

## SUNK NETS BILL.

### *SCHEDULE of Amendments referred to in Message of 23rd December, 1891.*

- Page 1, Title. *Omit* "declare unlawful and"
- Page 1, Preamble, lines 1 to 4. *Omit* "Whereas great injury is caused to the Fisheries of New South Wales by the use of Sunk Nets, sometimes also known as Trawls, and it is expedient to prohibit the use of such nets for the future, both in tidal and inland waters"
- Page 1, Preamble, line 4. *Omit* "therefore"
- Page 1, clause 2, line 13. *After* "purse" *insert* "attached and"
- Page 1, clause 2, line 13. *Omit* "or intended to be used"
- Page 1, clause 2, line 18. *After* "bottom" *omit* remainder of clause, *insert* "and 'any 'Magistrate' means a Stipendiary or Police Magistrate or any two Justices of the Peace"
- Page 2, clause 3, line 4. *Omit* "from and" *insert* "If any person shall on or"
- Page 2, clause 3, line 6. *Omit* "every" *insert* "cast, draw, haul or shoot any"
- Page 2, clause 3, lines 6 and 7. *Omit* "shall be deemed an unlawful net if the same be cast, drawn, or used"
- Page 2, clause 3, line 8. *After* "streams" *insert* "or in any other tidal waters to which the Governor shall, by proclamation in the Gazette, declare the provisions of this section to extend"
- Page 2, clause 3, lines 10 to 12. *Omit* "and if any person shall after the said date cast, draw, haul, or shoot any sunk net in or on any such waters"
- Page 2, clause 3, line 18. *Omit* "Stipendiary or Police"
- Page 2, clause 3, lines 18 and 19. *Omit* "or any two Justices in Petty Sessions, the Magistrate or Justices shall" *insert* "who may"
- Page 2, clause 3, line 24. *Omit* "or by"
- Page 2, clause 3. At end of clause *add* "Provided that it shall be lawful for the Governor, by proclamation, as aforesaid, to rescind, vary, or amend any proclamation extending the provisions of this Act"
- Page 2. *After* clause 3, *insert* new clause 4.
- Page 2, clause 4, 5, lines 41 and 42. *Omit* "found in any boat or vessel in any of the waters mentioned in the preceding section, or"
- Page 2, clause 4, 5, line 44. *After* "waters" *insert* "or was found in any boat or vessel in any of the waters mentioned in the third section of this Act for the purpose of being cast, drawn, hauled, or shot,"
- Page 2, clause 4, 5, line 54. *Omit* "Stipendiary or Police"
- Page 2, clause 4, 5, lines 54 and 55. *Omit* "or before two or more Justices"
- Page 2, clause 5. *Omit* clause 5
- Page 3, clause 6, line 7. *After* "shall" *insert* "on conviction before any Magistrate"
- Page 3, clause 6, line 9. *After* "imprisonment" *insert* "for any term"
- Page 3, clause 6, line 10. *Omit* "Justices" *insert* "Magistrate"
- Page 3. *After* clause 6, *insert* new clause 7.

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*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, 23 September, 1891. }*

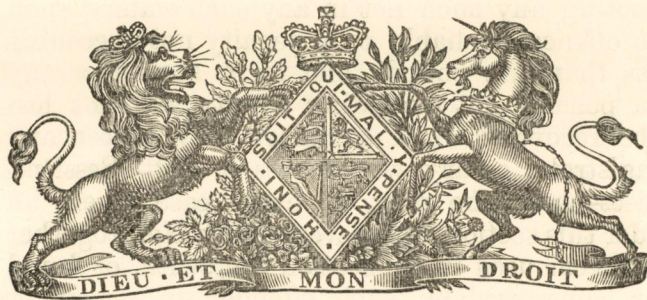
F. W. WEBB,  
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*The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.*

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JOHN J. CALVERT,  
*Clerk of the Parliaments.*

## New South Wales.



ANNO QUINQUAGESIMO QUINTO

# VICTORIÆ REGINÆ.

\*\*\*\*\*

No. .

An Act to declare ~~unlawful and~~ prevent the use of certain Fishing Nets known as Sunk Nets, and to make other provision subsidiary thereto.

**W**HEREAS great injury is caused to the Fisheries of New South <sup>Preamble.</sup> Wales by the use of Sunk Nets, sometimes also known as Trawls, and it is expedient to prohibit the use of such nets for the future, both in tidal and inland waters: Be it therefore enacted by <sup>5</sup> 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. This Act may be cited as the "Sunk Nets Act, 1891," and <sup>Short title.</sup> shall be read with and as amending the "Fisheries Act, 1881," and any Act or Acts amending the same.

2. In this Act the expression "Sunk Net" means any net <sup>Interpretation.</sup> having a cod or purse attached and used or intended to be used for the purpose of catching, or capable of catching, fish or prawns, and so <sup>15</sup> hung on the cork or upper line thereof, and weighted on the lead or lower line thereof, as to sink such cork or upper line below the surface of the water in order that the net may be hauled or drawn along, or nearly along, the bottom, and ~~whether such net be used, or~~ intended

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

*Sunk Nets.*

~~intended for use, in tidal waters, or in inland waters, or waters not influenced by the tides.~~ and "any Magistrate" means a Stipendiary or Police Magistrate or any two Justices of the Peace.

