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This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed as now printed, is transmitted to the HOUSE OF REPRESENTATIVES for its concurrence.
Legislative Council,
26th August, 1902.

Hon. Mr. W. C. Walker.

FISHERIES CONSERVATION ACT AMENDMENT (No. 2).

ANALYSIS.

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| <ul style="list-style-type: none"> Title. 1. Short Title. 2. Power to acquire lands for fish-hatcheries. 3. Private waters. | <ul style="list-style-type: none"> 4. Owner may fish without license. 5. Regulations and licenses validated. 6. Regulations. |
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A BILL INTITULED

AN ACT to amend "The Fisheries Conservation Act, 1884." Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. The Short Title of this Act is "The Fisheries Conservation Act Amendment Act, 1902 (No. 2)"; and it shall form part of and be read together with "The Fisheries Conservation Act, 1884" (hereinafter referred to as "the principal Act"). Short Title.

2. (1.) Whenever it is, in the opinion of the Minister for Public Works, necessary in the public interest to acquire any land for the establishment of fish-breeding or fish-hatcheries in the colony, the Minister may take such land as for a "public work" within the meaning and subject to the provisions of "The Public Works Act, 1894," and compensation shall be ascertained and paid accordingly: Provided that not more than twenty acres of land shall be so taken for any one hatchery. Power to acquire lands for fish-hatcheries.

(2.) The Governor in Council may from time to time declare that any streams, waters, or springs are set apart for the purpose of such fish-breeding or fish-hatcheries, subject to any regulations made under the principal Act.

(3.) Any lands acquired under this section may be transferred to or vested in any duly registered acclimatisation society upon such terms or conditions as the Governor in Council thinks fit to impose.

(4.) Nothing in this section shall apply to any navigable river.

3. The expressions "waters the property of any private person" and "water of which he is the owner," or any similar expressions used in the principal Act, shall not include the waters of any permanent stream which passes from the property of one person to that of another, nor any other waters not wholly contained within the property of one private owner. Private waters.

Owner may fish
without license.

4. No person being the occupier of any lands, or some one person appointed by him in writing, shall be prevented from fishing without license or payment of fee upon any lands so occupied by such first-mentioned person within the period and upon the conditions allowed by regulations under the principal Act, or be liable to any penalty for so doing. 5

Regulations and
licenses validated.

5. All regulations heretofore made under the principal Act shall be deemed to be and to have been as valid and effectual as if the same had been duly made subsequent to the passing of this Act.

Regulations.

6. In addition to the several matters mentioned in section five of the principal Act for which provision may be made by regulations, the Governor in Council may make regulations,— 10

- (1.) Prescribing any conditions or restrictions upon the taking of any fish or having the same in possession :
- (2.) Providing for the issue of licenses to take fish, or certain kinds of fish ; the mode of applying for and conditions of such licenses, and the fee to be paid in respect thereof, with power to vary such fee in respect of any part of a district, or in respect of part of any open season, or in respect to male adults, youths, and women ; and to prohibit or restrict the taking of or fishing for fish, or certain kinds of fish, without such license : 15
- (3.) Providing for the payment to any registered acclimatisation society of any fines or of such license fees, or any of them, for the purpose of the distribution, rearing, cultivation, or protection of fish in the district of such society. 20 25