINÆ.

No. .

An Act to amend the "Fisheries Act 1881."

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows:—

5 1. Notwithstanding anything contained in the Principal Act Amendment of Principal Act as to nets. nets may be used of such dimensions in such tidal waters and during such times as may be prescribed by regulations to be made by the Governor under section nine of the said Act.

10 2. Notwithstanding anything contained in the Principal Act Amendment of sections 11 59 &c. of the Principal Act. it shall be discretionary and not obligatory for the Justice to order unlawful nets used by or found in the possession of offenders within the meaning of the eleventh or any other section of the said Act to be forfeited and such forfeited nets may be sold by order of the Commissioners and the whole amount of every penalty fine forfeiture 15 and proceeds of sales under the Principal and this Act shall be paid into the Consolidated Revenue Fund.

247—

2.

NOTE.—The words to be omitted are ruled through; those to be inserted are printed in black letter.

Fisheries Act Amendment.

2. Notwithstanding anything contained in the Principal Act the Justices shall not order any unlawful nets used by or found in the possession of any person convicted under the eleventh twelfth or thirteenth sections of the Principal Act to be forfeited to Her Majesty unless such person has been previously convicted of using an unlawful net within the meaning of any of the said cited sections.

Amendment of sections 11 12 and 13 of Principal Act.

3. So much of clause two of the Principal Act as defines a natural oyster-bed is hereby repealed and from and after the passing of this Act the following shall be deemed to be a natural oyster-bed viz.—Any bank shore bed or place of deposit in any tidal waters ~~wherein~~ containing oysters which have not been laid down by artificial means ~~are or shall be found~~ Provided always that nothing in this section contained shall render any person who takes oysters from the shore above low-water-mark for his own consumption and not for the purpose of sale liable to the penalty provided by section thirty-nine of the Principal Act Provided also that the existence of any natural oyster-bed lying above low-water-mark which may be included within any area applied for to be leased under section twenty-eight of the Principal Act shall not prevent the inclusion of such oyster-bed within the lease if the Commissioners recommend its inclusion in the lease.

Definition of natural oyster-bed.

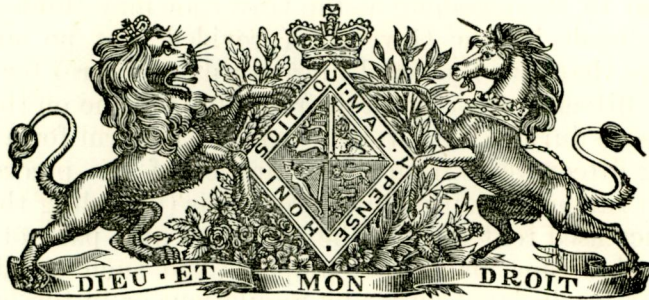
4. Notwithstanding anything in the Principal or this Act contained leases of shores of tidal waters for the purposes of and at a rental not less than that prescribed by the thirty-second section of the Principal Act and including any such proportion of deep water frontage to the foreshore as the Governor may think proper to lease may be made by the Governor (provided that no single lease comprises more than two thousand lineal yards of shore) for any term not exceeding fifteen years renewable from time to time on the application of the lessee during the twelfth year of the term for a like term not exceeding fifteen years from the expiration of the preceding term and upon such further conditions and provisions (including the reservation of an increased rent during the whole or any part of the new term) as the Governor may think proper And such conditions and provisions may be declared either by regulations or in the leases or in both Where the land abutting on any foreshore is Crown land not under lease promise of lease or lawful occupation any person though not an owner lessee or occupant within the meaning of the said thirty-second section may be a lessee for the purposes of this section Any lease under the Principal or this Act may describe the area leased by reference to posts stakes buoys or marks on the ground and showing the limits of the said area.

As to leases.

5. In this Act which may be cited as the “Fisheries Act Amendment Act 1883” the expression “Principal Act” means the “Fisheries Act 1881” (44 Vic. No. 26).

Short title and definition.

New South Wales.



ANNO QUADRAGESIMO SEXTO

VICTORIÆ REGINÆ.

No. XXV.

An Act to amend the "Fisheries Act 1881." [Assented to, 2nd May, 1883.]

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows:—

1. Notwithstanding anything contained in the Principal Act Amendment of Principal Act as to nets. nets may be used of such dimensions in such tidal waters and during such times as may be prescribed by regulations to be made by the Governor under section nine of the said Act.

2. Notwithstanding anything contained in the Principal Act Amendment of sections 11 12 and 13 of Principal Act. the Justices shall not order any unlawful nets used by or found in the possession of any person convicted under the eleventh twelfth or thirteenth sections of the Principal Act to be forfeited to Her Majesty unless such person has been previously convicted of using an unlawful net within the meaning of any of the said cited sections.

3. So much of clause two of the Principal Act as defines a Definition of natural oyster-bed. natural oyster-bed is hereby repealed and from and after the passing of this Act the following shall be deemed to be a natural oyster-bed viz.—Any bank shore bed or place of deposit in any tidal waters containing oysters which have not been laid down by artificial means Provided always that nothing in this section contained shall render any

Fisheries Act Amendment.

any person who takes oysters from the shore above low-water-mark for his own consumption and not for the purpose of sale liable to the penalty provided by section thirty-nine of the Principal Act Provided also that the existence of any natural oyster-bed lying above low-water-mark which may be included within any area applied for to be leased under section twenty-eight of the Principal Act shall not prevent the inclusion of such oyster-bed within the lease if the Commissioners recommend its inclusion in the lease.

As to leases.

4. Notwithstanding anything in the Principal or this Act contained leases of shores of tidal waters for the purposes of and at a rental not less than that prescribed by the thirty-second section of the Principal Act and including any such proportion of deep water frontage to the foreshore as the Governor may think proper to lease may be made by the Governor (provided that no single lease comprises more than two thousand lineal yards of shore) for any term not exceeding fifteen years renewable from time to time on the application of the lessee during the twelfth year of the term for a like term not exceeding fifteen years from the expiration of the preceding term and upon such further conditions and provisions (including the reservation of an increased rent during the whole or any part of the new term) as the Governor may think proper And such conditions and provisions may be declared either by regulations or in the leases or in both Where the land abutting on any foreshore is Crown land not under lease promise of lease or lawful occupation any person though not an owner lessee or occupant within the meaning of the said thirty-second section may be a lessee for the purposes of this section Any lease under the Principal or this Act may describe the area leased by reference to posts stakes buoys or marks on the ground and showing the limits of the said area.

Short title and definition.

5. In this Act which may be cited as the "Fisheries Act Amendment Act 1883" the expression "Principal Act" means the "Fisheries Act 1881" (44 Vic. No. 26).