3. ~~From and~~ If any person shall, on or after the first day of <sup>Sunk Nets prohibited, &c.</sup> 5 January, in the year one thousand eight hundred and ninety-two, every cast, draw, haul, or shoot any Sunk Net ~~shall be deemed an unlawful net if the same be cast, drawn, or used in the waters of Port Jackson, Botany Bay, or Broken Bay, or their tributary streams, or in any other tidal waters to which the Governor shall, by proclamation in~~ 10 ~~the Gazette, declare the provisions of this section to extend, And if any person shall after the said date cast, draw, haul, or shoot any Sunk Net in or on any such waters, or assist or aid in casting drawing, hauling, or shooting any such net in any such waters, such person shall for the first offence be liable to a penalty not exceeding~~ 15 ~~five pounds and not less than two pounds, and for a second or any subsequent offence to a penalty not exceeding twenty and not less than five pounds, to be recovered in a summary way before any Stipendiary or Police Magistrate, or any two Justices in Petty Sessions. The Magistrate or Justices shall~~ who may, in every case where an 20 offender is convicted under this section, order every Sunk Net; together with all warps, ropes, and gear used in connection therewith, or found in the possession of, or being used by, such offender, in, or on, or attached to, any boat or vessel in which such offender shall have been when such net was cast, drawn, hauled, or shot from ~~or by~~ such boat 25 or vessel, together with all fish and prawns found in such boat or vessel, or in the possession of such offender, to be forfeited to Her Majesty: Provided that it shall be lawful for the Governor, by proclamation as aforesaid, to rescind, vary, or amend any proclamation extending the provisions of this Act.

30 4. In order to allow the catching of prawns in deep water, <sup>Exemption in certain cases.</sup> the Governor, on the recommendation of the Commissioners, may, notwithstanding anything in this Act to the contrary, exempt from its operation, by proclamation in the Government Gazette, any portion or portions of any tidal water specified in the last preceding section 35 hereof, or any waters to which its provisions may hereafter be extended: Provided that the Governor may at any time rescind or vary any such proclamation.

4. 5. Any inspector, assistant inspector of fisheries, or any officer <sup>Offenders may be apprehended.</sup> of police, or constable may, with or without warrant, seize any Sunk 40 Net, together with all gear and appliances in connection with such Sunk Net ~~found in any boat or vessel in any of the waters mentioned in the preceding section, or which at or immediately before the time of seizure was in process of being cast, drawn, hauled, or shot in such waters, or was found in any boat or vessel in any of the waters~~ 45 ~~mentioned in the third section of this Act for the purpose of being cast, drawn, hauled, or shot, and may also, with or without warrant, apprehend and lodge with the gaoler or person in charge of any gaol, watch-house, lock-up, or police-station any person offending against any of the provisions of this Act who, on demand made, shall refuse~~ 50 ~~to give his true name and address; but any Justice or any such gaoler or person in charge as aforesaid may liberate any person so lodged in custody on such person entering into a recognizance [with or without sureties] in the sum of twenty pounds conditioned for his appearance before any Stipendiary or Police Magistrate or before two or~~ 55 ~~more Justices at a day and place to be therein mentioned.~~

5. Any Justice of the Peace, upon an information on oath <sup>Justice may grant a warrant to enter suspected places.</sup> that there is probable cause to suspect any breach of the provisions of this Act to have been committed, may, by warrant under his hand and seal, authorize and empower any Inspector of Customs or Police

*Sunk Nets.*

or any officer to enter any premises, vessel, or boat whatsoever for the purpose of searching for and seizing any net declared by this Act to be an unlawful net.

6. Any person who shall assault, resist, or obstruct, or encourage  
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Assaulting, &c.,  
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ACT No.

or any other to either any provision, rule or order of the Board of Directors for the purpose of carrying out the objects of the Act.

Any person who contravenes any provision of this Act shall be liable to a fine of not more than five hundred dollars or to imprisonment for not more than six months, or to both such fine and imprisonment.

It is hereby declared that the provisions of this Act shall apply to any person who is a member of the Board of Directors of the Bank of New Zealand at the time when the Act comes into force.

The provisions of this Act shall not apply to any person who is a member of the Board of Directors of the Bank of New Zealand at the time when the Act comes into force.

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STATE OF NEW YORK

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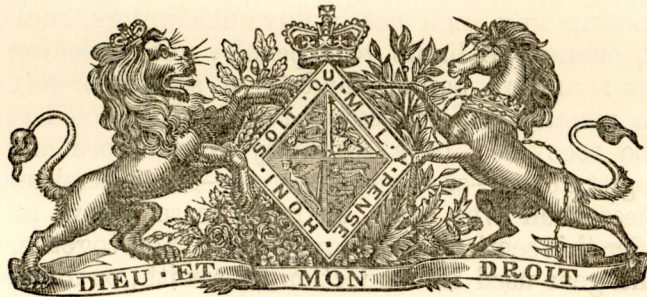
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*Sunk Nets.*

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3. ~~From and~~ If any person shall, on or after the first day of <sup>Sunk Nets prohibited, &c.</sup> January, in the year one thousand eight hundred and ninety-two, every cast, draw, haul, or shoot any Sunk Net shall be deemed an unlawful net if the same be cast, drawn, or used in the waters of Port Jackson, Botany Bay, or Broken Bay, or their tributary streams, or in any other tidal waters to which the Governor shall, by proclamation in the Gazette, declare the provisions of this section to extend, And if any person shall after the said date cast, draw, haul, or shoot any Sunk Net in or on any such waters, or assist or aid in casting drawing, hauling, or shooting any such net in any such waters, such person shall for the first offence be liable to a penalty not exceeding five pounds and not less than two pounds, and for a second or any subsequent offence to a penalty not exceeding twenty and not less than five pounds, to be recovered in a summary way before any Stipendiary or Police Magistrate, or any two Justices in Petty Sessions. The Magistrate or Justices shall who may, in every case where an offender is convicted under this section, order every Sunk Net, together with all warps, ropes, and gear used in connection therewith, or found in the possession of, or being used by, such offender, in, or on, or attached to, any boat or vessel in which such offender shall have been when such net was cast, drawn, hauled, or shot from or by such boat or vessel, together with all fish and prawns found in such boat or vessel, or in the possession of such offender, to be forfeited to Her Majesty: Provided that it shall be lawful for the Governor, by proclamation as aforesaid, to rescind, vary, or amend any proclamation extending the provisions of this Act.

