ANNO SEPTIMO & OCTAVO

# VICTORIÆ REGINÆ.

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## C A P. XCV.

## An Act to amend an Act of the Ninth Year of King *George* the Fourth, for the Preservation of the Salmon Fisheries in *Scotland*.

[9th *August* 1844.]

WHEREAS an Act was passed in the Ninth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act for the Preservation of the Salmon Fisheries in* Scotland: And whereas it is expedient to prevent the Destruction of Salmon, or Fish of the Salmon Kind, in the Sea or Shores thereof: And whereas Doubts are entertained of the Provisions of the said Act being applicable to the Sea or Sea Shore: 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, That if any Person not having a legal Right or Permission from the Proprietor of the Salmon Fishery shall from and after the passing of this Act wilfully take, fish for, or attempt to take, or aid or assist in taking, fishing for, or attempting to take, in or from any River, Stream, Lake, Water, Estuary, Firth, Sea Loch, Creek, Bay, or Shore of the Sea, or in or upon any Part of the Sea, within One Mile of Low-water Mark, in *Scotland*, any Salmon, Grilse, Sea Trout, Whitling, or other

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**Persons fishing for Salmon within One Mile of the Shore, not having a legal Right or Permission, liable to Penalty.**

other Fish of the Salmon Kind, such Person shall forfeit and pay a Sum not less than Ten Shillings and not exceeding Five Pounds for each and every such Offence, and shall, if the Sheriff or Justices shall think proper, over and above, forfeit each and every Fish so taken, and each and every Boat, Boat Tackle, Net, or other Engine used in taking, fishing for, or attempting to take Fish as aforesaid; and it shall be lawful for any Person employed in the Execution of this Act to seize and detain all Fish so taken, and all Boats, Tackle, Nets, and other Engines so used, and to give Information thereof to the Sheriff or any Justice of the Peace, and such Sheriff or Justice may give such Orders concerning the immediate Disposal of the same as may be necessary.

Provisions of recited Act extended to this Act.

II. And be it enacted, That the Regulations as to the Recovery and Application of Penalties and the Apprehension of Offenders, and all other Enactments and Provisions of the said recited Act, shall extend and apply to what is herein above enacted, and this Act shall be construed and applied in the same Manner and in all respects as if it had formed Part of the said recited Act.

Saving Rights of Proprietors.

III. And be it enacted, That nothing herein contained shall be construed as depriving any Proprietor of Salmon Fishery of any Right now by Law vested in such Proprietor to prevent any Person from fishing either within or beyond the Limits specified in this Act.

Saving Rights of the Crown.

IV. And be it enacted, That nothing herein contained shall affect the Rights or Property of the Crown.

LONDON: Printed by GEORGE E. EYRE and ANDREW SPOTTISWOODE, Printers to the Queen's most Excellent Majesty. 1844.