

No. VIII.

NET-FISHING
IN PORT HACKING
PROHIBITION
ACT AMENDMENT.

An Act to amend the "Net-fishing in Port Hacking Prohibition Act of 1886." [13th November, 1894.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Governor may declare portion of Port Hacking open to net-fishing.

1. Notwithstanding anything contained in the Principal Act, it shall be lawful for the Governor upon the recommendation of the trustees of the National Park, to declare from time to time by notification in the *Gazette*, that any portion of Port Hacking to the eastward of the part commonly termed the "Spit" is open to net-fishing, and such portion shall thereupon be open to net-fishing, subject to any regulations made under this Act, and to any Act relating to Fisheries in force for the time being throughout the Colony of New South Wales: Provided that the Governor shall have the power from time to time to revoke any such notification.

Penalty for taking fishing net into prohibited waters.

2. Every person who shall take a fishing net, or be in a boat containing a fishing net, in any part of Port Hacking to the westward of the said Spit, or in Burraneer Bay, shall be liable to a penalty of not less than five pounds nor more than ten pounds.

Regulations.

3. The Governor may, upon the recommendation of the trustees of the National Park, make regulations for the further or better carrying out of the provisions of the Principal Act or of this Act, and by such regulations may impose penalties for the breach of any such regulations not exceeding ten pounds nor less than ten shillings, and such regulations shall have the force of law upon being published in the *Gazette*.

Recovery of penalties.

4. All penalties imposed by the Principal Act or this Act, or any of the regulations made hereunder, may be recovered before a Stipendiary or Police Magistrate or any two Justices of the Peace in Petty Sessions upon the information of any officer of the Commissioners of Fisheries for New South Wales, or of the trustees of the National Park, or of any servant of the said trustees by them authorised in writing in that behalf, or of any constable, or of any person specially appointed by the Governor to enforce the observance of the said Acts and regulations.

Definition.

5. In this Act the word "Governor" means the Governor with the advice of the Executive Council, and the words "Principal Act" mean the "Net-fishing in Port Hacking Prohibition Act of 1886."

Short title.

6. This Act may be cited as the "Net-fishing in Port Hacking Prohibition Act Amendment Act of 1894."