4. In order to allow the catching of prawns in deep water, the Governor, on the recommendation of the Commissioners, may, notwithstanding anything in this Act to the contrary, exempt from its operation, by proclamation in the Government Gazette, any portion or portions of any tidal water specified in the last preceding section hereof, or any waters to which its provisions may hereafter be extended: Provided that the Governor may at any time rescind or vary any such proclamation. <sup>Exemption in certain cases.</sup>

5. Any inspector, assistant inspector of fisheries, or any officer of police, or constable may, with or without warrant, seize any Sunk Net, together with all gear and appliances in connection with such Sunk Net found in any boat or vessel in any of the waters mentioned in the preceding section, or which at or immediately before the time of seizure was in process of being cast, drawn, hauled, or shot in such waters, or was found in any boat or vessel in any of the waters mentioned in the third section of this Act for the purpose of being cast, drawn, hauled, or shot, and may also, with or without warrant, apprehend and lodge with the gaoler or person in charge of any gaol, watch-house, lock-up, or police-station any person offending against any of the provisions of this Act who, on demand made, shall refuse to give his true name and address; but any Justice or any such gaoler or person in charge as aforesaid may liberate any person so lodged in custody on such person entering into a recognizance [with or without sureties] in the sum of twenty pounds conditioned for his appearance before any Stipendiary or Police Magistrate or before two or more Justices at a day and place to be therein mentioned. <sup>Offenders may be apprehended.</sup>

5. Any Justice of the Peace, upon an information on oath that there is probable cause to suspect any breach of the provisions of this Act to have been committed, may, by warrant under his hand and seal, authorize and empower any Inspector of Customs or Police <sup>Justice may grant a warrant to enter suspected places.</sup>

*Sunk Nets.*

or any officer to enter any premises, vessel, or boat whatsoever for the purpose of searching for and seizing any net declared by this Act to be an unlawful net.

- 5           6. Any person who shall assault, resist, or obstruct, or encourage  
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 missioners to use Sunk Nets for the purposes of science.

Assaulting, &c.,  
 Inspectors and others  
 in execution of  
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Not to apply to  
 scientific  
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The first thing to notice when you enter the room is the smell of the sea. It is a fresh, clean smell that fills the air. The room is bright and airy, with large windows that let in the sunlight. The furniture is simple and functional, and the overall atmosphere is one of comfort and relaxation. The staff are friendly and attentive, and they will do everything possible to make your stay enjoyable. The food is delicious and the service is excellent. The room is clean and well-maintained, and the view is simply beautiful. This is a great place to stay if you are looking for a peaceful and relaxing vacation. The location is perfect, and the amenities are top-notch. The staff are professional and the service is impeccable. The room is spacious and the view is stunning. The food is fresh and the service is prompt. This is a truly wonderful experience that you will not want to miss. The room is a perfect blend of comfort and style, and the service is second to none. The staff are friendly and the atmosphere is warm and inviting. The food is delicious and the service is excellent. The room is clean and well-maintained, and the view is simply beautiful. This is a great place to stay if you are looking for a peaceful and relaxing vacation. The location is perfect, and the amenities are top-notch. The staff are professional and the service is impeccable. The room is spacious and the view is stunning. The food is fresh and the service is prompt. This is a truly wonderful experience that you will not want to miss.

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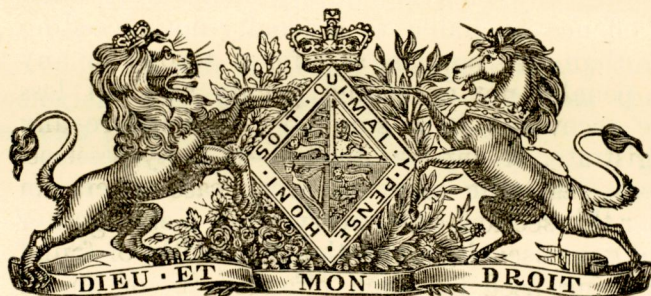
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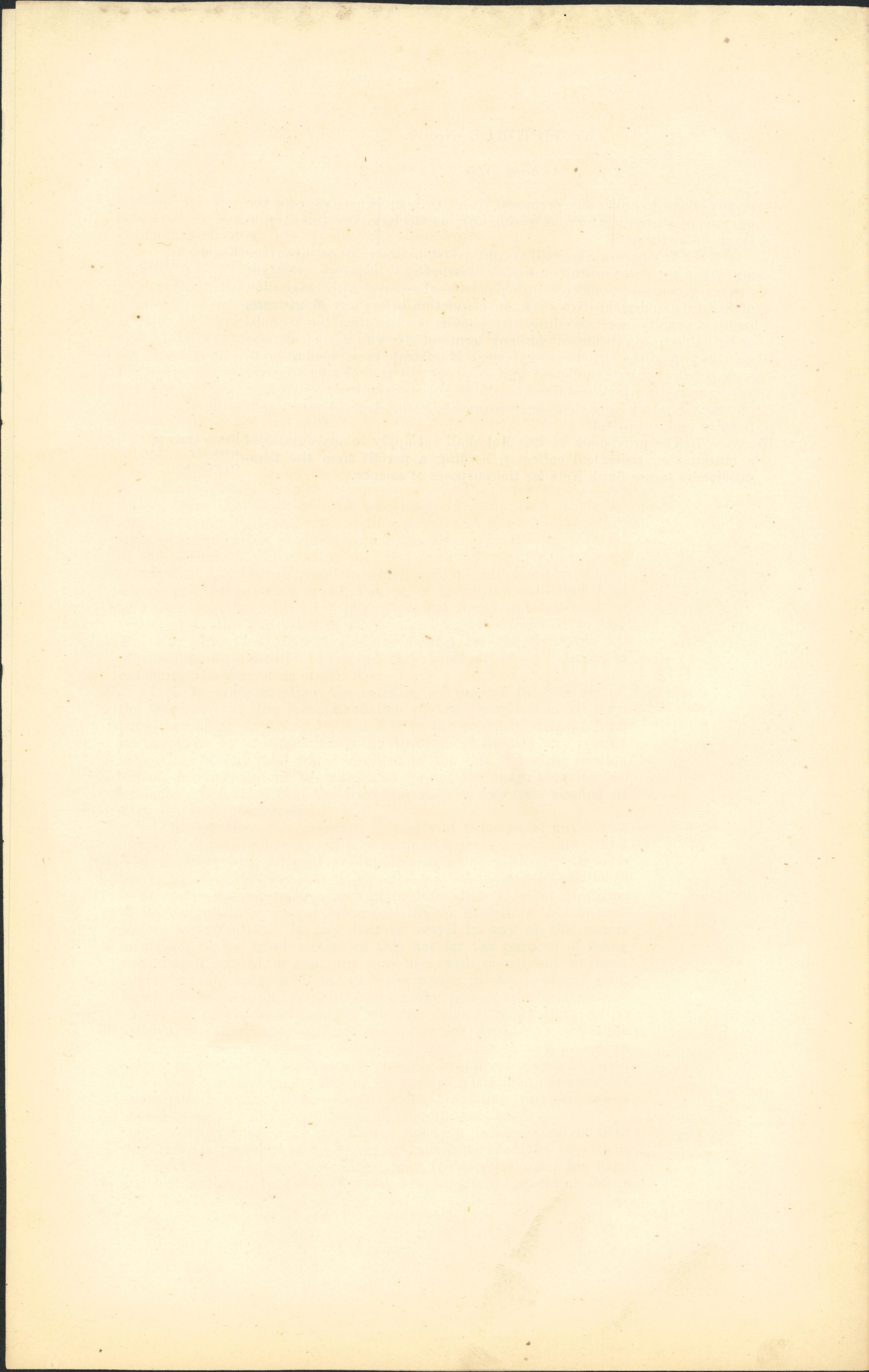
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Not to apply to  
 scientific  
 collectors.





