

FISHERIES AND OYSTER FARMS
(AMENDMENT) ACT.

Act No. 12, 1938.

George VI.
No. 12, 1938. **An Act to amend the Fisheries and Oyster Farms Act, 1935, in certain respects; and for purposes connected therewith. [Assented to, 21st October, 1938.]**

BE it enacted by the King'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 :—

Short title. **1.** (1) This Act may be cited as the "Fisheries and Oyster Farms (Amendment) Act, 1938."

(2)

Fisheries and Oyster Farms (Amendment) Act.

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(2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

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(3) The Fisheries and Oyster Farms Act, 1935, as amended by subsequent Acts including this Act, may be cited as the Fisheries and Oyster Farms Act, 1935-1938.

2. The Fisheries and Oyster Farms Act, 1935, as amended by subsequent Acts, is amended—

Amendment
of Act No.
58, 1935.
Sec. 19.
(Closing of
certain
waters.)

(a) by inserting at the end of subsection four of section nineteen the following word and new paragraph—

or

(d) that the net which is the subject of the charge—

(i) was used in the waters referred to in paragraph (c) of subsection one of this section—solely for the capture of Australian salmon (*Arripis trutta*);

(ii) is a net of the type, dimensions and mesh prescribed for use in such waters or in the part of such waters in which the same was used and was used only during the period at the times and in the manner prescribed, and

where the offence the subject of the prosecution is against paragraph (a) of subsection two of this section that all fish other than Australian salmon taken in the net were released.

(b) by omitting from Schedule B the description under the heading "Tuggerah Lake and Ocean Waters Adjoining" and by inserting in lieu thereof the following description:—

Sch. B.

County of Northumberland. The whole of the tidal waters of the channel entrance to Tuggerah Lake within a distance of fifty yards measured rectangularly on the lake side of a line drawn across the said channel entrance and being the prolongation of the outer shore of the (for the time

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time being) more westerly point of entrance from the ocean to the said channel entrance and also the whole of the ocean waters adjacent to the entrance to Tuggerah Lake described in Schedule A to this Act.
