

ANNO PRIMO

GULIELMI IV. REGIS.

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CAP. LIV.

An Act to revive, continue, and amend several Acts relating to the Fisheries. [16th *July* 1830.]

WHEREAS by an Act passed in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the further Encouragement and better Regulation of the* British *White Herring Fishery, until the First Day of* June *One thousand eight hundred and thirteen, and from thence to the End of the then next Session of Parliament;* and by another Act passed in the Fifty-fifth Year of the Reign of His said late Majesty, intituled *An Act to continue and amend several Acts relating to the* British *White Herring Fishery;* and by another Act passed in the First and Second Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act to repeal certain Bounties granted for the Encouragement of the Deep Sea* British *White Herring Fishery, and to make further Regulations relating to the said Fishery,* certain Regulations were made respecting the *British* White Herring Fisheries; and by the said Acts various Bounties were granted for the Encouragement of the said Fisheries: And whereas by the said Act passed in the First and Second Year of the Reign of His said late Majesty, and by an Act passed in the Fifth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act to amend*

48 G. 3. c. 110.

55 G. 3. c. 94.

1 & 2 G. 4. c. 79.

5 G. 4. c. 64.

amend the several Acts for the Encouragement and Improvement of the British *and* Irish *Fisheries;* and by another Act passed in the Seventh Year of the Reign of His late Majesty King *George* the Fourth, 7 G. 4. c. 34. intituled *An Act to amend an Act of the Fifth Year of His present Majesty, for amending the several Acts for the Encouragement and Improvement of the* British *and* Irish *Fisheries,* the said Bounties, or such of them as were then existing, have been repealed, such Repeal having taken effect upon and from the Fifth Day of *April* One thousand eight hundred and thirty: And whereas Doubts may arise whether the Repeal of the Bounties aforesaid hath not rendered ineffectual certain of the Provisions and Regulations of the before-mentioned Acts of the Forty-eighth and Fifty-fifth Years of the Reign of His said late Majesty King *George* the Third, and of the First and Second Years of the Reign of His late Majesty King *George* the Fourth, relative to the placing a Mark or Character on Barrels containing Herrings properly cured, and it is expedient to remove such Doubts; be it therefore enacted and declared by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That nothing in the said Acts passed in the Fifth and Seventh Years of the Reign of His late Majesty King *George* the Fourth hath repealed or rendered ineffectual so much of the said Acts passed in the Forty-eighth and Fifty-fifth Years of the Reign of His late Majesty King *George* the Third, and of the First and Second Year of the Reign of His late Majesty King *George* the Fourth, as relates to the placing a Mark or Character on Barrels or Half Barrels containing Herrings properly cured, save only so far as respects the Payment of any Bounties therein mentioned; and that, save and except so far as respects the said Bounties, the said Acts passed in the Forty-eighth and Fifty-fifth Years of the Reign of His said late Majesty King *George* the Third, and in the First and Second Years of the Reign of His late Majesty King *George* the Fourth, with reference to the placing a Mark or Character on Barrels containing Herrings properly cured, and every other Provision and Regulation of the said Acts which were in force on the said Fifth Day of *April* One thousand eight hundred and thirty, are and is and shall be in full Force, Virtue, and Effect, as though the said Acts so passed in the Fifth and Seventh Years of the Reign of His late Majesty King *George* the Fourth had not been made.

Nothing in the Acts 5 G. 4. c. 64. and 7 G. 4. c. 34. has repealed the Powers of the recited Acts of 48 and 55 G. 3. and 1 & 2. G. 4. so far as they relate to marking or branding Barrels of Herrings.

Old Barrels employed in the Fisheries with an old official Brand to be forfeited, with their Contents.

II. And be it further enacted, That if any Person or Persons shall ship or put on board any Ship, Vessel, or Boat about to be employed in the said Fisheries any old Barrels or any old Half Barrels theretofore employed in the said Fisheries which at the Time of such Shipment shall bear any official Brand theretofore affixed thereupon under and in pursuance of the said Acts or any of them, or of this present Act, or shall pack any Herrings or other Fish in any such old Barrels or Half Barrels, all such old Barrels or any old Half Barrels, and the Herrings or other Fish, shall be forfeited.

III. And

The Declaration required to be made on Oath by recited Acts of 48 and 55 G. 3. may be made on Affirmation.