*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, 23 September, 1891.* }

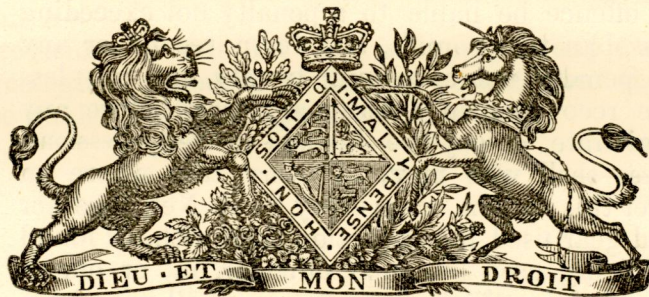
F. W. WEBB,  
*Clerk of Legislative Assembly.*

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

*Legislative Council Chamber,  
Sydney, December, 1891.* }

*Clerk of the Parliaments.*

## New South Wales.



ANNO QUINQUAGESIMO QUINTO

# VICTORIÆ REGINÆ.

\*\*\*\*\*

No. .

An Act to declare ~~unlawful and~~ prevent the use of certain Fishing Nets known as Sunk Nets, and to make other provision subsidiary thereto.

**W**HEREAS great injury is caused to the Fisheries of New South <sup>Preamble.</sup> Wales by the use of Sunk Nets, sometimes also known as Trawls, and it is expedient to prohibit the use of such nets for the future, ~~both in tidal and inland waters:~~ Be it therefore 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. This Act may be cited as the "Sunk Nets Act, 1891," and <sup>Short title.</sup> shall be read with and as amending the "Fisheries Act, 1881," and any Act or Acts amending the same.

2. In this Act the expression "Sunk Net" means any net <sup>Interpretation.</sup> having a cod or purse attached and used ~~or intended to be used~~ for the purpose of catching, or capable of catching, fish or prawns, and so hung on the cork or upper line thereof, and weighted on the lead or lower line thereof, as to sink such cork or upper line below the surface of the water in order that the net may be hauled or drawn along, or nearly along, the bottom, and ~~whether such net be used, or~~ intended

40—

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

*Sunk Nets.*

~~intended for use, in tidal waters, or in inland waters, or waters not influenced by the tides, and "any Magistrate" means a Stipendiary or Police Magistrate or any two Justices of the Peace.~~

3. ~~From and~~ If any person shall, on or after the first day of <sup>Sunk Nets prohibited,</sup> January, in the year one thousand eight hundred and ninety-two, <sup>&c.</sup> every cast, draw, haul, or shoot any Sunk Net shall be deemed an unlawful net if the same be cast, drawn, or used in the waters of Port Jackson, Botany Bay, or Broken Bay, or their tributary streams, or in any other tidal waters to which the Governor shall, by proclamation in the Gazette, declare the provisions of this section to extend, And if any person shall after the said date cast, draw, haul, or shoot any Sunk Net in or on any such waters, or assist or aid in casting drawing, hauling, or shooting any such net in any such waters, such person shall for the first offence be liable to a penalty not exceeding five pounds and not less than two pounds, and for a second or any subsequent offence to a penalty not exceeding twenty and not less than five pounds, to be recovered in a summary way before any Stipendiary or Police Magistrate, or any two Justices in Petty Sessions. The Magistrate or Justices shall **who may**, in every case where an offender is convicted under this section, order every Sunk Net, together with all warps, ropes, and gear used in connection therewith, or found in the possession of, or being used by, such offender, in, or on, or attached to, any boat or vessel in which such offender shall have been when such net was cast, drawn, hauled, or shot from or by such boat or vessel, together with all fish and prawns found in such boat or vessel, or in the possession of such offender, to be forfeited to Her Majesty: Provided that it shall be lawful for the Governor, by proclamation as aforesaid, to rescind, vary, or amend any proclamation extending the provisions of this Act.

