CHAP. xxvii.

An Act to confirm certain Orders made by the Board of Trade under The Sea Fisheries Act, 1868, relating to the Frith of Forth. [20th June 1870.]

A.D. 1870.

WHEREAS an Order made by the Board of Trade, under The Sea Fisheries Act, 1868, is not of any validity or force whatever until the confirmation thereof by Act of Parliament: 31 & 32 Vict. c. 45.

And whereas it is expedient that the several Orders made by the Board of Trade under the said Act, and set out in the schedule to this Act, be confirmed by Act of Parliament:

Be it therefore 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:

Confirmation of Orders in schedule.

1. The several Orders set out in the schedule to this Act shall be and the same are hereby confirmed, and all the provisions thereof, in manner and form as they are set out in the said schedule, shall, from and after the passing of this Act, have full validity and force.

Short title.

2. This Act may be cited as The Oyster and Mussel Fisheries Orders Confirmation Act, 1870, (No. 2.)

A.D. 1870.

The SCHEDULE of Orders.

ABERDOUR (FIFE).—Establishment and maintenance of several mussel fishery in the Frith of Forth.

BUCCLEUCH.—Establishment and maintenance of several mussel fishery in the Frith of Forth.

MID-FORTH.—Establishment and maintenance of several oyster and mussel fishery in the Frith of Forth.

Aberdour (Fife).

ABERDOUR (FIFE) MUSSEL FISHERY.

Order for the Establishment and Maintenance by the Right Honourable Sholto John Watson Douglas, Earl of Morton, of a several or exclusive Mussel Fishery in the Frith of Forth in the County of Fife.

Undertakers.

1. The Right Honourable Sholto John Watson Douglas, Earl of Morton, and his heirs and successors in the estates of Aberdour in the county of Fife, (in this Order called the undertakers,) shall be the undertakers of the fishery mentioned in this Order.

Limits of fishery.

2. The following are the undertakers fishery grounds under this Order (as shown on a plan deposited at the Board of Trade) namely; all those parts of the foreshore and bed of the Frith of Forth situated within the parishes of Aberdour and Burntisland in the county of Fife, and containing an area of four thousand four hundred and forty acres or thereabouts, and bounded as follows:—on the west, by an imaginary line drawn due south from the west top of the lands of Cuttlehill, called the Old Muir, and passing through the northernmost point of St. Colm's Abbey, in the Island of Inchcolm, until it intersects an imaginary straight line drawn due west from the Mickry Stone; on the south, by an imaginary straight line drawn due east from the point of intersection above mentioned to the Mickry Stone, and thence by another imaginary straight line drawn from the Mickry Stone to the north-west point of the Island of Inchkeith, until it intersects the eastern boundary herein-after mentioned; on the east, by an imaginary line drawn due south from the west side of the harbour of Burntisland, until it intersects the southern boundary herein-before mentioned; and on the north, by the line of high water of ordinary spring tides on the shore of the Frith of Forth between the eastern and western boundaries herein-before mentioned.

Aberdour (Fife).

3. This Order confers on the undertakers a right of several or exclusive mussel fishery within the limits above mentioned. Right of several fishery.

4. The limits of the said several fishery are marked on the said plan deposited at the Board of Trade, and shall be further marked or buoyed out in such manner as the Board of Trade may from time to time direct. Notice of the said limits may also be given to fishermen, dredgermen, and other persons, in such manner as the Board of Trade may direct. Marking of limits, and notice thereof.

5. No buildings, erections, embankments, or other works shall at any time be commenced or executed within the limits above described without the previous sanction and approval in writing of the Board of Trade. Works not to be commenced without assent of Board of Trade.

6. The undertakers shall render to the Board of Trade such accounts of their capital, expenditure, and income, and of all mussels sold by them, in such form and at such times as the Board of Trade may require, and shall allow the Board of Trade, or any person appointed by the Board of Trade, to inspect the fishery, and all books and documents in their possession relating thereto, and shall give to such Board or person all such information relating thereto as they or he may require. Undertakers to give accounts of capital, receipts, and expenditure, and of mussels sold.

7. This Order shall continue in operation for sixty years from the date of its confirmation by Act of Parliament, and no longer. Duration of Order.

8. This Order shall not be taken as a consent to the surrender of any rights, interests, powers, authorities, or privileges transferred to the management of the Board of Trade, by "The Crown Lands Act, 1866." Saving rights under "Crown Lands Act, 1866."

9. This Order may be cited as "The Aberdour (Fife) Fishery Order, 1870." Short title.

BUCCLEUCH MUSSEL FISHERY.

Buccleuch.

Order for the Establishment and Maintenance, by his Grace Walter Francis Duke of Buccleuch and Queensberry, of a several or exclusive Mussel Fishery in the Frith of Forth in the County of Edinburgh.

1. His Grace Walter Francis Duke of Buccleuch and Queensberry, and his heirs and successors, shall be the undertakers of the fishery mentioned in this Order. Undertakers.

2. The following are the fishery grounds under this Order, as shown on plans deposited with the Board of Trade; namely, those parts of the bed of the Frith of Forth lying in the parishes of Cramond and North Leith and county of Edinburgh, containing an area of five thousand four hundred and three imperial acres, or thereabouts, and bounded as follows; viz., on the north, by a straight line drawn due east and west through the Mickry Stone till it intersects the eastern and western boundaries herein-after mentioned; on the east, by a straight line drawn due north from the east end of the old village of Limits of fishery.

