CHAPTER 28.

An Act to develop the Fisheries of Mussels in Ireland.

[2nd August 1898.]

BE it enacted by the Queen'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, as follows:

Power to make bye-laws with respect to mussels, &c. fisheries.

1. The Inspectors of Irish Fisheries are hereby empowered from time to time to make, alter, and revoke byelaws, rules, orders, or regulations, in the manner and under the regulations set forth in the Fisheries (Ireland) Act, 1842, dealing with the mussel, periwinkle, and cockle fisheries of Ireland, and all the provisions relating to byelaws, rules, orders, and regulations, and to an appeal against the same, and to the enforcing of same, contained in the said Act, shall apply to byelaws, rules, orders, and regulations made, altered, or revoked under the provisions of this Act.

Close season for mussels, &c. fishing.

2. The Inspectors of Irish Fisheries are hereby empowered, in any case where they may deem it expedient, to make a byelaw fixing a period or periods in each year within which it shall not be lawful to take or attempt to take any mussels, periwinkles, or cockles, from any locality specified in said byelaw, or to have in possession or custody, or sell or attempt to sell, mussels, periwinkles, or cockles taken from said locality.

Byelaws may be made on application of persons interested.

3. The Inspectors of Irish Fisheries are hereby empowered in any case where they may deem it expedient to make a byelaw either upon the application of any person interested, or in the absence of such an application, fixing a period, not exceeding three years, during which it shall not be lawful to take or attempt to take mussels, periwinkles, or cockles from any locality specified in said byelaw.

Extension of 32 & 33 Vict. c. 92.

4. Section fourteen of the Fisheries (Ireland) Act, 1869, shall extend to and include mussel beds, periwinkle beds, and cockle beds, and the Inspectors of Irish Fisheries are hereby empowered to grant in respect of the said beds the licences mentioned in said section fourteen.

Extension of 29 & 30 Vict. c. 97.

5. Sections five to sixteen, inclusive, of the Oyster Fishery (Ireland) Amendment Act, 1866, shall extend to and include mussel beds and mussel fisheries, periwinkle beds and periwinkle fisheries, and cockle beds and cockle fisheries.

Interpretation of terms.

6. In the construction of sections five to sixteen, inclusive, of the said last-mentioned Act the term "Commissioners" shall mean the Inspectors of Irish Fisheries, and the term "owner of lands" shall have the meaning assigned to it in section three of the said Act.

Employment of constabulary.

7. Officers and men of the Royal Irish Constabulary and Dublin Metropolitan Police shall have power to enforce the provisions of

any byelaw made and approved in accordance with the powers conferred by this Act.

Enforcing of orders under 40 & 41 Vict. c. 42. s. 10.

8. Any order made by the Inspectors of Irish Fisheries, with the approval of the Lord Lieutenant, under the provisions of section ten of the Fisheries (Oyster, Crab, and Lobster) Act, 1877, shall and may be enforced by the persons appointed by the Inspectors of Irish Fisheries, with the approval of the Lord Lieutenant, under section twelve of the same Act.

Short title.

9. This Act may be cited as the Mussels, Periwinkles, and Cockles (Ireland) Act, 1898.

CHAPTER 29.

An Act to amend the Law with respect to the use of Locomotives on Highways, and with respect to extraordinary Traffic. [2nd August 1898.]

BE it enacted by the Queen'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, as follows:

Provisions as to the weight carried by waggons.

1.—(1.) The council of a municipal borough as regards any highway situated in the borough, and the county council as regards any highway situated in their county but not in a borough, may permit any waggons drawn or propelled by a locomotive on the highway to carry weights in excess of those mentioned in section four of the Locomotive Act, 1861.

24 & 25 Vict. c. 70.

(2.) If any person without such permission uses any waggon drawn or propelled by a locomotive on any highway to carry weights in excess of those mentioned in section four of the Locomotive Act, 1861, as amended by this Act, or, being the owner of the waggon, permits it so to be used, that person shall be liable for each offence, on summary conviction, to a fine not exceeding ten pounds.

(3.) The proviso to section four of the Locomotive Act, 1861, is hereby repealed, and in lieu thereof it is enacted as follows:—

Provided that the regulation of weight herein mentioned shall not extend to any waggon carrying only one block, plate, cable, roll, vessel of stone or metal, or other single article, being of greater weight than sixteen tons, but the fellies, tires, or shoes of such waggon shall not be less than eight inches in breadth, and any damage arising from the user of any such waggon shall be deemed to be damage caused by excessive weight within the meaning of section twenty-three of the Highways and Locomotives Amendment Act, 1878, as amended by this Act.

41 & 42 Vict. c 77.

Weight of waggons to be affixed thereon.

2. The weight unloaded of every waggon drawn or propelled by a locomotive shall be conspicuously and legibly affixed thereon, and every owner not having affixed such weight shall be liable for each offence, on summary conviction, to a fine not exceeding five pounds,