4. In order to allow the catching of prawns in deep water, <sup>Exemption in certain cases.</sup> the Governor, on the recommendation of the Commissioners, may, notwithstanding anything in this Act to the contrary, exempt from its operation, by proclamation in the Government Gazette, any portion or portions of any tidal water specified in the last preceding section hereof, or any waters to which its provisions may hereafter be extended: Provided that the Governor may at any time rescind or vary any such proclamation.

4-5. Any inspector, assistant inspector of fisheries, or any officer of police, or constable may, with or without warrant, seize any Sunk Net, together with all gear and appliances in connection with such Sunk Net found in any boat or vessel in any of the waters mentioned in the preceding section, or which at or immediately before the time of seizure was in process of being cast, drawn, hauled, or shot in such waters, or was found in any boat or vessel in any of the waters mentioned in the third section of this Act for the purpose of being cast, drawn, hauled, or shot, and may also, with or without warrant, apprehend and lodge with the gaoler or person in charge of any gaol, watch-house, lock-up, or police-station any person offending against any of the provisions of this Act who, on demand made, shall refuse to give his true name and address; but any Justice or any such gaoler or person in charge as aforesaid may liberate any person so lodged in custody on such person entering into a recognizance [with or without sureties] in the sum of twenty pounds conditioned for his appearance before any Stipendiary or Police Magistrate or before two or more Justices at a day and place to be therein mentioned. <sup>Offenders may be apprehended.</sup>

5. Any Justice of the Peace, upon an information on oath that there is probable cause to suspect any breach of the provisions of this Act to have been committed, may, by warrant under his hand and seal, authorize and empower any Inspector of Customs or Police <sup>Justice may grant a warrant to enter suspected places.</sup>

*Sunk Nets.*

or any officer to enter any premises, vessel, or boat whatsoever for the purpose of searching for and seizing any net declared by this Act to be an unlawful net.

- 5 6. Any person who shall assault, resist, or obstruct, or encourage  
 10 any other person to assault, resist, or obstruct any inspector, assistant  
 inspector, constable, officer, or other person whatsoever in the execution  
 of his duty under this Act shall, on conviction before any **Magistrate**,  
 incur a penalty not exceeding fifty pounds nor less than ten pounds,  
 or be liable to imprisonment for any term not exceeding six calendar  
 15 months. And the adjudicating Justices **Magistrate** may, in addition to  
 such penalty, order a sufficient sum to be paid by the offender to cover  
 any damage or injury sustained by the person so assaulted, resisted, or  
 obstructed, which sum shall be recoverable in the same manner as a  
 penalty under this Act.
- 15 7. The provisions of this Act shall not apply to any curator of  
 a museum or zoological collector, holding a permit from the Com-  
 missioners to use Sunk Nets for the purposes of science.

Assaulting, &c.,  
 Inspectors and others  
 in execution of  
 their duty.

Not to apply to  
 scientific  
 collectors.



*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.*

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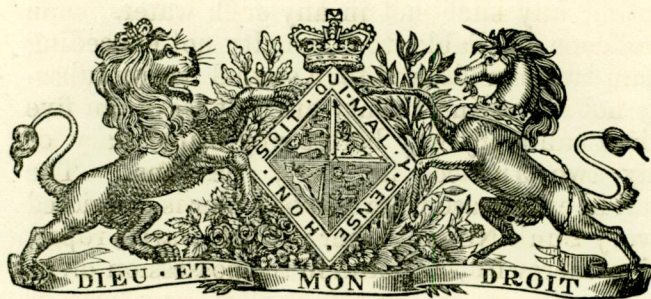
F. W. WEBB,  
*Clerk of Legislative Assembly.*

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

*Legislative Council Chamber,  
Sydney, October, 1891.* }

*Clerk of the Parliaments.*

## New South Wales.



ANNO QUINQUAGESIMO QUINTO

# VICTORIÆ REGINÆ.

\*\*\*\*\*

No. .

An Act to declare unlawful and prevent the use of certain Fishing Nets known as Sunk Nets, and to make other provision subsidiary thereto.

**W**HEREAS great injury is caused to the Fisheries of New South Wales by the use of Sunk Nets, sometimes also known as Trawls, and it is expedient to prohibit the use of such nets for the future, both in tidal and inland waters: Be it therefore 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. This Act may be cited as the "Sunk Nets Act, 1891," and shall be read with and as amending the "Fisheries Act, 1881," and any Act or Acts amending the same.

2. In this Act the expression "Sunk Net" means any net not being a beam trawl, otter trawl, or prawn net having a cod or purse used or intended to be used for the purpose of catching, or capable of catching, fish or prawns, and so hung on the cork or upper line thereof, and weighted on the lead or lower line thereof, as to sink such cork or upper line below the surface of the water in order that the net may be hauled or drawn along, or nearly along, the bottom;

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

*Sunk Nets.*

bottom; and whether such net be used, or intended for use, ~~in tidal waters, or in inland waters, or waters not influenced by the tides in the~~ waters specified in the next following section.

