

HARBOUR ISLAND AND SPANISH WELLS COMMONERS RULES

(SECTION 11)

[Commencement 15th August, 1938]

- Short title. **1.** These Rules may be cited as the Harbour Island and Spanish Wells Commoners Rules.
- Fee
5. of 1987, Sch. **2.** When a commoner is registered under these Rules he shall pay to the commissioner a fee of ten cents.
- Register. **3.** A register of commoners shall be formed and kept by the commissioner at Dunmore Town, Harbour Island.
- Meetings. **4.** Meetings of the commoners may be summoned at any time by the commissioner, or by the chairman, or by five or more commoners. Public notice of any such meeting shall be given twenty-four hours before such meeting by a crier in the streets of the respective settlements.
- Failure to cultivate land. **5.** When a commoner, having felled land, fails within one year to cultivate the same, or having cultivated the same or any other piece or portion of land for a period of years, fails for three consecutive years to cultivate same, the land shall be considered abandoned and thereupon any other commoner may take possession of and cultivate such land.
- Proximity of cultivation. **6.** No commoner shall cultivate any land within fifteen feet of the land of another commoner whether the same is under cultivation or not without the consent of the commoner who is in possession of the adjacent land.
- Unlawful entry. **7.** No person shall enter upon the land of a commoner without his permission or other lawful excuse.
- Land cultivation. **8.** A commoner shall not fell more land than he is able to cultivate within a year.
- Setting fire. **9.** Fire shall not be put to any land in possession of a commoner until reasonable notice has been given to the occupiers of the adjacent land:

Provided however, that such notice shall be unnecessary if the land under cultivation is more than one hundred feet away.

10. No person who is not a registered commoner shall be allowed to work in or cultivate any land of the commonage upon shares or at all. Employment on commonage.

11. A commoner shall have the right to enclose any land in his occupation. Enclosure.

12. Every commoner shall have free access to every natural watering place on the commonage. Watering places.

13. In the event of a commoner becoming ill or being absent from the settlement any member of his family or other registered commoner whom he directs shall be allowed to continue his cultivation. Illness or absence.