Buccleuch.

Newhaven till it intersects the northern boundary herein-before mentioned; on the west, by a line drawn due north from the shore at Cramond, passing along the east side of Cramond Island, and projected northwards till it intersects the northern boundary herein-before mentioned; and on the south, by the line of low water of ordinary spring tides on the shore of the Frith of Forth between the eastern and western boundaries above mentioned.

Right of several fishery.

3. This Order confers on the said Duke of Buccleuch and Queensberry, and his heirs and successors, a right of several mussel fishery within the limits above mentioned.

Marking of limits and notice thereof.

4. The limits of the said several fishery are marked on a plan deposited at the Board of Trade, and shall be further marked or buoyed out in such manner as the Board of Trade may from time to time direct. Notice of the said limits may also be given to fishermen, dredgermen, and other persons, in such manner as the Board of Trade may direct.

Certain works not to be commenced without assent of Board of Trade.

5. No buildings, erections, or other works shall at any time be commenced or executed within the limits above described without the previous sanction and approval in writing of the Board of Trade, excepting always such buildings and erections as may be made in connexion with Granton Harbour, belonging to the said Duke.

Undertakers to give accounts of capital, receipts, and expenditure, and of mussels sold.

6. The said Duke, and his heirs and successors, shall render to the Board of Trade such accounts of the capital, expenditure, and income connected with the said fishery, and of all mussels sold, in such form and at such times as the Board of Trade may require, and shall allow the Board of Trade, or any person appointed by the Board of Trade, to inspect the fishery, and all books and documents in their possession relating thereto, and shall give to such board or person all such information relating thereto as they or he may require.

Duration of Order.

7. This Order shall continue in operation for sixty years from its confirmation by Parliament.

Saving rights under "Crown Lands Act, 1866."

8. This Order shall not be taken as a consent to the surrender of any rights, interests, powers, authorities, or privileges transferred to the management of the Board of Trade by "The Crown Lands Act, 1866."

Short title.

9. This Order may be cited as "The Buccleuch Fishery Order, 1870."

MID-FORTH OYSTER AND MUSSEL FISHERY.

Mid-Forth.

Order for the Establishment and Maintenance by John Anderson, of No. 106, *George Street, Edinburgh, Merchant, of a several or exclusive Oyster and Mussel Fishery in the Frith of Forth in the County of Fife.*

Undertakers.

1. John Anderson of No. 106, George Street, Edinburgh, Merchant, his heirs and assignees, shall be the undertakers of the fishery mentioned in this Order.

Limits of fishery.

2. The following are the undertakers fishery grounds under this Order (as shown on a plan deposited at the Board of Trade); namely, all those parts of the bed of the Frith of Forth situate in the county of Fife, containing an area of 414 acres or thereabouts, and bounded as follows:—On the west, by an imaginary line drawn due south from a point one nautical mile due south of the west pier of Burntisland until it intersects an imaginary line drawn from the Mickry Stone to the north-west point of the Island of Inchkeith; on the south, by that portion of the imaginary line last mentioned which lies between the last-named point of intersection and the point where it intersects another imaginary line drawn from Burntisland Harbour Pier Light to Newhaven Pier Light; on the east, by that portion of the imaginary line last mentioned which lies between the last-named point of intersection and the point where it intersects an imaginary line drawn due east from a point one nautical mile due south of the west pier of Burntisland; and on the north, by the last-named imaginary line between the points of intersection.

These fishery grounds are delineated on the said plan deposited at the Board of Trade endorsed "Mid-Forth Fishery Order, 1870," and are marked thereon by the letters A. C. D. B.

Right of several fishery.

3. This Order confers on the said John Anderson, and his heirs and assignees, a right of several Oyster and Mussel Fishery within the limits above mentioned.

Marking of limits, and notice thereof.

4. The limits of the said several fishery are marked on the said plan deposited at the Board of Trade, and shall be further marked or buoyed out, in such manner as the Board of Trade may from time to time direct. Notice of the said limits may also be given to fishermen, dredgermen, and other persons, in such manner as the Board of Trade may direct.

Works not to be commenced without assent of Board of Trade.

5. No buildings, erections, embankments, or other works, shall at any time be commenced or executed within the limits above described, without the previous sanction and approval in writing of the Board of Trade.

Undertakers to give accounts of capital, receipts, and expenditure, and of oysters and mussels sold.

6. The undertakers shall render to the Board of Trade such accounts of their capital, expenditure, and income, and of all oysters and mussels sold by them, in such form and at such times as the Board of Trade may require, and shall allow the Board of Trade, or any person appointed by the Board of Trade,

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to inspect the fishery, and all books and documents in their possession relating thereto, and shall give to such Board or person all such information relating thereto as they or he may require.

Duration of Order.

7. This Order shall continue in operation for sixty years from its confirmation by Act of Parliament, and no longer.

Saving rights under "Crown Lands Act, 1866."

8. This Order shall not be taken as a consent to the surrender of any rights, interests, powers, authorities, or privileges transferred to the management of the Board of Trade by "The Crown Lands Act, 1866."

Short title.

9. This Order may be cited as "The Mid-Forth Fishery Order, 1870."

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Printers to the Queen's most Excellent Majesty. 1870.