3. From and after the first day of January, in the year one Sunk Nets prohibited, &c.  
 5 thousand eight hundred and ninety-two, every Sunk Net shall be deemed an unlawful net if the same be cast, drawn, or used in the waters of Port Jackson, Botany Bay, or Broken Bay, or their tributary streams, or in any other tidal waters to which the Governor shall, by proclamation in the Gazette, declare the provisions of this section to  
 10 extend. Provided always that it shall be lawful for the Governor in like manner to rescind, vary, or amend such proclamation. And if any person shall after the said date cast, draw, haul, or shoot any Sunk Net in or on any such waters, or assist or aid in casting drawing, hauling, or shooting any such net in any such waters, such  
 15 person shall for the first offence be liable to a penalty not exceeding five pounds and not less than two pounds, and for a second or any subsequent offence to a penalty not exceeding twenty and not less than five pounds, to be recovered in a summary way before any Stipendiary or  
 20 Magistrate or Justices shall in every case where an offender is convicted under this section order every Sunk Net, together with all warps, ropes, and gear used in connection therewith, or found in the possession of, or being used by, such offender, in, or on, or attached to, any boat or vessel in which such offender shall have been when such net was cast,  
 25 drawn, hauled, or shot from, or by such boat or vessel, together with all fish and prawns found in such boat or vessel, or in the possession of such offender, to be forfeited to Her Majesty.

4. Any inspector, assistant inspector of fisheries, or any officer Offenders may be apprehended.  
 of police, or constable may, with or without warrant, seize any Sunk  
 30 Net, together with all gear and appliances in connection with such Sunk Net found in any boat or vessel in any of the waters mentioned in the preceding section, or which at or immediately before the time of seizure was in process of being cast, drawn, hauled, or shot in such waters, and may also, with or without warrant, apprehend and lodge  
 35 with the gaoler or person in charge of any gaol, watch-house, lock-up, or police-station any person offending against any of the provisions of this Act who, on demand made, shall refuse to give his true name and address; but any Justice or any such gaoler or person in charge as aforesaid may liberate any person so lodged in custody on such  
 40 person entering into a recognizance [with or without sureties] in the sum of twenty pounds conditioned for his appearance before any Stipendiary or Police Magistrate or before two or more Justices at a day and place to be therein mentioned.

5. Any Justice of the Peace, upon an information on oath that Justice may grant a warrant to enter suspected places.  
 45 there is probable cause to suspect any breach of the provisions of this Act to have been committed, may, by warrant under his hand and seal, authorize and empower any Inspector of Customs or Police or any officer to enter any dwelling house or premises, vessel, or boat whatsoever for the purpose of searching for and seizing any net declared  
 50 by this Act to be an unlawful net.

6. Any person who shall assault, resist, or obstruct, or encourage Assaulting, &c., Inspectors and others in execution of their duty.  
 any other person to assault, resist, or obstruct any inspector, assistant inspector, constable, officer, or other person whosever in the execution of his duty under this Act shall incur a penalty not exceeding fifty  
 55 pounds nor less than ten pounds, or be liable to imprisonment for any term not exceeding six calendar months. And the adjudicating Magistrate or Justices may, in addition to such penalty, order a sufficient sum to be paid by the offender to cover any damage or injury sustained by the person so assaulted, resisted, or obstructed, which sum shall be  
 60 recoverable in the same manner as a penalty under this Act.

1891.

Legislative Council.

SUNK NETS BILL.

(Amendments to be proposed in Committee of the Whole [on Re-  
committal] by MR. JACOB.)

- Title, line 1. *Omit* "declare unlawful and"
- Page 1, clause 2, line 13. *Omit* "or prawn net"
- Page 1, clause 2, line 14. *Omit* "or intended to be used"
- Page 1, clause 2, lines 14 and 15. *Omit* "or capable of catching"
- Page 1, clause 2, line 15. *After* "fish" *insert* "or prawns"
- Page 2, clause 2, line 1. *After* "bottom" *insert* "and 'a Magistrate'  
"means a Stipendiary or Police Magistrate, or any two  
"Justices of the Peace"
- Page 2, clause 2, line 1. *After* "bottom" *omit* remainder of clause.
- Page 2, clause 3, line 4. *Insert* at commencement "If any person  
"shall"
- Page 2, clause 3, line 5. *Omit* "every" *insert* "cast, draw, haul, or  
"shoot any"
- Page 2, clause 3, lines 5 and 6. *Omit* "shall be deemed an unlawful  
"net if the same be cast, drawn, or used"
- Page 2, clause 3, lines 10, 11, 12, and 13. *Omit* from "Provided" to  
"such waters," both inclusive.
- Page 2, clause 2, lines 18 and 19. *Omit* "Stipendiary or Police"
- Page 2, clause 2, line 19. *Omit* "or any two Justices in Petty  
"Sessions"
- Page 2, clause 2, lines 19 and 20. *Omit* "the Magistrate or Justice"  
*insert* "who"
- Page 2, clause 3, line 25. *Omit* "or by"
- Page 2, clause 3. At end of clause *add* "Provided that it shall be  
"lawful for the Governor, by proclamation, as aforesaid, to  
"rescind, vary, or amend any proclamation extending the  
"provisions of this Act"
- Page 2, clause 4, line 32. *Omit* "or"
- Page 2, clause 5. *Omit* clause 5.
- Page 2, clause 6, line 54. *After* "shall" *insert* "on conviction before  
"any Magistrate"
- Page 2, line 57. *Omit* "or Justices"

THE STATE OF NEW YORK

In SENATE, January 15, 1884.

REPORT OF THE COMMISSIONERS OF THE LAND OFFICE, IN ANSWER TO A RESOLUTION PASSED BY THE SENATE, APRIL 18, 1883.

ALBANY: PUBLISHED BY THE STATE PRINTING OFFICE, 1884.

Price, 50 CENTS.

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Postpaid.





