CHAP. 31.

An Act to confirm an Order made by the Board of Trade under The Sea Fisheries Act, 1868, relating to Langston, and to amend the forty-fifth section of The Sea Fisheries Act, 1868. [12th July 1869.]

A.D. 1869.

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 Order 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 Order in schedule.

1. The Order set out in the schedule to this Act shall be and the same is 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.

Certificate to be made by the Board of Trade.

2. Any certificate hereafter to be made by the Board of Trade, in pursuance of the forty-fifth section of "The Sea Fisheries Act, 1868," may be made either as to the entire area of the fishery or as to any part thereof.

Short title.

3. This Act may be cited as The Oyster and Mussel Fisheries Orders Confirmation Act, 1869 (No. 2).

A.D. 1869.

SCHEDULE.

Langston.

Order for the establishment and maintenance by the South of England Oyster Company, Limited, of a several oyster fishery in Langston Channel and other parts of Langston Harbour in the county of Southampton, and in certain rythes or channels in Chichester Harbour in the said county.

Undertakers.

1. The South of England Oyster Company, Limited, (in this Order called the company,) shall be the undertakers of the fishery mentioned in this Order.

Limits of fishery.

2. The following are the company's fishery grounds under this Order (as shown on plans deposited at the Board of Trade), namely, all those parts of the bed of the channels inside Langston Harbour known as Langston Channel, being all that part of the main channel surrounding the island of Hayling on the western side, covered with the tide at low water ordinary neap tides, and all that portion of the rythes lying between the main channel surrounding the island of Hayling on the western side and the mainland of the said island, which at low water of ordinary neap tides is covered with the tide, situate within the several parishes of Hayling North, Hayling South, Wymering, Widley, Farlington, Bedhampton, Portsmouth, Portsea extra parochial, or some or one of them, all in the county of Southampton, containing an area of two hundred acres or thereabouts, and bounded as follows: that is to say, on the north by an imaginary line drawn from a point 300 yards or thereabouts south of the eastern end of Hayling Bridge to New Milton, and on the south by an imaginary line drawn from a point 300 yards or thereabouts north-east of the northern bank of Rod Rythe, at its junction with the main channel, to a point on the opposite side of Langston Channel due west of the said point; also all those parts of the foreshore and bed of the channels or rythes inside Chichester Harbour, known as Mengeham Rythe and Cockle Rythe, both of which said rythes are situated on and run out of the western side of Emsworth Channel, situate in the said parish of Hayling South in the said county of Southampton, containing an area of twenty-five acres or thereabouts, bounded on the east side by an imaginary line drawn across the end of Cockle Rythe at the point where it falls into or joins the Emsworth Channel.

Right of several fishery.

3. This Order confers on the company a right of several oyster fishery within the limits above mentioned.

Marking of limits.

4. The limits of the said several fishery shall be marked out as follows; that is to say, by poles or beacons placed on the line of low water mark of ordinary neap tides on each side of Langston Channel and Cockle Rythe, at the boundaries referred to in Article 2 of this Order, and on the east and west sides of Langston Channel by poles or beacons placed on the line of low water mark of ordinary neap tides at intervals of not more than 100 yards.

Notice to be given if marks obliterated.

5. In the event of the marks mentioned in the last foregoing Article being obliterated by storm or otherwise, they shall be replaced by the company,

and notice of the said limits may be given to fishermen, dredgermen, and other persons:

(1.) By notice boards or placards placed in conspicuous places at the entrances of Langston and Chichester Harbours, at Emsworth, and at Hayling Bridge:

(2.) By advertisements in one or more local newspapers, and in the London "Shipping and Mercantile Gazette."

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

6. No buildings, erections, embankments, or other works other than the marks mentioned in Article 4 of this Order, 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.

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

7. The company shall render to the Board of Trade such accounts of their capital, expenditure, and income, and of all oysters sold by the company, 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.

Time of operation.

8. 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."

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

Short title.

10. This Order may be cited as "The Langston Fishery Order, 1869."

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