III. And whereas by the said Acts passed in the Forty-eighth and Fifty-fifth Years of the Reign of His late Majesty King *George* the Third various Oaths were required to be taken for the Protection of His Majesty's Revenue, and it is no longer necessary that, with a view to that Object, such Oaths should continue to be administered; be it therefore enacted, That all Persons who, under and by virtue of the said recited Acts of the Forty-eighth and Fifty-fifth Years of the Reign of His late Majesty King *George* the Third, were required to make any such Declaration or Statement on Oath, shall henceforth be admitted to make such Declaration or Statement on their, his, or her Affirmation, and without Oath; and if any Person shall wilfully and corruptly make any such Declaration or Statement falsely, every such Person shall incur and become liable to a Fine of not less than Ten Pounds nor more than Twenty Pounds.

Penalty for false Declaration.

The Powers of regulating the Trade of the Cod and Ling Fisheries vested in the Commissioners by 1 G. 4. c. 103. revived, except so far as respects Bounties.

IV. And whereas by an Act passed in the First Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the further Encouragement and Improvement of the* British *Fisheries*, certain Bounties were granted for the Encouragement of the *British* Cod and Ling Fisheries, which Bounties, by virtue of the said recited Acts passed in the Fifth and in the Seventh Years of the Reign of His late Majesty, have ceased and determined: And whereas by the said Act passed in the First Year of the Reign of His late Majesty, certain Provisions were made, empowering the Commissioners of the Herring Fishery to make certain Regulations respecting the said Cod and Ling Fisheries: And whereas by an Act passed in the Fifth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act to amend the several Acts for the Encouragement and Improvement of the* British *and* Irish *Fisheries*, the said Act of the First Year of His said late Majesty was repealed; and it is expedient that the Powers vested as aforesaid in the said Commissioners (save so far only as respects the Payment of the said Bounties) should be revived, and be again vested in the said Commissioners; be it therefore enacted, That so much of the said Act passed in the First Year of the Reign of His late Majesty King *George* the Fourth as authorized the said Commissioners to make such Regulations as aforesaid shall be and the same is hereby revived, and shall be continued in force, save only so far as respects the Payment of the said Bounties; any thing in the said Act of the Fifth Year of His said Majesty's Reign to the contrary notwithstanding.

Recovery of Forfeitures under this Act.

V. And be it further enacted, That all Penalties and Forfeitures hereby imposed shall be sued for, recovered, and applied by such and the same Persons, in such and the same Manner, and to such and the same Purposes, as any Penalties and Forfeitures incurred under the said Acts of the Forty-eighth and Fifty-fifth Years of the Reign of His said late Majesty King *George* the Third may be sued for, recovered, mitigated, and applied.

The Powers granted to the Commis-

VI. And whereas by an Act passed in the Fifty-ninth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for*

sioners of the Irish Fisheries by 59 G. 3. c. 109. shall be vested in the Directors of Inland Navigation.

for the further Encouragement and Improvement of the Irish *Fisheries*, the Lord Lieutenant or other Chief Governor or Governors of *Ireland* was empowered to nominate and appoint Persons to be Commissioners specially for overseeing, directing, and improving the Fisheries of *Ireland*, to be called Commissioners of the *Irish* Fisheries, for the Purpose of executing the Provisions of the said Act for the Period in the said Act mentioned; and by an Act passed in the Seventh Year of the Reign of His late Majesty King *George* the Fourth all the Powers and Authorities given by the said Act of the Fifty-ninth Year of His said late Majesty's Reign were continued in force until the Fifth Day of *April* One thousand eight hundred and thirty: And whereas for the Purposes herein-after mentioned it is expedient that all the Powers of the said Commissioners of the *Irish* Fisheries should be transferred to the Directors of all Works relating to Inland Navigation in *Ireland*, for the Time being, appointed under and by virtue of an Act of the Parliament of *Ireland*, passed in the Fortieth Year of the Reign of His said late Majesty King *George* the Third, for promoting Inland Navigation in *Ireland*; be it therefore enacted, That from and after the passing of this Act all and every Right, Title, and Interest of the said Commissioners of the *Irish* Fisheries, and all Powers and Authorities vested in them in or by the said recited Act of the Fifty-ninth Year of His said late Majesty, or in or by any other Act or Acts in force immediately before the said Fifth Day of *April* One thousand eight hundred and thirty, shall be transferred and conveyed to and the same are hereby vested in and shall be exercised by the Directors of all Works relating to Inland Navigation in *Ireland*, for the Time being; and it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, for the Time being, to nominate and appoint any Person or Persons to be Director or Directors of all Works relating to Inland Navigation, for the Purposes of this Act, in addition to the Number of Directors of the said Works at the Time of the passing of this Act: Provided always, that any such Director or Directors so to be nominated and appointed shall not be entitled to any Salary, Allowance, or Emolument whatsoever as such Director or Directors.