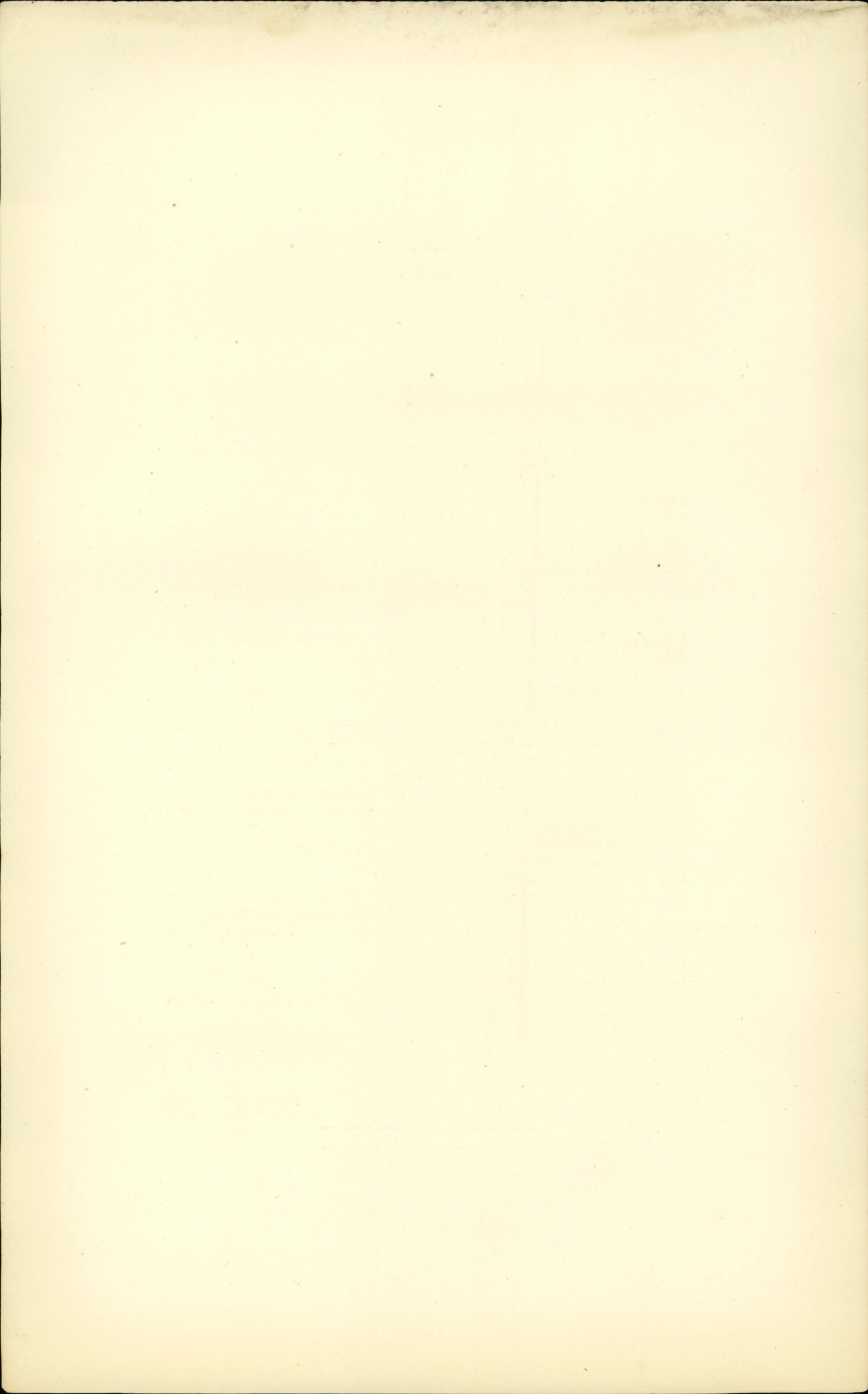
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- Page 2, clause 2, line 1. *After* "bottom" *insert* "and 'a Magistrate' means a Stipendiary or Police Magistrate, or any two Justices of the Peace"
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- Page 2, clause 3, lines 5 and 6. *Omit* "shall be deemed an unlawful net if the same be cast, drawn, or used"
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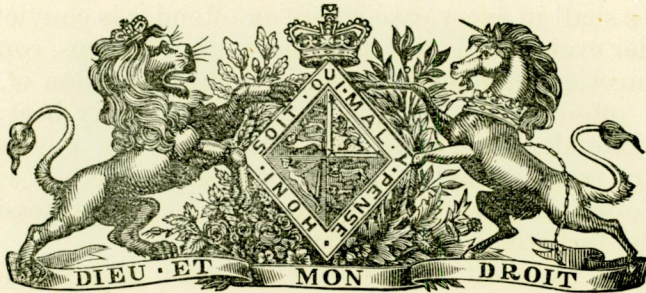


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*Legislative Assembly Chamber,  
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## New South Wales.



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No. .

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**W**HEREAS great injury is caused to the Fisheries of New South Wales by the use of Sunk Nets, sometimes also known as Trawls, and it is expedient to prohibit the use of such nets for the future, both in tidal and inland waters: Be it therefore 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. This Act may be cited as the "Sunk Nets Act, 1891," and shall be read with and as amending the "Fisheries Act, 1881," and any Act or Acts amending the same.

2. In this Act the expression "Sunk Net" means any net having a cod or purse used or intended to be used for the purpose of catching, or capable of catching, fish or prawns, and so hung on the cork or upper line thereof, and weighted on the lead or lower line thereof,

*Sunk Nets.*

thereof, as to sink such cork or upper line below the surface of the water in order that the net may be hauled or drawn along, or nearly along, the bottom; and whether such net be used, or intended for use, in tidal waters, or in inland waters, or waters not influenced by the tides.

3. From and after the first day of January, in the year one thousand eight hundred and ninety-two, every Sunk Net shall be deemed an unlawful net if the same be cast, drawn, or used in the waters of Port Jackson, Botany Bay, or Broken Bay, or their tributary streams. And if any person shall after the said date cast, draw, haul, or shoot any Sunk Net in or on any such waters, or assist or aid in casting, drawing, hauling, or shooting any such net in any such waters, such person shall for the first offence be liable to a penalty not exceeding five pounds and not less than two pounds, and for a second or any subsequent offence to a penalty not exceeding twenty and not less than five pounds, to be recovered in a summary way before any Stipendiary or Police Magistrate or any two Justices in Petty Sessions. The Magistrate or Justices shall in every case where an offender is convicted under this section order every Sunk Net, together with all warps, ropes, and gear used in connection therewith, or found in the possession of, or being used by, such offender, in, or on, or attached to, any boat or vessel in which such offender shall have been when such net was cast, drawn, hauled, or shot from, or by such boat or vessel, together with all fish and prawns found in such boat or vessel, or in the possession of such offender, to be forfeited to Her Majesty.