Lord Lieutenant may appoint additional Directors;

who shall not be entitled to any Salary.

Lord Lieutenant may employ Persons for completing Piers begun, or for receiving Repayment of Loans, &c.

VII. And be it further enacted, That it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, for the Time being, to appoint and employ any Persons heretofore appointed under the said recited Act of the Fifty-ninth Year of His late Majesty, or any other Act relating to the *Irish* Fisheries, or to appoint and employ any other Persons, for the completing the Erection of any Pier which shall have been begun, or for the Repayment of any Loans which shall have been advanced for the Encouragement of the *Irish* Fisheries, at any Time previous to the Fifth Day of *April* One thousand eight hundred and thirty, under any Act or Acts in force immediately before that Day, and in general for the managing and concluding of all Concerns, Matters, and Things which shall have been commenced under the Authority of the said Commissioners of the *Irish* Fisheries, and which shall not have been brought to a Conclusion before the passing of this Act; and every such Person so to be appointed and employed shall obey such Instruc-

tions and Orders and Directions as he shall from Time to Time receive from the said Directors of Inland Navigation, or any Two of them, of whom One shall be a Person appointed by the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, for the Purposes of this Act, signified under their Hands, or under the Hand of their Secretary or other proper Officer for that Purpose.

Lord Lieutenant may, for Five Years, order Sums to be issued out of Consolidated Fund for the Purposes of this Act.

VIII. And whereas by the said recited Act passed in the Fifty-ninth Year of the Reign of His said late Majesty the Lord Lieutenant or other Chief Governor or Governors of *Ireland* was authorized to direct the Payment of any Sum or Sums of Money, not exceeding Eight thousand Pounds in any One Year, for the Encouragement of the Coast Fisheries of *Ireland*, and also Salaries and Allowances to the Officers and Persons employed in and about the Execution of the said Act; be it further enacted, That it shall and may be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, from Time to Time during the Period of Five Years from and after the Fifth Day of *April* One thousand eight hundred and thirty, from Time to Time to direct any Sum or Sums of Money, not exceeding the Sum of Four thousand five hundred Pounds in the First Year, and not exceeding the Sum of Three thousand five hundred Pounds in the Second Year, and not exceeding the Sum of Two thousand five hundred Pounds in the Third Year, and not exceeding the Sum of One thousand five hundred Pounds in the Fourth Year, and not exceeding the Sum of One thousand Pounds in the Fifth Year of the said Period of Five Years, to be issued and paid to the Directors of Inland Navigation out of the Revenue of the Consolidated Fund arising in *Ireland*, to be applied in completing any Piers which shall have been begun before the said Fifth Day of *April* One thousand eight hundred and thirty, and in paying such Officers and Persons as shall be necessarily employed in and about or relating to the Completion of such Piers, or in relation to the Repayment of any Loans made and lent before the said Fifth Day of *April* One thousand eight hundred and thirty, or in or about any Matters relating to the said Fisheries, and requisite to be done for fulfilling the Purposes of this Act.

Directors of Inland Navigation shall have all the Powers of Commissioners of the Fisheries.

IX. And be it further enacted, That the Directors of Inland Navigation, or any Two of them, of whom One shall be a Person appointed by the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, for the Purposes of this Act, shall and may have, use, and exercise all such Powers and Authorities, and shall and may do all such Matters and Things, in and about the Execution of this Act, and for the carrying this Act into execution, as the Commissioners of the *Irish* Fisheries might or could have had, used, exercised, or done under any Act or Acts in force relating to the *Irish* Fisheries before the said Fifth Day of *April* One thousand eight hundred and thirty; and that all such Acts shall remain and continue in force for the Purposes of this Act, and for the Payment of all Bounties which may have become payable at any Time before the said Fifth Day of *April* One thousand eight hundred and thirty, and

for the Performance of all Matters and Things relating to such Bounties: Provided always, that nothing in this Act contained shall extend or be construed to extend to revive or continue the Bounties by the said Acts granted, or any of them.

Not to revive the Bounties.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1830.