4. Any inspector, assistant inspector of fisheries, or any officer of police, or constable may, with or without warrant, seize any Sunk Net, together with all gear and appliances in connection with such Sunk Net found in any boat or vessel in any of the waters mentioned in the preceding section, or which at or immediately before the time of seizure was in process of being cast, drawn, hauled, or shot in such waters, and may also, with or without warrant, apprehend and lodge with the gaoler or person in charge of any gaol, watch-house, lock-up, or police-station any person offending against any of the provisions of this Act who, on demand made, shall refuse to give his true name and address; but any Justice or any such gaoler or person in charge as aforesaid may liberate any person so lodged in custody on such person entering into a recognizance [with or without sureties] in the sum of twenty pounds conditioned for his appearance before any Stipendiary or Police Magistrate or before two or more Justices at a day and place to be therein mentioned.

5. Any Justice of the Peace, upon an information on oath that there is probable cause to suspect any breach of the provisions of this Act to have been committed, may, by warrant under his hand and seal, authorize and empower any Inspector of Customs or Police or any officer to enter any premises, vessel, or boat whatsoever for the purpose of searching for and seizing any net declared by this Act to be an unlawful net.

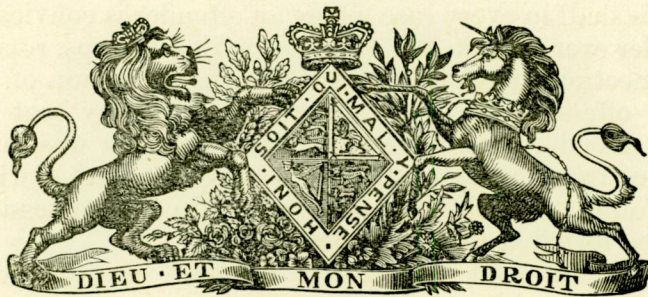
6. Any person who shall assault, resist, or obstruct, or encourage any other person to assault, resist, or obstruct any inspector, assistant inspector, constable, officer, or other person whosoever in the execution of his duty under this Act shall incur a penalty not exceeding fifty pounds nor less than ten pounds, or be liable to imprisonment not exceeding six calendar months. And the adjudicating Justices may, in addition to such penalty, order a sufficient sum to be paid by the offender to cover any damage or injury sustained by the person so assaulted, resisted, or obstructed, which sum shall be recoverable in the same manner as a penalty under this Act.

*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, 23 September, 1891. }*

F. W. WEBB,  
*Clerk of Legislative Assembly.*

## New South Wales.



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*Sunk Nets.*

thereof, as to sink such cork or upper line below the surface of the water in order that the net may be hauled or drawn along, or nearly along, the bottom; and whether such net be used, or intended for use, in tidal waters, or in inland waters, or waters not influenced by the tides.

3. From and after the first day of January, in the year one thousand eight hundred and ninety-two, every Sunk Net shall be deemed an unlawful net if the same be cast, drawn, or used in the waters of Port Jackson, Botany Bay, or Broken Bay, or their tributary streams. And if any person shall after the said date cast, draw, haul, or shoot any Sunk Net in or on any such waters, or assist or aid in casting, drawing, hauling, or shooting any such net in any such waters, such person shall for the first offence be liable to a penalty not exceeding five pounds and not less than two pounds, and for a second or any subsequent offence to a penalty not exceeding twenty and not less than five pounds, to be recovered in a summary way before any Stipendiary or Police Magistrate or any two Justices in Petty Sessions. The Magistrate or Justices shall in every case where an offender is convicted under this section order every Sunk Net, together with all warps, ropes, and gear used in connection therewith, or found in the possession of, or being used by, such offender, in, or on, or attached to, any boat or vessel in which such offender shall have been when such net was cast, drawn, hauled, or shot from, or by such boat or vessel, together with all fish and prawns found in such boat or vessel, or in the possession of such offender, to be forfeited to Her Majesty.

4. Any inspector, assistant inspector of fisheries, or any officer of police, or constable may, with or without warrant, seize any Sunk Net, together with all gear and appliances in connection with such Sunk Net found in any boat or vessel in any of the waters mentioned in the preceding section, or which at or immediately before the time of seizure was in process of being cast, drawn, hauled, or shot in such waters, and may also, with or without warrant, apprehend and lodge with the gaoler or person in charge of any gaol, watch-house, lock-up, or police-station any person offending against any of the provisions of this Act who, on demand made, shall refuse to give his true name and address; but any Justice or any such gaoler or person in charge as aforesaid may liberate any person so lodged in custody on such person entering into a recognizance [with or without sureties] in the sum of twenty pounds conditioned for his appearance before any Stipendiary or Police Magistrate or before two or more Justices at a day and place to be therein mentioned.

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6. Any person who shall assault, resist, or obstruct, or encourage any other person to assault, resist, or obstruct any inspector, assistant inspector, constable, officer, or other person whosoever in the execution of his duty under this Act shall incur a penalty not exceeding fifty pounds nor less than ten pounds, or be liable to imprisonment not exceeding six calendar months. And the adjudicating Justices may, in addition to such penalty, order a sufficient sum to be paid by the offender to cover any damage or injury sustained by the person so assaulted, resisted, or obstructed, which sum shall be recoverable in the same manner as a penalty under this Act.